

Himachal Pradesh  
I&PH Department

NO.EE--IPH-CBA--WA--NOC- Lower Bhagair /2018- 1265-68 Dated:- 1-5-18  
To

✓ M/S Shiv Shakti Enterprises,  
Anurag Kutir Lower Dohru, Mohalla-Ghaugger,  
P.O & Tehsil Palampur, Distt Kangra -176061.

Subject:- Regarding issuing of No Objection Certificate for the construction of Lower Bhagair Hydro Electric Project (1.00 MW) in GP Kiunr, Tehsil and Distt. Chamba.(H.P).

As per the approval of worthy Superintending Engineer IPH Circle Chamba vide his office letter No.SE-IPH-CBA-WS-WA-III -NOC-Lower Bhagair /2018-9376-79 dated 07.03.2018, this department has no objection for the construction of subject cited hydro electric Power Project, but the firm shall adhere to the terms and conditions No.1 to 16 as mentioned below:-

1. The firm shall enter into legal agreement with the department in this respect.
2. The Chief Engineer, I&PH Department (Dharamshala Zone) Dharamshala shall be the sole adjudicator of any dispute arising during construction as well as subsequently and his decision shall be binding on all the parties.
3. In case, there is any scarcity of water due to drought or any reason, the requirement of department shall have precedence over the requirement of this project.
4. The firm shall ensure that the quantum of minimum flow of water to be released and maintained through out the year immediately downstream of the diversion site is a threshold value of no less than 15% of the inflow observed in the main river water body whose water is being harnessed by this project. The firm shall also ensure adequate minimum environmental flow in the river below the diversion site to take care of aquatic life & ecology of the area.
5. The firm shall rehabilitate /repair /compensate for the IPH assets/water resource as well as Private Kuhls/Irrigation Schemes/Water Supply Schemes in case these are damaged or adversely affected due to construction of the project.
6. In addition to IPH department requirement, the firm will also satisfy the requirement of private users if any.
7. If any water supply scheme or irrigation scheme is submerged/disturbed due to construction of this project U/S or D/S the project Authority will have to deposit the original cost of the scheme including its remodeling/restoration/Augmentation with IPH Department in advance before start of Lower Bhagair Hydro Electric Project and also pay the compensation claim for that as per estimate sanctioned by the department.
8. The department will have liberty to draw water from Bhagair tributary of Kiunr Nallah (upstream and downstream) for construction of any water supply and irrigation scheme as and when required in future and if any scheme's source of water up and downstream the HEP get affected the executing agency will have to deposit the original cost of the scheme including its remodeling and restoration, augmentation cost, as the case may be with the department in advance and also pay the additional compensation claim for that as per estimate sanctioned by the department so as to make these facilities available to inhabitants of affected area for which the company will have no objection.

9. The present and future quantity of water for any new/proposed WSS and irrigation schemes will be tapped by the department from Bhagair tributary of Kiunr Nallah up stream of the intake of the Hydro Electric Project and additional water requirement of the department will have precedence over the requirement of the proposed project. The I&PH Department reserve the right to draw as much quantity of water as required from Bhagair tributary of Kiunr Nallah for preparing any new schemes.
10. The firm shall ensure for necessary infrastructure and protection work etc. needed at any stage of time to ensure the required quantity of water for any new schemes constructed by the department from Bhagair tributary of Kiunr Nallah for future requirement.
11. All the documents such as Resolution of concerned Panchayats, M.O.U between Govt. of HP & **M/S Shiv Shakti Enterprises Anurag Kutir lower Dehru Ghuggar P.O and Tehsil Palampur Distt Kangra. (HP)** have to be supplied/shown by the firms in original at any stage of time.
12. The IPH department will not give drinking water from existing water supply scheme of this department for drinking requirement and other construction activities related with the project.
13. Permission to make alternative arrangement for water supply will be given subject to the condition that the arrangement will not affect adversely the existing water supply source being used by IPH Department. It should be located at a sufficient distance from the existing water source in use by this department & downstream of any existing tapped surface water sources. Moreover it will require approval of Gram Sabha of concerned Gram Panchayat.
14. Since the Lower Bhagair, HEP also involves constructions of tunnel, therefore, during the process of tunneling and other construction activities of Hydro Electric Project, if any, spring source, ground water resource & surface source may gets effected as per report submitted by the Sr. Hydro geologist vide No. 2068-69 dated 25/10/2017, then the firm has to make permanent arrangement for the effected habitants for their drinking/irrigation water needs before restarting of the tunneling and construction process. Also till permanent arrangement is made for the above said purpose, immediate temporary arrangement of drinking water has to be made by the firm.
15. The firm will ensure that it will fulfill / satisfy all the conditions, if any contained in Gram Sabha and Gram Panchayat "Kiunr" resolution.
16. In the event of violation of any of the aforesaid terms and conditions of the N.O.C. by the firm, the NOC shall be treated as cancelled.

DA/ Nil

Executive Engineer,  
I&PH Division, Chamba

Copy to the Deputy Commissioner Chamba Distt. Chamba for kind information please.

Copy to the Superintending Engineer IPH Circle Chamba for kind information with reference to his office letter referred to above please.

Copy to the Assistant Engineer IPH Sub-Division Dharwala for information.

DA/Nil

Executive Engineer  
IPH Division Chamba.