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F. No. 8-78/2007-FC
Government of India
Ministry of Environment and Forests
(F.C. Division)

Paryavaran Bhawan,
CGO Complex, Lodhi Road,
New Delhi - 110 003.
Dated: 18th May, 2012

To

The Principal Secretary (Forests)
Government of Madhya Pradesh,
Bhopal.

Sub: Diversion of 130.30 hectares of forest land for construction of 2x500 MW Malwa Thermal Power Station in favour of M/s MP Power Generating Company Limited in Khandwa district of Madhya Pradesh.

Sir,

I am directed to refer to Government of Madhya Pradesh's letter No. F-4/10/06/10-11/Vidhyut/1914 dated 09.08.2007 on the above mentioned subject, wherein prior approval of the Central Government for the diversion of 130.30 hectares of forest land for construction of 2x500 MW Malwa Thermal Power Station in favour of M/s MP Power Generating Company Limited in Khandwa district of Madhya Pradesh, was sought, in accordance with Section 2 of the Forest (Conservation) Act, 1980. After careful consideration of the proposal by the Forest Advisory Committee constituted under Section-3 of the said Act, stage-I approval for diversion of the said forest land was accorded by the Ministry vide its letter of even number dated 10.12.2008, subject to fulfilment of certain conditions. The State Government has furnished compliance report in respect of the conditions stipulated in the stage-I approval and has requested the Central Government to grant final approval.

2. In this connection, I am directed to say that on the basis of the compliance report furnished by the Government of Madhya Pradesh vide letter No. F-4/10/89/2006/10-11/Vidhyut/419 dated 09.02.2010, No. F-4/ 10/ 89/2006/10-11/Vidhyut/1327 dated 11.05.2011, No. F-4/10/89/2006/10-11/Vidhyut/2537 dated 18.08.2011, No. F-4/10/89/2006/10-11/1021 dated 20.03.2012 and No. F-4/10/89/2006/10-11/Vidhyut/1113 dated 28.03.2012 approval of the Central Government is hereby granted under Section-2 of the Forest (Conservation) Act, 1980 for diversion of 130.30 hectares of forest land for construction of 2 x 500 MW Malwa Thermal Power Station in favour of M/s MP Power Generating Company Limited in Khandwa district of Madhya Pradesh, subject to fulfillment of the following conditions:

- (i) Legal status of the diverted forest land shall remain unchanged.
- (ii) Compensatory Afforestation shall be raised and maintained over equivalent area of non-forest land (i.e. 130.30 hectares) identified and provided by the State Government from the funds realized from the user agency.
- (iii) The non-forest land so identified for raising Compensatory Afforestation shall be notified as Reserve forest /Protected Forest under the provisions of the Indian Forest Act, 1927, by the State Government immediately. The Nodal Officer Forest (Conservation) Act, 1980, State Government of Madhya Pradesh shall submit compliance report in this regard within a period of six months;

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- (iv) The State Government of Madhya Pradesh shall realise the additional amount of the NPV of the diverted forest land, if any, becoming due after finalisation of the same by the Hon'ble Supreme Court of India;
- (v) The proper muck disposal as per a detailed plan prepared in consultation with the State Forest Department shall be executed so that the muck does not get washed away to river.
- (vi) Trees shall be felled only when it becomes necessary and that too under strict supervision of State Forest Department and at the cost of the project.
- (vii) No labour camps shall be established on forest land.
- (viii) The User Agency shall provide fuel-wood preferably alternate fuel to the labourers working at the site to avoid damage/felling of trees.
- (ix) The forest land shall not be used for any purpose other than that specified in the proposal.
- (x) All other conditions proposed by the State Government of Madhya Pradesh at the time of submission of the proposal to the Central Government.
- (xi) A comprehensive wildlife plan for the division prepared in consultation with Wildlife Institute of India before final approval. The cost of implementation of the plan shall be borne by the User Agency and deposited with the State Forest Department.
- (xii) User agency shall submit annual self-monitoring report, indicating status of compliance to the conditions stipulated in the approval, to the State Government and the concerned Regional Office of this Ministry; and
- (xiii) All other conditions under different act, rules and regulations including environmental clearance and rehabilitation and resettlement shall be complied with.

Yours faithfully,

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(H. C. Chaudhary)

Assistant Inspector General of Forests

Copy to:-

1. The Principal Chief Conservator of Forests, Government of Madhya Pradesh, Bhopal.
2. The Nodal Officer, Forest Department, Government of Madhya Pradesh, Bhopal.
3. The CCF (Central), Regional Office, Bhopal.
4. User Agency.
5. Monitoring Cell, FC Division, MoEF, New Delhi.
6. Guard File.

18/11/12
(H. C. Chaudhary)

Assistant Inspector General of Forests

अ.प्र.मु.व.सं. (भू-प्र.)
म.प्र., भोपाल

11/6/12