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GOVERNMENT OF ARUNACHAL PRADESH
DEPARTMENT OF ENVIRONMENT AND FORESTS
ITANAGAR

No. FOR.11-09/CONS/2018/ 3047-52

Dated 22nd Dec'2020.

To
✓ The Chief Engineer,
Indo China Border, Zone-II, CPWD,
1st Floor, Nirman Bhawan, Matigara,
Siliguri
Pin-734010.

Sub: Proposal for diversion of 39.462 ha of forestland for construction of Y-Jn Shungetsar-Jesmi Rock to Chemma Karpola Road from 0.00 km to 18.59 km by CPWD in Tawang District of Arunachal Pradesh.

Sir,

In pursuant to the Ministry of Environment, Forests and Climate Change's letter No.11-246/2014-FC dtd 04/07/2014 and after careful consideration of the proposal, **in-principle approval (Stage-I)** under Section 2 of the Forest (Conservation) Act, 1980 for diversion of 39.462 ha of forestland for construction of Y-Jn Shungetsar-Jesmi Rock to Chemma Karpola Road from 0.00 km to 18.59 km by CPWD in Tawang District of Arunachal Pradesh is hereby granted since the proposed road is within the 100 km of aerial distance from LAC as certified by the User Agency, subject to the following conditions:

1. The legal status of the forest land shall remain unchanged.
2. The User Agency shall transfer the cost of compensatory afforestation cover equivalent area diverted i.e 39.50 ha in degraded forest land identified by the DFO Khellong at Doimara RF under Bhalukpong Range in Khellong Forest Division.
3. The User Agency shall transfer the Net Present Value of the forest area proposed for diversion under this proposal as per the judgement of the Honourable Supreme Court of India dtd. 28/03/2008 & 09/05/2008 IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by this Ministry vide letter No. 5-3/2007-FC dtd 05/02/2009 in this regard.
4. All the above funds received from the User Agency under the project shall be deposted by generating challan through on-line mode on web portal (<https://parivesh.nic.in>) to the Corporation Bank, CGO Complex Branch, dLodhi Road, New Delhi-110003 (RTGS/IFSC Code No. CORP0000371/MICRI110017007) for credit in Account No. CAF Arunachal Pradesh 520101263743426. Certified copy of the receipt No.of remittance may be sent to this office for record.
5. The User Agency shall furnish an undertaking to pay the additional amount of the Net Present Value (NPV) of the diverted forest land, if any, becoming due after finalization/revision of the same by the Hon'ble Supreme Court of India.
6. The User Agency shall obtain the Environmental Clearance as per the provisions of the Environment (Protection) Act, 1986, if required.
7. The User Agency will have to obtain the Forest (Conservation) Act, 1980 clearance for stone, river sand, river boulders in forest land, if necessary.
8. The User Agency will undertake comprehensive soil conservation measures at the project cost.
9. The User Agency will provide breast walls, retaining walls and drainage as per requirement to make the slope stable.
10. Any tree felling shall be done only when it is unavoidable under strict supervision of the State Forest Department.
11. No labour camps shall be set up inside the forest area.
12. User Agency shall submit an undertaking that all feasible alternates to minimize use of forest land were explored prior to submission of this proposal.
13. Forest land to be used for construction/widening of the roads shall be restricted to the bare minimum and shall be used only when it is unavoidable. The concerned Divisional Forest Officer shall certify to this effect.
14. User Agency shall be responsible for any loss to the flora/fauna in the surroundings and therefore, shall take all possible measures to conserve the same.
15. The Muck generated in the earth cutting will be disposed off at the designated dumping sites and in no case the muck/debris will be allowed to roll down the hill slopes. The User Agency shall ensure the stabaligation of muck dumping area & the slopes.
16. The muck dumping shall be done at the designated sites under the supervision of the representative of Divisional Forest Officer, Tawang Social Forestry Division
17. Permission accorded by the State Government shall be subject to the monitoring by the Office, MoEF & CC, GOI.

