

भारत सरकार/GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE
क्षेत्रीय कार्यालय, भोपाल/ REGIONAL OFFICE, BHOPAL



सत्यमेव जयते

Kendriya Paryavaran Bhavan, Link Road No.3, E-5, Ravi Shankar
Nagar,

BHOPAL-462016 (M.P.)

TEL: 0755-2466525E-mail: foi@moef.gov.in

क्रमांक 6-एमपीबी 035/2022-बीएचओ/LI/79701

दिनांक : 108/2024.

13-08-2024

प्रति,

प्रधान सचिव (वन)
मध्यप्रदेश शासन,
वल्लभ भवन, भोपाल ।

विषय: देवास जिले में नेमावर समूह जल प्रदाय योजना के अन्तर्गत MBR पम्प हाऊस एवं पाईप लाईन बिछाने हेतु 0.8689 हेक्टेयर (पूर्व में आवेदित 0.95 हे.) आरक्षित एवं संरक्षित वनभूमि महाप्रबंधक, मध्यप्रदेश जल निगम मर्यादित को उपयोग पर देने बाबत (Online Proposal No. FP/MP/WATER/45376/2022).
152376

Sir,

I am directed to refer to the PCCF/ APCCF (LM)& Nodal Officer, M.P. letter Nos. F 5/1149/2022/10-11/3933 dated 21/11/2022, 3283 dated 25/07/23 and 868 dated 07/02/2024, wherein prior approval of Ministry of Environment, Forest and Climate Change for diversion of 0.8689 ha (earlier proposed 0.95 ha) Reserved & Protected Forest land for construction of MBR Pump House & laying of pipeline under Nemawar (Hatpipliya) Multi Village Rural Water Supply Scheme in favour of General Manager, Jal Nigam Maryadit in Dewas District of Madhya Pradesh, was sought in accordance with Section 2 of the Forest (Conservation) Act, 1980. After due consideration of the proposal of the State Government, the 'in principle' approval of the Central Government for diversion of the said forest land was accorded vide this office letter of even number dated 21/02/2024 subject to fulfilment of certain conditions. The State Govt. of Madhya Pradesh vide their letter No F 5/1149/2022/10-11/3650 dated 12/07/2024 have furnished compliance report in respect of the relevant conditions stipulated in the in principle approval for grant of final approval.

In this connection, on the basis of the compliance report under reference and confirmation of receipt of compensatory levies from National Authority of CAMPA online e.portal dated 02/04/2024, the **final approval** of the Central Government under Section 2 of the Forest (Conservation) Act, 1980 is hereby accorded for diversion of 0.8689 ha (earlier proposed 0.95 ha) Reserved & Protected Forest land for construction of MBR Pump House & laying of pipeline under Nemawar (Hatpipliya) Multi Village Rural Water Supply Scheme in favour of General Manager, Jal Nigam Maryadit in Dewas District of Madhya Pradesh, subject to following conditions and stipulations:-

- (1) Legal status of the forest land diverted shall remain unchanged.
- (2) Compensatory afforestation shall be taken up by the Forest Department over 5.00 ha degraded-forest land at Comptt. No. 2, Beat- Nagda, Forest Range- Dewas, District- Dewas at the cost of the User Agency. As far as possible, a mixture of local native species shall be planted and monoculture of any species, especially non native species shall be avoided.

- (3) The State Government shall ensure that compliance of Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 has been completed in accordance with the relevant Rules and Guidelines issued by the MoEF&CC, GoI in this regard.
- (4) **Approval is given with the condition that work can be started only after the construction of other components of the project is also approved under the provisions of FCA, 1980.**
- (5) **DFO shall ensure that no other forest land is utilized for non-forestry purpose during the implementation of this project other than that approved in this project.**
- (6) The User Agency shall restrict the felling of trees to the enumerated **436 numbers/ minimum number** in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department or the cost of felling of trees shall be deposited by the User Agency with the State Forest Department and the State Forest Department shall undertake the fellings.
- (7) **No muck shall be disposed off in the forest area.**
- (8) The pipeline shall be laid 1.5 meter below ground and after laying of the pipeline the ground shall be properly leveled.
- (9) The KML files of diverted and CA areas shall be uploaded on the e-Green watch portal with all requisite details prior to plantation work.
- (10) Boundary of the diverted forest land shall be suitably demarcated on the ground at the project cost, as per directions of the concerned Divisional Forest Officer.
- (11) Layout plan of the proposed diversion of the forest land shall not be changed without prior approval of the Central Government.
- (12) No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- (13) No labour camp shall be established inside the forest land.
- (14) The User Agency shall provide alternate fuels preferably LPG to the labourers and staff working at the site so as to prevent any damage and pressure on the nearby forests.
- (15) The diverted forest land shall not be used for any purpose other than that specified in the project proposal.
- (16) The period of diversion under this approval shall be co-terminus with the project life.
- (17) The diverted forest land shall under no circumstances be transferred to any other agencies, department or person without prior approval of the Central Government.
- (18) All conditions of CWLW/SBWL/NBWL shall be strictly complied, wherever applicable.
- (19) The State Government and the User Agency shall comply with provisions of all the Acts, Rules, Regulations, Guidelines, Hon'ble Court Order(s) and National Green Tribunal Order(s) pertaining to this project, if any, for the time being in force, as applicable to the project.
- (20) **All the conditions of In-principle approval dated 21/02/2024 shall be strictly complied.**

- (21) 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.
- (22) Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests and wildlife.

2. As has been mentioned at Para-2 of the Stage-II approval, this approval for diversion of forest land is subject to fulfillment of stipulated conditions mentioned in this approval letter. Therefore, in the event of non-compliance of any of the conditions laid out in this approval letter, the Regional Office of Ministry of Environment, Forest & Climate Change may withdraw the said approval for diversion of the forest land and stop all the non-forest activities being carried out in the forest land besides initiating legal action as per provisions of the Forest (Conservation) Act, 1980.

This has been issued with the approval of the Competent Authority.

Signed by Yogesh Gairola
Date: 13-08-2024 13:23:09

(डॉ. योगेश गैरोला)
तकनीकी अधिकारी(वानिकी)

प्रतिलिपि:

1. वन महानिरीक्षक(एफसी), पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, इंदिरा पर्यावरण भवन, नई दिल्ली ।
2. अपर प्रधान मुख्य वन संरक्षक(भू-प्रबंध) एवं नोडल अधिकारी, वन विभाग, वन भवन, तुलसीनगर, भोपाल।
3. वनमण्डलाधिकारी, सामान्य वनमण्डल देवास, जिला-देवास, मध्यप्रदेश ।
4. महाप्रबंधक, मध्यप्रदेश जल निगम मर्यादित, परियोजना क्रियान्वयन इकाई, इन्दौर, मध्यप्रदेश ।
5. आदेश पत्रावली ।

(डॉ. योगेश गैरोला)
तकनीकी अधिकारी(वानिकी)