



City & Industrial Development Corporation of Maharashtra Ltd.

PUBLIC NOTICE

Diversion of 0.46 ha. Of Reserved Forest and Mangrove Forest land in favour of City and Industrial Development Corporation of Maharashtra Ltd. (CIDCO),Belapur Railway Station CBD Belapur, Navi Mumbai for Development of Passenger Water Transport Terminal, Nerul, Navi Mumbai in Thane District in the State of Maharashtra.

Vide Govt. Of Maharashtra Order No. FLD Government Order No. FLD-1217/ C.R.209/ F-10 Mantralaya, Mumbai - 400032. date: - 19/09/2018, the City and Industrial Development Corporation of Maharashtra Ltd. (CIDCO) has received clearance for diversion of 0.46 ha. land for use under the proposed Passenger Water Transport Terminal at Nerul in Thane District in the State of Maharashtra. The copy of the above clearance order and other forest clearances, as well as a detailed list of survey Numbers along with legal status of the forest land for diversion is published herewith for information.

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
apccfcentral-ngp.gov.in
Date:25th September, 2017

F. No. FC-I/MH-71/2017-NGP/2581

To,
The Secretary,
Govt. of Maharashtra,
Revenue &Forest Department,
Mantraiaya, Mumbai-400032.

Sub: Diversion of 0.46 ha of Reserved Forest and Mangrove Forest land in favour of City & Industrial Development Corporation of Maharashtra Ltd (CIDCO), Belapur Railway Station, CBD Belapur, Navi Mumbai for development of passenger water transport terminal in Thane District in the State of Maharashtra.

Sir,

I am directed to refer to the Addl. Principal Chief Conservator of Forests & Nodal Officer (FCA), Government of Maharashtra's letter no. Desk-17/NC/II/I.D 12486/(61)/2/16-17 dated 01.04.2017 on the above subject seeking prior approval of the Central Government under Section - 2 of the Forest (Conservation) Act, 1980 and letter no. Desk-17/NC/II/ID 12486/(61)/1478/2017-18 dated 21.09.2017 forwarding additional information as sought by the Regional Office vide its letter of even number dated 2.05.2017 and to say that the said proposal has been examined by the Regional Office (WCZ) in light of relevant provisions of the Forest (Conservation) Act, 1980 and Rules and Guidelines framed thereunder.

After careful examination of the proposal of the State Government and on the basis of the recommendation of the Addl. PCCF & Nodal Officer (FCA)l Government of Maharashtra the Central Government hereby accords 'in-principle' under Section -2 of the Forest (Conservation) Act, 1980 for diversion of 0.46 ha of Reserved Forest and Mangrove Forest land in favour of City & Industrial Development Corporation of Maharashtra Ltd (CIDCO), Belapur Railway Station, CBD Belapur, Navi Mumbai for development of passenger water transport terminal in Thane District in the State of Maharashtra subject to fulfilment of following conditions:

- Legal status of the diverted forest land shall remain unchanged;
- Compensatory afforestation over the degraded forest land of 1.0 ha in lieu of forest land being diverted, shall be raised and maintained by the State Forest Department at the cost of the User Agency;
- The User Agency shall transfer the cost of raising and maintaining of compensatory afforestation and penal compensatory afforestation, at the current wage rate, to the State Forest Department. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years;
- The State Government shall charge the Net Present Value (NPV) of the forest land being diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 28.03.2008, 24.04.2008 and 09.05.2008 in Writ Petition (Civil) No. 202/1995 and the guidelines issued by this Ministry vide its letter No. 5-3/2007-FC dated 05.02.2009 in this regard;
- At the time of payment of the Net Present Value (NPV) at the then prevailing rate, the User Agency shall furnish an undertaking to pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India;
- All the funds received from the user agency under the project, except the funds realized for regeneration/ demarcation of safety zone, shall be transferred to Ad-hoc CAMPA through e-challan in the Savings Bank Account pertaining to the State concerned;
- The User Agency shall obtain the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if required;
- The boundary of the diverted forest land, shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, forward and back bearing and distance from pillar to pillar;
- The State Government user agency shall take prior permission from Hon'ble High Court for Mangrove cutting before issue of order for diversion of the forest land in accordance with Hon'ble Mumbai High Court order dated 27/1/2010 in PIL 87 of 2006.
- Baseline study, submitted along with the proposal, on flora conducted by the Salim Ali Center for Ornithology and Natural History (SACON) in Thane creek mentioned several Schedule-I species in the area. The User Agency shall suitably contribute financially in the management plan, if any being implemented in the area, towards the conservation of the faunal diversity.
- The User Agency shall obtain permission from the competent authority under CRZ notification, if required.
- The user agency, if applicable, shall arrange to raise strip plantation on either side of the road and central verge at project cost, as per IRC specification, with maintenance of 7-10 years;
- Wherever possible and technically feasible, the User Agency shall undertake afforestation measures along the roads within the area diverted under this approval, in consultation with the State Forest Department at the project cost.
- The reclamation of quarry should be done under the supervision of the State Forest Department. The quarry shall be reclaimed and afforested completely before the project is closed.
- Overburden shall not be dumped outside the width of the road. The muck generated in the earth cuttings will be disposed of at the designated dumping sites and in no case the muck/debris will be allowed to roll down the hill slopes.
- The user agency will provide retaining walls, breast walls and drainage as per requirement to make the slope stable.
- The User agency, if required, will undertake comprehensive soil conservation measures at the project cost in consultation with the State Forest Department, if required. A scheme to that effect shall be submitted to the Regional Office, along with the compliance report;
- The designing of culverts/bridges, if any, over the natural streams/rivers/canals should be done in such a manner that it does not hamper the natural course of water, does not give rise to waterlogging, and also does not hamper movement of wild animals.
- No labour camp shall be established on the forest land;
- The User Agency shall provide fuels preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas;
- The forest land shall not be used for any purpose other than that specified in the proposal;
- The layout plan of the proposal shall not be changed without the prior approval of the Central Government.
- The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government;
- No damage to the flora and fauna of the adjoining area shall be caused;
- Any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department;
- The user agency in consultation with the State Government shall create and maintain alternate habitat/home for the avifauna, whose nesting trees are to be cleared in this project. Bird's nests artificially made out of eco-friendly material shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project;
- The State Government shall ensure that settlement of rights, in terms of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, if any, have been completed in accordance with the relevant guidelines issued by the MoEF&CC in this regard;
- The user agency shall submit the six monthly self-compliance report in respect of the above conditions as on 31 st July and 31 st January to the State Government and to the concerned Regional Office of the Ministry regularly.
- The State shall also monitor the compliance of conditions of the Stage-I approval and an annual report on the same may be submitted to this office as on 31 st December every year.

