

बिहार सरकार,
पर्यावरण, वन एवं जलवायु परिवर्तन विभाग
कार्यालय, प्रधान मुख्य वन संरक्षक, बिहार, पटना।

(कैम्पा एवं वन संरक्षण संभाग)

तृतीय तल, अरण्य भवन, शहीद पीर अली रॉड मार्ग, पटना-800 014

संख्या व.सं/70/2022-504

प्रेषक,

नन्द कुमार मांझी
उप वन संरक्षक।

सेवा में,

परियोजना निदेशक,
भारतीय राष्ट्रीय राजमार्ग प्राधिकरण,
परियोजना कार्यान्वयन इकाई, सुपौल।

वन प्रमंडल पदाधिकारी,
मिथिला वन प्रमंडल, दरभंगा।

पटना 14, दिनांक- 14/07/2023

विषय - भारतमाला परियोजना के तहत मधुबनी जिलान्तर्गत उमागाँव-कलुआही (0.00-21.610 कि०मी० NH-227L) पथ, साहरघाट-रहिका (0.00-26.135 कि०मी० NH-227J) पथ एवं विदेश्वर स्थान-भेजा (0.00-25.915 कि०मी० NH-227A) पथ चौड़ीकरण एवं सुदृढीकरण हेतु वन (संरक्षण) अधिनियम, 1980 के तहत 39.1096 हे० वन भूमि अपयोजन प्रस्ताव पर पृच्छा अनुपालन उपलब्ध कराने के संबंध में।

प्रसंग - भारत सरकार, पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, क्षेत्रीय कार्यालय राँची का पत्रांक FP/BR/Road/154991/2022/1239 दिनांक 06.07.2023 (छायाप्रति संलग्न)।

महाशय,

निदेशानुसार उपर्युक्त विषय के संबंध में सूचित करना है कि भारतमाला परियोजना के तहत मधुबनी जिलान्तर्गत उमागाँव-कलुआही (0.00-21.610 कि०मी० NH-227L) पथ, साहरघाट-रहिका (0.00-26.135 कि०मी० NH-227J) पथ एवं विदेश्वर स्थान-भेजा (0.00-25.915 कि०मी० NH-227A) पथ चौड़ीकरण एवं सुदृढीकरण हेतु संबंधित प्रस्ताव पर भारत सरकार, पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, क्षेत्रीय कार्यालय, राँची द्वारा छः बिन्दुओं पर पृच्छा की गयी है जो प्रसंगाधीन पत्र (छायाप्रति संलग्न) में स्वतः स्पष्ट है।

अतः आपसे अनुरोध है कि भारत सरकार, पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, क्षेत्रीय कार्यालय, राँची द्वारा की गयी पृच्छाओं का निराकरण प्रतिवेदन एक सप्ताह के अन्दर उपलब्ध कराने की कृपा की जाय।

अनु०-यथोक्त।

विश्वासभाजन,

(नन्द कुमार मांझी)
उप वन संरक्षक।

ज्ञापक- व.सं./70/2022-504

दिनांक 14/07/2023

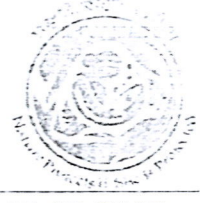
प्रतिलिपि - वन संरक्षक, मुजफ्फरपुर अंचल, मुजफ्फरपुर को सानुलग्नक सूचनार्थ एवं आवश्यक कार्रवाई हेतु भिंत।

(नन्द कुमार मांझी)
उप वन संरक्षक।



भारत सरकार / Government of India
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
Ministry of Environment, Forest & Climate Change
क्षेत्रीय कार्यालय / Regional Office

पता: द्वितीय तल, इन्डियन हाउसिंग बोर्ड, हार्मू चौक, राँची, झारखण्ड - 834002
Add: 2nd Floor, Headquarter-Jharkhand State Housing Board, Harmu Chowk, Ranchi, Jharkhand - 834002
Tel: 0651-2410002, 2410007; E-mail: ro.ranchi-mef@gov.in

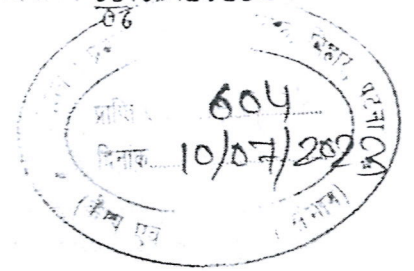


संख्या: एफ.सी./रो.आर./रड/154991/2022/1269

दिनांक: 05.07.2023

सेवा में,

प्रधान सचिव
पर्यावरण, वन एवं जलवायु परिवर्तन विभाग
बिहार सरकार, सिंचाई भवन
पटना - 800015.



