



सत्यमेव जयते

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

Kendriya Paryavaran Bhavan, Link Road No.3, E-5, Ravi Shankar Nagar,
BHOPAL - 462016 (M.P.)

TEL: 0755-2466525 E-mail: rowz.bpl-mef@nic.in



क्रमांक:6-एमपीसी 074/2018-बीएचओ/

दिनांक:14/08/2023

प्रति,

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

विषय: धार जिले के अन्तर्गत कुण्डियानाला लघु सिंचाई परियोजना के निर्माण हेतु 17.260 हेक्टेयर संरक्षित वनभूमि कार्यपालन यंत्री, जल संसाधन संभाग को उपयोग पर देने बाबत ।

Sir,

I am directed to refer to the PCCF (LM) & Nodal Officer, Govt. of MP letters No. F-3/89/2018, 1751 dated 08/06/2020, No. 2394 dated 30/07/20 and even letter No. 4447 dated 31/12/2021, wherein prior approval of Ministry of Environment, Forest and Climate Change for diversion of 17.260 ha Protected Forest land for construction of Kundliya Nala Minor Tank Project in favour of Executive Engineer, Water Resources Division in Dhar 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 dated 07/02/2022 subject to fulfilment of certain conditions. The PCCF(LM), Govt. of Madhya Pradesh vide their letter No. F-3/89/2018/10-11/8/3734 dated 04/11/2022 and even letter No. 2341 dated 06/06/23 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 dated 04/08/2022 & 29/05/2023, the **final approval** of the Central Government under Section 2 of the Forest (Conservation) Act, 1980 is hereby accorded for diversion of 17.260 ha Protected Forest land for construction of Kundliya Nala Minor Tank Project in favour of Executive Engineer, Water Resources Division in Dhar District of Madhya Pradesh, subject to following conditions and stipulations:-

- (1) Legal status of the forest land diverted shall remain unchanged.
- (2) **Compensatory afforestation:** Compensatory afforestation shall be taken up by the Forest Department over **17.258 ha non-forest land at Khasra No. 44/1/1, Village-Imlipada, Tehsil-Sardarpur, District- Dhar** 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 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) *Felling of trees shall be restricted to FRL-4 meter only 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 State Forest Department and the State Forest Department shall undertake the fellings.*
- (5) The User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
- (6) Boundary of the diverted forest land shall be demarcated on the ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, DGPS coordinates, forward and back bearing and distance from adjoining pillars etc. The pillars should be spaced at about 50 metres and each pillar should be clearly visible from pillars on both sides.
- (7) Layout plan of the proposed diversion of the forest land shall not be changed without prior approval of the Central Government.
- (8) No additional or new path will be constructed inside the forest area for execution of the project work.
- (9) No labour camp shall be established inside the forest land.
- (10) 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.
- (11) The diverted forest land shall not be used for any purpose other than that specified in the project proposal.
- (12) The period of diversion under this approval shall be co-terminus with the project life.
- (13) The diverted forest land shall under no circumstances be transferred to any other agencies, department or person without prior approval of the Central Government.
- (14) All conditions of CWLW/SBWL/NBWL shall be strictly complied, wherever applicable.
- (15) The User Agency and the State Government shall ensure compliance to 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.
- (16) All the conditions of Stage-I approval dated 07/02/2022 shall be strictly complied.
- (17) 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.

- (18) 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.

As has been mentioned at Para-2 of the Stage-II approval, this approval for diversion of forest land is subject to fulfilment of the 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 the Ministry of Environment, Forest & Climate Change may withdraw the said approval for diversion of the forest land and stop all the non-forest activity being carried out in the forest land besides initiating legal action as per provisions of Forest (Conservation) Act, 1980.

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

भवदीय

 14-8-23

(हरे राम कुमार)

तकनीकी अधिकारी (वानिकी)

प्रतिलिपि:

1. वन महानिरीक्षक(एफसी), पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, इंदिरा पर्यावरण भवन, जोरबाग रोड, नई दिल्ली ।
2. प्रधान मुख्य वन संरक्षक(भू-प्रबंध) एवं नोडल अधिकारी, वन विभाग, सतपुडा भवन, भोपाल ।
3. वनमण्डलाधिकारी, वनमण्डल धार, जिला-धार, मध्यप्रदेश ।
4. कार्यपालन यंत्री, जल संसाधन संभाग मनावर, जिला-धार, मध्यप्रदेश ।
6. आदेश पत्रावली ।

 14-8-23

(हरे राम कुमार)

तकनीकी अधिकारी(वानिकी)

Signed by Hare Ram Kumar

Date: 14-08-2023 10:47:32

Reason: Approved