



सत्यमेव जयते

भारत सरकार
GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE
Regional Office (Southern Zone),
Kendriya Sadan, IVth Floor, E& F Wings, 17th Main Road,
IInd Block, Koramangala, Bangalore – 560 034,
Tel.No.080-25635908, E.Mail: rosz.bng-mef@nic.in



BY SPEED POST

F.No.4-GOB 1216/2019-BAN/
Dated the 9th December, 2019

1310

To

The Secretary (Forests),
Government of Goa,
Secretariat Annexe,
Secretariat, Porvorim,
Goa -403 521.

Subject: Diversion of 0.06 ha. of forest land in Sy.No. 135 of Torxem village, North Goa Division for construction of Four laning of existing NH-17 (New NH-66) from KM 475.000 to 502.500 in the State of Goa under NHDP-III (Patradevi to Karaswada Section on NH-17) in favour of Public Work Department, WD VII (NH), Panaji, Goa -reg.

Sir,

Please refer to the Dy. Conservator of Forests, Monitoring & Evaluation, Forest Department, Government of Goa's letter No.6-901-2019-20-FD/421 dated 29/11/2019 on the above mentioned subject seeking prior approval of the Central Government under Section '2' of Forest (Conservation) Act, 1980.

After careful consideration of the proposal, I am directed to convey Central Government's approval in-principle (**Stage-I**) under Section '2' of Forest (Conservation) Act, 1980 for diversion of 0.06 ha. of forest land in Sy.No. 135 of Torxem village, North Goa Division for construction of Four laning of existing NH-17 (New NH-66) from KM 475.000 to 502.500 in the State of Goa under NHDP-III (Patradevi to Karaswada Section on NH-17) in favour of Public Work Department, WD VII (NH), Panaji, Goa, subject to the following conditions:-

1. The legal status of forest land shall remain unchanged.
2. The boundary of the forest land to be diverted shall be suitably demarcated on ground at the project cost as per the directions of concerned Divisional Forest Officer.
3. The State Government shall charge the Net Present Value for 0.06 ha. of forest area to be diverted under this proposal from the user agency as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA Nos.826 in 566 with related IA's in Writ Petition (Civil) No.202/1995.

SM

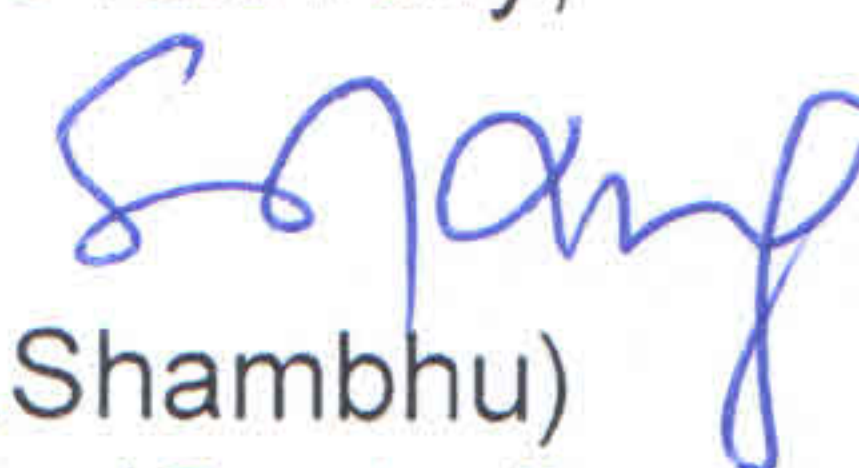
4. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the user agency. The user agency shall furnish an undertaking to this effect.
5. All the funds received from the user agency under the project shall be transferred /deposited to CAMPA fund only through (<https://parivesh.nic.in/>).
6. The layout plan of the proposal shall not be changed without prior approval of Central Government.
7. State Government shall complete settlement of rights, in term of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act 2006, if any, on the forest land to be diverted and submit the documentary evidence as prescribed by this Ministry in it's letter No. 11-9/1998-FC dated 3rd August 2009 read with 05.07.2003, in support thereof.
8. User Agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.
9. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, If applicable.
10. No labour camp shall be established on the forest land.
11. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
12. The forest area shall be used for the purpose for which it is granted. The total forest area utilized for the project shall not exceed 0.06 ha.
13. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Government of India.
14. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.
15. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).
16. Any other condition that the Ministry of Environment, Forest and Climate Change may stipulate from time to time in the interest of conservation, protection and development of Forest and Wildlife.



17. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guideline F.No.11-42/2017-FC dated 29/01/2018.
18. The State Government and user agency shall comply the provisions of the all Acts, Rules, Regulations, Guidelines, NGT order & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.

After receipt of the compliance report on the above conditions, the proposal will be considered for final approval. This in-principle approval shall be valid for a period of 5 years and the forest land shall not be transferred to the User Agency prior to the issue of final approval.

Yours faithfully,



(M.K. Shambhu)

Deputy Inspector General of Forests (Central)

Copy to:-

1. The Principal Chief Conservator of Forests, Forest Department, Government of Goa, Panaji (GOA), PIN- 403001.
2. The Deputy Conservator of Forests (Monitoring & Evaluation)/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forest Department, Government of Goa, Panaji (GOA), PIN- 403001.
3. The Executive Engineer, WD Division, VII (NH), Public Works Department, 13-A, C Type Government Quarters, Patto, Panaji, Goa 403 001.
4. Guard file.



(M.K. Shambhu)

Deputy Inspector General of Forests (Central)

/c

9/12/2019