

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

Principal Secretary (Forests),  
All States/UTs.

Sub: Guidelines for diversion of forest land for non-forest purpose 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-OIA.II(I) dated 02.12.2009 (copy enclosed).

In view of the above, I am directed to inform that decision of the Central Government for prior approval under section 2 of the Forest (Conservation) Act, 1980 will be conveyed to the State/UT Government 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 the Regional Offices of this Ministry/RO (HQ), MoEF, New Delhi.
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

कार्यालय अपर प्रधान मुख्य वनसंरक्षक - कक्ष - भू-प्रबंध  
म०प्र० भोपाल

क्रमांक एफ 11/08/36/10-11/3225

भोपाल दिनांक 15-9-2010

प्रतिलिपि:-

1. समस्त मुख्य वनसंरक्षक (क्षेत्रीय) म०प्र०
2. समस्त व०म०अ०(क्षेत्रीय) म०प्र०
3. संबंधित कक्ष प्रभारी कार्या० अ०प्र०मु०व०सं० (भू-प्रबंध)

की ओर सूचनार्थ एवं आवश्यक कार्यवाही हेतु अग्रेषित

सलग्न :- उपरोक्तानुसार

अपर प्र.मु.व.सं. (भू-प्रबंध)

म०प्र० भोपाल