



भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE
CHANGE

Regional Office (WCZ)
Ground Floor, East Wing
New Secretariat Building
Civil Lines, Nagpur - 440001
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F. No. FC-I/MH-38/2016-NGP /674

Dated: 18th July, 2016

To

✓ The Secretary,
Govt. of Maharashtra,
Revenue & Forest Department,
Mantralaya, Mumbai-400032

Sub: Diversion of 0.0185 ha of Protected Forest land in f/o Shri Mandar Gadkari on behalf of Shri Ashwin Patel for construction of approach road to private land in Raigad District of Maharashtra – regarding.

Sir,

I am directed to refer to the State Government of Maharashtra's letter no. FLD-1316/CR-145/F-10 dated 17/06/2016 on the above subject seeking prior approval of the Central Government under the Forest (Conservation) Act, 1980 and to say that preliminary examination of the proposal in the Regional Office (WCZ) of the MoEF&CC revealed following:

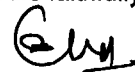
- i. Differential GPS map of the area proposed for diversion, along with soft copy of its shape file has not been submitted along with the proposal.
- ii. It is indicated that proposed area has already been included in the Development Plan of industrial complex approved by the Bomaby Metropolitan Regional Plan Board and sanctioned by the Government of Maharashtra. It may result into fait accompli situations. The State Government may therefore clarify, if the said Development Plan covers Protected Forest land also and if yes status of prior approval of the Central Government under the Forest (Conservation) Act, 1980.
- iii. Detail of existing access to the private land of used by the User Agency till date has not been provided in the proposal. In addition to this, details of existing rights of way of the User Agency through the forest area, if any provided by the State Forest Department, may also be submitted by the State Government.
- iv. It was also observed that land adjoining to the Northeastern boundary of the Protected Forest, several construction have come up and the present proposal will further bifurcate the northeastern part of the PF and special protection and conservation measures are required to be taken by the State Forest Department to check encroachment in this patch of PF. A plan on the protection and conservation of the bifurcated patch is required to be formulated and implemented at the project cost.
- v. English translation of the documentary evidences submitted in support of settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 has not been submitted.

P. F. U.

In view of the above, I am directed to request the State Government to submit information/documents, as indicated above, to the Regional Office (WCZ) of the MoEF&CC for further necessary action in the matter.

Encl: As above.

Yours faithfully,



(Charan Jeet Singh)
Scientist 'C'

Copy to:

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



(Charan Jeet Singh)
Scientist 'C'