

7-26/12

भारत सरकार

GOVERNMENT OF INDIA

पर्यावरण एवं वन मंत्रालय

MINISTRY OF ENVIRONMENT & FORESTS



क्षेत्रीय कार्यालय, पश्चिम क्षेत्र,
Regional Office, Western Region,
"केन्द्रीय पर्यावरण भवन"

"Kendriya Paryavaran Bhavan
लिन्क रोड नं-3, Link Road No. 3
E-5, रविशंकर नगर/Ravi Shankar Nagar,
भोपाल (म०प्र०)/Bhopal-462016 (M.P.)
फोन-0755-2466525, 2463102 (Fax), 2465496
अणुडाक /E-mail: apccfbhopal@gmail.com

No 6-GJC 030/2013-BHO/1351

Dt. 23/08/13

To,

The Principal Secretary,
Govt. of Gujarat,
Environment and Forest Department,
Sardar Patel Bhawavan,
Block No. 14/8. Gandhiagar -382010.

Sub: Diversion of 38.2520 ha Protected and Reserved Forest land for SH-2 and SH-152 Lunavada-Santrampur- Khedapa road Km 130.00 to Km 163.874 and widening of Km 141.925 to Km. 162.600 and Km. 2.500 to Km. 22.200 under Gujarat State Highway Project-II (GSHP-II) to be funded by the World Bank in favour of Executive Engineer, Road & Building Department in Panchmahal District of Gujarat.

Sir,

I am directed to invite a reference to your letter No FCA-1013/7-29/12/SF-10/F on the above mentioned subject seeking prior approval of the Central Government under Section-2 of the Forest (Conservation) Act, 1980.

After careful consideration of the proposal of the State Government, the undersigned, on behalf of the Central Government is directed to convey in principle approval for diversion of 38.2520 ha Protected and Reserved forest land for SH-2 and SH-152 Lunavada- Santrampur- Khedapa road Km 130.00 to Km 163.874 and widening of Km 141.925 to Km. 162.600 and Km. 2.500 to Km. 22.200 under Gujarat State Highway Project-II (GSHP-II) to be funded by the World Bank in favour of Executive Engineer, Road & Building Department in Panchmahal district subject to the following conditions:-

- 1.. The legal status of the forest land shall remain unchanged.
2. a) Compensatory afforestation shall be taken up by the forest department over 56.66 ha degraded forest land and non forest land (36.66 ha degraded forest land, Survey/ Comptt No. 35 pt, Village-Sant, Taluka-Santrampur, District- Panchmahal and 20.00 ha non-forest land, Survey/ Comptt No. 357/1, 357/2, 357/3, Village- Bhachunda, Taluka- Abdasa, District- Kachchh) at the cost of the User Agency.
(b) The non forest land shall be transferred and mutated in favour of Forest Department.
(c) This non-forest land shall be notified as Reserved Forest.
- 3.. The cost of compensatory afforestation shall be deposited in advance at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars on the CA land shall be deposited in advance with the Forest Department by the project authority.

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Addl. Pri. C. C. F.
Land
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Date 21/9/13
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4. (a) The State Government shall charge the "Net Present Value"(NPV) for the 38.2520 ha of land to be diverted under the proposal from the User Agency as per the orders of the Hon^{ble} Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008 and 09/05/2008 in IA-566 W.P. (Civil) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No.3-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No.5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009 in this regard.
- (b) Additional amount of NPV of diverted forest land, if any, becoming due after finalization of the same by the Hon^{ble} Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency, which shall furnish an undertaking to this effect.
5. All funds received from the User Agency under the project shall be transferred to the Ad-hoc Compensatory Afforestation Fund Management & Planning Agency(CAMPA) in Saving Bank A/c No.CAF SB01025208 of Corporation Bank, Lodhi Complex, New Delhi- 110003.
6. *The guidelines as issued by Indian Road Congress (IRC) as contained in IRC specification No. SP:58 of 2001 as amended from time to time regarding use of fly ash shall be followed and any deviation from this direction can only be agreed to on technical reasons if the same is approved by Chief Engineer (Design) or Engineer-in-Chief of the Road and Building Department or, organization or on production of a certificate of "Fly ash not available" from the thermal power plant (s) located within hundred kilometers of the site of construction and this certificate shall be provided by the TPP within two working days from the date of receipt of a request for fly ash, if fly ash is not available.*
7. a) The User Agency will defray the cost of removal of 2168 trees in the area that fall in diversion. However only the required and minimum number of trees will be felled.
b) The funds shall be deposited by User Agency for the trees to be felled in the Adhoc-CAMPA New Delhi.
8. Road side plantations will be raised by the User Agency under the supervision of Forst Department.
9. Provisions of all statutory Acts and rules made thereunder and guidelines applicable to the project will have to be strictly followed.
10. The forest land shall not be used for any purpose other than that specified in the project proposal.

