

By Speed Post/E-mail

Government of India  
Ministry of Environment, Forest and Climate Change  
(FC Division)

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Indira Prayavaran Bhawan  
Jor Bagh Road, Aliganj, New Delhi-110003

Dated: 07<sup>th</sup> March, 2022

To,

The Principal Secretary/Secretary (Forests)  
All States/UTs Government

**Subject: Prerequisite of NOC of State PWD/NHAI or other similar agencies having RoWs in case of submission of proposal related to Forest (Conservation) Act-1980 on PARIVESH portal-regarding**

Madam/Sir,

I am directed to refer to communications received from various agencies for setting up retail outlet under the RoW of State PWD/NHAI or other similar agencies on the above subject requesting to allow the User Agency to submit the NOC of the State PWD/NHAI, as required for setting up such outlets on RoWs, not as a prerequisite at the beginning of submission of application on PARIVESH portal, but at any level of processing of the proposal on PARIVESH, under Forest (Conservation) Act, 1980.

The matter was examined in the Ministry and it is to clarify that, the State/ UTs Government may consider the acceptance of NOCs issued by State PWD/NHAI or other similar agencies for setting up of retail outlets under RoWs at any level on PARIVESH portal. The undertaking along with acknowledgment of the agencies owning RoW from the User Agency stating that they have initiated the process of obtaining NOC may be considered for initial submission of proposal on PARIVESH. It is also to clarify that the process of obtaining NOC and its submission must be completed before the submission of such proposals to Integrated Regional Office, provided that no such proposals in any case give rise to a situation of *fate accompli* or involved in violations of Forest (Conservation) Act, 1980 or other related Central or State Acts.

This issues with the approval of competent authority.

Yours faithfully,

  
(Charan Jeet Singh)  
Scientist 'D'

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Copy for information to:

1. Principal Chief Conservator of Forests & HoFF, All State/UT Governments.
2. The Regional Officers, All IROs of the MoEF&CC.
3. The Nodal Officer, the Forest (Conservation) Act, 1980, All State/UT Governments.
4. Monitoring Cell, FC Division, MoEF&CC, New Delhi.
5. Guard Folder.