

**HPFD-F05/229/2023-FCA**

Forest Department, Himachal Pradesh

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

To: The Deputy Inspector General of Forests (Central)  
Ministry of Environment, Forest and Climate Change,  
Integrated Regional Office, Chandigarh, Sub-Office, Shimla  
CGO Complex, Shivalik Khand, Longwood,  
Shimla – 171001, Himachal Pradesh,  
Email: [iro.shimla-mefcc@gov.in](mailto:iro.shimla-mefcc@gov.in)

Dated, the Shimla-1

Subject: **Proposal for seeking prior approval of the Central Government under section 2 (1) (ii) of the Van (SanrakshanEvamSamvardhan) Adhiniyam, 1980 in favour of Education Department, Himachal Pradesh for non-forestry use of 2.26 ha of forest land for the construction of Kendriya Vidyalaya, Ghumarwin, within the jurisdiction of Bilaspur Forest Division, District Bilaspur, Himachal Pradesh (Online Proposal No. FP/HP/SCH/19350/2016)- regarding.**

Sir,

Kindly refer to online proposal No. **FP/HP/SCH/19350/2016** and Stage-I approval conveyed thereof on 31/07/2024 on the subject cited above.

2. The point-wise reply to the stipulations as stipulated in Stage-I approval is submitted as below:-

Sr. No.	Conditions	Reply
1.	Legal status of the diverted forest land shall remain unchanged.	Legal status of the diverted forest land shall remain unchanged. Undertaking in this regard is provided by the user agency.
2.	The Compensatory afforestation over degraded forest land, double in extent to the forest land being diverted (4.52 ha. Degraded forest land in DPF C27 Kalri, Tehsil-Shree Naina Devi Ji, Division/ District Bilaspur) shall be raised by the State Forest Department at the project cost within two years from the date of grant of Stage - II approval;	The Compensatory afforestation over degraded forest land, double in extent to the forest land being diverted (4.52 ha. Degraded forest land in DPF C27 Kalri, Tehsil-Shree Naina Devi Ji, Division/ District Bilaspur) will be raised by the State Forest Department at the project cost within two years from the date of grant of Stage - II approval. Undertaking in this regard is attached with the compliance report of DFO concerned.
3.	The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of	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

	survey, demarcation and erection of permanent pillars, if required on the CA land, shall be deposited in advance with the Forest Department by the user agency. The CA will be FC/HPB/09/49/2021 I/78481/2024 maintained for 10 years. The scheme may include afforestation of indigenous species with appropriate provision for anticipated cost increase for works scheduled for subsequent years, into the account of National Authority, CAMPA managed by the State Govt.;	pillars, has been deposited in advance with the Forest Department by the user agency. The CA will be maintained for 10 years. The scheme including afforestation of indigenous species with appropriate provision for anticipated cost increase for works scheduled for subsequent years, been deposited into the account of National Authority, CAMPA managed by the State Govt. Undertaking in this regard is attached herewith with the compliance report of UA.
5.	The land identified for the purpose of CA shall be clearly depicted on a Survey of India topo sheet of 1:50,000 scale;	The land identified for the purpose of CA has been clearly depicted on a Survey of India topo sheet of 1:50,000 scale & uploaded accordingly in Part-II.
6.	The State Govt. shall ensure that the minimum number of trees be felled in the project and the blank areas shall be enriched and maintained as green patches;	The State Govt. ensured that the minimum number of trees be felled in the project and the blank areas shall be enriched and maintained as green patches. Undertaking in this regard, duly authenticated by DFO concerned is uploaded with the compliance report of UA.
7.	Land use plan shall not be changed and no diversion of forest land will be allowed for any further expansion of this project work;	There will be no change in Land use plan and no diversion of forest land will be allowed for any further expansion of this project work. Undertaking in this regard is attached with the compliance report of Stage-I approval.
8	State Govt. shall take all measures and required permissions for the safety of the proposed building/infrastructure from seismic activity and any other natural exigencies;	State Govt. assured to take all measures and required permissions for the safety of the proposed building/infrastructure from seismic activity and any other natural exigencies. Undertaking in this regard is attached with the compliance report of Stage-I approval.
9.	No muck and debris disposal will be allowed in the forest area;	No muck and debris disposal will be allowed in the forest area. Undertaking attached.
10.	The tree felling shall be done only	The tree felling will be done only in built up