CIN - U99999 MH 1970 SGC-014574

www.cidco.maharashtra.gov.in

शहर व औद्योगिक विकास महामंडळ (महाराष्ट्र) मर्यादित

जाहीर सूचना

कार्यकारी अभियंता (वाशी-१) , सिडको लि., सीबीडी बेलापूर, नवी मुंबई यांना प्रवासी जलवाहतूक टर्मिनलच्या विकासासाठी ०.४६ हेक्टर राखीव व कांदळवन चळती करण्याबाबत.

महाराष्ट्र शासनाकडील आदेश क्र. - एफ एल डी१२१७/प्र.क्र.२०९/फ-१०, मंत्रालय, मुंबई -४०० ०३२. दिनांक:- १९/०९/२०१८अनव्ये शहर व औद्योगिक विकास महामंडळ (महाराष्ट्र) मर्यादित (सिडको) सीबीडी बेलापूर, नवी मुंबई यांना प्रवासी जलवाहतूक टर्मिनलच्या विकासासाठी ०.४६ हेक्टर क्षेत्र चळती करण्याची परवानगी प्राप्त झाली आहे. उपरोक्त आदेशाची प्रत व इतर आदेशाच्या प्रती वनक्षेत्राचे सर्व क्रमांक आणि त्यांचे वैधानिक दर्जा बाबत माहिती प्रकाशित करण्यात येत आहे.

- xxx. Any other condition that the concerned Regional Office of this Ministry may stipulate, from time to time, in the interest of conservation, protection and development of forests &wildlife; and
- xxxi. The User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project.
- xxxii. Grant of working permission to the extant proposal may be considered by the State Government in accordance with the provisions as contained in the MoEF&CC's Guidelines dated 28.08.2015.

After receipt of a satisfactory compliance report from the State Government in respect of conditions no.(iii), (iv) (vi), (ix), (x), (xvii), (xxvi), and undertakings in respect of all other conditions, duly authenticated by the competent authority in the State Government, the proposal will be considered for grant of Stage-II approval under the Forest (Conservation) Act, 1980.

Yours faithfully
Charan Jeet Singh
Scientist 'C'

Copy to:

- The PCCF, Government of Maharashtra, Nagpur
- The Nodal Officer FCA), O/O of the PCCF, Government of Maharashtra, Nagpur.
- The Director (RoHQ), MoEF&CC, Indira Paryavaran Bhawan, Jorbagh Road, Aliganj New Delhi.
- User Agency.
- Guard File.

(Charan Jeet Singh)
Scientist 'C'

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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
apccfcentral-ngp.gov.in
Date:13th February, 2018

F. No. FC-I/MH-71/2017-NGP/3280

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

Sub: Diversion of 0.46 ha of Reserved Forest and Mangrove Forest land in favour of City & Industrial Development Corporation of Maharashtra Ltd (CIDCO), Belapur Railway Station, CBD Belapur, Navi Mumbai for development of passenger water transport terminal in Thane District in the State of Maharashtra.

