



भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE
Regional Office, Ground Floor, East Wing,
New Secretariat Building Civil Lines, Nagpur - 440001,
apccfcetral-ngp-mef@gov.in



F.No. FC-I/MH-69/2017-NGP /13942

Date: 24.01.2025

To,

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

Sub: Diversion of 0.8567 ha Forest land in favour of Public Works Division, Kalwan for construction of Disaster Management works i.e. Sky walk, Bye pass road, Drainage line & Sewage treatment plant at Village Saptashrunji Gad, Tal. Kalwan District Nashik in the State of Maharashtra-regarding.

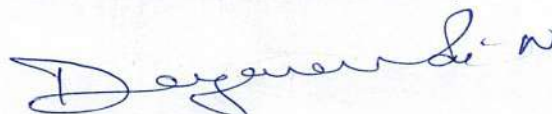
Sir,

The undersigned is directed to refer to the APCCF & Nodal Officer (FCA), Maharashtra Letter No. Desk-17/NC/II/I.D.12487/(14)/2253/16-17 dated 07.03.2017 on the above subject seeking prior approval of the Central Government under Section-2 of **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 17.07.2018. The Addl. PCCF and Nodal Officer (FCA), Government of Maharashtra, vide his letter no. Desk-17/Nodal/PID-17764/Nashik/1105/2024-25 dated 05.08.2024 submitted compliance report and requested to grant final approval to the proposal.

After careful consideration of the proposal and compliance report, I am directed to convey the Central Government's '**final approval**' under Section- 2 of the **Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980** for diversion of 0.8567 ha Forest land in favour of Public Works Division, Kalwan for construction of Disaster Management works i.e. Sky walk, Bye pass road, Drainage line & Sewage treatment plant at Village Saptashrunji Gad, Tal. Kalwan District Nashik in the State of Maharashtra subject to the fulfilment of the following conditions:

- i. Legal status of the diverted forest land shall remain unchanged;
- ii. Compensatory afforestation, over 2.0 ha of degraded forest land in lieu of forest land being diverted, shall be raised and maintained by the State Forest Department from the amount which has already been realized from the User Agency;

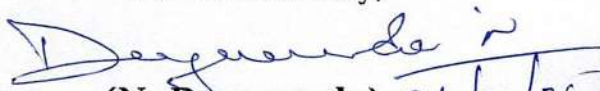
- iii. The Penal Compensatory afforestation, over degraded forest land, double in extent to the forest land used in violation of the VSSA, 1980 shall be raised by the State Forest Department from the amount which has already been realized from the User Agency;
- iv. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency ;
- v. The User Agency shall obtain the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if required;
- vi. No labour camp shall be established on the forest land;
- vii. 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;
- viii. The boundary of the diverted forest land shall be demarcated by the State Forest Department from the amount which has already been realized from the User Agency by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, forward and back bearing and distance from pillar to pillar;
- ix. The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- x. The forest land shall not be used for any purpose other than that specified in the proposal;
- xi. 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;
- xii. No damage to the flora and fauna of the adjoining area shall be caused;
- xiii. No felling of trees shall be undertaken. Blank areas, within the area being diverted, if available, shall be planted with suitable tree/shrubs species in consultation with the State Forest Department;
- xiv. The State Forest Department shall undertake comprehensive soil conservation measures at the project cost from the amount which has already been realized from the User Agency;
- xv. The user agency shall ensure that treated water matches to the standards in term of its quality as specified by the CPCB/MPCB before its use to the intended purposes or discharge into the natural drainage. Regular monitoring of the water quality shall be undertaken by the User Agency and the same shall be submitted along with the 6 monthly compliance report to the Regional Office;
- xvi. The State Government shall ensure to take suitable action on violators;
- xvii. The User Agency shall submit periodical report on implementation of the project activities to the DCF concerned;



- xviii. 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. The above said activity shall be carried out from the amount which has already been realized from the User Agency;
- xix. The State Government shall ensure that the process of settlement of rights, in terms of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 on the land to be diverted, has been completed in accordance with the relevant guidelines issued by the MoEF&CC in this regard;
- xx. The User Agency shall submit six monthly self-compliance reports as on 1st January and 1st July of every year to this office as well as to the Nodal Officer of the State;
- xxi. The State Government shall monitor compliance of conditions of Forest Clearance and shall submit in this regard yearly report as on 31st December of every year;
- xxii. Any other condition that the concerned Regional Office of this Ministry may stipulate, from time to time, in the interest of conservation, protection and development of forests & wildlife; and
- xxiii. The User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project.


This order issues with the approval of Competent Authority, Regional Office, MoEF&CC, Nagpur.

Yours faithfully,


(N. Dayananda) 24/01/25
Technical Officer (Gr-II)

Copy to:

- i. The IGF (RoHQ), MoEF&CC, Indira Paryavaran Bhawan, Jor bagh Road, Aliganj, New Delhi- 110003 **for information please.**
- ii. The PCCF (HoFF), Government of Maharashtra, Nagpur.
- iii. The Addl. PCCF & Nodal Officer (FCA), Government of Maharashtra, Nagpur.
- iv. User agency.
- v. Guard file.


(N. Dayananda) 24/01/25
Technical Officer (Gr-II)