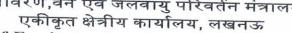


भारत सरकार पर्यावरण,वन एवं जलवायु परिवर्तन मंत्रालय





Ministry of Environment, Forest & Climate Change Integrated Regional Office, Lucknow

कन्द्रीय भयन, पंचम तल, सेक्टर-एच, अलीगंज, लखनऊ-226024 Kendriya Bhawan, 5th Floor, Sector-H, Aliganj, Lucknow-226024, Telefax-2326696 Email: rocz.lko-mef@gov.in, goimoefrolko@gmail.com

पत्र सं0 8बी / यू०पी० / 02 / 166 / 2020 / एफ0सी० / 162

दिनॉक: 15.01.2021

सेवा में

मुख्य वन संरक्षक(वन संरक्षण) एवं नोडल अधिकारी, 17, राणा प्रताप मार्ग. लखनऊ, उ०प्र०।

Online Proposal No. FP/UP/Canal/44512/2020

विषयः जनपद महराजगंज के सोहगीबरवा वन्यजीव प्रभाग, महाराज के अंतर्गत कैम्पिरयगंज शाखा नहर निर्माण (किमी० 51.00 से 62.106) हेत् ग्राम-कोल्हुआ उर्फ सिंघोरवा में 0.2 हे0 आरक्षित वनभूमि तथा ग्राम-लालपुर कल्याणपुर में प्रभावित होने वाली 0.2 आरक्षित वनभूमि अर्थात् कुल 0.40 हे0 आरक्षित वनभूमि के गैर वानिकी प्रयोग एवं बाधक 40 वृक्षों / पौधों के पातन की अनुमति के सम्बन्ध में।

सन्दर्भः संरक्षक(वन संरक्षण) अधिकारी. उत्तर पत्राक सं0-1686 / 11-सी-FP/UP/Canal/44512/2020, दिनांक-13.01.2021.

महोदय,

उपरोक्त विषयक विशेष सचिव, पर्यावरण, वन एवं जलवायु परिवर्तन विभाग, उ०प्र० शासन के पत्रांक सं0-1143/11-सी-FP/UP/Canal/44512/2020, दिनांक—12.11.2020 का आशय ग्रहण करने का कष्ट करें जिसके द्वारा विषयांकित प्रकरण में वन (संरक्षण) अधिनियम, 1980 की धारा (2) के अन्तर्गत भारत सरकार की स्वीकृति मांगी थी।

प्रकरण में विचारोपरान्त मुझे आपको यह सूचित करना है कि केन्द्र सरकार जनपद महराजगंज के सोहगीबरवा वन्यजीव प्रभाग, महाराज के अंतर्गत कैम्पिरयगंज शाखा नहर निर्माण (किमी० 51.00 से 62.106) हेतु ग्राम—कोल्हुआ उर्फ सिंघोरवा में 0.2 हे0 आरक्षित वनभूमि तथा ग्राम—लालपुर कल्याणपुर में प्रभावित होने वाली 0.2 आरक्षित वनभूमि अर्थात् कुल 0.40 हे0 आरक्षित वनभूमि के गैर वानिकी प्रयोग एवं बाधक 40 वृक्षों / पौधों के पातन की सैद्धान्तिक स्वीकृति निम्नलिखित शर्तों पर प्रदान करती है:--

- 1. Legal status of the forest land shall remain unchanged.
- 2. Forest land will be handed over only after required non-forest land for the project is handed over to the user agency.
- 3. Compensatory afforestation shall be taken up by the Forest Department over 0.40 ha. non forest land Pachpedwa Forest Block, Bhambhar Range, district-Balrampur at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.
- 4. The non-forest land shall be transferred and mutated in favour of the State Forest Department.
- 5. The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.
- 6. The State Government shall charge the Net Present Value(NPV) for the 0.40 ha. forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No. 5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009 in this regard.

- 7. Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
- 8. The cost of felling of trees shall be deposited by the User Agency with the State Forest Department.
- 9. Copy of approved Catchment Area Treatment (CAT) Plan shall be submitted in accordance to para no.

4.8(i) of Forest (Conservation) Act, 1980 Handbook, if applicable.

- 10. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
- 11. No work shall be executed in Protected Area(P.A.) till clearance from NBWL is obtained.
- 12. All conditions levied by NBWL shall be complied in toto.
- 13. User agency shall have no claim for works executed in non Protected Area (P.A.) in case NBWL clearance is not accorded.
- 14. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife. The State Government shall ensure compliance of all the above conditions.
- 15. All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA fund only through *e-portal* (https://parivesh.nic.in/).
- 16. The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/).

After receipt of compliance report on fulfillment of all of the above conditions from the State Government, proposal will be considered for final approval under Section-2 of the Forest (Conservation) Act, 1980, by this office.

The order for transfer of forest land to user agency shall not be issued by the State Government till final approval order for diversion of forest land is issued by Government of India.

भवदीया,

(प्राची गंगवार) उप वन महानिरीक्षक किन्द्रीय)

प्रतिलिपि सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषितः

- 1. प्रमुख सचिव, पर्यावरण, वन, पर्यावरण एवं जलवायु परिवर्तन विभाग, बापू भवन, उत्तर प्रदेश शासन, लखनऊ।
- 2. प्रधान मुख्य वन संरक्षक (हॉफ), वन विभाग, 17, राणा प्रताप मार्ग, लखनऊ, उ०प्र० l
- 3. प्रभागीय वनाधिकारी, सोहगीबरवा वन्यजीव प्रभाग, महाराजगंज।
- 4. अधिशास्त्री अभियन्ता, राप्ती नहर निर्माण खण्ड, तुलसीपुर, बलरामपुर।
- 5. म्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, क्षेत्रीय कार्यालय, लखनऊ को अपलोडिंग हेतु / आदेश पत्रावली।

उप वन महानिरीक्षक (केन्द्रीय