Sir,

I am directed to refer to the Addl. Principal Chief Conservator of Forests & Nodal Officer (FCA), Government of Maharashtra's letter no. Desk-17/NC/II/I.D 12486/(61)/2/16-17 dated 01.04.2017 on the above subject seeking prior approval of the Central Government under Section - 2 of the Forest (Conservation) Act, 1980 and letter no. Desk-17/NC/II/ID 12486/(61)/1478/2017-18 dated 21.09.2017 forwarding additional information as sought by the Regional Office vide its letter of even number dated 2.05.2017. After careful examination of the proposal of the State Government, 'in-principle' approval was accorded by the Central Government vide its letter of even number dated 25.09.2017 subject to fulfilment of certain conditions prescribed therein. The Addl. PCCF & Nodal Officer (FCA), Government of Maharashtra has now submitted a report on the compliance of conditions stipulated in the 'in-principle' approval and requested the State Government to grant final approval to the proposal.

In this connection, I am directed to say that on the basis of compliance report submitted by the Addl. PCCF & Nodal Officer (FCA), Government of Maharashtra vide his letter no Desk- 17/NC/II/ID-12486/(61)/2717/17-18 dated 9.02.2018, the Central Government hereby accords final approval under Section - 2 of the Forest (Conservation) Act, 1980 for diversion of 0.46 ha of Reserved Forest and Mangrove Forest land in favour of City & Industrial Development Corporation of Maharashtra Ltd (CIDCO), Belapur Railway Station, CBD Belapur, Navi Mumbai for development of passenger water transport terminal in Thane District in the State of Maharashtra subject to following conditions:

- Legal status of the diverted forest land shall remain unchanged;
- Compensatory afforestation over the degraded forest land of 1.0 ha in lieu of forest land being diverted, shall be raised and maintained by the State Forest Department from the funds already provided by the User Agency;
- Compensatory afforestation and penal compensatory afforestation shall be raised as per approved CA scheme from the funds already provided by the User Agency. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years;
- The State Government has realized the Net Present Value (NPV) of the forest land being diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 28.03.2008, 24.04.2008 and 09.05.2008 in Writ Petition (Civil) No. 202/1995 and the guidelines issued by this Ministry vide its letter No. 5-3/2007-FC dated 05.02.2009 in this regard. The User Agency shall pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India;
- The User Agency shall pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India;
- Funds, if any, to be realized from the user agency under the project in future, except the funds realized for regeneration/ demarcation of safety zone, shall be transferred to Ad-hoc CAMPA, through e-challan, in the Saving Bank Account pertaining to the State concerned;
- The User Agency shall obtain the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if required;
- The boundary of the diverted forest land, shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, forward and back bearing and distance from pillar to pillar;
- The State Government/user agency shall take prior permission from Hon'ble High Court for Mangrove cutting before issue of order for diversion of the forest land in accordance with Hon'ble Mumbai High Court order dated 27/1/2010 in PIL 87 of 2006. Directions to be passed by the Hon'ble Court shall be binding on the User Agency;
- Baseline study, submitted along with the proposal, on flora conducted by the Salim Ali Center for Ornithology and Natural History (SACON) in Thane creek mentioned several Schedule-I species in the area. The User Agency shall suitably contribute financially in the management plan, if any being implemented in the area, towards the conservation of the faunal diversity.
- The User Agency shall obtain permission from the competent authority under CRZ notification, if required.
- The user agency, if applicable, shall arrange to raise strip plantation on either side of the road and central verge at project cost, as per IRC specification, with maintenance of 7-10 years;
- Wherever possible and technically feasible, the User Agency shall undertake afforestation measures along the roads within the area diverted under this approval, in consultation with the State Forest Department at the project cost.
- The reclamation of quarry should be done under the supervision of the State Forest Department. The quarry shall be reclaimed and afforested completely before the project is closed.
- Overburden shall not be dumped outside the width of the road. The muck generated in the earth cuttings will be disposed of at the designated dumping sites and in no case the muck/debris will be allowed to roll down the hill slopes.

सिडको/जनसंपर्क/३०७/२०१८-१९



- xvi.
The user agency will provide retaining walls, breast walls and drainage as per requirement to make the slope stable.

xvii.
The User agency, if required, will undertake comprehensive soil conservation measures at the project cost in consultation with the State Forest Department,

xviii.
The designing of culverts/bridges, if any, over the natural streams/rivers/canals should be done in such a manner that it does not hamper the natural course of water, does not give rise to water- logging, and also does not hamper movement of wild animals.

xix.
No labour camp shall be established on the forest land;

xx.
The User Agency shall provide fuels preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas;

xxi.
The forest land shall not be used for any purpose other than that specified in the proposal;

xxii.
The layout plan of the proposal shall not be changed without the prior approval of the Central Government.

xxiii.
The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government;

xxiv.
No damage to the flora and fauna of the adjoining area shall be caused;

xxv.
Any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department;

xxvi.
The user agency in consultation with the State Government shall create and maintain alternate habitat/home for the avifauna, whose nesting trees are to be cleared in this project. Bird's nests artificially made out of eco-friendly material shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project;

xxvii.
The State Government shall ensure that settlement of rights, in terms of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, if any, have been completed in accordance with the relevant guidelines issued by the MoEF&CC in this regard;

xxviii.
The user agency shall submit the six monthly self-compliance report in respect of the above conditions as on 31st July and 31st January to the State Government and to the concerned Regional Office of the Ministry regularly.

xxix.
The State shall also monitor the compliance of conditions of the Stage-I approval and an annual report on the same may be submitted to this office as on 31st December every year.

xxx.
Any other condition that the concerned Regional Office of this Ministry may stipulate, from time to time, in the interest of conservation, protection and development of forests & wildlife; and

xxxi.
The User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project.

