



F.No. FC-I/IROCH-06/2021 /390

Date: 26/11/2021

✓ To

Principal Secretary (Forests),
Government of Chhattisgarh,
Forest Department, Mantralaya,
Mahanadi Bhavan, New Raipur (CG).

Sub: Diversion of 0.117 ha Forest land in favour of Singhal Energy Pvt. Ltd. for Laying Pipeline from Gerwani Nala to Plant for Water Supply in Raigarh District in the State of Chhattisgarh – regarding.

Sir,

Kindly refer to the State Government of Chhattisgarh vide letter no. krmank F5-05/2021/10-2 dated 25.06.2021 and additional information provided by State Government of Chhattisgarh vide letter no. krmank F5-05/2021/10-2 dated 23.09.2021 as desired by Regional Office letter of even number dated 30.07.2021, on the above subject seeking prior approval of the Central Government, in accordance with Section-2 of the Forest (Conservation) Act, 1980 and to say that the said proposal has been examined in the Integrated Regional Office in light of the relevant provisions of the Forest (Conservation) Act, 1980 and Guidelines issued thereunder.

After examination of the proposal and on the basis of recommendation of the State Government, the Central Government hereby accords '**In-Principle**' approval under Section -2 of the Forest (Conservation) Act, 1980 for Diversion of 0.117 ha Forest land in favour of Singhal Energy Pvt. Ltd. for Laying Pipeline from Gerwani Nala to Plant for Water Supply in Raigarh District in the State of Chhattisgarh subject to the fulfilment of the following conditions:

- i. Legal status of the forest land shall remain unchanged;
- ii. **Compensatory afforestation**
 - a. Compensatory afforestation shall be taken up by the Forest Department will carry out 10 times Forest tree species plantation behalf of 43 trees with 10 years maintenance at the cost of the user agency.
- iii. 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;
- iv. **NPV:**
 - a. The State Government shall charge the Net Present Value (NPV) for the 0.117 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;

- b. 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;
- v. User agency will defray the cost of felling of 43 trees and the trees shall be felled under the strict supervision of the State Forest Department. However, only the required and minimum number of trees will be felled.
- vi. All the funds received from the user agency under the project, except the funds realized for regeneration demarcation of safety zone, shall be transferred/ deposited to Ad-hoc CAMPA fund only through e-portal.;
- vii. The user agency in consultation with the State Government shall create and maintain alternate habitat/home for the avifauna, whose nesting trees are to be cleared in this project. Bird's nests artificially made out of eco-friendly material shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project;
- viii. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector;
- ix. The pipeline shall be laid down 1.5 meter below the ground and after lying down of pipe line the ground will be leveled.
- x. The User Agency shall obtain the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if required;
- xi. No labour camp shall be established on the forest land;
- xii. 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;
- xiii. 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;
- xiv. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work;
- xv. 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;
- xvi. The forest land shall not be used for any purpose other than that specified in the project proposal;
- xvii. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India;
- xviii. 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;
- xix. 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;

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

After receipt of a report on the compliance of conditions no ii, iii, iv (a), v, vii, and undertakings, duly authenticated by the competent authority in the State Government, in respect of all other conditions, from the State Government, formal approval will be considered in this regard under Section-2 of the Forest (Conservation) Act, 1980. The transfer of forest land to the User Agency shall not be affected by the State Government till formal order approving the diversion of forest land is issued by the Central Government

This issues with the approval of competent authority.

Yours faithfully,

Chaturbhuja
25/11/21
Chaturbhuja Behera
Inspector General of Forests

Copy to:

1. The PCCF & HoFF, Government of Chhattisgarh, Aranya Bhawan, Atal Nagar Nava Raipur.
2. The Nodal Officer (FCA), O/o of the PCCF, Government of Chhattisgarh, Aranya Bhawan, Atal Nagar Nava Raipur.
3. Director (ROHQ), Ministry of Environment, Forest and Climate Change, Indira Paryavaran Bhawan, Jorbagh Road, Aliganj, New Delhi.
4. User Agency.
5. Guard File.

Chaturbhuja
25/11/21
Chaturbhuja Behera
Inspector General of Forests