विषय :- भारतमला परियोजना के तहत मधुबनी जिलान्तर्गत उमागाँव-कलुआही (0.00-21.610 कि॰मी॰ NH-227L) पथ, साहरघाट-रहिका (0.00-26.135 कि॰मी॰ NH-227J) पथ एवं विदेहर स्थाना-भेजा (0.00-25.915 कि॰मी॰ NH-527A) पथ के चौड़ीकरण एवं सुदृढ़ीकरण हेतु वन (संरक्षण) अधिनियम, 1980 के अंतर्गत 39.1096 हे॰ वन भूमि अपयोजन प्रस्ताव के संबंध में।

महाशय,

निर्देशानुसार उपरोक्त विषयक आपका पत्र संख्या-वन भूमि-88/2022-25/प०व०ज०प० दिनांक 05.01.2023 और अपर प्रधान मुख्य वन संरक्षक-सह-नोडल पदाधिकारी (एफ. सी.), बिहार के पत्र संख्या व०स०/70/2022-315 दिनांक 28.04.2023 के सम्बन्ध में अवगत करना है कि विषयान्तर्गत वर्णित परियोजना प्रस्ताव को अग्रेतर विचारार्थ क्षेत्रीय सशक्त समिति (REC), एकीकृत क्षेत्रीय कार्यालय, राँची के 64 वीं बैठक में प्रस्तुत किया गया था, जिसमें समीक्षा के उपरान्त समिति ने निम्नलिखित बिंदुओं पर जानकारी चाही है एवं उसके सापेक्ष दस्तावेजों को प्रस्ताव के ऑनलाइन आवेदन में अपलोड कराने की आवश्यकता पर बल दिया है :

- i. In online application (Part-I) column A-1 (x), the authorization letter has mentioned the name of a consultant/private person instead of representative or official from NHAI. The Committee informed that only a senior official related to the concerned department/user agency can be authorized to make the FC application to ensure considerable amount of responsibility.
- ii. Similarly, the column for number of years for which diversion is required, shows NIL, which needs to be corrected.
- iii. Entries in village wise breakup column was left blank, while the required breakup had instead been uploaded under component wise breakup column and the component wise breakup. Hence the village wise breakup was found missing in the online application. This should be corrected/rectified and the desired information needs to be upload afresh online.
- iv. Benefit-Cost Analysis is submitted using old NPV rates. For correct evaluation of the proposal, the B-C Ratio should be computed using revised/new NPV rates of MoEF&CC.
- v. As huge number of translocation of trees are proposed/involved in this proposal (i.e., 1590 trees), the Committee enquired about the detailed translocation plan. Even after the EDS raised by IRO office, MoEF&CC, Ranchi, the translocation plan had not been submitted so far. Further, Committee re-iterated the fact that it has been asking about the status

1747852/2023

of translocations done by NHAI in its several earlier approved projects, but till date no communication by NHAI or user agency or state forest department has been done. The Committee informed the Nodal Officer, Bihar to send the desired information at the earliest; else it may not consider upcoming proposals featuring translocation of trees.

- vi. The Committee expressed its grave concern on the fact that in most of the road widening proposals the entire width of RoW (i.e. the entire section of protected forest along the existing road) is applied for diversion. This results in complete disappearance of such road side forests forever, once the road is widened. In extant case also, around 180 ha of non-forest is proposed to be acquired but no land is apportioned, all along the road, for laterally expanding/compensating the protected forest areas. The Committee also opined that for these road trees along the road are essential to protect the roads from erosion as the area is severely affected by rain and denudations. The Committee hence requested the User Agency to explore the possibility of including road side plantation inside the project.

अतः अनुरोध है कि उपरोक्त वर्णित दस्तावेज / जानकारी को प्रस्ताव पर अग्रेतर कार्रवाई हेतु ऑनलाइन में अपलोड कराते हुए प्रेषित किया जाय।

विश्वासभाजन

Signed by Shashi Shankar
Pathak

Date: 05-07-2023 15:58:43

Reason: Approved (शशि शंकर)

सहायक वन महानिरीक्षक

प्रतिलिपि:- प्रधान मुख्य वन संरक्षक (HoFF)/अपर प्रधान मुख्य वन संरक्षक- सह — नोडल पदाधिकारी (एफ. सी.), पर्यावरण, वन एवं जलवायु परिवर्तन विभाग, बिहार सरकार, अरण्य भवन, शहीद पीर अलीखां मार्ग, पटना-800014.

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

Indira
Paryavaran Bhavan, Aliganj, Jorbagh Road
New Delhi-110 003
Date: 6th January, 2022

To

The Additional Chief Secretary (Forest)/Principal Secretary (Forest),
All States Governments/ Union Territory Administration

Sub: Revision of rates of Net Present Value – reg

Sir,

I am directed to invite your attention to Hon'ble Supreme Court's order dated 28.03.2008 in Writ Petition (Civil) No. 202 of 1996 in the matter of T. N. Godavarman Thirumalpad vs. Union of India and Ministry' guidelines dated 05.02.2009 wherein rates to Net Present Value (NPV) to be realized in lieu of diversion of forest land have been fixed based on the outcome scientific assessment of ecosystem goods and services. Hon'ble Supreme Court in the said order has also directed the MoEF&CC for upward revision of the NPV rates.