Yours faithfully

Charan Jeet Singh

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. The Director (RoHQ), MoEF&CC, Indira Paryavaran Bhawan, Jorbagh Road, Aliganj New Delhi.

4. User Agency.

5. Guard File.

(Charan Jeet Singh)

Scientist 'C'

(सर्व कायदेशीर अथवा न्यायालयीन विवादासाठी या आदेशाचा इंग्रजी अनुवाद अधिग्राह्य धरण्यात येईल.)

वनजमिन-ठाणे

वन (संवर्धन) अधिनियम, १९८० अंतर्गत कार्यकारी अभियंता (वाशी-१), सिडको लि., सीबीडी बेलापूर, नवी मुंबई यांना प्रवासी जलवाहतूक टर्मिनलच्या विकासासाठी ०.४६ हेक्टर राखीव व कांदळवनक्षेत्र वळती करण्याबाबत.

महाराष्ट्र शासन

महसूल व वनविभाग

शासन आदेश क्रमांक : एफएलडी-१२१७/ प्र.क्र.२०९/ फ-१०

मंत्रालय, मुंबई -४०० ०३२.

दिनांक :- १९/०९/२०१८

वाचा :-

१) अपर प्रधान मुख्य वनसंरक्षक तथा केंद्रस्थ अधिकारी, महाराष्ट्र राज्य, नागपूर यांचे पत्र क्र.कक्ष-१७/एनसी/II/आयडी १२४८६/(६१)/२/१६-१७, दिनांक ०१/०४/२०१७.

२) पर्यावरण, वन व जलवायु परिवर्तन मंत्रालय, क्षेत्रिय कार्यालय, पश्चिम-मध्य क्षेत्र, भारत सरकार, नागपूर यांचे पत्र क्र.एफ.नं.एफसी-I/एमएच ७१/२०१७-एनजीपी/२५८१, दिनांक २५/०९/२०१७.

३) अपर प्रधान मुख्य वनसंरक्षक तथा केंद्रस्थ अधिकारी, महाराष्ट्र राज्य, नागपूर यांचे पत्र क्र.कक्ष-१७/एनसी/II/आयडी १२४८६/(६१)/२७१७/१७-१८, दिनांक ०१/०२/२०१८.

४) पर्यावरण, वन व जलवायु परिवर्तन मंत्रालय, क्षेत्रिय कार्यालय, पश्चिम-मध्य क्षेत्र, भारत सरकार, नागपूर यांचे पत्र क्र.एफ.नं.एफसी-I/एमएच ७१/२०१७-एनजीपी/३२८०, दिनांक १३/०२/२०१८.

५) अपर प्रधान मुख्य वनसंरक्षक तथा केंद्रस्थ अधिकारी, महाराष्ट्र राज्य, नागपूर यांचे पत्र क्र.कक्ष-१७/एनसी/II/आयडी १२४८६/(६१)/६५१/१८-१९, दिनांक १५/०६/२०१८.

६) जनहित याचिका क्र. ८७/२००६ मधील नोटीस ऑफ मोशन (एल) नं.१७१/ २०१८ मध्ये मा. उच्च न्यायालय, मुंबई यांनी दिनांक २३/०३/२०१८ रोजी पारित केलेले आदेश.

आदेश :-

ज्याआर्थी, राज्य शासनाच्या दिनांक १०/०५/२००० रोजीच्या पत्रान्वये प्राप्त झालेल्या प्राधिकारानुसार अपर प्रधान मुख्य वनसंरक्षक तथा केंद्रस्थ अधिकारी, महाराष्ट्र राज्य, नागपूर यांनी कार्यकारी अभियंता (वाशी-१), सिडको लि., सीबीडी बेलापूर, नवी मुंबई यांच्याकडून प्राप्त झालेला वन (संवर्धन) अधिनियम, १९८० अंतर्गत प्रवासी जलवाहतूक टर्मिनलच्या विकासासाठी ०.४६ हेक्टर राखीव व कांदळवनक्षेत्र वळती करण्याचा प्रस्ताव केंद्र शासनास उपरोक्त अ.क्र.१ येथील पत्रान्वये शिफारसीसह सादर केला होता; आणि ज्याआर्थी, भारत सरकारने, अपर प्रधान मुख्य वनसंरक्षक तथा केंद्रस्थ अधिकारी, महाराष्ट्र राज्य, नागपूर, यांनी वन (संवर्धन) अधिनियम, १९८० च्या कलम-२ खाली सादर केलेल्या सदर प्रस्तावास वरील अ.क्र.-२ येथील पत्रान्वये तत्वतः मंजूरी दिलेली अहे. ही मंजूरी भारत सरकारच्या दिनांक २५/०९/२०१७ रोजीच्या पत्रात नमूद केलेल्या अटींची पूर्तता प्रकल्प यंत्रणा करेल याच्या अधीन राहून प्रदान केली आहे;