After receipt of the compliance report on the fulfillment of condition No. 2(a), 2(b) and 2(c) from the State Government, proposal will be considered for final approval under the provisions of the Forest (Conservation) Act, 1980.

The order for transfer of forest land to user agency shall not be issued by the State Government till formal approval order for diversion of forest land is issued by the Regional Office MoEF, Bhopal



15/10/2011

Yours faithfully,

(S.K. Bhandari)
Chief Conservator of Forests (Central)

Copy to :-

- 1.. The Director, ROHQ, Ministry of Environment and Forests, CGO Complex, Lodhi Road, New Delhi.
2. The Addl. Principal Chief Conservator of Forest and Nodal Officer (Forest Conservation) Act, Aranya Bhavan, Block No. A/3, Near "Ch" Circle, Opposite St. Xaviers High School, Sector-10A, Gandhinagar (Gujarat).
3. Dy. Conservator of Forests, Social Forestry Division Godhra, District-Panchmahal, Gujarat.
4. Dy. Conservator of Forests, Katch West Division Bhuj, District-Bhuj, Gujarat.
5. The Executive Engineer, State Road Project Division, 709, Kuber Bhavan, 7th Floor, "E" Block, Kothi Compound, Vadodara, District-Vadodara, Gujarat.
- 6.. Order File.



(S.K. Bhandari)

Chief Conservator of Forests (Central)

9/12/12

No.FCA/7-26/12/3199-05/2013-14
Office of the,
Principal Chief Conservator of Forests,
Aranya Bhavan, Block No.A/3,Near "Ch" Circle,
Opposite St. Xaviers High School,
Sector-10/A, Gandhinagar, dt. 27-09-2013.

Copy of the GoI / letter No: 6-GJC-030/2013-BHO/1351, dated: 23/08/2013

forwarded to the

Chief Conservator of Forest, Vadodara

Chief Conservator of Forest, Katch-Bhuj

Chief Conservator of Forest, SF Ahmedabad

Dy. Conservator of Forests, Godhra, SF Godhra, Katch (West)

for information and early compliance.

A demand note should be given to the User Agency for recovery of Compensatory Afforestation and Net Present Value funds. And the User Agency should be advised to arrange to directly deposit/credit the amount (NET of any transaction / transfer charges) into

State Bank of India, Udhyog Bhavan Branch Gandhinagar

Account No: 66013423126

in the name of: NODAL OFFICER FCA GUJARAT

The user agency may be advised to furnish a copy of the Bank counterfoil directly to this office also for information. No cheques, demand drafts or other bank instruments should be sent to this office.. A clear certified photocopy of the counterfoil of the corresponding Bank Slip along with a copy of the demand note be sent to this office clearly indicating the amounts demanded towards Compensatory Afforestation and Net Present Value.

Copy to : The Executive Engineer, State Road Project Division , 709, Kuber Bhavan, 7th Floor,
"E"Block Kothi Compound, Vadodara.

User Agency is advised to collect the demand notes from the concerned Deputy Conservator of Forests, deposit the required amount in the account of Nodal Officer, Gujarat State and send a copy of counterfoil of the chalan of deposit to this office without fail. Without the information of payment it will not be possible to transfer the amount deposited by the User Agency to Ad-hoc CAMPA fund, New Delhi, which will delay compliance to GoI.

(Kabool Chand)
Nodal Officer for
Forest Conservation Act,
Gujarat State, Gandhinagar