



भारत सरकार
GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS &
CLIMATE CHANGE

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F.No. FC-II/MH-212/2023-NGP/ 12781

Date: 22.01.2024

To,

The Principal Secretary (Forests),
Revenue and Forest Department,
Hutatma Rajguru Chowk
Madam Cama Marg
Mantralaya, Mumbai- 400032.

Sub: Diversion of 12.7808 ha Un-notified Mangrove forest land in favour of Mumbai Railway Vikas Corporation Ltd., Mumbai for construction of 5th and 6th lines between Borivali to Virar stations (MUTP-III A Project) in Taluka- Vasai, Borivali and Thane, District- Palghar, Mumbai Suburban and Thane in the State of Maharashtra- regarding.

Sir,

The undersigned is directed to refer to State Government of Maharashtra's letter no FLD-2023/CR-84/F-10 dated 03.04.2023 and APCCF & Nodal Officer (FCA), Maharashtra Letter No. Desk-17/Nodal/Thane/ID-12927(79)/3064/2022-23 dated 10.02.2023 on the above subject seeking prior approval of the Central Government under Section-2 of the **Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980**. After careful examination of the proposal of the State Government, 'in-principle' approval was accorded by the Central Government vide its letter of even number dated 17.11.2023 and the **Government of Maharashtra's letter submitted compliance report on 18.01.2024 and requested to accord final approval;**

After careful consideration of the subject proposal and the compliance report submitted by the State government, I am directed to convey the Central Government's 'final approval' under Section- 2 (i) of the **Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980** for diversion of **12.7808 ha** of forest land in favour of Mumbai Railway Vikas Corporation Ltd. Mumbai for construction of 5th and 6th lines between Boriwali to Virar stations (MUTP-III A Project) in Thane District in the state of Maharashtra subject to the fulfilment of the following conditions:

- i. Legal status of the forest land shall remain unchanged;
- ii. The boundary of the diverted forest land shall be suitably demarcated on ground by the State Forest Department **from the amount which has already been realized from the User Agency;**
- iii. Compensatory afforestation shall be taken up by the State Forest Department over 30.00 ha. Degraded forest land identified at Compartment no. 10, Village- Deola, Taluka- Wadsa, District- Gadchiroli from the amount which has already been realized from the User Agency. As far as possible, a mixture of local indigenous species along with 10% RET species of Gadchiroli District shall be planted and monoculture of any species may be avoided;
- iv. 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 in to the designated CAMPA account 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;
- v. 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;
- vi. User agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled **from the amount which has already been realized from the User Agency;**
- vii. The State Forest Department shall implement **Site specific Wildlife Management Plan from the amount which has already been realized from the User Agency;**
- viii. State Government, Maharashtra/ Nodal Officer (FCA), Maharashtra shall ensure settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (No. 2 of 2007) before issuing an order for handing over of forest land to the User Agency;
- ix. In conformity with Wildlife Protection Act, 1972 and The Prevention of Cruelty to Animals Act, 1960, the User Agency in consultation with concerned DCF, may provide suitable guided cross passage structures as per need and possible traditional routes of Wildlife for their smooth movement;
- x. Speed regulating signage will be erected along the railway line at regular intervals in the Protected Areas/ Forest Areas;
- xi. The trees having bird nests shall not be felled without written permission from the DCF concern both in forest as well as non-forest land;

- xii. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable;
- xiii. The layout plan of the proposal shall not be changed without prior approval of Central Government;
- xiv. No labour camp shall be established on the forest land;
- xv. 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;
- xvi. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work;
- xvii. 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;
- xviii. The forest land shall not be used for any purpose other than that specified in the project proposal;
- xix. 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;
- xx. In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the rules / guidelines issued under **Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980**;
- xxi. 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;

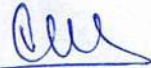
This issues with the approval of DDGF(Central), Regional Office, MoEF& CC, Nagpur.

Yours faithfully


(Chitranjan Kumar Sonwane)
DIGF (Central)

Copy to:

- i. The IGF (RoHQ), Ministry of Environment, Forest and Climate Change, Indira Paryavaran Bhawan, Jor bagh Road, Aliganj, New Delhi- 110003.
- ii. The PCCF (HoFF), Government of Maharashtra, Nagpur.
- iii. User agency.
- iv. Guard file.


(Chitranjan Kumar Sonwane)
DIGF (Central)