आणि ज्याआर्थी, अपर प्रधान मुख्य वनसंरक्षक तथा केंद्रस्थ अधिकारी, महाराष्ट्र राज्य, नागपूर यांनी त्यांच्या वरील अ.क्र.-३ येथील पत्रान्वये तत्वतः मान्यता आदेशातील अटींचा पूर्तता अहवाल पर्यावरण, वन व जलवायु परिवर्तन मंत्रालय, क्षेत्रिय कार्यालय, पश्चिम क्षेत्र, भारत सरकार, नागपूर यांना सादर केला होता;

आणि ज्याआर्थी, पर्यावरण, वन व जलवायु परिवर्तन मंत्रालय, क्षेत्रिय कार्यालय, पश्चिम क्षेत्र, भारत सरकार, नागपूर यांनी ठाणे जिल्ह्यातील ०.४६ हेक्टर राखीव व कांदळवनक्षेत्र उपरोक्त प्रस्तावासाठी काही अटींसह वरील अ.क्र.-४ येथील पत्रान्वये वळती करण्यास अंतिम मंजूरी दिलेली आहे;

आणि ज्याआर्थी, अपर प्रधान मुख्य वनसंरक्षक तथा केंद्रस्थ अधिकारी, महाराष्ट्र राज्य, नागपूर यांनी त्यांच्या वरील अ.क्र.-५ येथील पत्रान्वये पर्यावरण, वन व जलवायु परिवर्तन मंत्रालय, क्षेत्रिय कार्यालय, पश्चिम क्षेत्र, भारत सरकार, नागपूर यांच्या दिनांक २५/०९/२०१७ व दिनांक १३/०२/२०१८ रोजीच्या अनुक्रमे तत्वतः व अंतिम मान्यतेच्या पत्रांतील अटींची पूर्तता प्रकल्प यंत्रणेने केली असल्याचे कळविले आहे;

आणि ज्याआर्थी, मा. उच्च न्यायालय, मुंबई यांनी त्यांच्या वरील अ.क्र.-६ येथील अदेशान्वये प्रकल्पाचे क्षेत्रात काम सुरू करण्याची परवानगी दिली आहे;

म्हणून आता महाराष्ट्र शासन याद्वारे असे निर्देश देत आहे की, प्रकल्प प्राधिकरण म्हणजेच कार्यकारी अभियंता (वाशी-१), सिडको लि., सीबीडी बेलापूर, नवी मुंबई यांना वन (संवर्धन) अधिनियम, १९८० अंतर्गत प्रवासी जलवाहतूक टर्मिनलच्या विकासासाठी हेक्टर खाली दिलेल्या अनुसूचीमध्ये नमूद केलेली आणि अपर प्रधान मुख्य वनसंरक्षक तथा केंद्रस्थ अधिकारी, महाराष्ट्र राज्य, नागपूर यांचे संदर्भ क्र.१ येथील पत्रानुसार सादर केलेल्या प्रकल्प प्रस्तावात अधिक तपशीलात नमूद केलेली ज्यामध्ये, राखीव व कांदळवनक्षेत्र समाविष्ट आहे, अशी एकूण ०.४६ हेक्टर वनजमिन या प्रस्तावासाठी वळती करण्यात यावी. हे वळतीकरण भारत सरकारच्या दिनांक २५/०९/२०१७ आणि दिनांक १३/०२/२०१८ रोजीच्या पत्रांतील अटी व शर्तींच्या पूर्तेच्या अधीन राहून तसेच खालील अटींच्या पूर्ततेनंतर पूर्ण करण्यात यावे ;

१. वर नमूद केलेल्या भारत सरकारच्या तत्वतः मान्यता व अंतिम मान्यतेच्या पत्रातील विहित केलेल्या सर्व अटींचे प्रकल्प यंत्रणा अनुपालन करेल. प्रकल्प यंत्रणा सर्व अटींचे तंतोत अनुपालन करेल याची अपर प्रधान मुख्य वनसंरक्षक, कांदळवन कक्ष, मुंबई हे खात्री करतील.

अपर प्रधान मुख्य वनसंरक्षक, कांदळवन कक्ष, मुंबई याबाबतचा अहवाल वेळोवेळी अपर प्रधान मुख्य वनसंरक्षक तथा केंद्रस्थ अधिकारी, महाराष्ट्र राज्य, नागपूर यांना सादर करतील.

