



Government of India

Integrated Regional Office, Lucknow



Online Proposal No.: **FP/UP/TRANS/404852/2022**



Dated: **17/08/2023**

To,

Principal Secretary (Forest)/Additional Chief Secretary,
Department of Environment, Forest and Climate Change,
Bapu Bhawan, Lucknow,
Uttar Pradesh.

Subject: Proposal for non-forestry use of 2.549 ha. of forest land under Forest (Conservation) Act, 1980 in favour of M/s POWERGRID GOMTI YAMUNA TRANSMISSION LIMITED to be diverted for construction of LOOP OUT Circuit of LILO of 765KV S/C Ghatampur-Hapur (WUPPTCL) Line at 765 KV GIS Substation Rampur, in District:-Rampur, Badaun & Aligarh (UTTAR PRADESH) – reg.

Sir/Madam,

I am directed to refer to the online proposal no. FP/UP/TRANS/404852/2022. dated 31/10/2022. on the above-mentioned subject seeking prior approval of the Central Government in accordance with section' 2' of the Forest (Conservation) Act, 1980.

After careful consideration and approval of the proposal, I am directed to convey the **“In-Principle”** approval of the Central Government under section 2 of the Forest (Conservation) Act, 1980 for the Proposal for non-forestry use of 2.549 ha. of forest land under Forest (Conservation) Act, 1980 in favour of M/s POWERGRID GOMTI YAMUNA TRANSMISSION LIMITED to be diverted for construction of LOOP OUT Circuit of LILO of 765KV S/C Ghatampur-Hapur (WUPPTCL) Line at 765 KV GIS Substation Rampur, in District:-Rampur, Badaun & Aligarh (UTTAR PRADESH) subject to the fulfillment of the following conditions:

1. General Conditions

Sr. No	Conditions		
1.1	Compensatory afforestation shall be taken up by the Forest Department in an area of 5.3936 ha. (DFL) degraded forest land in District Rampur, Badaun & Aligarh at the cost of the User Agency. As far as practicable a mixture of local indigenous species will be planted and monoculture of a species has to be avoided. The details of area for CA is as follows:- <table><thead><tr><th>S.No. Details of CA</th><th>CA proposed in Name of Forest</th></tr></thead></table>	S.No. Details of CA	CA proposed in Name of Forest
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1.2	Legal status of the diverted forest land shall remain unchanged												
1.3	The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.												
1.4	The State Government shall charge the Net Present Value (NPV) for the 2.549 ha forest area to be diverted under this 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, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-1/1998-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 5/02/2009. Revised amount of NPV as applicable as per orders dated 06-01-2022 and 19-01-2022 shall be deposited by User Agency in this regard.												
1.5	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. The User Agency shall furnish an undertaking to this effect.												
1.6	User agency shall restrict the felling of 289 trees/minimum numbers in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.												
1.7	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.												
1.8	No violation of FCA certificate from concerned DFO shall be provided.												
1.9	The User agency in consultation with the State Forest Department prepare a detailed scheme for creation and maintenance of plantation of dwarf species in right of way under the transmission line and deposit the cost for execution of the said scheme to the State Forest Department.												
1.10	The user agency at its cost shall provide bird deflectors, which are to be fixed on upper conductor of transmission line at suitable intervals to avoid bird hits.												
1.11	The User Agency shall comply with the guidelines for laying transmission lines through forest areas issued by Ministry vide letter no. 7-25/2012-FC dated 05/05/2014 & 19/11/2014.												

Sr. No	Conditions
1.12	User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
1.13	The layout plan of the proposal shall not be changed without prior approval of Central Government.
1.14	No labour camp shall be established on the forest land.
1.15	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.
1.16	The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.
1.17	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
1.18	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.
1.19	The forest land shall not be used for any purpose other than that specified in the project proposal.
1.20	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.
1.21	The KML file of the area to be diverted, the CA areas, the proposed SMC work, the proposed Catchment Area Treatment area and the WLMP area shall be uploaded on the e-Green watch portal with all requisite details before commencement of works.
1.22	Any order of Temporary Work Permission in case of linear projects for tree cutting and commencement of work as per clause 11.2 of FCA Guidelines shall be passed under intimation to Nodal office and this office. Order of Temporary Work Permission have to be uploaded on PARIVESH Portal as well. Nodal Officer will strictly monitor and ensure that no further activity is carried out under such permission after the expiry of one year from the date of issue of such permission.
1.23	Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guideline F. No. 11-42/2017-FC dt 29/01/2018.
1.24	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.
1.25	All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal.
1.26	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/).

2. Standard conditions

3. Specific Conditions

Sr. No	Conditions
3.1	NOC of irrigation department shall be submitted

After receipt of the compliance report on the fulfillment of the conditions mentioned above, the proposal shall be considered for final approval under section 2 of the Forest (Conservation) Act, 1980. Transfer of forest land shall not be affected till final approval is granted by the Government in this regard.

Copy To

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Yours Faithfully

Dr. Prachi Gangwar,
Dy. Inspector General of Forests (Central)