

कार्यालय कार्यपालन यंत्री,

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धार जिले अंतर्गत कारम मध्यम सिंचाई परियोजना के सैद्धांतिक स्वीकृति के अधिरोपित शर्तों का पालन प्रतिवेदन

शर्त क्र	शर्त विवरण	शर्त उत्तर
i	Legal status of the diverted forest land shall remain unchanged;	इस शर्त के पालन में वचन पत्र संलग्न किया जा रहा है।
ii.	Compensatory Afforestation shall be done over equal non-forest land (NFL) to the forest area proposed to be diverted within a period of three year with effect from the date of issue of stage-II clearance and maintained thereafter in accordance with the approved plan in consultation with the State Forest Department at the cost of the user agency. At least 1000 saplings per hectares shall be planted over 119.25 ha(119250 plants). If this is not possible to plant these many seedlings in the identified NFL, the balance seedlings will be planted in degraded forest land as per the prescriptions of the Working Plan at the cost of the User agency. In such case CA cost will be revised and duly approved by competent authority and deposited online in the CAF managed by CAMPA.25% of the CA cost additionally will be spent towards Soil and Moisture Conservation activities in the proposed CA area as per site requirement and deposited in CAF.	इस शर्त के पालन में आवदेक विभाग द्वारा राज्य वन विभाग को वैकल्पिक वनीकरण हेतु केम्पा मद में राशि हस्तांतरित की जा चुकी है। एवं लेख है कि औपचारिक स्वीकृति के आधार पर वैकल्पिक वृक्षारोपण योजना पुनीरिक्षित किये जाने पर अंतर की राशि का भुगतान करने हेतु विभाग वचनबद्ध रहेगा। अब तक विभाग द्वारा जमा की गई राशि का विवरण संलग्न है। ग्राम खाखरिया घाट में 39.64 हेक्टर एवं ग्राम सलवा में 79.61 हेक्टर तहसील सरदारपुर में वनीकरण का कार्य किया जावेगा।



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iii	Catchments area Treatment plan shall be prepared and duly approved by competent authority and the cost will be deposited in Compensatory Afforestation Fund of the state and will be implemented by the State Forest Department at the cost of user agency;	➤	केचमेंट एरिया ट्रीटमेंट प्लान का तकनीकी स्वीकृति वन विभाग द्वारा दी जा चुकी है। मांग राशि विभाग द्वारा जमा करा दी गई है। जमा राशि का विवरण संलग्न है।
iv	The non-forest land to be transferred and mutated in favour of the State Forest Department for raising Compensatory Afforestation shall be notified as reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the local Forest Act. The Nodal officer must report compliance within a period of 6 month from the date of grant of final approval and send a copy of the notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act, 1927, or under the relevant section of the local Forest Act as the case may be, to this Ministry for information and record;	➤	वन विभाग से संबंधित है।
v	The User Agency shall transfer the cost of raising and maintaining the compensatory afforestation at the current	➤	इस शर्त के पालन हेतु विभाग वचनबद्ध है।

	wage rate in consultation with State Forest Department in the account of Ad-hoc CAMPA of the concerned State through online portal. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years;		
vi	The User Agency shall provide additionally 25% of the CA cost towards Soil and Moisture Conservation measures in the proposed CA area as per site requirement and the said amount may be deposited in the account of Ad-hoc CAMPA of the concerned State through online portal only;	➤	इस शर्त के पालन हेतु विभाग वचनबद्ध है।
vii	The User Agency shall transfer online, the Net Present Value (NPV) of the forest land being diverted under this proposal, as per the orders of the Hon'ble Supreme Court of India dated 28.03.2008, 24.04.2008 and 09.05.2008 in Writ Petition (Civil) No. 202/1995 and the guidelines issued by this Ministry vide its letter No. 5-3/2007-FC dated 05.02.2009. The requisite funds shall be transferred through online portal into Ad-hoc CAMPA account of the State Concerned;	➤	इस शर्त के पालन में माननीय उच्चतम न्यायालय के निर्देशानुसार (NPV) की राशि विभाग जमा करने हेतु वचनबद्ध है।

viii	Any fund received from the user agency under the project and deposited in the State Forest Department account, except the funds realised for regeneration/demarcation of safety zone, shall be transferred through online portal into Ad-hoc CAMPA account of the State Concerned;	➤	इस शर्त के पालन हेतु विभाग वचनबद्ध है।
ix	At the time of payment of the Net Present Value (NPV) at the then prevailing rate, the User Agency shall furnish an undertaking to pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India;	➤	इस शर्त के पालन में विभाग माननीय उच्चतम न्यायालय के आदेशानुसार (NPV) की अतिरिक्त राशि जमा करने हेतु वचनबद्ध है।
x	User agency shall obtain the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if required;	➤	इस शर्त के पालन हेतु विभाग वचनबद्ध है।
xi	The State Government shall ensure that the forest land located between FRL and the FRL-4 meters may be afforested by planting appropriate indigenous tree species;	➤	इस शर्त के पालन हेतु विभाग वचनबद्ध है।
xii	The User agency shall undertake afforestation along the periphery of the reservoir;	➤	इस शर्त के पालन हेतु विभाग वचनबद्ध है।