२. वन (संवर्धन) अधिनियम, १९८० व त्याअंतर्गत केलेले नियम आणि मार्गदर्शक सूचना, भारत सरकारच्या दिनांक २५/०९/२०१७ आणि दिनांक १३/०२/२०१८ रोजीच्या पत्रातील अटी आणि या आदेशातील अटींपैकी कोणत्याही अटींचे अनुपालन न करणे हे वन (संवर्धन) अधिनियम, १९८० चा भाग ठरेल आणि त्याप्रमाणे याबाबत वैधानिक कारवाई करण्यात येईल.

३. उपरोक्त अटींपैकी कोणत्याही अटींचे अनुपालन न केल्यास (non-compliance) संबंधित अपर प्रधान मुख्य वनसंरक्षक/विभागीय वन अधिकारी, वन (संवर्धन) अधिनियम, १९८० अंतर्गत दिनांक २५/१०/१९९२ रोजी निर्गमित केलेल्या मार्गदर्शक सूचनातील कलम १.९ नुसार अहवाल राज्य शासनामाफात अपर प्रधान मुख्य वनसंरक्षक (केंद्रीय), पर्यावरण, वन व जलवायु परिवर्तन मंत्रालय, क्षेत्रिय कार्यालय, पश्चिम-मध्य क्षेत्र, भारत सरकार, नागपूर यांना सादर करतील.

अनुसूची					
अनु.क्र.	गावाचे नाव	तालुका व जिल्हा	सर्व्हे नंबर	वनक्षेत्र (हेक्टर मध्ये)	वैधानिक दर्जा
१.	करावे	तालुका-ठाणे जिल्हा -ठाणे	२६१ अ, ३०६	०.४४	राखीव वने
२.	शाहाबाज		५००	०.०२	कांदळवन
एकूण वनक्षेत्र (हेक्टर मध्ये)				०.४६	

सदर शासन आदेश महाराष्ट्र शासनाच्या www.maharashtra.gov.in या संकेतस्थळावर उपलब्ध करण्यात आला असून त्याचा संकेतांक २०१८०९१९१५१७३२६४१९ असा आहे. हा आदेश डिजीटल स्वाक्षरीने साक्षात्कित करून काढण्यात येत आहे.

महाराष्ट्राचे राज्यपाल यांच्या आदेशानुसार व नावाने.

(वीरेन्द्र तिवारी)

अपर प्रधान मुख्य वनसंरक्षक (मंत्रालय)

प्रत- टप्पा-१ व टप्पा-२ च्या मंजूरी आदेशासह वरील आदेश अपल्या वेबसाईटवर अपलोड करण्याच्या विनंतीसह :

१. सचिव, पर्यावरण, वन व जलवायु परिवर्तन मंत्रालय, भारत सरकार, नवी दिल्ली.

२. अपर प्रधान मुख्य वनसंरक्षक (केंद्रीय), पर्यावरण, वन व जलवायु परिवर्तन मंत्रालय, क्षेत्रित्र कार्यालय, पश्चिम-मध्य क्षेत्र, भारत सरकार, नागपूर.

प्रत :-

१. प्रधान मुख्य वनसंरक्षक (वनबल प्रमुख), महाराष्ट्र राज्य, नागपूर.

२. प्रधान मुख्य वनसंरक्षक (वन्यजीव), महाराष्ट्र राज्य, नागपूर.

३. अपर मुख्य सचिव, पर्यावरण विभाग, मंत्रालय, मुंबई.

४. सचिव, आदिवासी विकास विभाग, मंत्रालय, मुंबई.

५. अपर प्रधान मुख्य वनसंरक्षक तथा केंद्रस्थ अधिकारी, महाराष्ट्र राज्य, नागपूर.

६. अपर प्रधान मुख्य वनसंरक्षक (कॅम्पा), महाराष्ट्र राज्य, नागपूर.

७. अपर प्रधान मुख्य वनसंरक्षक (संधारण), महाराष्ट्र राज्य, नागपूर.

८. अपर प्रधान मुख्य वनसंरक्षक, कांदळवन कक्ष, मुंबई.

९. मुख्य वनसंरक्षक (वन संवर्धन), नागपूर.

१०. मुख्य वनसंरक्षक (प्रा.), ठाणे

११. जिल्हाधिकारी, ठाणे.

१२. विभागीय वन अधिकारी, मुंबई कांदळवन संधारण कक्ष, मुंबई.

१३. कार्यकारी अभियंता (वाशी-१), सिडको लि., सीबीडी बेलापूर, नवी मुंबई

१४. निवडनस्ती (फ-१०).

२. जिल्हाधिकारी, ठाणे व विभागीय वन अधिकारी, मुंबई कांदळवन संधारण कक्ष, मुंबई यांना निर्देशित करण्यात येते की, वरील अदेशाची प्रत स्थानिक संस्था, पंचायत, नगरपालिका, नगरपरिषद आणि संबंधित शासकीय कार्यालयांचे प्रमुख यांना पाठविण्यात यावी. तसेच त्यांनी वरील आदेश त्यांच्या कार्यालयातील सूचना फलकावर तसेच वरील कार्यालय प्रमुखांच्या सूचना फलकावर सर्वसामान्य जनतेच्या माहितीसाठी प्रदर्शिले जातील याची खात्री करावी.

