



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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Date: 28.02.2021

F.No. FC-II/MH-98/2018-NGP / 7884

✓o,

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

Sub: Diversion of 7.65 ha. Reserved Forest land in favour of National Highway Authority of India (NHAI) for Development and operation of four/ six laning of Bodhare (Km 390.000) to Dhule (KM 452.800) section of NH - 211 (New NH No. 52) at Village Borvihar & Narvhal, Tal- Dhule in Dhule District in the State of Maharashtra- Regarding.

Sir,

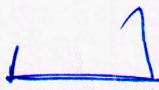
The undersigned is directed to refer to State Government, Maharashtra's letter No. FLD-1618/C.R.318/F-10 dated 18.12.2018 and APCCF & Nodal Officer (FCA), Maharashtra's letter No. Desk-17/NC/II/ID 12655/(30)/1651/2018-19 dated 22.11.2018 on the above subject seeking prior approval of the Central Government 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 05.02.2019. 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's letter no. Desk-17/NC/II/ID 12655/(30)/532/2020-21 dated 24.09.2020 and letter No. Desk-17/NC/II/ID 12655/(30)/1082/2020-21 dated 21.01.2021 forwarding additional information as sought by this office vide letter of even number dated 30.10.2020, the Central Government hereby accords 'final approval' under Section - 2 of the Forest (Conservation) Act, 1980 for diversion of 7.65 ha. Reserved Forest land in favour of National Highway Authority of India (NHAI) for Development and operation of four/ six laning of Bodhare (Km 390.000) to Dhule (KM 452.800) section of NH - 211 (New NH No. 52) at Village Borvihar & Narvhal, Tal- Dhule in Dhule District in the State of Maharashtra subject to following conditions:

- i. Legal status of the forest land shall remain unchanged;
- ii. **Compensatory afforestation:**
 - a. Compensatory afforestation shall be taken up by the Forest Department over 15.30 ha. degraded forest land in Comptt. No. 327 at Village- Bendrepada, Tal. & Dist. Dhule at the cost of the User Agency. As far as possible, a mixture of local indigenous species along with 10% RET species of Dhule District shall be planted and monoculture of any species may be avoided;
- iii. User agency shall restrict the felling of trees to minimum numbers in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and cost of felling of trees shall be deposited by the User Agency with the State Forest Department;
- iv. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector;
- v. To improve the Forest/ Tree cover and to reduce pollution, as mandated in National Forest Policy, 1988 and Environmental (Protection) Act, 1986 respectively, the User Agency shall

develop a separate nursery at one or more places to raise at least 15000 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 hand holding 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 Regional Office of MoEF&CC;

- vi. The User Agency shall arrange to raise strip plantation on either side of the road and central verge at project cost, as per IRC specification, with maintenance of 10 years. Three tier plantations shall be done on the either side of the express way and in the median as per the existing norms. Selection of species to be planted and afforestation of the same shall be done in consultation with the State Forest Department/ FDCM Limited at the project cost;
- vii. The reclamation of quarry should be done under the supervision of the State Forest Department. The quarry shall be reclaimed and afforested completely before the project is closed;
- viii. Overburden shall not be dumped outside the width of the road. The muck generated in the earth cuttings will be disposed of at the designated dumping sites and in no case the muck/debris will be allowed to roll down the hill slopes;
- ix. The User Agency will provide retaining walls, breast walls and drainage as per requirement to make the slope stable;
- x. The User Agency, if required, shall undertake comprehensive soil conservation measures at the project cost in consultation with the State Forest Department;
- xi. The designing of culverts/bridges, if any, over the natural streams/rivers/canals should be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging, and also does not hamper movement of wild animals;
- xii. Ex-situ conservation of endemic species of flora/ fauna lost/ disturbed in the process of execution of the project may be ensured;
- xiii. No work after sunset and before sunrise should be carried out inside the Eco-Sensitive Zone and forest area;
- xiv. Alignment of road passing through the forest patch should be provided with appropriate underpasses points to ensure safe movement of wildlife across the expressway. Provision of guided fencing may be provided at the crossing points to guide the wildlife to cross the expressway through the underpasses points. Location of underpasses shall be fixed in consultation with the PCCF (Wildlife), Maharashtra;
- xv. In the patches of forest land involving construction of bridges, storage of construction material shall be undertaken within the RoW sought for diversion. No forest land shall be used for storage of construction material;
- xvi. Adequate sound barriers may be erected at the cost of the User Agency by the State Government along the portion of the road passing through the Eco-Sensitive Zone;
- xvii. Vehicles and Officials of the State Forest Department should be allowed free access on the road without any sort of fee/toll;
- xviii. Space at cost of project authority should be provided by the User Agency in form of booths/Kiosk/hall etc. at nodes indicated by the Forest Department to facilitate setting of forest check Nakas or Jan-Van Dhan Stall/Information centers by the Forest Department;
- xix. Maximum number of trees up to 60 Cm girth proposed to be felled may be translocated by the State Government at the cost of the User Agency;
- xx. The User Agency in consultation with 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

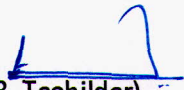


artificially made out of eco-friendly material shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project;

- xxi. Afforestation to be done as per the norms of construction of roads along the road on either side or/ and in the median shall be allocated for completion/ maintenance by Forest Department/ F.D.C.M Ltd., on a project basis;
- xxii. Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/ Forest Areas;
- xxiii. The User Agency shall provide suitable under/ over pass for safe passage of wild animals at suitable places as per Wildlife Institute of India's manual entitled "Eco-friendly Measures to Mitigate Impacts of Linear Infrastructure on Wildlife" published in 2016;
- xxiv. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable;
- xxv. The layout plan of the proposal shall not be changed without prior approval of Central Government;
- xxvi. No labour camp shall be established on the forest land;
- xxvii. 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;
- xxviii. 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;
- xxix. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work;
- xxx. 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;
- xxxi. The forest land shall not be used for any purpose other than that specified in the project proposal;
- xxxii. 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;
- xxxiii. 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;
- xxxiv. 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:

- i. The PCCF (HoFF), Government of Maharashtra, Nagpur.
- ii. The Addl. PCCF & Nodal Officer (FCA), Government of Maharashtra, Nagpur.
- iii. User agency.
- iv. Guard file.


(C.B. Tashildar)
AIGF (Central)