2. In compliance of order dated 28.03.2008 of Hon'ble Court and with the approval of the competent authority, the following revised NPV rates have been prescribed for levying NPV in lieu of diversion of forest land:

Table: Revised NPV rates based on fitment factor of 1.53

(in Rs.)

Eco-Class	Very Dense	Dense	Open
Class-I	1595790	1436670	1116900
Class-II	1595790	1436670	1116900
Class-III	1357110	1228590	957780
Class- IV	957780	861390	670140
Class-V	1436670	1292850	1005210
Class-VI	1516230	1372410	1069470

Eco-Class-I:	Tropical Wet Evergreen Forests, Tropical Semi-evergreen Forests and Tropical Moist Deciduous Forests
Eco-Class-II:	Littoral and Swamp Forests
Eco-Class-III:	Tropical Dry Deciduous Forests
Eco-Class-IV:	Tropical Torn Forests and Tropical Dry Evergreen Forests
Eco-Class-V:	Sub-tropical Broad-Leaved Hill Forests, Sub-Tropical Pine Forests and Sub-Tropical Dry Evergreen Forests
Eco-Class-VI:	Montane Wet Temperature Forests, Himalayan Moist Temperature Forests, Himalayan Dry Temperature Forests, Sub Alpine Forest, Moist Alpine Scrub and Dry Alpine Scrub

3. NPV shall be charged to the extent of ten times of the normal NPV payable in the case of National Parks and five times in the case of Sanctuaries. The use of non-forest land falling within the National Parks and Wildlife Sanctuaries may be permitted on payment of an amount equal to the NPV payable for the adjoining forest area. In respect of non-forest land falling within marine National Parks / Wildlife Sanctuaries, the amount shall be five times the NPV payable for the adjoining forest area;

4. The proposals under the following categories are exempted from NPV to the extent as mentioned in the list below:

Category	Conditions
i. Schools	Full exemption upto 1 ha. of forest land, provided: a. no felling of trees is involved; b. alternate forest land is not available; c. the project is of non-commercial nature and is part of the Plan/Non-Plan Scheme of Government; and d. the area is outside National Park/ Sanctuary
ii. Hospitals	
iii. Children's playground of non-commercial nature.	
iv. Community centres in rural areas.	
v. Over-head tanks	
vi. Village tanks	
vii. Laying of underground drinking water, irrigation and PNG pipeline upto 4 inch diameter	
viii. Electricity distribution line upto 22 KV in rural areas.	

ix. Relocation of villages from the National Parks/ Sanctuary to alternate forest land	Full exemption	
x. Collection of boulders/silts from the river belts in the forest area.	<p>Full exemption, provided:-</p> <p>(a) area is outside National Park/ Sanctuary;</p> <p>(b) no mining lease is approved/signed in respect of this area;</p> <p>(c) the works including the sale of boulders/silt are carried out departmentally or through Government undertaking or through the Economic Development Committee or Joint Forest Management Committee;</p> <p>(d) the activity is necessary for conservation and protection of forests; and</p> <p>(e) the sale proceeds are used for protection/conservation of forests.</p>	
xi. Laying of underground optical fiber cable	<p>Full exemption, provided:</p> <p>(a) no felling of trees is involved; and</p> <p>(b) area falls outside National Park / Sanctuary.</p>	
xii. Pre-1980 regularization of encroachments and conversion of forest villages into revenue villages	Full exemption provided these are strictly in accordance with MoEF&CC's Guidelines dated 18.9.1990.	
xiii. Underground mining	Surface strain predicted by 3-D subsidence prediction model	NPV to be paid
	i. Up to 5mm/m	NIL
	ii. 5mm to 10 mm/m	10% of normal rates
	iii. 10mm/m to 15 mm/m	25% of normal rates
	iv. 15 mm/m to 20 mm/m	50% of normal rates
	v. more than 20 mm/m	At Normal rates

xiv.Wind Power Projects	50% at the minimum NPV rate, provided, minimal tree felling is involved, irrespective of the eco-class in which the project lies.
xv.Hydroelectric Projects up to 25 MW capacity	50% of the applicable rates of the forest land actually diverted for setting up of such projects, provided, the project involves felling of not more than 5 trees per hectare.
xvi.Field Firing Range (FFR) of Defence Ministry not involving felling of trees and no likelihood of destruction of forests	At the rate of 20 % of the normal rates of NPV for the forest areas falling within the impact zone. The forest areas falling within safety zone of FFRs shall be fully exempted from the requirement of payment of NPV
xvii.The area of riverbed in a proposed water reservoir, that is to be under permanent submergence throughout the year	50 per cent of the normal rate applicable to the area.

Yours faithfully,

Sd/-

(Sandeep Sharma)

Asst. Inspector General of Forests

Copy to:

1. The Principal Chief Conservator of Forests, All State Governments/UTs
2. The Nodal Officer (FCA), Office of the PCCF, All State Governments/UTs
3. The Regional Officer, All Integrated Regional Offices of the MoEF&CC
4. Monitoring Cell, FC Division, MoEFCC, New Delhi
5. Guard File