



भारत सरकार
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
एकीकृत क्षेत्रीय कार्यालय, लखनऊ
Ministry of Environment, Forest & Climate Change
Integrated Regional Office, Lucknow



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पत्र सं०: 8बी/यू0पी0/09/26/2022/एफ.सी./439

दिनांक: 01.09.2022

सेवा में,

अति० मुख्य सचिव,
पर्यावरण, वन एवं जलवायु परिवर्तन विभाग,
उत्तर प्रदेश शासन, बापू भवन, लखनऊ।

ऑनलाईन प्रस्ताव संख्या-FP/UP/Others/147545/2021

विषय: जनपद मथुरा में एवं तहसील गोवर्धन में ड्रेनेज एवं सीवरेज इकाई उ०प्र० जल निगम, मथुरा द्वारा उ०प्र० पर्यटन विकास की परियोजना के तहत गोवर्धन परिक्रमा मार्ग के किनारे ग्राम आन्धौर, जतीपुरा एवं राधाकुण्ड देहात (कुल) 11006.00 मी लम्बाई) वर्षा जल की निकासी हेतु आर०सी०सी० नाला निर्माण में प्रभावित 0.646 है० संरक्षित वनभूमि एवं 0.0875 है० आरक्षित वनभूमि के अतिरिक्त चिन्हित वनस्वरूप क्षेत्र की 0.2014 है० वनभूमि कुल 0.9349 है० वनभूमि बिना वृक्ष पातन के गैरवानिकी प्रयोग की अनुमति के सम्बन्ध में।

सन्दर्भ: सचिव(वन), उ०प्र० शासन का पत्रांक सं०-पी-2074/81-2-2022-800(03)/2022, दिनांक 16.08.2022.

महोदय,

उपरोक्त विषय पर सचिव, उत्तर प्रदेश शासन का पत्रांक सं०-पी-70/81-2-2022-800(03)/2022, लखनऊ, दिनांक-03.02.2022 का आशय ग्रहण करने का कष्ट करें। जिसके द्वारा विषयांकित प्रस्ताव पर वन(संरक्षण) अधिनियम, 1980 की धारा(2) के अन्तर्गत भारत सरकार की स्वीकृति माँगी थी।

प्रकरण में विचारोपरान्त मुझे आपको यह सूचित करने का निर्देश हुआ है कि केन्द्र सरकार जनपद मथुरा में एवं तहसील गोवर्धन में ड्रेनेज एवं सीवरेज इकाई उ०प्र० जल निगम, मथुरा द्वारा उ०प्र० पर्यटन विकास की परियोजना के तहत गोवर्धन परिक्रमा मार्ग के किनारे ग्राम आन्धौर, जतीपुरा एवं राधाकुण्ड देहात (कुल) 11006.00 मी लम्बाई) वर्षा जल की निकासी हेतु आर०सी०सी० नाला निर्माण में प्रभावित 0.646 है० संरक्षित वनभूमि एवं 0.0875 है० आरक्षित वनभूमि के अतिरिक्त चिन्हित वनस्वरूप क्षेत्र की 0.2014 है० वनभूमि कुल 0.9349 है० वनभूमि बिना वृक्ष पातन की सैद्धान्तिक स्वीकृति निम्नलिखित शर्तों पर प्रदान करती है:-

1. Legal status of the forest land shall remain unchanged.
2. Compensatory afforestation shall be taken up by the Forest Department in an area of 1.5809 ha. (0.2889 ha. NFL & 1.292 ha. DFL) in Madaur Gram Samaj Gata No. 2866Y, village Madaur, Range Baldev, Tehsil Mahavan, District-Mathura (0.2889 ha. NFL), Reserve Forest of Khairai Forest Block, village Khairai, Range Kosi, District Mathura (1.292 ha. DFL) at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.
3. The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA plantation will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.
4. The State Government shall charge the Net Present Value (NPV) for the 0.9349 ha. forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No. 5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009.
Revised amount of NPV as applicable as per orders dated 06-01-2022 and 19-01-2022 shall be deposited by User Agency in this regard.
5. Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
6. Certificate of no violation of FCA from concerned DFO shall be provided.

7. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
8. The pipeline shall be laid down 1.5 meter below the ground and after laying down of pipe line the ground will be levelled.
9. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
10. The layout plan of the proposal shall not be changed without prior approval of Central Government.
11. No labour camp shall be established on the forest land.
12. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
13. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.
14. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
15. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.
16. The forest land shall not be used for any purpose other than that specified in the project proposal.
17. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India.
18. No tree felling shall be done without prior approval of Hon'ble Supreme Court.
19. The KML file of the area to be diverted, the CA areas, the proposed SMC work, the proposed Catchment Area Treatment area and the WLMP area shall be uploaded on the e-Green watch portal with all requisite details before commencement of works.
20. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guideline F. No. 11-42/2017-FC dt 29/01/2018.
21. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.
22. All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal (<https://parivesh.nic.in/>).
23. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).

After receipt of compliance report on fulfillment of all of the above conditions from the State Government, proposal will be considered for final approval under Section-2 of the Forest (Conservation) Act, 1980, by this office.

The order for transfer of forest land to user agency shall not be issued by the State Government till final approval order for diversion of forest land is issued by Government of India.

भवदीया,

(डॉ० प्राची गंगवार)
उप वन महानिरीक्षक (केन्द्रीय)

प्रतिलिपि : (ई-मेल द्वारा)

1. प्रधान मुख्य वन संरक्षक(हॉफ), वन विभाग, 17, राणा प्रताप मार्ग, लखनऊ, उ०प्र०।
2. मुख्य वन संरक्षक(वन संरक्षण) एवं नोडल अधिकारी, वन विभाग, 17, राणा प्रताप मार्ग, लखनऊ, उ०प्र०।
3. नोडल अधिकारी/मुख्य वन संरक्षक, कैम्पा, 17, राणा प्रताप मार्ग, लखनऊ, उ०प्र०।
4. प्रभागीय निदेशक, सामाजिक वानिकी प्रभाग, मथुरा।
5. परियोजना प्रबन्धक ड्रेनेज एवं सीवरेज इकाई, उ०प्र० जल निगम (नगरी) वाटर वर्क्स कम्पाउण्ड कृष्णा नगर, मथुरा।
6. पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, लखनऊ को वेबसाइट पर अपलोडिंग हेतु/आदेश पत्रावली।

(डॉ० प्राची गंगवार)
उप वन महानिरीक्षक (केन्द्रीय)