

प्रेषक,

अधिशासी अभियन्ता,
सिंचाई निर्माण खण्ड-द्वितीय,
ललितपुर ।

सेवा में,

प्रभागीय निदेशक,
सामाजिक वानिकी प्रभाग,
ललितपुर ।

पत्रांक- एल-13/सिंचिख-2/ल0/ 415

दिनांक 04-12-17

विषय- Diversion of 209.807 ha of reserved forest land for construction of Bhaunrat Dam in Lalitpur District, Uttar Pradesh.

सन्दर्भ- आपका पत्रांक- 1683/13-1, दिनांक 26.10.2017

महोदय,

उपरोक्त विषयक संदर्भित पत्र एवं पर्यावरण एवं जलवायु परिवर्तन मंत्रालय भारत सरकार के पत्र सं0- 8-24/2017-18-एफसी, दिनांक 25.09.2017 का अवलोकन करने का कष्ट करें, जिसके द्वारा विषयगत प्रस्ताव पर कुछ कमियां सूचित की गई थी तथा उक्त कमियों को निराकरण करते हुये आख्या प्रेषित करने हेतु अपेक्षा की गई थी ।

तत्क्रम में बिन्दुवार आख्या सम्मिलित कर पांच प्रतियों में इस आशय के साथ प्रेषित है कि प्रस्ताव पर अविलम्ब स्वीकृति प्रदान करने का कष्ट करें।


अधिशासी अभियन्ता
सिंचाई निर्माण खण्ड-द्वितीय,
ललितपुर ।

पत्रांक- एल-13/सिंचिख-2/ल0/ 415 त्रिदिनांक

प्रतिलिपि निम्नलिखि को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित है :-

- 1- वनसंरक्षक/क्षेत्रीय निदेशक बुन्देलखण्ड वृत्त, झांसी ।
- 2- मुख्य वनसंरक्षक/नोडल अधिकारी, उ0प्र0, लखनऊ ।
- 3- क्षेत्रीय कार्यालय (मध्य क्षेत्र), वन पर्यावरण एवं जलवायु परिवर्तन मंत्रालय, भारत सरकार, अलीगंज लखनऊ ।


अधिशासी अभियन्ता
सिंचाई निर्माण खण्ड-द्वितीय,
ललितपुर ।

पर्यावरण एवं जलवायु परिवर्तन मंत्रालय भारत सरकार के पत्र संख्या— 8-24/ 2017-18 दिनांक
25.09.2017 द्वारा विषयगत प्रस्ताव में दर्शाई गई कमियों का निराकरण—

| क्रम सं० | आपत्तियां | निराकरण |
|----------|--|--|
| 1 | The CAT plan with cost structure duly approved by the competent authority is not given. | CAT plan is enclosed in the proposal from Page No. 119 to 136. A cost estimate as desired is enclosed, which is to be approved by competent authority of forest department. |
| 2 | It is mentioned is the part-I of form A that there is a displacement of 311 families, but approved R&R plan is not given with the proposal. | There is displacement of 311 families. The details of families is provided at Page No. 43 of the proposal. As desired the approved R & R plan is enclosed for your kind perusal. |
| 3 | Two cost benefit ratios are given. The revised cost benefit analysis are required as per Ministry's guideline No. 7-69/2011-FC(Pt.) Dt. 01.08.17 | The revised benefit cost analysis as per latest guideline of ministry is enclosed. |
| 4 | The then CCF (Central Zone), regional office, Moef & CC, Lucknow vide his letter No. 8A/UP/01/1168/2013/402 Dt. 09.09.13 informed about violation of FCA 1980 to Principal Secretary (Forest) indicating that 90% of construction work of Bhaunrat Dam which is proposed on non-forest land has been completed and the user agency has not submitted forest diversion proposal of 200.926 ha after passing of more than 5 years. The factual report in this regard is required to consider the proposal. | Regarding violation of forest (Conservation) Act 1980. In this regard the site inspection was done by Mr. Brijendra Swaroop, CF (Central) regional office Ministry of environment, forest & climate change lucknow on 26 August 2017 along with DFO, Lalitpur. The minutes, of inspection is being drawn (enclosed), at point No.-4 it is mentioned, that construction activities has not been started yet. Which is also being enclosed in the site inspection report. Presently construction activities has not been started at site, so the previous report of CCF dated 9 September 2013 is without merit. |
| 5 | The compliance on Scheduled Tribes and other traditional forest dwellers (Recognition of Forest Rights) Act, 2006 does not contain the gram sabha resolutions duly signed by the respective villagers. | The compliance on Scheduled Tribes and other traditional forest dwellers (Recognition of Forest Rights) act 2006 was illigible so it was not incorporated in the said proposal. As desired the copy of gram sabha ressolution is enclosed. |
| 6 | The compensatory afforestation has been proposed over 209.807 ha, equivlent to extent forest land proposed for diversion, in community land (gram sabha). It may be clarified whether this land shall be transferred and mutated in favour of state forest department. | Regarding equivalent non forest land proposal for diversion in lieu of compensatory afforestation, the certificate regarding transfer/mutation in favor of state forest department has been provided by the District Magistrate, Lalitpur, which is enclosed at page No. 137 of the proposal. |
| 7 | The shape file provided for proposed diversion and sites for CA purpose has been examined through DSS cell and found following shortcomings. | |
| 7 A | All proposed CA sites are found characterized with human encroachment like road, settlements, agricultural land etc. | All the proposed compensatory afforestation sites are free from encroachment which has been inspected time and again by forest officers. And a certificate regarding encroachment free CA sites is being issued by them (certificates enclosed). However the land shall be transferred encroachment free. |
| 7 B | The legal status of proposed CA land can not be ascertained through DSS portal due to unavailability of Recorded forest boundary for the Uttar Pradesh State. | - |
| 7 C | The instant proposal meant for diversion of 209.807 ha forest land but area found through software calculation is 214.18 ha on submitted KML/Shapefile. Therefore there is discrepancy of 4.38 ha area observed between forest land proposed for diversion and submitted KML/shapefile of forest land proposed for diversion. | The revised KML file is enclosed. The proposal is only for 209.807 ha of forest land. |