



भारत सरकार
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
क्षेत्रीय कार्यालय (मध्य)
Ministry of Environment, Forest & Climate Change
Regional Office (Central Region)



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पत्र संख्या-8बी/यू.पी./06/86/2020/एफ.सी./858

दिनांक: 03.09.2020

सेवा में,

मुख्य वन संरक्षक(वन संरक्षण) एवं नोडल अधिकारी,
17, राणा प्रताप मार्ग,
लखनऊ, उत्तर प्रदेश।

(आनॅलाईन प्रस्ताव संख्या-FP/UP/Road/42267/2019)

विषय: जनपद हाथरस में ब्लैक स्पॉट के अन्तर्गत पीलीभीत-भरतपुर मार्ग कि०मी० 219 में सोखना स्थित अलीगढ़ ड्रेन पर 5x4 मीटर बॉक्स कलवर्ट के आर०सी०सी० पुल एवं पहुँच मार्ग का निर्माण कार्य हेतु 0.21 हे० संरक्षित वन भूमि के गैर वानिकी प्रयोग एवं बिना वृक्ष पातन की अनुमति के सम्बन्ध में।

सन्दर्भ: मुख्य वन संरक्षक/नोडल अधिकारी(वन संरक्षण), उत्तर प्रदेश का पत्रांक-273/11-सी-FP/UP/Road/42267/2019, लखनऊ, दिनांक-06.08.2020.

महोदय,

उपरोक्त विषय पर मुख्य वन संरक्षक(वन संरक्षण) एवं नोडल अधिकारी, उत्तर प्रदेश का पत्रांक-273/11-सी-FP/UP/Road/42267/2019, लखनऊ, दिनांक-06.08.2020 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 हाथरस में ब्लैक स्पॉट के अन्तर्गत पीलीभीत-भरतपुर मार्ग कि०मी० 219 में सोखना स्थित अलीगढ़ ड्रेन पर 5x4 मीटर बॉक्स कलवर्ट के आर०सी०सी० पुल एवं पहुँच मार्ग का निर्माण कार्य हेतु 0.21 हे० संरक्षित वन भूमि के गैर वानिकी प्रयोग एवं 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 over 0.42 ha degraded forest land (Compartment/Khasra No. Not provided, Village- Susayat Forest Block, Tehsil- Not provided, District- Hathras) 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 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 0.21 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 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. 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/>).
7. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector in the prescribed format. The certificate provided with the proposal is not in prescribed format.
8. No violation of FCA certificate from concerned DFO shall be provided.

9. Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/ Forest Areas.
10. The user agency shall provide suitable under/ over passes in Protected Area/ Forest Area as per recommendations of CWLW / NBWL / FAC / REC.
11. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental(Protection) Act, 1986, if applicable.
12. The layout plan of the proposal shall not be changed without prior approval of Central Government.
13. No labour camp shall be established on the forest land.
14. 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.
15. 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.
16. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
17. 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.
18. The forest land shall not be used for any purpose other than that specified in the project proposal.
19. 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.
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. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).

भवदीया,

(प्राची गंगवार)
उप वन महानिरीक्षक {केन्द्रीय}

प्रतिलिपि सूचनार्थ एवं आवश्यक कार्यवाही हेतु :-

1. प्रमुख सचिव(वन, पर्यावरण एवं जलवायु परिवर्तन विभाग),उत्तर प्रदेश शासन, अनुभाग-2, लखनऊ।
2. प्रभागीय वनाधिकारी, हाथरस वन प्रभाग, हाथरस।
3. अधिशासी अभियन्ता, लोक निर्माण विभाग, हाथरस।
4. पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, क्षेत्रीय कार्यालय, लखनऊ को वेबसाइट पर अपलोडिंग हेतु/आदेश प्रतावली।

(प्राची गंगवार)
उप वन महानिरीक्षक {केन्द्रीय}