18. User Agency shall submit the documents in support of the fact that the proposed road is strategically important and identified by competent authority of Ministry of Defence and entrusted to BRO.
19. Forest land utilized for construction or widening of the road shall not be used for any purpose other than specified in this approval. Any change in the land use without prior permission of the Central Government amounts to the violation of Forest (Conservation) Act, 1980. Request of such changes shall be made to Regional Office by the Nodal Officer (Forest Conservation) of the State.
20. State Forest Department/State Government or the concerned Regional Office may impose from time to time other condition in the interest of conservation, protection and/or development of forests.
21. As per Ministry's letter No.11-30/96-FC (Pt) dtd 14/09/2001, if the compliance of stipulated conditions is away for more than 5 (five) years, the in-principle approval would summarily be revoked considering that the agency is no longer interested in the project.
22. This approval is being given under the general approval given by Ministry of Environment, Forests & Climate Change, Govt vide their letter No.11-246/2014-FC dtd. 04/07/2014.

After receipt of the compliance report from the user agency on fulfillment of the conditions mentioned above formal approval will be issued in this regard.

Yours faithfully

(R.K. Singh)
Principal CCF (A & V)
& Nodal Officer (FCA)

Copy to:

1. The Deputy Director General of Forests (Central), Govt. of India, Ministry of Environment, Forests & Climate Change, North Eastern Regional Office, LAW-U-SIB, Lumbatngen, Near M.T.C. Workshop, Shillong -793 021 for information. This has reference to Ministry of Environment, Forests & Climate Change, Govt letter No.11-246/2014-FC dtd 04/07/2014.
2. The Inspector General of Forests, Govt. of India, Ministry of Environment, Forests & Climate Change (Forest Division), Indira Paryavaran Bhawan, Aliganj, Jorbagh Road, New Delhi-110001. This has reference to Ministry of Environment, Forests & Climate Change, Govt letter No. 11-246/2014-FC dtd 04/07/2014.
3. The Chief Conservator of Forests, WAC, Banderdewa for information.
4. The Divisional Forest Officer, Tawang Social Forestry Division for information. He will ensure that all the conditions mentioned above are strictly complied with by the User Agency and there is no deviation from the actual purpose of utilization of forest land and also no violation of the provisions of F (C) Act, 1980 takes place.
5. The Divisional Forest Officer, Khellong Forest Division, Bhalukpong for information

(R.K. Singh)
Principal CCF (A & V)
& Nodal Officer (FCA)

GOVERNMENT OF ARUNACHAL PRADESH
DEPARTMENT OF ENVIRONMENT, FORESTS & CLIMATE CHANGE
ITANAGAR

No.FOR.11-09/Cons/2018/856-63

Dated Itanagar, the 4th March'2022

To

The Commander,
GQ 763 BRTF,
C/o 99 APO,
PIN-792103.

Sub: Proposal for diversion of 39.462 ha of forest land for construction of Y-Jn Shungetsar-Jesmi Rock to Chemma Karpola road from 0.00 km to 18.59 km in Tawang District of Arunachal Pradesh.

Sir

Ministry of Environment, Forest and Climate Change's letter vide No. 11/160/2019-FC dtd. 23.06.2021 has conveyed that in respect of all the proposals which have been granted In-principle (Stage-I) approval by the State Government before the expiry of the validity of General Approval by the Ministry and are pending for Stage-II approval, the concerned State Government/UT Administration may accord final approval under section-2 of Forest (Conservation) Act;1980.

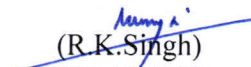
In pursuance of the aforesaid letter and after careful consideration of the proposal and due fulfillment of all the stipulated conditions of Stage-I approval issued vide letter No.FOR.11-09/Cons/2018/3047-52 dtd 24.12.2020, Final appropval (**Stage-II approval**) under Section 2 of the Forest (Conservation) Act'1980 for diversion of 39.462 ha of forest land for construction of Y-Jn Shungetsar-Jesmi Rock to Chemma Karpola Road from 0.00 km to 18.59 km in Tawang District of Arunachal Pradesh to BRTF is hereby granted by the State Govt. as the proposed road is within 100 km of aerial distance from LAC as certified by the User Agency subject to the following conditions:

