



File No: 9-JKB-092/2021-Jammu

Dated: 10/03/2022

To,

The Commissioner Secretary,
Department of Forest, Ecology & Environment,
UT of Jammu & Kashmir,
Civil Secretariat,
Jammu, UT of Jammu & Kashmir.
(csforestjk@gmail.com)

Sub: **Diversion of 3.2549356 ha of Forest Land in Bhaderwah Forest Division for Construction and Upgradation to 2 lane with paved Shoulder of road from design Chainage 31.449 (Khellani, Pariyot) to Km 51.700 (Prem Nagar) (Design length 20.251 Km.) in the Union territory of Jammu and Kashmir Package-1 of NH-24 , District Doda, UT of Jammu & Kashmir -reg.**

Ref: i) Online proposal bearing on FP/JK/ROAD/146187/2021 received on dated 21.12.2021
ii) Nodal Officer J&K letter no. PCCF/FCA/3390/3951 dated 04.03.2021

Sir,

Please refer to the above cited subject and letters seeking prior approval of the Central government for the diversion of **3.2549356 ha** of Forest land for non-forestry purpose in accordance with section 2 of Forest (Conservation) Act, 1980.

2. After careful examination of the proposal of the UT Administration of J&K, *in-principle* approval is hereby conveyed for the diversion **3.2549356 ha** of Forest land in **Bhaderwah Forest Division** in favour of **NHIDCL PMU, Doda** for the above mentioned project, subject to the following conditions:

(A). **Conditions which need to be complied prior to handing over of forest land by the UT Forest Department to the NHIDCL PMU, Doda (User Agency):**

- I. Cost of compensatory afforestation as per CA scheme may be realized from user agency.
- II. Net Present Value (NPV) of the forest land being diverted for non-forestry purpose may be realized from the user agency, as per Ministry's directions issued vide **letter No. 5- 3/2011-FC(vol-I) dated 6th January, 2022** and Hon'ble Supreme Court of India's Order dated 30th October 2002, 28th March, 2008, 24th April, 2008, 9th May 2008.
- III. As per the orders of the Government of India vide letter No. 5-2/2010-CAMPA 24.06.2011, the Net Present Value (NPV) of the forest land and all other CA levies shall be deposited through web portal of Ministry of Environment, Forest and Climate Change, i.e. www.parivesh.nic.in.
- IV. User Agency should ensure that the compensatory levies (CA cost, NPV etc.) are deposited through challan generated online on web portal and deposited in appropriate bank only. Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance.

पता:- प्लॉट नंबर 379 ए, गांधीनगर, जम्मू-180004

Address:- Plot No. 379A, Gandhinagar, Jammu-180004

Email: iro.jammu-mefcc@gov.in

- V. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.

(B) Conditions which need to be strictly complied on field after handing over of forest land to the user agency by the State Forest Department but the compliance in form of undertaking shall be submitted prior to Stage-II approval

- i. Legal status of the forest land will remain unchanged.
- ii. Efforts should be made to fell minimum number of trees and in any case, not more than **303** Trees & **207** U/s Poles will be felled.
- iii. Use agency shall restrict felling of trees to minimum no in the diverted forest land and the tree shall be felled under the strict supervision of the Divisional Forest Officer and cost of felling charge shall be deposited by the user agency with the State Forest Department.
- iv. The CEO state CAMPA authority shall ensure release of funds under CAMPA to the DFO for raising CA plantation as per CA scheme approved by this office.
- v. The DFO shall ensure taking up plantation at approved CA sites and shall not alter the approved sites without obtaining the permission of the MoEF&CC.
- vi. The UT Govt shall upload the KML files of the degraded forest area accepted for raising compensatory afforestation in the E-Green watch portal of FSI, before handing over of forest land to the user agency.
- vii. The DFO shall ensure that User agency shall not dump muck on forest land.
- viii. The forest land will not be used for any other purpose than that mentioned in the proposal.
- ix. The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department, or person without approval of the Ministry of Environment, Forest & Climate Change.
- x. The layout plan of the proposal shall not be changed without the prior approval of the Ministry of Environment, Forest & Climate Change.
- xi. The user agency shall raise strip plantation on both sides and central verge of the road at the project cost as per IRC specifications with maintenance of seven to ten years.
- xii. Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/ Forest Areas.
- xiii. No damage will be done to the adjoining forest land including flora and fauna.
- xiv. No labour camp shall be established on the forest land.

- xv. The user agency shall pay additional amount of NPV as and when increased by the order of Hon'ble Supreme Court.
- xvi. The User Agency shall provide firewood preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas.
- xvii. The competent authority may revoke /suspend the clearance, if implementation of any of the above conditions is not satisfactory. The State government will ensure compliance of these conditions through State Forest Department.

Yours faithfully,
Sd/-
(Raja Ram Singh)
DIGF (Central)
Regional Officer
IRO, Jammu

Copy to: -

1. The ADGF (FC), Ministry of Environment, Forests, Indira Paryavaran Bhawan, Jor Bagh, Aliganj, New Delhi (adgfc-mef@nic.in).
2. The Pr. Chief Conservator of Forests (HoFF), U.T. of Jammu & Kashmir, Van Bhavan, Near Gummat, Jammu, UT of Jammu Kashmir (pccfjkforest@gmail.com)
3. The Nodal Officer (FCA), U.T. of Jammu & Kashmir, Van Bhavan, Near Gummat, Jammu, UT of Jammu Kashmir (ccffcajk1@gmail.com).
4. CEO, CAMPA O/o PCCF (HoFF), U.T. of Jammu & Kashmir, Van Bhavan, Near Gummat, Jammu, UT of Jammu Kashmir. (jkcampacell@gmail.com).
5. The Divisional Forest Officer, Bhaderwah Forest Division and District Doda, UT of Jammu Kashmir.
6. Office of NHIDCL PMU DODA, Chenab View Hotel, Near Indian Oil petrol Pump, District Doda, UT of Jammu & Kashmir. (pmunhidclldoda@gmail.com)