



भारत सरकार
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
क्षेत्रीय कार्यालय (मध्य)



Ministry of Environment, Forest & Climate Change
Regional Office (Central Region)

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पत्र संख्या-8बी/राज0/06/16/2020/एफ.सी./746

दिनांक: 17.07.2020

सेवा में,

शासन सचिव(वन),
सिविल सचिवालय,
राजस्थान शासन,
जयपुर, राजस्थान।

(ऑनलाईन प्रस्ताव संख्या-FP/RJ/Road/40754/2019)

विषय: Diversion of 0.1685 ha. of forest land in favour of NAYARA ENERGY LIMITED for construction of approach Road for proposed NAYARA ENERGY LIMITED (Formaly Essar Oil Ltd.) Retail outlet on Suratgarh-Sriganganagar Road (NH-62) between chainage Ms Stone no. 209/390-209/430(LHS) village 7BLW district Hanumangarh.

सन्दर्भ: शासन सचिव(वन), राजस्थान शासन, जयपुर का पत्रांक-प.1(36) वन/2020, जयपुर, दिनांक-11.06.2020.

महोदय,

उपरोक्त विषय पर शासन सचिव, वन विभाग, राजस्थान शासन का पत्रांक-प.1(36) वन/2020, जयपुर, दिनांक-11.06.2020 का आशय ग्रहण करने का कष्ट करें, जिसके द्वारा विषयांकित प्रस्ताव पर वन (संरक्षण) अधिनियम, 1980 की धारा (2) के अन्तर्गत भारत सरकार की स्वीकृति माँगी गयी थी।

प्रस्तुत अनुपातना पर विचारोपरान्त मुझे आपको यह सूचित करने का निर्देश हुआ है कि केन्द्र सरकार उपरोक्त विषयांकित परियोजना हेतु कुल 0.1685 हे० संरक्षित वनभूमि के प्रत्यावर्तन एवं 3 वृक्षों के पातन की सैद्धान्तिक स्वीकृति निम्नलिखित शर्तों पर प्रदान करती है:-

1. Legal status of the forest land shall remain unchanged.
2. Compensatory afforestation shall be taken up by the Forest Department for plantation of 168 trees in forest land (Compartment No. 245/1, Village- Sonari, Tehsil- Nohar, District-Hanumangarh) at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.
3. The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.
4. The State Government shall charge the Net Present Value(NPV) for the 0.1685 ha. forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No. 5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009 in this regard.
5. Additional amount of the 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 Government from the User Agency. The User Agency shall furnish an undertaking to this effect.

6. User agency shall restrict the felling of trees to minimum numbers in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and cost of felling of trees shall be deposited by the User Agency with the State Forest Department.
7. User agency shall use the land between entry and exit of petrol pump for plantation and conservation of trees, the same shall be demarcated by 2 feet wall.
8. Greenery will be maintained by user agency around Periphery of petrol pump.
9. Fuel Station should generally be a part of rest area complex having amenities like parking etc. Suitable signs/markings without damaging existing trees.
10. Plantation shall also be done along the inside boundary of Fuel Station.
11. All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA fund only through *e-portal* (<https://parivesh.nic.in/>).
12. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
13. Certificate of DFO certifying that the proposed RO is not in close proximity of any existing RO in accordance with MORTH guidelines dated 24-07-2013 has to be provided.
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. 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.
16. 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.
17. No violation of FCA certificate from concerned DFO shall be provided.
18. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.
19. The compliance report shall be uploaded on *e-portal* (<https://parivesh.nic.in/>).

भवदीया,

(प्राची गंगवार)

उप वन महानिरीक्षक [केन्द्रीय]

प्रतिलिपि सूचनार्थ एवं आवश्यक कार्यवाही हेतु :-

1. मुख्य वन संरक्षक(वन संरक्षण) एवं नोडल अधिकारी, वन विभाग, अरण्य भवन, झालाना इस्टिट्यूशनल एरिया, जयपुर, राजस्थान।
2. उप वन संरक्षक, हनुमानगढ़, राजस्थान।
3. न्यासा एनर्जी लि0, 105-106, हुकुमराज टॉवर, रेजीडेन्सी रोड, नियर पॉलिटेक्निक कॉलेज, जोधपुर, राजस्थान।
4. पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, क्षेत्रीय कार्यालय, लखनऊ को वेबसाइट पर अपलोडिंग हेतु/आदेश पत्रावली।

(प्राची गंगवार)

उप वन महानिरीक्षक [केन्द्रीय]