



भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS
& CLIMATE CHANGE

Integrated Regional Office
Ground Floor, East Wing
New Secretariat Building
Civil Lines, Nagpur - 440001
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F.No. FC-I/MH-154/2019-NGP / 7434

Date: 30.10.2020

✓ To,

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

Sub: Diversion of 1.4074 ha Reserved Forest Mangrove Forest Land in favour of MSRDC Ltd. Mumbai for Construction of Major bridge across Thane Creek (TCB-III) on Sion Panvel Road at Village - Vashi and Turbhe under Forest Conservation Act, 1980 at Thane and Mumbai Suburban District in the State of Maharashtra- Regarding.

Sir,

The undersigned is directed to refer to APCCF & Nodal Officer (FCA), Maharashtra letter No. Desk-17/NC/II/ID 12705/(68)/12/2019-20 dated 04.04.2019 on the above subject seeking prior approval of the Central Government under Section-2 of the Forest (Conservation) Act, 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 14.05.2019. The Addl. PCCF & Nodal Officer (FCA), Government of Maharashtra has now submitted a report on the compliance of conditions stipulated in the 'in-principle' approval and requested the State Government to grant final approval to the proposal.

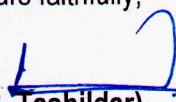
In this connection, I am directed to say that on the basis of compliance report submitted by the Addl. PCCF & Nodal Officer (FCA), Government of Maharashtra vide his letter No. Desk-17/NC/II/I.D-12705/(68)/617/2020-21 dated 12.10.2020. The Central Government hereby accords 'final approval' under Section – 2 of the Forest (Conservation) Act, 1980 for diversion of 1.4074 ha Reserved Forest Mangrove Forest Land in favour of MSRDC Ltd. Mumbai for Construction of Major bridge across Thane Creek (TCB-III) on Sion Panvel Road at Village - Vashi and Turbhe under Forest Conservation Act, 1980 at Thane and Mumbai Suburban District in the State of Maharashtra subject to following conditions:

- i. Legal status of the forest land shall remain unchanged;
- ii. Forest land will be handed over only after required non-forest land for the project is handed over by the User Agency;
- iii. **Compensatory afforestation**
 - a. Compensatory afforestation shall be taken up by the Forest Department over 1.4074 ha private revenue land at survey no 145/CTS No 1432 of Erangal Village, Borivali Taluka, Mumbai Suburban at the cost of the user agency. As far as possible, a mixture of local indigenous species alongwith 10% RET species of Thane district shall be planted and monoculture of any species may be avoided;
 - b. The non-forest land which has been transferred and mutated in favour of the State Forest Department for the purpose of compensatory afforestation shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the State Forest Act. The Nodal Officer, Forest (Conservation) Act, 1980 may report compliance within a period of six (6) months from the date of grant of final approval and send a copy of the original notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act, 1927, or under the relevant section of the State Forest Act as the case may be, to this Office for information and record;

- iv. User agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department. Before taking up felling of trees the State Government will make all efforts to translocate the trees, at the cost of User Agency, to pre-designated sites;
- v. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector;
- vi. The User Agency shall ensure the compliance of the conditions prescribed by the Standing Committees of the NBWL and SBWL;
- vii. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable;
- viii. The layout plan of the proposal shall not be changed without prior approval of Central Government;
- ix. No labour camp shall be established on the forest land;
- x. 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;
- xi. User Agency shall develop a separate nursery at one or more places to raise at least 5000 seedlings of forestry species along with bamboo, fruit bearing, medicinal, ornamental and indigenous/local every year. At least 50% of seedlings shall be planted by User Agency in the vicinity of project area including forest area and for better relation with local people residing in vicinity of proposed road, User Agency shall voluntarily distribute remaining 50% of seedlings to them free of cost. A compliance report including species wise details of seedlings raised, location of plantation area and details of villagers whom seedlings have been distributed need to be prepared every six month and submitted to Integrated Regional Office of MoEF&CC;
- xii. 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;
- xiii. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work;
- xiv. 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;
- xv. The forest land shall not be used for any purpose other than that specified in the project proposal;
- xvi. 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;
- xvii. 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;
- xviii. 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.

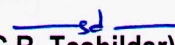
This issues with the approval of Regional Officer (Central), Integrated Regional Office, MoEF & CC, Nagpur.

Yours faithfully,


(C.B. Tashildar)
AIGF (Central)

Copy to:

1. The PCCF (HoFF), Government of Maharashtra, Nagpur
2. The Addl. PCCF & Nodal Officer (FCA), Government of Maharashtra, Nagpur.
3. User Agency.
4. Guard File.


(C.B. Tashildar)
AIGF (Central)