

**Full Title of the Proposal:** - Additional Forest land requirement of 11.7936 ha. for four laning of proposed Shimla Bypass from Kaithlighat to Shakral Section (Package-I) of NH-22 (Chainage from Km. 128.835 to Km. 146.300) in already approved FCA case of the entire section from Kaithlighat to Dhalli (Chainage from Km. 128.835 to Km. 156.560) of NH-22 for 40.3 Ha in the State of Himachal Pradesh.

**File No.:** FP/HP/ROAD/151117/2022

**Date of Proposal:** 13 Jan 2022

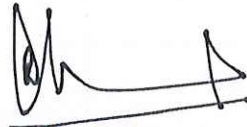
**UNDERTAKING FOR WILDLIFE MANAGEMENT PLAN & SOIL MOISTURE  
CONSERVATION PLAN**

The provision of lumpsum 2.5% cost of the Project in MoEF&CC circular dated 07.06.2022 is represented by NHAI to MoEF&CC vide Chairperson NHAI DO Letter No. NHAI/Env./Misc./2022 dated 04.07.2022 addressed to Secretary (MoEF&CC) for reviewing the said circular and was also discussed in the inter-ministerial meeting for relaxation of the norms for National Highway projects.

However, I, the undersigned, on behalf of National Highways Authority of India hereby undertake that NHAI will abide by the latest decision of MoEF&CC or abide by the conditions as mentioned in the MoEF&CC circular dated 07.06.2022 in true spirit and good faith before Stage-II approval.

**Date:** 19/11/2022

**Place:** Shimla

  
महाप्रबंधक (तकनीकी) / GM(T.)  
एवं परियोजना निदेशक / Project Director  
National Highways Authority of India  
Project Implementation Unit (PIU)  
प.का.ई. Shimla, Himachal Pradesh  
(18030) / PIU-Shimla (H.P.)



अल्का उपाध्याय, आईएएस  
अध्यक्ष  
ALKA UPADHYAYA, IAS  
CHAIRPERSON



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण  
सड़क परिवहन और राजमार्ग मंत्रालय  
National Highways Authority of India  
MINISTRY OF ROAD TRANSPORT & HIGHWAYS

DO No. NHAI/Env./Misc./2022  
July 04, 2022

Dear Nam

This is in the context of MoEF&CC Circular dated 07.06.2022 (copy enclosed) regarding consideration of lumpsum 2% of total project cost towards the cost of implementation of the Wildlife Management Plan and/ or 0.5% of the project cost towards the cost of implementation of Soil & Moisture Conservation Plan.

2. I am informed that about 5-10% of project length falls in forest area and deposition of 2.5% of the Total Project Cost is huge amount compared to proportionate construction cost of the project in the forest area. NHAI is providing adequate structures in consultation & with due approval of State & Central Govt for the stretches falling in any ecologically fragile area for safe movement and conservation of wildlife habitat in & around the stretch. Moreover, it was experienced that proportionate project cost for the stretch falling in PA/ESZ/Tiger Corridor is generally considered towards WL Conservation Cost, while processing & granting even Wildlife Clearance for the project stretch in PA/ESZ/Tiger Corridor by SBWL/NBWL.

3. Further, the engagement of consultant for preparation of site specific wildlife conservation plan and its approval by PCCF & CWLW require more than one year. NHAI experienced that substantial delay of more than 2 years took place for grant & start of tree felling from the date of submission of forest diversion proposal in Jharkhand.

4. In view of above, it is requested to review the said circular in the interest of time bound development of National Network in the country and grant tree felling/ working permissions conditionally that either 2.5% of the proportionate project cost falling in forest area or funds towards site specific wildlife conservation plan approved by PCCF & CWLW of the concerned State Govt. will be deposited by NHAI.

With warm regards.

Yours sincerely,

Encl.: As above.

