

F. No. 5-3/2007-FC (Pt)  
Government of India  
Ministry of Environment & Forests  
(FC Division)

Paryavaran Bhawan,  
CGO Complex, Lodhi Road,  
New Delhi - 110510.  
Dated: 19<sup>th</sup> August, 2010

To  
The Principal Secretary (Forests),  
All States/UTs.

**Sub:- Guidelines for diversion of forest land for non-forest purposes under the Forest (Conservation) Act, 1980 - clarification regarding forest areas outside National Park / sanctuary but within 10 km radius from the boundary - reg.**

Sir,

The Ministry has been receiving representations from various project proponents and State Government seeking directions / clarifications regarding rules and regulations to be followed for prior approval under section 2 of the Forest (Conservation) Act, 1980 to forest areas outside National Park / sanctuary but within 10 km radius from their boundary.

The matter has been examined in the Ministry in the light of Hon'ble Supreme Court order dated 4<sup>th</sup> Dec, 2006 in I.A. No. 460 of 2004, *inter-alia*, directing that all cases where environmental clearance (EC) under EIA Notification, 2006 has been given by the Ministry be put up to the Standing Committee of National Board of Wildlife. Accordingly, the environmental clearances to the projects coming within 10 km from the boundary are being granted with the condition to obtain recommendation of the Standing Committee of National Board of Wildlife as one of the stipulations.

I am further directed to inform that in case of those projects, which require environmental clearance under EIA Notification, 2006 and also involve diversion of forest land for non-forest purposes falling within 10 km of National Park/Sanctuary will have to be placed before the Standing Committee of the National Board of Wild Life as per this Ministries Office memorandum no. J-11013/41/2006-IA.II(I) dated 02.12.2009 (copy enclosed).

In view of the above, I am directed to inform that the decision of the Central Government for prior approval under section 2 of the Forest (Conservation) Act, 1980 will be conveyed to the State/UT Governments with the stipulation that the EIA for the case, wherever required, be placed before the Standing Committee of the NBWL.

Yours faithfully,

(C.D. Singh)

Sr. Assistant Inspector General of Forests

Copy to:-

1. The Principal Chief Conservator of Forests, All States / UTs.
2. The Chief Wildlife Wardens, All States / UTs.
3. The Nodal Officer (FCA), O/o the PCCFs, All States / UTs.
4. All Regional Offices of this Ministry / RO (HQ), MoEF, New Delhi.

आवक नं. 564

दिनांक 16-9-10

ए. सु. न. सं.

394

सं. 4/9/10  
Circular file  
com. ni. 10/10  
4/9/10

5. PPS to AS (JMM) / Addl. DGF(FC) / Addl. DGF(WL) / IGF(FC) / Advisor (NB) / Advisor (GKP).
6. All DIGs / AIGs for information.
7. Monitoring Cell, FC Division, MoEF, New Delhi.
8. Guard File.
9. Website of the MoEF.

(C.D. Singh)

Sr. Assistant Inspector General of Forests

कार्यविधि आण प्रधाज मुख्य वनसंरक्षक - कर्ना-12-प्रबंध

म.प्र.कोषाख

क्रमांक डाड 11/0836/10-11/ 3225 भोकाठ दिनांक 15-9-2016

प्रातीक्षीक

1. असमस्त मुख्य वनसंरक्षक (क्षेत्रीय)
2. असमस्त व.सं.सं. म.क.
3. संबंधित वक प्रशासक कार्य.सं. न मु.व.सं. (प्र.प्र.सं.)

कार्य विवरणानुसार सहायक कार्यवाही हेतु सुचिंतित

संकेत :- उपरोक्तानुसार ।

13/9/10

असमस्त मुख्य व.सं.सं. (प्र.प्र.सं.)

म.प्र.कोषाख