xiii	User agency shall provide free water for the forestry related projects;	➤	इस शर्त के पालन हेतु विभाग वचनबद्ध है।
xiv	Layout plan of the proposal shall not be changed without the prior approval of the Central Government;	➤	इस शर्त के पालन विभाग योजना के तैआउट में भारत शासन की आवश्यक स्वीकृति के बिना परिवर्तन नहीं करेगा इस हेतु विभाग वचनबद्ध है।
xv	No labour camp shall be established on the forest land;	➤	इस शर्त के विषय में लेख है कि, विभाग एवं निर्माण एंजेसी द्वारा वन भूमि पर मजदूरों के कैम्प स्थापित नहीं किया जावेगा।
xvi	The forest land shall not be used for any purpose other than that specified in the proposal and under no circumstances be transferred to any other agency, department or person;	➤	इस शर्त के पालन में विभाग द्वारा प्रस्तावित वन भूमि को बिना भारत शासन की स्वीकृति के किसी भी विभाग या व्यक्ति को हस्तांतरित नहीं करेगा। इस हेतु विभाग वचनबद्ध है।
xvii	Felling of trees on the forest land being diverted shall be reduced to the bare minimum and the trees should be felled under strict supervision of the State Forest Department;	➤	इस शर्त के पालन हेतु विभाग वचनबद्ध है।
xviii	State Government of the Madhya Pradesh and the user agency shall undertake Rehabilitation and Resettlement (R & R) of the project affected families, if any, in a time bound and transparent manner;	➤	इस शर्त के पालन हेतु विभाग वचनबद्ध है।

xix	User agency in consultation with the State Forest Department shall create and maintain alternate habitat/home for the avifauna, whose nesting trees are to be cleared in this project. Bird nests artificially made out eco-friendly materials shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project;	➤	इस शर्त के पालन हेतु विभाग वचनबद्ध है।
xx	State Government shall complete settlement of rights, in terms of the Schedules Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, if any, on the forest land to be diverted and submit the documentary evidence as prescribed by this Ministry in its letter No. 11-9/1998-FC (pt.) dated 03.08.2009 read with 05.07.2013 in support thereof;	➤	इस शर्त के पालन हेतु विभाग वचनबद्ध है।
xxi	The user agency shall provide alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas;	➤	इस शर्त के पालन में विभाग निर्माण कार्य से संबंधित मजदूर एवं स्टाफ का ईंधन की व्यवस्था उपलब्ध करायेंगे एवं आसपास स्थित वन को क्षति नहीं करेगा। उसकी पूरी सुरक्षा करने हेतु विभाग वचनबद्ध है।


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xxii	Boundary of the forest land proposed to be diverted shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, forward and back bearing, distance from pillar to pillar and GPS co-ordinates;	➤	इस शर्त के पालन हेतु विभाग वचनबद्ध है।
xxiii	The State Government shall maintain the character of the project as and irrigation project and to ensure continued benefit to the farmers in the command area, no more diversion of water from the project for industrial projects will be permitted in future.	➤	इस शर्त के पालन हेतु विभाग वचनबद्ध है।
xxiv	The State Govt. shall ensure that the user agency in consultation with the State Forest Department shall create and maintain alternate habitat/home for the avifauna, whose nesting trees are to be cleared in this project. Bird nests artificially made out of eco-friendly materials shall be used in the area, including forest area and human settlements, adjoining the forest are being diverted for the project;	➤	इस शर्त के पालन हेतु विभाग वचनबद्ध है।

xxv	Any other condition that the concerned Regional Office of this Ministry may stipulate, from time to time, in the interest of conservation, protection and development of forests & wildlife;	➤	इस शर्त के पालन हेतु विभाग वचनबद्ध है।
xxvi	The User agency shall submit the annual self compliance report in respect of the above conditions to the State Government, concerned Regional Office and this Ministry by the end of March of every year regularly;	➤	इस शर्त के पालन हेतु विभाग वचनबद्ध है।
xxvii	The User Agency and the State Government shall ensure compliance to provision of the all Acts, Rules, Regulation, Guidelines, relevant Hon'ble Court Order (s) and National Green Tribunal(NGT) Order(s), if any, pertaining to this project for the time being in force, as applicable to the project.	➤	इस शर्त के पालन हेतु विभाग वचनबद्ध है।


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