Ms Leena Nandan,  
Secretary (EF&CC),  
Ministry of Environment, Forest & Climate Change,  
Indira Paryavaran Bhawan, Jorbagh Road,  
New Delhi 110 003

(Alka Upadhyaya)



Government of India  
Ministry of Environment, Forest and Climate Change  
(Forest Conservation Division)

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Indira Paryavaran Bhawan,  
Jor Bagh Road, Aliganj,  
New Delhi: 110003,

Dated: 7<sup>th</sup> June, 2022

To

Addl. Chief Secretaries/Principal Secretaries (Forests),  
All States/Union territory Administrations

**Sub: Charging of an lump sum amount of the project cost towards the cost of implementation of the Wildlife Management Plan and lump sum amount of the project cost towards the cost of implementation of Soil and Moisture Conservation Plan –reg.**

Sir,

I am directed to refer to above mentioned subject and to inform that issue related to preparation of Wildlife Management Plans, Soil Moisture Conservation Plans was considered by the Forest Advisory Committee in its meeting held on 11<sup>th</sup> May, 2022 wherein Committee inter-alia observed that preparation of such plans by the premier/reputed institutes consumes substantial time is resulting into considerable delay in the process which is ultimately delaying the commencement of different developmental projects. Committee further opined that implementation of mitigating measures should invariably be commenced with the commencement of non-forestry use of forest land and under no circumstances, such mitigating measures should be delayed beyond 2 years to ensure commencement of rejuvenation of ecosystem services lost from the forest area allowed for non-forestry use at the earliest possible time. After detailed deliberations and discussion in the matter, the Committee recommended that a lump sum amount towards the cost of implementation of Wildlife Management Plan and Soil and Moisture Conservation Plan should be charged in cases where preparation of such Plans is likely to take more time as compare to submission of other compliance for obtaining Stage-II approval.

Based on the recommendation of the Forest Advisory Committee (FAC) and acceptance of the same by the competent authority of the MoEF&CC, the Central Government provides the following provisions to deal with situations where preparation and finalization of Wildlife Management Plan and Soil and Moisture Conservation Plan is delayed for various reasons not attributable to State/User agency:

- i. The State Government should submit Wildlife Management Plan, along with detail cost of its implementation into the account of CAMPA along with the Stage-I compliance. However, in cases where it is not possible for the State to submit the compliance due to delay in preparation of such plan, a lump sum quantum of following amount may be realized from the User agency and submitted along with the Stage I Compliance:
  - a. 2% of total project cost towards the cost of implementation of the Wildlife Management Plan and/or 0.5% of the project cost towards the cost of implementation of Soil and Moisture Conservation Plan, as the

case may be, shall be charged from the user agency and deposited into the account of CAMPA and the same may be intimated to the MoEF&CC for the purpose of obtaining approval under the FC Act, 1980.

- b. The provisions provided in the WLMP or SMC Plan shall be approved by the competent authority in the State and accordingly, the deficit amount, if any, from the money already realized to the tune of 2% and/or 0.5% of project cost, shall be paid by the user agency, and same shall be deposit in the CAMPA account prior to actual working on the Forest area.
- ii. The State Government shall ensure that details of the finalized WLMP, SMC Plan and disposition of monies, payment of deficit amount, etc. shall be intimated to and concurred by the concerned IRO of the Ministry before actual breaking/Non forestry use of the forest land.
- iii. State Government shall ensure that under no circumstances, implementation of such mitigating measures envisaged in WLMP and SMC or other similar Plans/Schemes should be delayed beyond a period of 2 years to ensure commencement of rejuvenation of ecosystem services lost from the forest area allowed for non-forestry use of forest land at the earliest possible time.

Yours faithfully,

Signed by Charan Jeet  
Singh

Date: 08-06-2022 09:11:07

Reason: Approved (Charan Jeet Singh)

Scientist 'D'

**Copy to:**

1. PCCF, All States/Union territories Administrations
2. Regional Officers, All Integrated Regional Office of the MoEF&CC at Bhubaneswar
3. The Nodal Officer, O/o the PCCF, All States/Union territory Administrations
4. Monitoring Cell, Forest Conservation Division, MoEF&CC, New Delhi
5. Guard File