३. कार्यकारी अभियंता (वाशी-१), सिडको लि., सीबीडी बेलापूर, नवी मुंबई यांना निर्देशित करण्यात येते की, वन मंजुऱ्यांचे सर्व आदेश, सर्व्हे क्र., गट क्र. त्यांचे प्रत्येकाचे क्षेत्र आणि अवण वैधानिक दर्जा इ. सह आणि केंद्र शासनाने मान्यतेच्या आदेशात घातलेल्या अटी व संरक्षित बाबी यांच्यासह एक स्थानिक भाषेतील व एक इंग्रजी भाषेतील प्रसिध्द अशा दोन दैनिक वृत्तपत्रात प्रसारित करावेत, व त्याची प्रत अपर प्रधान मुख्य वनसंरक्षक, कांदळवन कक्ष, मुंबई, मुख्य वनसंरक्षक (प्रा.), ठाणे व विभागीय वन अधिकारी, मुंबई कांदळवन संधारण कक्ष, मुंबई यांना पाठवावी.

४. स्थानिक स्वराज्य संस्था, पंचायत, नगरपालिका, नगरपरिषद आणि संबंधित शासकीय कार्यालयांचे प्रमुख यांना निर्देशित करण्यात येते की, आदेशांची प्रत मिळाल्यापासून ३० दिवसापर्यंत सदर आदेश सूचना फलकावर प्रदर्शित करावे.

Diversion of 0.46 Ha. of Reserved Forest & Mangrove
<div> <div>Forest Land under Forest (Conservation) Act, 1980 in favour of Executive Engineer (Vashi-I), CIDCO Ltd., CBD Belapur, Navi Mumbai for development of Passenger Water Transport Terminal in Thane district of Maharashtra.</div> </div>
<div> <div>Government of Maharashtra</div> <div>Revenue and Forest Department</div> <div>Government Order No. FLD-1217/ C.R.209/ F-10</div> <div>Mantralaya, Mumbai - 400032.</div> <div>Date: - 19/09/2018</div> </div>

Read :-

1) Letter from Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur, No.Desk-17/NC/II/ID-12486/(61)/2/16-17, dated 01/04/2017.

2) Letter from Ministry of Environment, Forests & Climate Change, Regional Office, West-Central Zone, Government of India, Nagpur F.No.FC-/MH-71/2017-NGP/2581, dated 25/09/2017.

3) Letter from Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur, No.Desk-17/NC/II/ID-12486/(61)/2717/17-18, dated 09/02/2018.

4) Letter from Ministry of Environment, Forests & Climate Change, Regional Office, West-Central Zone, Government of India, Nagpur F.No.FC-/MH-71/2017-NGP/3280, dated 13/02/2018.

5) Letter from Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur, No.Desk-17/NC/II/ID-12486/(61)/651/18-19, dated 15/06/2018.

6) Hon'ble High Court of Bombay, Order dated 23/03/2018 in Notice of Motion (L) No.171 of 2018 in Public Interest Litigation No.87 of 2006.

Order :-

Whereas, in exercise of power delegated by Government of Maharashtra, vide letter dated 10/05/2000, Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur, vide his letter referred at serial number 1 above has recommended a proposal to Government of India, which has been received from the Executive Engineer (Vashi-I), CIDCO Ltd., CBD Belapur, Navi Mumbai for diversion of 0.46 Ha. of Reserved Forest & Mangrove Forest Land under Forest (Conservation) Act, 1980 for development of Passenger Water Transport Terminal in Thane district.

AND whereas, Government of India after due consideration, vide its letter referred at serial number 2 above granted in-principle approval to above proposal submitted by Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur for diversion of forest land under section 2 of Forest (Conservation) Act, 1980. The said approval is subject to fulfillment of certain conditions by the User Agency mentioned in its letter dated 25/09/2017;

AND whereas, Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur, vide its letter referred at serial number 3 above has submitted compliance of those conditions to the Ministry of Environment, Forests & Climate Change, Regional Office, West-Central Zone, Government of India, Nagpur;

AND whereas, Ministry of Environment, Forests & Climate Change, Regional Office, West-Central Zone, Government of India, Nagpur, vide letter referred at serial number 4 above has accorded formal approval under section 2 of Forest (Conservation) Act, 1980, for the diversion of 0.46 Ha. of Reserved Forest & Mangrove Forest Land for development of Passenger Water Transport Terminal in Thane district;

AND whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur, vide letter referred at serial number 5 above has conveyed that, User agency has complied with all the conditions stipulated in Ministry of Environment, Forests & Climate Change, Regional Office, West-Central Zone, Government of India, Nagpur's in-principle & final approval letter dated 25/09/2017 & dated 13/02/2018 respectively;

AND whereas, Hon'ble High Court of Bombay, vide its order referred at serial number 6 above has granted permission to carry out the work under the project;

