

F. No. 11-353/2016-FC
Government of India
Ministry of Environment, Forests & Climate Change
(Forest Conservation Division)

Indira Paryavaran Bhawan,
Jor Bagh Road, Aliganj,
New Delhi: 1100 03.

Dated: 19th January, 2017

To

Addl. Chief Secretary,
Forest Department, Government of Haryana
Chandigarh
Haryana

Subject : Clarification regarding diversion of forest land for non-forestry purpose under the Forest (Conservation) Act, 1980 — provision of transferring equivalent non-forest land by Government Departments for compensatory afforestation.

Ref : Memo No. 2095-Ft-5-2016/2883, dated 8th September, 2016

Sir

I am directed to inform that the clarification sought by you has been examined by this Ministry and it is clarified that in case the diversion of forest land along linear or 'strip' plantation declared as protected forest and managed by Forest Department along the road/ rail/ canal sides is required for widening or expansion of road/ rail/ canal by the same department for the same purpose then the exemption under 3.2(vi)(e) is available to the Government Department owning the forest land and as an exception to 3.2(i) of the guideline, compensatory afforestation shall be raised over degraded forest land twice in extent of the forest area being diverted/deserved for the purpose of Forest Conservation Act 1980.

In all other case when the forest land along linear or 'strip' plantation declared as protected forest along the road/ rail/ canal sides is required for purpose other than the purpose for which the land was acquired even by the same department owning the land then equivalent non-forest land has to be provided by the user agency for compensatory afforestation.

This issues with the approval of the competent authority.

Yours faithfully,


(Nisheeth Saxena)

Sr. Assistant Inspector General of Forest (FC)

Copy to :

- 1 The Principal Chief Conservator of Forests, All States/UTs.
2. The Nodal Officer (FCA), 0/o. The PCCFs, All States/UTs.
3. All Regional Offices of MoEF
4. The RO (HQ), MoEF, New Delhi
5. Monitoring Cell, FC Division, MoEF.
6. PS to IGF(FC)
7. Guard File


(Nisheeth Saxena)

Sr. Assistant Inspector General of Forest (FC)