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**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/1/ID-12818(72)/ 209 /2021-22
Nagpur - 440 001, Date :- 01/06/2021

To,
The Deputy Director General (Central)
Ministry of Environment, Forests, and Climate Change,
Regional Office, Ground Floor, East Wing,
New Secretariat Building,
Civil Lines, Nagpur-440001

Sub:- Diversion of 12.8957 ha. forest land in favour of MSRDC for Rehabilitation and Up-gradation of Patgaon-Khopoli Section-II (43+783 to 69+508 Km) Part of NH-3 Shahapur-Murbad-Karjat-Khopoli NH-4, newly declared section of NH-548 A in the State of Maharashtra

- Ref:- 1) MoEF & CC, Government of India, Regional Office, Nagpur vide letter No.F.No.FC-II/MH-152/2021-NGP/8060, dated.30/04/2021.
2) The Chief Conservator of Forests (T), Thane letter No.Desk-10/FCA/CR-10/20-21/OW/72, dated 18/05/2021

Sir,

Ministry of Environment, Forest and Climate Change, Government of India, Regional Office, Nagpur vide letter under reference No.1 has sought compliance on 09 points. Accordingly, the Chief Conservator of Forests (T), Thane 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.30/04/2021 is submitted as under:-

Sr. No.	Point	Compliance
i.	Consolidated single KML file of entire road alignment under instant proposal, duly 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 duly highlighting proposed forest area for diversion is enclosed herewith as (Annexure No.I) C.D enclosed.
ii.	It is mentioned in online Part-I and in the covering letter of State Government that the proposal does not involve any non-forest land, whereas, in area calculation statement, it is mentioned that proposal also involves non-forest land of 30.34 ha. Justification for the same shall be submitted by the State Government and necessary correction shall be made in online Part-I and copy of the same may also be submitted.	Necessary correction has now been made in Part I online and non forest land is shown as 30.34 ha.



iii.	Cross section map mention RoW required is not submitted along with the proposal. The same shall be submitted.	Typical Cross Section is enclosed herewith as (Annexure No.-II) <i>p113</i>
iv.	Date of submission is not mentioned in Part-I submitted along with the proposal. Revised Part-I mentioning name of signing authority (legibly) and date of submission shall be submitted by the User Agency.	Revised Part-I mentioning name of signing authority and date of submission is submitted by User Agency. The copy of the same is enclosed herewith as (Annexure No.-III) <i>p112</i>
v.	Details of realignment/ by-pass involved, if any, in the proposal is not mentioned. The same shall be submitted by the User Agency.	Not Applicable as the project is for up gradation of existing road as certified by the User Agency. <i>p118</i>
vi.	Examination of KML of CA land uploaded in Parivesh portal, it is observed that portion of CA land is falling in water body. The same may be revisited and correction KML file of CA land shall be uploaded in Parivesh portal and soft copy of the same shall be submitted by DCF concerned to this office.	The revised KML of CA land is uploaded in Parivesh portal. The copy of the same is enclosed herewith as (Annexure No.IV) <i>enclosed</i>
vii.	Since Eco-Sensitive Zone of Bhimashankar Wildlife Sanctuary has notified, ESZ is deemed to be 10 KM. The State Government shall obtain comments from PCCF (Wildlife), Maharashtra on the importance of area form wildlife point of view and conservation measures, if any shall be submitted.	The User Agency is submitted that as per Ministry of Environment and Forests notification dtd.22.08.2013 & Ministry of Environment, Forest and Climate Change (Wildlife Division) GOI letter F.No.6-60/2020 WL Dtd.16.07.2020 wild life clearance is not required for the said project. <i>p118</i>
viii.	Certificated ensuring impotence of Scheduled Tribes Other Tradition forest Dwellers (Recognition of Forest Rights) Act, 2006 is not submitted along with the proposal. Original FRA-2006 certificate along with documentary evidences in the form of copies of the resolution of 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 Forest Rights Committee, Sub Divisional Level Committee(s) may also be submitted.	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:- <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 the concerned CF), hence for the purpose of the MoEF & CC, as per the provisions under the Forest (Conservation) amendment rules, 2015 the compliance under FRA is not required for consideration of in-principle approval. The</i>

		<p><i>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 The User Agency has submitted an undertaking with the proposal for submission of FRA Certificate stating that FRA Certificate will be submitted on receipt from Collector Thane or with the Stage-I approval compliance report. P/1117</p>
ix.	<p>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.</p>	<p>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) is enclosed herewith as (Annexure-VI)</p> <p>P/1109</p>

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) 1/6/21
(Naresh Zurmure)

Addl. Principal Chief Conservator of Forests
& Nodal Officer 1/6/21

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

Copy to the Chief Conservator of Forests (T), Thane for information.

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

Copy to the Executive Engineer, MSTRDCL, Mumbai, Opp.Bandra Reclamation, Near Lilavati Hospital, Mumbai 400050 for information.