



सत्यमेव जयते

भारतसरकार  
GOVERNMENT OF INDIA  
एकीकृतक्षेत्रीयकार्यालय  
INTEGRATED REGIONAL OFFICE  
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय  
MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE  
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F. No. 3-MZ B 038/2022-SHI/2045-46

14<sup>th</sup> October, 2022

To,

Principal Secretary,  
Government of Mizoram,  
Department of Environment, Forests & Climate Change,  
Aizawl-796001.

Sub : Proposal for diversion of 0.462 hectare of forest land for Development of Inland Water Transport on R. Khawthlangtuipui – R. Tuichawng Phase I by Transport Department, Mizoram.

Sir,

This has got reference to the State Government of Mizoram letter G.20015/71/2020-FST dated 01.08.2022 on the subject mentioned above seeking prior approval of the Central Government under Section-2 of the Forest (Conservation) Act, 1980.

2. After careful examination of the proposal of the State Government of Mizoram and the additional information submitted vide their letter No G.20015/71/2020-FST dated 22.09.2022, the **In-principle / Stage-I approval** of the Central Government is hereby granted for diversion of **0.462 hectare** of forest land for Development of Inland Water Transport on R. Khawthlangtuipui – R. Tuichawng Phase I by Transport Department, Mizoram, subject to the following conditions:

**A: Conditions which need to be complied prior to handing over of forest land by the State Forest Department.**

1. The user agency shall transfer, the Net Present Value (NPV) of the forest land being diverted under this proposal, as per the Ministry's Guideline No.5-3/2011-FC (Vol.I) dated 06.01.2022 and even No. dated 19.01.2022. The requisite funds shall be transferred through online portal into CAMPA account of the State concerned;
2. The user agency shall transfer the cost of raising and maintaining the compensatory afforestation by way of planting trees at the current wage rate in consultation with State Forest Department in the account of CAMPA of the concerned State through online portal.;
3. All the funds received from the user agency under the project shall be transferred/deposited to CAMPA account only through e-portal (<https://parivesh.nic.in>). Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance;
4. The original colour scanned SoI topo sheet for the proposed diversion and for the compensatory afforestation area to be submitted;
5. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the District Collector;

o/c

6. The KML files of the area to be diverted, the CA area shall be uploaded on the e-Green watch portal with all requisite details before issuing working permission towards linear projects or submitting compliance report for seeking Stage-II approval, as the case may be;

7. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer and amount to be deposited with the State Forest Department;

8. The cost of felling of trees shall be deposited by the User Agency with the State Forest Department;

9. Violation of any of these conditions will amount to violation of Forest(Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest(Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-Fc dated 28.03.2019;

10. The compliance report shall be uploaded on e-portal ( <https://parivesh.nic.in/>);

11. As per Ministry's letter No 11-30/96-FC(Pt) dt 14.9.2001, if the compliance of stipulated conditions is awaited from the State Govt for more than 5(five years, the in-principle approval would be summarily revoked considering that the user agency is no longer interested in the project;

**B: Conditions which need to be strictly complied on field after handing over of forest land to the user agency by the State Forest Department but the compliance in form of undertaking shall be submitted prior to Stage-II approval:**

1. Legal status of the diverted forest land shall remain unchanged;
2. The Compensatory Afforestation shall be taken up by way of planting ten times the number of trees likely to be felled (subject to a minimum of 100 nos) at Serhuan Hmunhlu, Tlabung Forest Range under Tlabung Forest Division at the cost of Rs. 92453/-;
3. The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government;
4. No damage to the flora and fauna of the adjoining area shall be caused;
5. The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
6. The concerned Divisional Forest Officer, will monitor and take necessary mitigative measures to ensure that there is no adverse impact on the forests in the surrounding area;
7. The user agency shall obtain the mandatory Environment Clearance as per the provision of Environment (Protection) Act 1986, if applicable;
8. No labour camp shall be established on the forest land;
9. The User Agency shall provide fuels preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas;
10. The forest land shall not be used for any purpose other than that specified in the proposal;

11. The User Agency shall not expand its occupation or use surrounding forest/forest land in any manner otherwise expressed in this clearance;
  12. Land so diverted shall revert back to the Forest Department in case it is not needed for the above use after due restoration to its original status (as far as possible and to the satisfaction of state Forest Deptt.);
  13. The User Agency shall take all possible precautions & care all the time not to impact adversely the surrounding forests and forest land by their actions/activities;
  14. Tree felling shall be done only when absolutely unavoidable and such removal, if any, shall be done under the supervision of the Forest Department;
  15. The User Agency shall submit the annual self-compliance report in respect of the above stated conditions to the State Government, concerned Regional Office and to this Ministry by the end of March every year;
  16. The user agency shall comply all the provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project;
  17. 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;
  18. As per Ministry's letter No 11-30/96-FC(Pt) dt 14.9.2001, if the compliance of stipulated conditions is awaited from the State Govt for more than 5(five) years, the in-principle approval would be summarily be revoked considering that the user agency is no longer interested in the project;
3. 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 is granted by the Central Government.

This is issued with approval of Deputy Director General of Forests (C).

भवदीय,

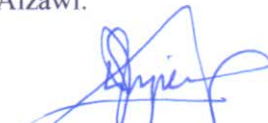


(Mrs. L. J. Syiemiong)

वनउपमहानिरीक्षक (केंद्रीय) /Deputy Inspector General of Forests (C)

Copy to:

1. Additional Principal Chief Conservator of Forests & Nodal Officer (FC), Govt. of Mizoram, Department of Environment, Forests & Climate Change Department, Aizawl.



वनउपमहानिरीक्षक (केंद्रीय) /Deputy Inspector General of Forests (C)