



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/यूपी०/०६/८९/२०२१/एफ.सी./१२

दिनांक: 07.04.2021

सेवा में,

मुख्य वन संरक्षक(वन संरक्षण) एवं नोडल अधिकारी,
17, राणा प्रताप मार्ग,
लखनऊ, उ०प्र०।

Online Proposal No. FP/UP/Others/48988/2020

विषय: जनपद रामपुर की तहसील बिलासपुर के ग्राम बिलासपुर खास की खसरा/गाटा सं०-386, बिलासपुर-मिलक मार्ग(MDR-33) किमी० चैनेज 0.609 की बांयी पटरी पर मैसर्स भारत पेट्रोलियम कॉर्पोरेशन लि० बरेली द्वारा प्रस्तावित रिटेल आउटलेट(पेट्रोल/डीजल पम्प) के सम्पर्क मार्ग में प्रभावित 0.04278 हे० संरक्षित वन भूमि के गैर वानिकी प्रयोग एवं 01 वृक्ष के पातन की अनुमति के सम्बन्ध में।

सन्दर्भ: मुख्य वन संरक्षक(वन संरक्षण) एवं नोडल अधिकारी, उत्तर प्रदेश का पत्रांक सं०-2303/11-सी-FP/UP/Others/48988/2020, लखनऊ, दिनांक - 09.03.2021.

महोदय,

उपरोक्त मुख्य वन संरक्षक(वन संरक्षण) एवं नोडल अधिकारी, उत्तर प्रदेश का पत्रांक सं०-2303/11-सी-FP/UP/Others/48988/2020, लखनऊ, दिनांक - 09.03.2021 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 रामपुर की तहसील बिलासपुर के ग्राम बिलासपुर खास की खसरा/गाटा सं०-386, बिलासपुर-मिलक मार्ग(MDR-33) किमी० चैनेज 0.609 की बांयी पटरी पर मैसर्स भारत पेट्रोलियम कॉर्पोरेशन लि० बरेली द्वारा प्रस्तावित रिटेल आउटलेट(पेट्रोल/डीजल पम्प) के सम्पर्क मार्ग में प्रभावित 0.04278 हे० संरक्षित वन भूमि के गैर वानिकी प्रयोग एवं 01 वृक्ष के 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 for plantation of 100 trees in Bilaspur-Milak Road km. 3 to 5 Road in between 23-24 Bilaspur Range Rampur at the cost of the User Agency. As far as practicable a mixture of local indigenous species will be planted and monoculture of a species has to 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 0.04278 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. User agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.
7. Greenery will be maintained by user agency around Periphery of petrol pump.
8. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
9. User agency shall use the land between entry and exit for plantation and conservation of trees, the same shall be demarcated by 2 feet wall.
10. Plantation shall also be done along the inside boundary of Fuel Station.
11. No violation of FCA certificate from concerned DFO shall be provided.
12. Certificate of DFO certifying that the proposed RO is not in close proximity of any existing RO in accordance with MORTH guidelines dated 24-07-2013 has to be provided.
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. 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.
15. 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.
16. Shape of the proposed CA land as per the .kml file and Geo-referenced map does not match, this needs rectification.
17. 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/>).
18. 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 concerned DFO /DFOs will not issue working permission in view of model code of conduct of UP Panchayat Election and shall strictly ensure the guidelines of model code of conduct.

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,

(प्राची गंगवार)

उप वन महानिरीक्षक (केन्द्रीय)

प्रतिलिपि (ईमेल द्वारा):

1. प्रमुख सचिव, पर्यावरण, वन, पर्यावरण एवं जलवायु परिवर्तन विभाग, बापू भवन, उत्तर प्रदेश शासन, लखनऊ।
2. प्रधान मुख्य वन संरक्षक(हॉफ), वन विभाग, 17, राणा प्रताप मार्ग, लखनऊ, उ०प्र०।
3. मुख्य वन संरक्षक, कैम्पा, 17, राणा प्रताप मार्ग, लखनऊ, उ०प्र०।
4. प्रभागीय निदेशक, सा०वा० प्रभाग, रामपुर।
5. जिलाधिकारी, रामपुर।
6. टैरीटरी मैनेजर(रिटेल) भारत पेट्रोलियम कॉर्पोरेशन लि०, बरेली, टैरीटरी।
7. पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, एकीकृत क्षेत्रीय कार्यालय, लखनऊ को वेबसाइट पर अपलोडिंग हेतु/आदेश पत्रावली।

(प्राची गंगवार)

उप वन महानिरीक्षक (केन्द्रीय)

07.04.2024