

Office of the Deputy Conservator of Forests, Nagpur Division, Nagpur

(New Administrative Building, Vanbhavan, Near Government Press, Zero Miles, Nagpur-440001,

Tele No.0712 2565624, e-mail dycfnagpur@mahaforest.gov.in)

Sub: - Diversion of 6.0760 ha of forest land in favour of MSE ICL EHV Project Division, Amravati for laying of 220KV Kalmeshwar substation to 220KV Warud substation transmission line in Taluka- Katol, District- Nagpur Submission of Compliances towards Central Government observations received.

No. Desk-11/Conservation/CR. 265/2022-23 127

Nagpur, Dated 06/05/2024

To,
The Conservator of Forests,
Nagpur Circle, Nagpur.


- Ref: 1. Recommendation by State Government vide Ltr. No. FLD-2022/CR.309/F-10 dated 17-04-2023.
2. REC 104th meeting held on 14/07/2023
3. RO Ltr. Ref. F.No. FC-II/MH-216/2023-NGP/11930 dated 25/07/2023
4. Compliance of REC queries by user agency vide Ltr No.2132 date 03/08/2023
5. Compliance of REC queries by T.O.L. No.2023-24/1072 date 22/11/2023
6. State Government REC Compliance to RO Nagpur Ltr. No. FLD- 2022/CR -309/F-10 dated 03/01/2024
7. REC 112th held on 08/02/2024
8. RO. Ltr. Ref. F. No. FC-II/MH-216/2023-NGP/12871 dated 14/02/2024.
9. User Agency Letter No. EE/EHV/Proj/Dn/Amt/Tech/AEE/448 dated 21/02/2024.

The compliances for earlier REC observations of letter under reference (3) above dated 25/07/2023 are submitted to RO through State Government vide letter under reference (5) above on date 03/01/2024.

With reference to latest letter from RO Nagpur under reference (7) above dated 14/02/2024, in this context point wise reply is as under.

Sr. No.	Query raised	Query compliance
1	2	3
1	The Committee noted that under the Van (SanrakshanEvamSamvardhan) Rules 2023 adopted w.e.f. 01.12.2023, vide sub rule (16) (8) (ii) r/w sub rule 10 (2) & (5), the competent authority to process such proposals is the MoEF&CC, New Delhi as it involves ex-post facto approval for violation of the provisions of the Van (SanrakshanEvamSamvardhan) Adhiniyam. 1980.	In line with Van (SanrakshanEvamSamvardhan) Rules 2023 adopted w.e.f. 01.12.2023, vide sub rule (16) (8) (ii) r/w sub rule 10 (2) & (5), the competent authority to process such proposals being MoEF&CC, New Delhi as it involves ex-post facto approval for violation of the provisions of the Van (SanrakshanEvamSamvardhan) Adhiniyam. 1980, the State Government is requested to send the proposal to MoEF&CC, New Delhi.
2	In view of the above rule position the committee decided to return the proposal to the State Government with a request to initiate action on violators as per the provision of 3A / 3B of the Adhiniyam first and after ensuring the required action and identification of the suitable non forest area for Compensatory afforestation, the State Government may submit the proposal to the MoEF&CC, New Delhi for further examination and process under Van (SanrakshanEvamSamvardhan) Adhiniyam. 1980.	<p>In the context of ensuring required action with reference to the provision of 3A/3B of the Adhiniyam, the details are already submitted while earlier compliances vide letter under ref.(5) above dated 22/11/2023 regarding violations and the action taken report. The details disclose that the offence was committed unintentionally by the user agency and have exercised all due diligence to prevent such offence by issuing warning letters to concerns. User agency, being MSETCL (State Government institution), the penalty with provision of penal NPV at the rate of 20% of 5 times the NPV with 12% simple interests till the deposit is made is proposed and is accepted by user agency.</p> <p>In the context of identification of the suitable non forest area for Compensatory Afforestation in line with para 13.4(b) of Adhiniyam Gazette Notification dated 29/11/2023 which provides special dispensation for Transmission line projects with raising compensatory Afforestation over double degraded forest land. The details of CA Land of degraded forest land for double area is already provided with the proposal submitted. CA land has been proposed over 12.50 ha. Degraded forest land in Compartment No. 251 Gut no. 328 Beat - Rampur, Round - Koli, Range - Ghatanji (T) at village Kurhad of Pandharkawada Forest Division of Yaotmal District - Yavatmal.</p>

Enclosure - As above.


(Dr. Bharat Singh Hada)
Deputy Conservator of Forests,
Nagpur Division, Nagpur