



भारत सरकार/ Government of India
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
Ministry of Environment, Forest & Climate Change
एकीकृत क्षेत्रीय कार्यालय/Integrated Regional Office
पता:- IWDP कॉम्प्लेक्स, नरवाल, जम्मू-180006
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File No: 9-JKA-088/2021-Jammu

Dated: 29/12/2021

To,

The Commissioner/ Secretary,
Department of Forest, Ecology & Environment,
UT of Jammu & Kashmir,
Civil Secretariat,
Jammu, UT of Jammu & Kashmir.
(csforestjk@gmail.com)

Sub: **Diversion of 0.9875 ha of Forest Land in Udhampur Forest Division for Upgradation of Udhampur Ghordi road from km 13th to 26th from single lane to double lane phase 1st , District Udhampur, UT of Jammu and Kashmir (Online proposal no. FP/ JK/ROAD/45319/2020)-regarding.**

Ref: **i) UT Admin of J&K online proposal received on dated 10.11.2021
ii) Nodal officer J&K letter no. PCCF/FCA/3306/4476-77 dated 24.12.2021**

Sir,

Please refer to the above cited subject and letters seeking prior approval of the Central government for the diversion of **0.9875 ha** of Forest land for non-forestry purpose in accordance with section 2 of Forest (Conservation)Act, 1980.

After careful examination of the proposal of the UT Administration of J&K, *in-principle* approval is hereby being conveyed for the diversion **0.9875 ha** of Forest land in **Udhampur Forest Division** in favour of **Assistant Executive Engineer PWD Udhampur** for the above mentioned project, subject to the following conditions:

(A). Conditions which need to be complied prior to handing over of forest land by the UT Forest Department to the Assistant Executive Engineer PWD Udhampur (User agency):

- I. Cost of compensatory afforestation as per accompanying CA scheme may be realized from user agency.
- II. Net Present Value (NPV) of the forest land being diverted for non-forestry purpose may be realized from the user agency, as per Ministry's directions issued vide letters No. 5-3/2007-FC dated 5th February 2009 and Hon'ble Supreme Court of India's Order dated 30th October 2002, 28th March, 2008, 24th April, 2008 and 9th May 2008;
- III. As per the orders of the Government of India vide letter No. 5-2/2010-CAMPA 24.06.2011, the Net Present Value (NPV) of the forest land and all other CA levies shall be deposited through web portal of Ministry of Environment, Forest and Climate Change www.parivesh.nic.in.
- IV. User Agency should ensure that the compensatory levies (CA cost, NPV etc.) are deposited through challan generated online on web portal and deposited in appropriate bank only. Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance.

- V. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.

(B) Conditions which need to be strictly complied on field after handing over of forest land to the user agency by the State Forest Department but the compliance in form of undertaking shall be submitted prior to Stage-II approval

- i. Legal status of the forest land will remain unchanged;
- ii. Efforts should be made to fell minimum number of trees and in any case, not more than **122 Trees & 47 U/s Poles** will be felled. Any felling shall only be done under strictly vigilance of forest department after issuance of felling orders from the concerned DFO.
- iii. Compensatory afforestation will be carried out upon **2.35 ha of Degraded forest land** in Compartment No. **92/U and 89/U**, Block-Charat Pakhlai, Tehsil-Ramnagar, District-Udhampur. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.
- iv. Compensatory afforestation will be done within one year from the date of issuance of final approval over the extent of land as approved, out of the funds provided by the user agency.
- v. The UT Govt shall upload the KML files of the degraded forest area accepted for raising compensatory afforestation as well as the forest area proposed for diversion in the extant proposal in the E-Green watch portal.
- vi. The forest land being diverted shall be properly demarcated using RCC boundary pillars with forward/backward bearing and the GPS coordinates inscribed on them at the project cost.
- vii. The DFO shall ensure that no dumping of muck is done on the forest land;
- viii. The forest land will not be used for any other purpose than that mentioned in the proposal;
- ix. The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department, or person without approval of the Ministry of Environment, Forest & Climate Change:
- x. The layout plan of the proposal shall not be changed without the prior approval of the Ministry of Environment, Forest & Climate Change, Government of India;
- xi. The user agency shall raise strip plantation on both sides and central verge of the road at the project cost as per IRC specifications and maintain the same.
- xii. Speed regulating signage will be erected along the road at regular intervals in the Forest Areas
- xiii. No damage will be done to the adjoining forest land including its flora and fauna;
- xiv. No labour camp shall be established in/around the forest land;
- xv. The user agency shall pay additional amount of NPV as and when increased on the order of Hon'ble Supreme Court;
- xvi. The User Agency shall provide fuel preferably 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;
- xvii. The Ministry of Environment, Forest & Climate Change, Government of India may revoke /suspend the clearance, if implementation of any of the above conditions is not satisfactory. State government will ensure compliance of these conditions through forest department and user agency in the operational phase of the project,

Yours faithfully,

Sd/-
(C D Singh)
**i/c Regional Officer IRO Jammu
& Dy. DGF (Central)**

Copy to: -

1. The ADGF (FC), Ministry of Environment, Forests, Indira Paryavaran Bhawan, Jor Bagh, Aliganj, New Delhi (adgfc-mef@nic.in).
2. The Pr. Chief Conservator of Forests (HoFF), U.T. of Jammu & Kashmir, Van Bhavan, Near Gummat, Jammu, UT of Jammu Kashmir (pccfjkforest@gmail.com).
3. The Nodal Officer (FCA), U.T. of Jammu & Kashmir, Van Bhavan, Near Gummat, Jammu, UT of Jammu Kashmir (ccffcajk1@gmail.com).
4. CEO, CAMPA O/o PCCF (HoFF), U.T. of Jammu & Kashmir, Van Bhavan, Near Gummat, Jammu, UT of Jammu Kashmir. (jkcampacell@gmail.com).
5. The Divisional Forest Officer, Udhampur Forest Division and District Udhampur, UT of Jammu Kashmir.
6. Office of the Assistant Executive Engineer PWD Udhampur, District Udhampur, Jammu, U.T. of Jammu and Kashmir. (arungupta1506@gmail.com)