1. The legal status of the forest land shall remain unchanged.
2. The compensatory afforestation over equivalent area diverted i.e. 39.50 ha is to be taken up in degraded forest land identified by DFO, Khellong at Doimara RF under Bhalukpong Range in Khellong Forest Division as per the fund deposited by the User Agency & scheme approved by the State Govt. The Compensatory Afforestation Plantation shall consist of mixed indigenous species which shall include 20% of Medicinal Plants/Herbs/Shrubs.
3. Wherever possible and technically feasible, the user agency shall undertake afforestation measures of indigenous species along the roads within the area diverted under this approval, in consultation with the State Forest Department at the cost of the User Agency.
4. The tree felling shall be done only when it is unavoidable under strict supervision of the State Forest Department. The actual felling when and how carried out need to be informed.
5. The user agency will undertake comprehensive soil and water conservation measures at the project cost.
6. No damage to flora and fauna of the adjoining area shall be caused.
7. The forest land shall not be used for any purpose other than that specified in the proposal.
8. No labour camp shall be established outside ROW granted for the road alignment.
9. The user agency shall provide fuel wood, preferably alternate fuel, to the labourers working at the site to avoid damage/felling of trees or buy the fuel wood from the extracted timber from the Forest Department to be used by labourers.

10. The muck dumping area shall be stabilized and plantation of suitable indigenous species shall be carried out over stabilized dumps on the cost of the user agency under the supervision of State Forest Department.
11. The diverted forest land shall be demarcated on ground with RCC pillars at the cost of User Agency in consultation with the concerned Divisional Forest Officer.
12. The muck dumping shall be done at the designated sites under the supervision of the representative of Divisional Forest Officer, Tawang Social Forestry Division.
13. The User Agency will undertake construction/maintenance of retaining/breast wall in steep slopes to ensure soil stablation and provide for proper drains/cross drains.
14. The designing of the culverts/bridges, over the natural streams/rivers/canals should be done in such a manner that it does not hamper the natural course of the water. It should not cause rise of water level resulting in water-logging, and also does not hamper movement of wild animals.
15. All site specific engineering structures like retaining walls, breast wall and drainage shall be constructed to avoid any soil erosion and for slope stability of the concerned hills.
16. The User Agency shall obtain the Environmental Clearance under Environment (Protection) Act, 1986, if applicable.
17. The User Agency will have to obtain the Forest (Conservation) Act, 1980 clearance for removal, if any, of stone, river sand, river boulders in forest land.
18. The proposal will be implemented under the overall supervision of the concerned Divisional Forest Officer.
19. In case of any violation of the stipulated conditions immediate action is to be taken by the Forest Department as per Ministry's letter No.5-5/86/FC dtd 07/12/1999 and letter No.2-1-51/2004/RONE/Vol-II/3181-02 dtd 28/12/2006.
20. The layout of the plan of the proposal shall not be changed without the prior approval of the Central Government.
21. The State Government and User Agency shall submit an annual self-compliance report in respect of the above conditions to IRO, Guwahati.
22. In future, any other conditions, as may be found appropriate for the betterment of environment & wildlife, may be imposed by IRO, Guwahati.
23. The project proponent shall publish entire forest clearance granted in verbatim in two widely circulated daily newspapers, one in vernacular language and the other in English language so as to make people aware of the permission granted to the project proponent for use of forest land for non-forest purposes
24. A copy of the forest clearance order shall be sent by the proponent to concerned heads of Local Bodies, Panchayat, Zilla Parishad and Municipal Bodies in addition to the relevant offices of the Government who in turn has to display the same for 30 days from the date of receipt
25. This approval may be revoked if the above conditions of approval are not complied to the satisfaction of the IRO, Guwahati.
26. This approval is being given under the general approval given by Ministry of Environment, Forests & Climate Change, GoI vide their letter F. No.11-246/2014-FC dtd. 19.04.2018 and permission accorded for Stage-II approval vide MoEF & CC's letter F. No. FC.11/160/2019-FC dtd 23.06.2021.

