

GOVERNMENT OF TRIPURA  
FOREST DEPARTMENT

No.F. 6- 1263/Fc/For-2020/51598-608

Dated, Agartala, the 22 / 02 / 2021

ORDER

**Subject: -** Proposal for diversion of 20.00 ha of forest land for resettlement of Bru migrants at location Kaskaupara under North District

User Agency (SDM, Panisagar) submitted a proposal for diversion of forest land measuring 20.00 ha of forest land for resettlement of Bru migrants at location Kaskaupara under North District seeking approval of the Central Government under Section 2(ii) of Forest (Conservation) Act, 1980 for the purpose of resettlement of Bru migrants at location Kaskaupara.

The Central Government issued In-Principle approval subject to fulfillment of certain conditions under Section-2 of the Forest (Conservation) Act, 1980 vide No.3-TR C 083/2020-SHI/3300-01 dated 25.01.2021. Accordingly user agency deposited NPV & CA etc in favour of Adhoc CAMPA and submitted the condition wise compliance report.

Based on the compliance report submitted by the User Agency vide letter No.F.21(27)/SDM/PNS/RELIEF/Resettlement/2020/437-40 dated 03.02.2021, MoEF & CC, Shillong issued Final Approval under Section-2 of the Forest (Conservation) Act, 1980 vide No.3-TR C 083/2020-SHI/5568-69 dated 15.02.2021.

In compliance of the Hon'ble National Green Tribunal order vide dated 07.11.2012 and Ministry's letter dated 24.07.2013, it was stated that **State Government to pass a reasoned order for transferring and /or allowing the land in question for being used for non-forestry purpose, hence this order is being issued.**

This final order along with the conditions imposed in the approval by the Central Government is mandatorily required to be displayed in the Website. The conditions are as follows:-

1. Legal status of the diverted forest land shall remain unchanged.
2. Compensatory Afforestation shall be raised and maintained over (i) **20 ha equivalent non-forest land** (i.e. 13.8 ha and 6.20ha in C.S. Plot No 364(P) and No 381(P), Khatian No- 1/1 and 1/18 respectively) in Rahumcherra mouja, Damcherra Range, Darmanagar Forest Sub--Division, North District of Tripura where 5000 nos saplings shall be accommodated through ANR @ 215 nos saplings per hectare and **15 ha degraded forest** land in C.S. Plot No 11,12,13,14,15,16, 17,18,101,102,103 104, 105, Khatian No. 2/2, 2/3, 2/11 in kanchanpur Forest Sub-Division in North District where the rest of plantation will be accommodated by planting 15000 nos saplings @ 1000 nos saplings per ha, as per the funds deposited by the User Agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided;
3. The non-forest land transferred and mutated in favour of the State Forest Department shall be notified by the State Government as Reserve Forest/Protected Forest under Section-4 or PF under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the local forest Act latest within a period of six months from the date of issue of Stage-II approval. The Nodal Officer shall report compliance in this regard along with 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(s) of the local Forest Act as the case may be, within the stipulated period to the Central Government of information and record;
4. The State Forest Department shall construct chain link fencing of diverted area as per the fund deposited by the user agency;
5. The boundary of the diverted forest land, shall be demarcated on ground at the project cost from the user agency, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, distance from the pillar to pillar and GPS co-ordinates;
6. The State Forest Department shall develop a nature Interpretation Centre for the conservation of snakes and other reptiles and for creation of awareness among the people as per the fund deposited by the user agency.
7. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the District Collector;
8. The User Agency shall obtain the Environment Clearance as per the provisions of Environment (Protection) Act, 1986, if required;
9. 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;

10. No damage to the flora and fauna of the adjoining area shall be caused;
11. The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
12. The concerned District Forest Officer, will monitor and take necessary mitigative measures to ensure that there is no adverse impact on the forests in the surrounding area;
13. The user agency shall explore the possibility of successful translocation of maximum number of trees indentified to be felled and User Agency shall restrict the felling of trees to minimum numbers which shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department;
14. Violation of any of these conditions will amount to violation of Forest(Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-Fc dated 28.03.2019;
15. The User Agency shall submit the annual self – compliance report in respect of the above stated conditions to the State Government, concerned Regional Office and to this Ministry by the end of March every year;
16. The user agency shall comply all the provisions of all the relevant Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project;
17. All other clearance/ NOCs under different applicable rules/regulations/ local laws and under Forest Dwellers (Recognition of Forest Rights) Act, 2006 as required vide MoEF, New Delhi guideline No. 11.-9/1998-FC(pt) dated 03.08.2009 shall be complied with.


Copies of the Forest Clearance and this order should be submitted to all head of local bodies, Panchayats/ Municipal bodies etc. for wide publicity.

The District Forest Officer, North will take the needful action for felling of trees to minimum numbers as per the condition stipulated at Sl.No.13 in the approval.

The District Forest Officer, North is also requested to submit the monitoring report time to time to the Nodal Officer, FCA ensuring compliance of all conditions.


Now therefore, the land is to be handed over to the user agency and certificate to this effect is to be submitted to the Nodal Officer, FCA along with GPS coordinates over the area.

Encl:- As stated

  
(Harshakumar C)  
Joint Secretary  
to the Government of Tripura

**Copy to:-**

1. The Principal Chief Conservator of Forests & HoFF, Tripura
2. The Deputy Director General of Forests (C), Ministry of Environment & Forests North Eastern Regional Office, Law-U-Sib, Lumbatngen, Near M.T.C. Workshop, Shillong 793021.
3. The Nodal Officer, FCA, FHQ, Agartala
4. The Chief Conservator of Forests (T), FHQ, Agartala
5. The Secretary, Revenue Department, Secretariat Complex, Agartala
6. The District Magistrate & Collector, North
7. The District Forest Officer, North for information and necessary action please. **He is requested to ensure the compliance of conditions as stipulated in the Final approval.**
8. The Sub-Divisional Magistrate, Panisagar for information and needful please. **He is requested to publish the entire forest clearances in two widely circulated daily newspapers one in vernacular language and the other is English.**
9. The Sub-Divisional Forest Officer, Dharmmanagar/ Kanchanpur for information and necessary action please
10. The In-Charge, GIS Lab, O/O- the PCCF (T), Agartala with a request to upload the same in the website of Forest Department, Tripura.
11. File No.6-1275/Fc/For-2020 for copy

  
Jt. Secretary  
to the Government of Tripura