

भारत सरकार
पर्यावरण वन एवं जलवायु परिवर्तन मंत्रालय
उप - कार्यालय,
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GOVERNMENT OF INDIA
MINISTRY OF ENVIRONMENT, FORESTS &
CLIMATE CHANGE
SUB - OFFICE
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F. No. FC-I/IROCH-19/2023 /1604

Date: 18/03/2024

To,

The Principal Secretary (Forests),
Government of Chhattisgarh,
Forest Department, Mantralaya,
Mahanadi Bhavan, Nava Raipur, Atal Nagar (CG).

Sub: Diversion of 0.828 Ha. forest land in favour of PWD Bridge Dhamtari for construction of High Level Bridge and its approach road across Balka River on Ratwa-Birnasilli road near CRPF camp, under Forest (Conservation) Act, 1980 at Village - Birnasilli, Block-Nagari, District-Dhamtari, Chhattisgarh- reg.

Sir,

Kindly refer to the letter no. F-5-10/2022/10-2 dated 16.11.2022 of State Government and letter no. क्र./भू-प्रबंध/विविध/115-908/2354 dated 13.10.2022, APCCF, Nodal Officer (FCA), Chhattisgarh, on the above subject seeking prior approval of the Central Government under Section -2 of the Forest (Conservation) Act, 1980. It is to say that after examination of the proposal of the State Government, 'In-principle' approval was accorded by the Central Government vide its letter dated 24.05.2023. The State Government of Chhattisgarh has now submitted a report on the compliance of conditions stipulated in the 'in-principle' approval and requested for final approval of the proposal.

In this connection, it is informed that on the basis of compliance report submitted by the Government of Chhattisgarh vide letter no. Krmank krmank/ F-5-10/2022/10-2 dated 29.11.2023 and the APCCF, Nodal Officer (FCA), Chhattisgarh vide letter no. LM/Misc./115-908 dated 25/10/2023 on the recommendation by the State Government, the Central Government hereby accords **"Final /Stage-II Approval"** under Central Government under Section- 2 (i) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for diversion of 0.828 Ha. forest land in favour of PWD Bridge Dhamtari for construction of High Level Bridge and its approach road across Balka River on Ratwa-Birnasilli road near CRPF camp, under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 at Village - Birnasilli, Block-Nagari, District- Dhamtari, Chhattisgarh, which is subject to the fulfilment of the following conditions:

- i. Legal status of the diverted forest land shall remain unchanged;
- ii. **Compensatory Afforestation:**
The State Government shall ensure the Compensatory Afforestation, plantation of 1000 tall plants of native tree species in the vicinity of the area, in lieu of forest land being diverted 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) 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. No tree cutting shall be permitted in the diverted forest land;

- vi. All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA fund only through e-portai (<https://parivesh.nic.in/>);
- vii. The State Government of Chhattisgarh/ Nodal Officer (FCA), Forest Department of Chhattisgarh 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 as per Rule- 11 sub-rule (7) of the Van (Sanrakshan Evam Samvardhan) Rules, 2023 dated 29.11.2023;
- viii. The boundary of the diverted forest land, shall be demarcated on ground at the project cost, 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. Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/ Forest Areas;
- x. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable;
- xi. No labour camp shall be established on the forest land;
- xii. 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;
- xiii. The forest land shall not be used for any purpose other than that specified in the proposal;
- xiv. The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- xv. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work;
- xvi. 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;
- 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/>).

This issues with the approval of the Competent Authority.

Yours faithfully,

Chaturbhuja Behera
18/3/24

Chaturbhuja Behera, IFS,
Inspector General of Forests.

Copy to:-

1. The Inspector General of Forests (RoHQ), Ministry of Environment, Forest and Climate Change, Indira Paryavaran Bhawan, Jorbagh Road, Aliganj, New Delhi- 110003.
2. The PCCF (HoFF), Government of Chhattisgarh, Aranya Bhawan, Sector-19, Nava Raipur, C.G
3. The Addl. PCCF & Nodal Officer (FCA), Government of Chhattisgarh, Aryan Bhawan, Nawa Raipur, Chhattisgarh.
4. User agency.
5. Guard file

Chaturbhuja Behera
18/3/24

Chaturbhuja Behera, IFS,
Inspector General of Forests.