You are, therefore, allowed to use the diverted forestland strictly for construction of the road as proposed and approved subject to the fulfillment of conditions mentioned above and on obtaining of all other clearances/permissions, as might be required.

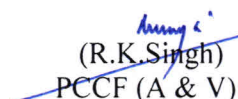
Yours faithfully,


(R.K. Singh)
PCCF (A & V)
& Nodal Officer (FCA)

Copy to:

1. The Inspector General of Forests, Govt. of India, Ministry of Environment, Forests & Climate Change (FC Division), Indira Paryavaran Bhawan, Jorbagh Road, New Delhi-110003.
2. The Inspector General of Forests (Central), Govt. of India, Ministry of Environment, Forests & Climate Change, Integrated Regional Office, Guwahati, 4th Floor, Housefed Building, GS Road, Rukmini Gaon, Guwahati-781022 with the request to up date status of proposal to approved category on PARIVESH Portal of MoEF & CC.
3. The Chief Conservator of Forest, WAC, Banderdewa for information. He is requested to ensure that all the conditions metioned above are strictly complied with by the User Agency and there is no deviation from the purpose and also no violation of the provisions of F (C) Act, 1980 is there.
4. The CEO, State Authority for information alongwith copy of CA scheme with the request to ensure taking up of CA at designated site only.
5. The Divisional Forest Officer, Tawang Social Forestry Division for information. The User Agency authority may be allowed to use the land in question strictly for the purpose as approved. They will ensure that all the conditions mentioned above are strictly complied with by the User Agency and there is no deviation from the actual purpose of utilization of forest land and also no violation of the provisions of the Forest (Conservation) Act, 1980 takes place. Their special attention is drawn to the conditions mentioned at Sl. No.10 above. While marking the trees, it should be ensured that the minimum number of unavoidable trees actually required to be felled are marked for felling.
6. The Divisional Forest Officer, Khellong Forest Division for necessary action.
7. The Nodal Officer (P), Arunank, C/o 99 APO for information and necessary action.




(R.K.Singh)
PCCF (A & V)
& Nodal Officer (FCA)

Government of India
Ministry of Environment, Forest and Climate Change
(Forest Conservation Division)

Indira Paryavaran Bhawan,
Jor Bagh Raod, Aliganj
New Delhi - 110003
Dated: The 23rd June, 2021

Pl. take n/a
25/6
CCF (Cons)
To
The Addl. Chief Secretary (Forest)
All State Governments/UT Administrations
25.6.21
Supt (con)

Sub: Extension of date of General Approval for use of forest land non-forestry purpose under Section-2 of Forest (Conservation) Act, 1980 where the State/UTs have accorded 'in-principle'/State-I approval prior to expiry of validity of General Approval -reg.

Madam/Sir,

In continuation to this Ministry's letter dated 22.03.2021, I am directed to inform that the Ministry has been receiving various representation/clarification from the States/UTs regarding grant of Stage-II approval in respect of proposals which have been granted Stage-I approval before the expiry of the validity of any General Approval accorded by Ministry.

2. The issue was examined in the Ministry and it has been decided that in all such cases where the State Governments/UT Administrations have accorded 'in-principle'/State-I approval prior to expiry of validity of General Approval and are pending for Stage-II approval, the concerned State Governments/UT Administrations may accord final approval under Section-2 of Forest (Conservation) Act, 1980, within 05 years from the date of issue of Stage-I approvals.

4. This issues with the approval of the competent authority.

Yours faithfully,
Sd/-

(Sandeep Sharma)

Asst. Inspector General of Forests
E-mail: Sandeep.sharma76@gov.in

Copy to:

1. The Principal Chief Conservator of Forests (HoFF), State Governments/UT Administrations
2. The Addl. PCCF & Nodal Officer (FCA), Office of the PCCF, All State Governments/UT Administrations
3. The Dy Director General of Forests (Central), All Regional Offices of the MoEF&CC.
4. PPS to Secretary (EF&CC) GoI, PPS to DGF&SS, MoEF&CC, GoI.
5. Monitoring Cell, FC Division, MoEF and CC, New Delhi.