NOW, therefore, Government of Maharashtra hereby directs that the forest land area of 0.46 Ha. consisting of Reserved Forest & Mangrove Forest Land more specifically described in the proposal submitted, vide letter mentioned at serial number 1 herein above from Additional Principal Chief Conservator of Forests &

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Size - 32 cm - 50 cm PR - 307 - 05-11-2018

Nodal Officer, Maharashtra State, Nagpur and as per details given in the Schedule given below, be diverted to the User Agency, i. e. Executive Engineer (Vashi-I), CIDCO Ltd., CBD Belapur, Navi Mumbai for development of Passenger Water Transport Terminal in Thane district. The diversion shall be effected subject to the terms and conditions mentioned in the letters dated 25/09/2017 and dated 13/02/2018 of Government of India. This approval for diversion of forest land is also subject to compliance of following conditions by the User Agency-

- The User Agency shall comply with all the conditions stipulated in the in-principle and final approval letters of Government of India, referred above. The Additional Principal Chief Conservator of Forests, Mangrove Cell, Mumbai shall ensure the strict compliance of the conditions by the User Agency. APCCF will furnish the report in this regard to Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur from time to time.
- Non-compliance of any of the conditions mentioned in Government of India's letters dated 25/09/2017 and dated 13/02/2018, in this order and Rules and Guidelines made / issued under Forest (Conservation) Act, 1980, shall amount to violation of Forest (Conservation) Act, 1980 and action would be taken accordingly.
- In case of non-compliance of any of the above conditions, the concerned Additional Principal Chief Conservator of Forests/ Divisional Forest Officer shall report through the State Government to Additional Principal Chief Conservator of Forests (Central), Ministry of Environment, Forests & Climate Change, Regional Office, West-Central

Zone, Government of India, Nagpur as per procedure laid down in the clause 1.9 of guidelines on 25/10/1992 under the Forest (Conservation) Act, 1980.

SCHEDULE

Sr.No.	Village Name	Tehsil & District	Survey No.	Forest Area (in Ha.)	Legal Status
1.	Karave	Tal-Thane Dist-Thane	261 A, 306	0.44	Reserved Forest
2.	Shahabaj		500	0.02	Mangrove Forest
Total Forest Area (in Ha.)				0.46	

This Government Order of Maharashtra Government is available on its website www.maharashtra.gov.in. Reference no. for this is 201809191517326419. This order has been signed digitally.
By order and in the name of the Governor of Maharashtra.

(Virendra R. Tiwari)
Additional Principal Chief Conservator of Forests (Mantralaya)

Copy forwarded with request to upload this order on their website along with the Stage-I and Stage-II clearances to:

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- Secretary, Ministry of Environment, Forests & Climate Change, Government of India, New Delhi.
- Additional Principal Chief Conservator of Forests (Central), Ministry of Environment, Forests & Climate Change, Regional Office, West-Central Zone, Government of India, Nagpur.

Copy to :-

- Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur.
 - Principal Chief Conservator of Forests (Wildlife), Maharashtra State, Nagpur.
 - Additional Chief Secretary, Environment Department, Mantralaya, Mumbai.
 - Secretary, Tribal Development Department, Mantralaya, Mumbai.
 - Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur.
 - Additional Principal Chief Conservator of Forests (CAMP), Maharashtra State, Nagpur.
 - Additional Principal Chief Conservator of Forests (Conservation), Maharashtra State, Nagpur.
 - Additional Principal Chief Conservator of Forests, Mangrove Cell, Mumbai.
 - Chief Conservator of Forests (Forest Conservation), Nagpur.
 - Chief Conservator of Forests (Territorial), Thane.
 - Collector, Thane.
 - Divisional Forest Officer, Mumbai Mangrove Conservation Unit, Mumbai.
 - Executive Engineer (Vashi-I), CIDCO Ltd., CBD Belapur, Navi Mumbai.
 - Select File, Desk F-10.
- Collector, Thane, Divisional Forest Officer, Mumbai Mangrove Conservation Unit, Mumbai are hereby directed to forward the copy of this order to concerned Heads of Local Bodies, Panchayats, Municipal Bodies in addition to the relevant offices of the Government and they shall also ensure the display of this order on their notice board as well as on the notice board of local self-government bodies for the information of general public.
 - Executive Engineer (Vashi-I), CIDCO Ltd., CBD Belapur, Navi Mumbai is hereby directed that he should publish the entire order of forest clearances granted in verbatim along with the details of Survey No., Gut No., area and legal status of each Survey, Gut No. etc. and along with the conditions and safe guards imposed by the Central Government while granting forest clearances in two widely circulated daily newspapers, one in vernacular language and other in English language. Copy of the Newspapers be submitted to Additional Principal Chief Conservator of Forests, Mangrove Cell, Mumbai, Chief Conservator of Forests (Territorial), Thane & Divisional Forest Officer, Mumbai Mangrove Conservation Unit, Mumbai.
 - Heads of Local Bodies, Panchayats and Municipal Bodies in addition to the relevant offices of the Government are hereby directed to display the same on their notice board for 30 days from the date of receipt for the information of general public.

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