

F.No.5-1/98-FC (Pt II)
Ministry of Environment & Forests
Government of India
(FC Division)

Paryavaran Bhavan,
C.G.O. Complex, Lodi Road,
New Delhi-110003.
New Delhi, the 17th September, 2003.
18th

To,
The Secretary (Forests),
All States and Union Territories.

Subject: Guidelines for diversion of forest land for non forest purposes under the Forest (Conservation) Act, 1980 – Guidelines for collection of Net Present Value.

Sir,

I am directed to invite your attention to the orders of the Hon'ble Supreme Court of India dated 30/10/2002 and 01/08/2003 in I.A. No. 566 in Writ Petition (Civil) No. 202 of 1995 in the matter of Compensatory Afforestation Fund regarding collection of Net Present Value (NPV) from the User Agencies, which have all ready been circulated vide this Ministry's letters of even number dated 10/07/2003 and 11/08/2003.

In this regard this Ministry has received correspondences from some States/ UTs and Regional Offices requesting to issue the guidelines. Considering the request of the States / UT Governments and the Regional Offices, the Ministry of Environment and Forests issues following guidelines for the recovery / collection of Net Present value of the forest land being diverted for non forest purposes under Forest (Conservation) Act, 1980:

1. NPV shall be charged in all those cases which have been granted in-principle approval after 30-10-2002.
2. NPV shall be realized before Stage-II (Final) approval.
3. Hon'ble Court has given a range for the rates i.e. Rs.5.80 lakhs per hectare to Rs.9.20 lakhs per hectare for Net Present Value depending upon the quantity and density of land in question, converted for non-forestry use. Therefore, the State/UT Governments should charge NPV within the given rates depending upon the quality of forest, density and the type of species in the area.
4. The State/UT Governments shall transfer these funds to Compensatory Afforestation Management and Planning Agency (CAMPA), as and when created.

Yours faithfully,


(ANURAG BAJPAI)

Asstt. Inspector General of Forests

Copy to:

1. All PCCF / Nodal Officers (All States / UTs).
2. All Regional Offices.
3. Director (FC)/ AIGs (FC).