

**OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS (HEAD OF
FOREST FORCE), MAHARASHTRA STATE, NAGPUR**

ADDITIONAL PRINCIPAL CHIEF CONSERVATOR OF FORESTS AND NODAL OFFICER, MAHARASHTRA STATE,
NAGPUR,

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No. Desk-17/NC/RS-1/ID-12836 (NH)/ 633 /2021-2022
Nagpur - 440 001, Date : 26/07/2021

To,

The Deputy Director General (Central),
Government of India, Ministry of Environment,
Forest & Climate Change, Integrated Regional Office (WCZ),
Ground Floor, East Wing, New Secretariat Building,
Civil Lines, Nagpur-440001.

Sub:- Diversion of 5.610 ha Reserved Forest Land under Forest (Conservation) Act, 1980 in
Favour of National Highway Division Amravati for Rehabilitation and Up-gradation of
Arni to NaigaonBandi (Km 0.+00 to 40+00) and Poharadevi Link (Km.0+00 to
5+132) Section of NH-161 A in Washim Forest Division in Washim District in
the State of Maharashtra-regarding.(FP/MH/Road/48442/2020)

Ref:- 1. Government of India, Ministry of Environment, Forests and Climate Change,
Regional Office, Nagpur letter No.FC-II/MH-136/2021-NGP/6142,
Dt. 23/02/2021

2. The Chief Conservator of Forest (T), Yavatmal letter No.CCF(Y)/Desk-
10/Conservation/293/2021-22, Dt. 20/07/2021

Sir,

The Ministry of Environment, Forest and Climate Change, Government of India,
Regional Office, Nagpur vide letter under reference No.1 has sought compliance on 07 points.
Accordingly, the Chief Conservator of Forests (T), Yavatmal vide letter under reference No. 2
has submitted the compliance of shortcoming in this regard to this office. The compliance report
as desired by Government of India vide letter dt.23/07/2021 is submitted as under:-

Sr. No.	Conditions	Compliance
i.	The State Government shall revisit the status of proposed alignment in view of MoEF& CC guidelines dated 10.08.2020, wherein advisory with respect to clarification on dispensation of Compensatory Afforestation over double the degraded forest land, instead of equivalent non-forest land in respect of Central PSUs/Central Government Projects has been issued. In case, proposed alignment is not owned, developed and	The Conservator of Forests (T), Yavatmal on 20/07/2021 has mentioned in his compliance as under:- The Pohradevi link is the Part of NH-161 A road which is development and maintained by the Central Government. The proposal is submitted by the User Agency on 07/08/2020 hence dispensation granted vide MoEF&CC guidelines dated 18/08/2020 is not applicable to this case.

Noted
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	maintained by Central Government: the Compensatory Afforestation is need to be proposed over equivalent non-forest land.	
ii.	Date of submission is not mentioned in Part-II submitted by DCF concerned along with the proposal.	Revised Part-II mentioning date of submission. The copy of the same is enclosed herewith as (Annexure No.I) P/ 29
iii.	Consolidated single KML File of entire road alignment under instant proposal, Dully highlighting proposed forest area for diversion has not been submitted. The same needs to be submitted.	Consolidated single KML File of entire road alignment under instant proposal, Dully highlighting proposed forest area for diversion is enclosed herewith (Annexure No.II) P/ 62
iv.	Differential GPS map of area identified to carry out CA in suitable scale is not submitted along with the proposal.	Differential GPS map of area identified to carry out CA in suitable scale is enclosed herewith as (Annexure No.III) P/ 34
v.	Certificate ensuing importance of Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 is not submitted along with the proposal. Original FRA-2006 certificate along with documentary evidences is the form of copied of the resolutions on the concerned forest Rights Committee(s), Gram Sabha(s), Sub-Division Level Committee(s) recording their consent for the proposal and bearing signature of the participants shall be submitted. In addition to this, copies of record of proceedings of the Forests Rights Committee, Sub Divisional Level Committee(s) may also be submitted.	<p>Government of India vide letter No.11-43/2013-FC, dt.3/12/2018 has issued guidelines regarding compliance of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forests Right) Act, 2006. As per these guidelines:-</p> <p><i>'Accordingly, it is clarified that within the time period stipulated for compliance of Stage I condition, Deputy Commissioner shall complete the process of compliance of FRA (including forwarding its findings to be concerned CF), hence for the purpose of the MoEF & CC, as per the provisions under the Forest (Conservation) amendment rules, 2016 the compliance under FRA is not required for consideration of in-principle approval. This has to be furnished by the State Government for consideration of the proposal by the Ministry for final approval'.</i></p> <p>Hence, the user agency has given an undertaking regarding the compliance under the Scheduled Tribes and Other Traditional forest Dwellers (Recognition of Forest Rights) Act, 2006 has been applied and is under process and shall be submitted before in-principle approval. The copy of the same is enclosed herewith as (Annexure No. IV) P/ 33</p>

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vi.	Details of employment potential in terms of man days of skilled, semiskilled and unskilled persons on permanent (direct and indirect) and temporary (direct and indirect) basis have not been provided. The Same needs to be provided by the State Government.	Details of employment potential in terms of man days of skilled, semiskilled and unskilled persons on permanent (direct and indirect) and temporary (direct and indirect) basis is enclosed herewith as (Annexure No.V) P 130
vii.	Information on total CA stipulated since 1980 in the Division is mentioned as 0.00 by Deputy Conservator of Forests, Washim in his Part-II, Revised Part-II incorporating correct information shall be submitted.	Necessary correction is made by MoEF&CC, Web Parivesh portal in Part-II. P 1

In view of the above, it is requested that the Government of India may kindly be moved for approval under section-2 (ii) of the Forest (Conservation) Act, 1980 at the earliest.

Encl. : As above.

Yours sincerely

(Signature) 26/7/21

(Naresh Zurmure)

Addl. Principal Chief Conservator of Forests
& Nodal Officer

Copy to the submitted to the Principal Secretary (Forests), Revenue and Forest Department, Mantralaya Mumbai-32 for information.

Copy to the submitted to the Chief Conservator of Forests (T) Yavatmal for information.

Copy to Deputy Conservator of Forests, Yavatmal Forest Division, Yavatmal for information.

Copy to Executive Engineer Office of Executive Engineer, National Highway Division, Amravati, BandhakamBhavan, PWD Premises, Camp Road, Amravati Pin 444602. For information

Received.
4-8-2021