



भारत सरकार
GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS &
CLIMATE CHANGE



Regional Office, Ground Floor, East Wing,
New Secretariat Building Civil Lines,
Nagpur - 440001,
apccfcetral-ngp-mef@gov.in

F.No. FC-II/MH-191/2022-NGP/12721

Date: 08.01.2024

To,

The Principal Secretary (Forests),
Revenue and Forest Department,
HutatmaRajguru Chowk
Madam Cama Marg
Mantralaya, Mumbai - 400032.

Sub: Diversion of 32.6921 ha of forest land in favour of City and Industrial Development Corporation, CBD Belapur for construction of Coastal Road from Amra Marg to MTHL Junction including Airport link road at Village- Targhar, Taluka- Panvel, District- Raigad in the State of Maharashtra- regarding.

Sir,

The undersigned is directed to refer to State Government of Maharashtra's letter FLD-1322/C.R.190/F-10 dated 12.08.2022 on the above subject seeking prior approval of the Central Government under Section-2 of the **Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980**. 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 19.10.2022. The Government of Maharashtra's letter no. FLD-2022/CR-190/F-10 dated 03.05.2023, FLD-1322/CR-190/F-10 dated 07.12.2023 and the Addl. PCCF and Nodal Officer (FCA), Government of Maharashtra's letter no. Desk-17/FCA-S2/PID-42046/Thane/2023-24/2613 dated 06.12.2023 submitted compliance report on conditions stipulated in the in-principle approval;

After careful consideration of the proposal and compliance report submitted by the State Government. I am directed to convey the Central Government's '**final approval**' under Section- 2(i) of the **Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980** for diversion of **32.6921 ha** of forest land in favour of City and Industrial Development Corporation, CBD Belapur for construction of Coastal Road from Amra Marg to MTHL Junction including Airport link road at Village- Targhar, Taluka- Panvel, District- Raigad in the State of Maharashtra subject to the fulfilment of the following conditions:

- i. Legal status of the forest land shall remain unchanged;
- ii. The boundary of the diverted forest land shall be suitably demarcated on ground **State Forest Department from the amount already been realized from the User Agency;**
- iii. Required management activity shall be taken up by the Forest Department over the **32.6921 ha. non-forest area** in Village-Nhave, Taluka Panvel, District-Raigad which has been transferred and mutated in favour of the Forest Department. Further, the State Government shall carryout compensatory afforestation over an extent of **32.6921 ha. Degraded Forest Land** identified in Compartment No. 343, at Village Shevare Khurd, Taluka Parola, District Jalgaon from the amount which has already been realized from the User Agency. As far as possible, a mixture of local indigenous species along with 10% RET species of Jalgaon District shall be planted and monoculture of any species may be avoided;
- iv. The non-forest land transferred and mutated in favour of the Forest Department shall be notified as RF/PF prior to issue of final order by the State Government. A copy of the original notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act, 1927, or under the relevant section of the State Forest Act as the case may be shall be submitted to this office for record;
- v. Additional amount of the NPV of the 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;
- vi. User agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and tree felling shall be carried out **from the amount which has already been realized from the User Agency;**
- vii. The State Government, Maharashtra/ Nodal Officer (FCA), Maharashtra shall ensure settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (No. 2 of 2007) before issuing an order for handing over of forest land to the User Agency as per Rule- 9 (6) (b) (ii) of Forest (Conservation) Rules, 2022 dated 28.06.2022;
- viii. To improve the Forest/ Tree cover and to reduce pollution in the State, as mandated in National Forest Policy, 1988 and Environmental (Protection) Act, 1986 respectively, the User Agency with involvement of Joint Forest Management Committees (JFMC's) and in consultation with local DCF shall raise at least 35,000 seedlings of forestry species along with bamboo, fruit bearing, medicinal, ornamental and indigenous/local for 10 years. At least 50% of seedlings shall be planted in the vicinity of project area and remaining 50% of seedlings shall be distributed among

- villagers as per choice of villagers. The concerned JFMC's shall maintain record of plantation/ seedling distribution to villagers. A compliance report including species wise details of seedlings raised, location of plantation area and details of villagers whom seedlings have been distributed need to be prepared every six month and submitted to Regional Office Nagpur. **The amount i.e Rs39,09,766/- claimed to be realized from the User Agency and deposited with the DCF Alibag Forest Division shall immediately be transferred to the designated CAMPA account and detailed report in compliance to the same shall be submitted to this office at the earliest without fail and such activity may be taken with approved APO by the competent authority. Strict compliance should be ensured by the State Government in this regard before issuing the diversion order;**
- ix. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable;
 - x. **Permission from the Hon'ble High Court for felling of Mangrove trees shall be obtained by the User Agency before commencement of the work.**
 - xi. State Forest Department submitted that an amount of **Rs. 26,29,538/-** has been realized from the User Agency and deposited in to DFO, Alibag account for avenue plantation of 8 feet tall plants as per IRC norms. In view of the above, it is to inform that the said amount claimed to be realized from the UA **shall be transferred to the designated CAMPA account immediately and such plantation may be taken with approved APO by the competent authority. Strict compliance with regard to transfer of amount in to CAMPA account should be ensured by the State Government before issuing the diversion order;**
 - xii. The layout plan of the proposal shall not be changed without prior approval of Central Government;
 - xiii. No labour camp shall be established on the forest land;
 - xiv. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel;
 - xv. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work;
 - xvi. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less;
 - xvii. The forest land shall not be used for any purpose other than that specified in the project proposal and **diverted forest area shall**

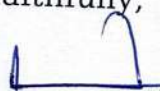


not exceed 32.6921 ha;

- xviii. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India;
- xix. Violation of any of these conditions will amount to violation of **Van (Sanrakshan Evam Samvardhan) Adhiniyam 1980** and action would be taken as per the provision of **Adhiniyam** and rules/guidelines issued there under;
- xx. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife;

This order issues with the approval of DDGF(C), Regional Office, MoEF& CC, Nagpur.

Yours faithfully,


(C.B. Tashildar)
AIGF (Central)

Copy to:

1. The IGF (RoHQ), Ministry of Environment, Forest and Climate Change, Indira Paryavaran Bhawan, Jorbagh Road, Aliganj, New Delhi- 110003 **for information please**
2. The PCCF (HoFF), Government of Maharashtra, Nagpur.
3. The Addl. PCCF & Nodal Officer (FCA), Government of Maharashtra, Nagpur.
4. User agency.
5. Guard file


(C.B. Tashildar)
AIGF (Central)