



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

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F. No. FC-II/MH-82/2018-NGP/4073

Dated: 8th August, 2018

To

✓ The Secretary (Forests),
Government of Maharashtra,
Revenue & Forest Department,
Mantralaya, Mumbai-400032

Sub: Diversion of 28.667 ha of forest land in favour of National Highway Authority of India (NHAI), PIU, Nagpur for construction of Brahmapuri - Armori section (km 7.300 to km 48.400) to Nagpur-Umred-Nagbhir National Highway (NH-353 D) in Nagpur District in the state of Maharashtra – regarding.

Sir,

I am directed to refer to the State Government of Maharashtra's letter no. FLD-2018/C.R.214/F-10 dated 18.07.2018 on the above subject seeking prior approval of the Central Government under the Forest (Conservation) Act, 1980 and to inform that the proposal was placed before the REC in its 37th meeting held on 30.07.2018, after detailed examination and discussion on the proposal, the Committee decided to approve the proposal for diversion of forest land under Section-2 of the Forest (Conservation) Act, 1980. Further, the Committee decided that Stage-I approval to the proposal shall be issued by the Regional Office only after receipt of following information:

- Proposal has not been forwarded to Regional Office through online portal and is still pending at State Government level (checked on 12.00 hrs, 20.07.2018).
- Certificates from the DCF concerned, regarding location of the area outside/within 10 Km of distance from the boundary of PAs has not been submitted.
- Differential GPS map of the area proposed for diversion as well as area identified for raising CA needs to be submitted by the State Government.
- Instant proposal is a minimum upgradation to two lanes with paved shoulder configuration; accordingly details of any new alignments/bypasses proposed in forest area may be submitted by the State Government.
- Examination of compliance of Scheduled Tribe and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 revealed that District Collector, Nagpur has not certified all the clauses as stipulated in the MoEF&CC Guidelines dated 5.07.2013. Further, Gram Sabha Resolutions has not been submitted and proceedings of Sub-divisional level committee have been submitted in vernacular language. State Government may ensure the complete compliance of FRA, 2006 in accordance to MoEF&CC advisory issued vide letter dated 5th July, 2013 and accordingly, revised certificate from Districts Collector along with original and translated copy of Gram Sabha Resolutions and proceedings of Sub-divisional level committee need to be submitted.
- Examination of CB analysis submitted revealed that complete CB analysis has not been calculated. Revised CB analysis, calculated after taking correct monetary value of all parameters as mentioned in MoEF&CC's advisory dated 1.08.2018, into the account, may be submitted by State Government.

- vii. 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.
- viii. An undertaking may be obtained by the User Agency, in accordance with the MoEF&CC's Guidelines dated 7.01.2013.

In view of the above, the State Government is requested to submit the complete information as mentioned above, to this Ministry for further necessary action in the matter.

Yours faithfully,


(Dr. E. Arockia Lenin)
Scientist 'C'

Copy to:

1. The PCCF, Government of Maharashtra, Nagpur
2. The Nodal Officer FCA), O/o of the PCCF, Government of Maharashtra, Nagpur.
3. User Agency.
4. Guard File.


(Dr. E. Arockia Lenin)
Scientist 'C'