



GOVERNMENT OF INDIA
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE
NORTH EASTERN REGIONAL OFFICE
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No. 3-AS B 036/2017-SHI *2892-93*

08th January, 2018

To

The Secretary,
Environment & Forest Department,
Government of Assam,
Dispur, Guwahati

Sub: Proposal for diversion of 1.0 hectare of forest land for operation of Dholpahar Stone Mahal No.1 under Nagon Division in favour of Sri Biswajit Banik, Nagaon.

Sir,

This has got reference to the State Govt letter No. FRS.145/2015/38 dated 22.06.2017 on the subject mentioned above, seeking prior approval of the Central Government in accordance with Section 2 of the FCA, 1980.

After careful consideration of the proposal of the State Government of Assam by the Regional Empowered Committee held on 15.09.2017 and its recommendation and by the approval of the competent authority of this Ministry as communicated vide letter no 14-10/2018-ROHQ dated 05.01.2018, I am to inform that **"In Principle Approval"** is hereby granted under Section 2 of the FCA, 1980 for 1.0 hectare of forest land for operation of Dholpahar Stone Mahal No.1 under Nagon Division in favour of Sri Biswajit Banik, Nagaon subject to the following conditions:

- (i) The compensatory afforestation shall be raised as per the Forest(Conservation) Act,1980 guidelines and necessary compensatory afforestation scheme duly authenticated by the competent authority is to be submitted.
- (ii) The SoI Toposheet indicating the proposed CA site with the GPS coordinates, site suitability certificate from the concerned Divisional Forest Officer along with the soft copy of the shape file be submitted.
- (iii) The proposed CA site is to be updated in the Ministry's website in consultation with NIC, New Delhi.
- (iv) The user agency shall transfer the cost of compensatory afforestation as estimated by State Forest Department to Adhoc CAMPA through State Forest Department.
- (v) The State Govt shall charge the Net Present Value of the forest land diverted under this proposal from the User Agency as per the Judgment of the Hon'ble Supreme Court of India dated 28.03.2008 & 09.05.2008 in IA No.566 in WP (C)

No.202/1995 and as per the guideline issued by this Ministry vide letter No. 5-3/2001-FC dated 05.02.2009 in this regard.

- (vi) The User Agency shall furnish an undertaking to pay the additional amount of the Net Present Value (NPV) of the diverted forest land, if any, becoming due after finalization/revision of the same by Hon'ble Supreme Court of India.
- (vii) All the above funds received from the User Agency under the project shall be transferred to the Ad-hoc CAMPA Fund in New SB account No. 520101263743434 of Corporation Bank, CGO Complex, Phase-I, Lodhi Road, new Delhi-110003.
- (viii) The User Agency shall bear and deposit the amount of the cost of demarcation of the land proposed for diversion directly to the concerned Divisional Forest Officer. The concerned Divisional Forest Officer shall demarcate the land proposed for diversion on the ground by erecting at least 4' high cement-concrete pillars duly numbered, forward and backward bearing and distance from pillar to pillar written on the pillars and DGPS co-ordinates to be inscribed on the pillars. The competent authority in the State Govt shall verify and issue a certificate to this effect. Photographs showing permanent boundary pillars with GPS co-ordinates be submitted.
- (ix) The certificates for the payment in respect to Sl. No. (viii) shall be furnished to this office by the user agency.
- (x) All other clearance/NOCs under different applicable rules/regulations /local laws and under Forest Dwellers (Recognition of Forest Rights) Act, 2006 as required vide MoEF, New Delhi guideline No.11-9/1998-FC(pt) dated 03.08.2009 shall be complied with.

After receipt of the compliance report from the State Government on fulfillment of the conditions mentioned above, final approval will be issued in this regard. Formal transfer of forest land shall not be effected by the State Govt till final approval orders approving the diversion of forest land are issued by the Central Government.

Yours faithfully,


(S.K. Aggarwal)

Addl. Principal Chief Conservator of Forests(C)

Copy to:

1. The Principal Chief Conservator of Forests & HoFF, Govt of Assam, Govt of Assam, Rop Konwar Jyoti Prasad Agarwal Path, Near Srimanta Sankardev Kalakheta, Panjabari, Guwahati - 781037.


(S.K. Aggarwal)

Addl. Principal Chief Conservator of Forests(C)

