

No.Ft. **HPFD-F05/323/2024-FCA**,  
Forest Department, Himachal Pradesh

From: Nodal Officer-cum-APCCF (FCA)  
O/o Pr.CCF, H.P, Shimla-1.

To: The Deputy Insepector General of Forest  
Sub office, GoI, MoEF&CC,  
CGO Complex, Shivalik Khand, Longwood,  
Shimla, Himachal Pradesh.

Dated Shimla-1, the

Subject: **Re-diversion of 0.25 hectare of Forest land for C/O Sewerage Treatment Plant at Bharyal from 9.9123 ha land of MC Shimla within the jurisdiction of Shimla Forest Division, District Shimla, Himachal Pradesh-reg (FP/HP/REDIV/463382/2024).**

Sir,

Please refer to online Proposal No. **FP/HP/REDIV/463382/2024** and **Stage-I approval accorded on 16.09.2024 to the subject cited proposal.**

2                    **The pointwise compliance report of Stage-I approval is furnished as below:-**

**1. General Conditions**

S. No	Conditions	
<b>1.1</b>	1. Legal status of the diverted forest land shall remain unchanged.	Legal status of the diverted forest land shall remain unchanged.
	2. Cost of compensatory afforestation as per CA scheme may be realized from the user agency	Cost of compensatory afforestation as per CA schemes has been realized from the user agency in the past. As this is a case of re-diversion, Hence, No needs to be deposited in view of guidelines contained in Chapter-3 of Van Sankrashan Avam Savardhan Adhiniyam, 2023.
	3. 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 <a href="http://www.parivesh.nic.in">www.parivesh.nic.in</a> .	Net Present Value (NPV) of the forest land 0.25 hectares being diverted for non-forestry purpose is already realized from the user agency in the Past. No needs to be deposited in view of guidelines contained in Chapter-3 of Van Sankrashan Avam Savardhan Adhiniyam, 2023.

	4. 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.	User agency has filled up detail of already deposited amount in lieu of (CA Cost, NPV etc.) on the web portal for meet out the process on Parivesh 2.0 for processing of payment.
	5. The Divisional Forest Officer shall furnish undertaking that the approved CA site(s) will not be changed without the approval of competent authority	The Divisional Forest Officer has furnished undertaking that the approved CA site(s) will not be changed without the approval of competent authority. The same has been uploaded with the compliance report of DFO on the web portal.
	6. The Complete compliance report will be uploaded in the e-portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> ).	The Complete compliance report has been uploaded in the e-portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> ).
	7. The State Government, by Hon'ble Supreme Court, New Delhi, vide WP (C) No. 202/1995, will ensure compliance with the orders issued on 08.02.2023.	The State Government, by Hon'ble Supreme Court, New Delhi, vide WP (C) No. 202/1995, will ensure compliance with the orders issued on 08.02.2023.
	8. The number of trees/plants to be cut shall not in any way exceed the number shown in the proposal, and no harm shall be done to wildlife during the felling of trees. If muck dumping site is included in the proposal, then no tree will be felled there.	The number of trees/plants to be cut will not in exceed any way to the number shown in the proposal, and no harm will be done to wildlife during the felling of trees. If muck dumping site is included in the proposal, then no tree will be felled there.
	9. The State Government shall upload the KML files of the degraded forest area accepted for raising compensatory afforestation in the E-Green watch portal of FSI, before handing over of forest land to the user agency.	The State Government will upload the KML files of the degraded forest area accepted for raising compensatory afforestation in the E-Green watch portal of FSI, before handing over of forest land to the user agency. Undertaking from DFO is uploaded with the compliance report of DFO.
	10. The forest land shall not be used for any purpose other than that specified in the project proposal	The forest land will not be used for any purpose other than that specified in the project proposal.
	11. No damage will be done to the adjoining forest land. Simultaneously, all efforts will be made to save adjoining forest and forest land.	No damage will be done to the adjoining forest land. Simultaneously, all efforts will be made to save adjoining forest and forest land. The necessary direction will be imparted to UA during construction work.
	12. The user agency shall pay additional amount of NPV as and when increased on the order of Hon'ble Supreme Court and	The user agency will pay additional amount of NPV as and when increased on the order of Hon'ble Supreme Court and the UT

	the UT government will ensure that the increased amount is deposited.	government will ensure that the increased amount is deposited. Undertaking in this regard, has been furnished by the user agency and uploaded with compliance report of U.A.
	13. The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department, or person without approval of the Central Government.	The forest land proposed to be diverted will not be transferred to any other agency, department, or person without approval of the Central Government. Undertaking in this regard has been furnished by the user agency.
	14. The layout plan of the proposal shall not be changed without prior approval of Central Government.	The layout plan of the proposal will not be changed without prior approval of Central Government.
	15. Any other condition may be stipulated by this regional office from time to time, in the interest of conservation, protection and development of forests and wildlife.	Any other condition stipulated by regional office will be complied accordingly.
	16. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.	Not applicable for this project.
	17. The boundaries of the transferred forest land will be marked by 4 feet high cement pillars with serial numbers written on the front and back.	The boundaries of the transferred forest land will be marked by 4 feet high cement pillars with serial numbers written on the front and back accordingly.
	18. No additional or new road will be made inside the forest area for transportation of construction material for execution of project work.	No additional or new road will be made inside the forest area for transportation of construction material for execution of project work. Undertaking in this regard has been furnished by the user agency.
	19. The user agency shall preferably provide alternative fuel to the workers and staff working at the site, so that the adjoining forest area can be saved from any kind of damage and pressure.	The user agency will provide alternative fuel to the workers and staff working at the site, so that the adjoining forest area can be saved from any kind of damage and pressure. Undertaking in this regard has been furnished by the user agency.
	20. The muck generated from the construction of the project will be disposed of by the user agency <b>only at the project site</b> and the muck will not be thrown anywhere else	The muck generated from the construction of the project will be disposed of by the user agency <b>only at the project site</b> and the muck will not be thrown anywhere else.
	21. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC, guideline 1.21 of Handbook of Forest (Conservation) Act, 1980 and Forest Conservation Rules, 2003 (Guidelines & Clarifications), 2019.	Conditions will strictly adhere.

	<b>22.</b> It will be the responsibility of the State Government/User Agency to obtain all other prior approvals/clearances under all other relevant Acts/Rules/ Court's Rulings/instructions, etc. including environmental clearance, as applicable to this proposal.	The user agency is agreed to comply this condition.
	<b>23.</b> The Permission will be given to this proposal for 99 years, after that permission shall be obtained from the Government of India. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favor of the user agency or the project life, whichever is less.	It will be reviewed and complied accordingly.

Yours Faithfully,

Nodal Officer-cum-APCCF(FCA)  
O/O PCCF (HoFF), Talland, Shimla, H.P.