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भारत सरकार
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
पूर्वोत्तर क्षेत्रीय कार्यालय, शिलांग
लॉड सीब लुम्बतंगेन
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No.*3-MN A 105/2019-SHI 3640-111

30th January, 2020

सेवा मे,

अतिरिक्त प्रमुख सचिव/ Addl. Chief Secretary,
वन और पर्यावरण विभाग/ Forest & Environment Deptt.,
मणिपुर सरकार/ Govt of Manipur,
इम्फाल/ Imphal -795,001.

Sub: Proposal for diversion of 56.833 ha of forest land for construction of 132 KV Single Circuit Transmission Line on double circuit towers from Rengpang to Tamenglong under NERSIP by MSPCL.

Sir,

This has got reference to the State Govt Manipur letter No. 27/36/2019-For&Env/46 dated 25.09.2019 and No.7/273/2018/Forests dated 23.12.2019 on the subject mentioned above, seeking prior approval of the Central Government in accordance with Section 2 of the FCA, 1980.

2. After careful consideration of the proposal of the State Government of Manipur by the Regional Empowered Committee in its meeting held on 28.01.2020, I am to inform that the Central Government hereby conveys its **"In Principle Approval"** for diversion of 56.833 ha of forest land for construction of 132 KV Single Circuit Transmission Line on double circuit towers from Rengpang to Tamenglong under NERSIP by MSPCL subject to the following conditions:

- (i) The Legal status of the forest land shall remain unchanged.
- (ii) The compensatory afforestation shall be taken up by the Forest Department over double degraded forest land of **114.00 ha** at 2 (two) locations i.e. 30.00 ha in Rengpang, Nungba Range, Noney Forest Division, and 84.00 ha in Keikao & Lower Tamenglong, Tamenglong Range, Western Forest Division both in Tamenglong District at the cost of the user agency. As far as possible, mixture of

local indigenous species shall be planted and monoculture of any species may be avoided.

- (iii) The cost of the compensatory afforestation at the prevailing wages as per the compensatory afforestation and dwarf species plantation shall be deposited in the Compensatory Afforestation Fund of Manipur State manage by the Adhoc CAMPA through e-portal in the account of the Ad-hoc CAMPA. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.
- (iv) The State Govt shall charge the Net Present Value for the 56.833 ha forest area to be diverted under the proposal from the User Agency as per the Judgment of the Hon'ble Supreme Court of India dated 30.10.2002, 01.08.2003, 28.03.2008, 24.04.2008 & 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. 5-2/2006-FC dated 03.10.2006 No. 5-3/2007-FC dated 05.02.2009. The requisite funds shall be transferred through online portal to Ad-hoc CAMPA account of the State concerned.
- (v) Additional amount of NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Govt from the User Agency. The user agency shall furnish an undertaking to this effect.
- (vi) All the funds received from the User Agency under the project towards compensatory levies (CA and dwarf plantation cost, NPV, etc) shall be transferred/deposited to compensatory afforestation Fund of Manipur State manage by the Ad-hoc Campa only through e-portal mode.
- (vii) 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.
- (viii) The charges for felling, logging and transportation of project affected trees should be collected from the User Agency at the rates approved by the State Govt and deposited with the DFO concerned for utilization immediately following the diversion of forest land.
- (ix) The expenditure like felling, logging and transportation of project affected trees should be collected from the user agency at the rates approved by the State Govt and deposited with the DFO concerned for utilization immediately following the diversion of the forest land.
- (x) The expenditure like boundary walls, stone pillars, and demarcation charges cost of damage of trees the fund on these accounts, should be deposited with DFO concerned.
- (xi) The user agency shall restrict the felling of trees to minimum number in the diverted forest land and trees shall be felled under strict supervision of State Forest Department Forest and the cost of the felling of trees shall be deposited by the user agency with the State Forest Department.
- (xii) The complete compliance to the Forest Right Act, 2006 shall be ensured by way of prescribed certificate from the concerned District collector.

- (xiii) The user agency at its cost shall provide bird deflectors, which are to be fixed on upper conductor of transmission line at suitable intervals to avoid bird hits.
- (xiv) The user agency shall comply with the guidelines for laying transmission through forest area issued by Ministry vide letter no. 7-25/2012-Fc dated 05.05.2014 & 17.11.2014.
- (xv) The User Agency shall obtain Environment Clearance as per the project provisions of the Environment (Protection) Act, 1986, if required under the said Act.
- (xvi) The lay out plan of the proposal shall not be changed without the prior approval of the Central Government.
- (xvii) No labour camp shall be established on the forest land.
- (xviii) Sufficient quantity of firewood, preferably the alternate fuel, shall be provided by the user agency to the labourers after purchasing the same from the State Forest Department or the Forest development Corporation or any other legal source of alternate fuel.
- (xix) No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- (xx) 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.
- (xxi) The forest land proposed to be diverted shall not be used for any purpose other than that specified in the proposal and under no circumstances be transferred to any other agency, department or person without prior approval of Govt of India.
- (xxii) The User Agency will have to obtain the Forest (Conservation) Act, 1980 clearance for stone, river sand, river boulders in forest land, if necessary.
- (xxiii) 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 summarily be revoked considering that the user agency is no longer interested in the project.
- (xxiv) 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 dt 29/01/2018.
- (xxv) 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.

(xxvi) Any other conditions that the North Eastern Regional Office, Ministry of Environment, Forest & Climate Change may be stipulated from time to time in the interest of conservation, protection and development of forests & Wildlife.

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

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 orders approving the diversion of forest land are issued by the Central Government.

भवदीय,



(आर. एल. सांगा)/R.L. Sanga

i/c Deputy Director General of Forests(C)

Copy to:

प्रधान मुख्य वन संरक्षक/ Principal Chief Conservator of Forests & HoFF, मणिपुर सरकार/ Govt of Manipur, वन और पर्यावरण विभाग/ Forest & Environment Deptt., इम्फाल/Imphal-795001.



30/1/2020.

i/c Deputy Director General of Forests(C)

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