	in built up area and bare minimum felling shall be permitted in other non-built-up areas. Felling of trees before the start of construction should be verified by the concerned DFO;	area and bare minimum felling will be permitted in other non-built-up areas. Felling of trees before the start of construction would be verified by the concerned DFO. Undertaking is attached with the compliance report of Stage-I approval of UA.
11.	The KML files of diverted area and the CA areas shall be uploaded on the e Green watch portal with all requisite details prior to Stage II approval;	The KML files of diverted area and the CA areas shall be uploaded on the e -Green watch portal with all requisite details prior to Stage II approval. Under taking from DFO concerned is uploaded.
12.	The User Agency shall transfer the funds towards the cost of Net Present Value (NPV) of the forest land being diverted under this proposal in accordance with the MoEF&CC's guidelines dated 6.01.2022 read with guidelines dated 19.01.2022 into the account of National Authority, CAMPA managed by the State Govt.	The User Agency has transferred the funds towards the cost of Net Present Value (NPV) of the forest land being diverted under this proposal in accordance with the MoEF&CC's guidelines dated 6.01.2022 read with guidelines dated 19.01.2022 into the account of National Authority, CAMPA managed by the State Govt.
13.	At the time of payment of the Net Present Value (NPV) at the present 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	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 is furnished by UA.
14	The Compensatory levies to be realized from the User Agency under the project shall be transferred/ deposited, through e-challan, in to the account of National Authority, CAMPA pertaining to the State concerned through e-portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> );	The Compensatory levies have been realized from the User Agency under the project & transferred/ deposited, through e-challan, in to the account of National Authority, CAMPA pertaining to the State concerned through e-portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> ).
15	The State Government shall complete settlement of rights, in term of the Scheduled Tribes and Traditional Forest Dwellers (Recognition of Forest Rights) Act,	The State Government will complete settlement of rights, in term of the Scheduled Tribes and Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, if any, on the forest land to be diverted as per

	2006, if any, on the forest land to be diverted as per the sub-rule (7) of Rule 11 of the Van (Sanrakshan Evam Samvardhan) Rules, 2023.	the sub-rule (7) of Rule 11 of the Van (Sanrakshan Evam Samvardhan) Rules, 2023. Undertaking in this regard is attached with the compliance report of Stage-I.
16	The complete compliance report shall be uploaded on e-portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> );	The complete compliance report shall be uploaded on e-portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> ).
17	Trees should be felled in phased manner as per the requirement in the approved Plan with prior permission of concerned DFO;	Trees will be felled in phased manner as per the requirement in the approved Plan with prior permission of concerned DFO. Undertaking in this regard from DFO is attached with the compliance report of Stage-I approval.
18	The cost of felling of trees shall be deposited by the User Agency with the State Forest Department;	The cost of felling of trees is deposited by the User Agency with the State Forest Department. Undertaking in this regard is furnished by UA.
19	The user agency shall explore the possibility of translocation of maximum number of trees identified to be felled and shall ensure that any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department;	The user agency will definitely explore the possibility of translocation of maximum number of trees identified to be felled and will ensure that any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department. Undertaking in this regard is furnished with the compliance report of UA.
20	The User Agency, if required, shall obtain the Environment Clearance under the Environment Impact Assessment Notification, 2006 issued under the FC/HPB/09/49/2021 I/78481/2024 Environmental (Protection) Act, 1986;	The User Agency, if required, will obtain the Environment Clearance under the Environment Impact Assessment Notification, 2006 issued under the FC/HPB/09/49/2021 I/78481/2024 Environmental (Protection) Act, 1986. Undertaking in this regard is attached with the compliance report of Stage-I approval of UA.
21	No labor camp shall be established on the forest land and the User Agency shall provide fuels preferably alternate fuels to the laborer's and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas;	No labor camp will be established on the forest land and the User Agency will provide fuels preferably alternate fuels to the laborer's and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas. Undertaking in this regard is attached with the compliance report of Stage-I approval of UA.

22	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work;	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work. Undertaking in this regard is attached with the compliance report of Stage-I approval.
23.	The boundary of the diverted forest land shall be demarcated on ground at the project cost, by erecting four feet high wall or RCC pillars (in case of RCC pillars - each pillar should be inscribed with its serial number, distance from pillar to pillar and GPS coordinates);	The boundary of the diverted forest land will be demarcated on ground at the project cost, by erecting four feet high wall or RCC pillars (in case of RCC pillars - each pillar should be inscribed with its serial number, distance from pillar to pillar and GPS coordinates); Undertaking in this regard is attached with the compliance report of Stage-I approval.
24	The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less;	The period of diversion under this approval will be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less. Undertaking in this regard is attached with the compliance report of Stage-I approval.
25	The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government.	The forest land proposed for diversion shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government. Undertaking in this regard is attached with the compliance report of Stage-I approval.
26	No damage to the flora and fauna of the adjoining area shall be caused;	No damage to the flora and fauna of the adjoining area shall be caused. Undertaking in this regard is attached with the compliance report of Stage-I approval.
27	The concerned Divisional Forest Officer, will monitor and take necessary mitigative measures to ensure that there is no adverse impact on the forests in the surrounding area;	The concerned Divisional Forest Officer, will monitor and take necessary mitigative measures to ensure that there is no adverse impact on the forests in the surrounding area. Undertaking in this regard from DFO is attached with the compliance report of Stage-I approval.
28	The User Agency shall submit the annual self -compliance report in respect of the above stated	The User Agency will submit the annual self -compliance report in respect of the above stated conditions to the State Government,

	conditions to the State Government, concerned Regional Office and to this Ministry by the end of March every year regularly.	concerned Regional Office and to this Ministry by the end of March every year regularly. Undertaking in this regard from DFO is attached with the compliance report of Stage-I approval.
29	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 shall be carried with by the State Government and user agency;	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 will be followed by the State Government and user agency. Undertaking is attached.
30	The user agency shall comply all the provisions of all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project; and	The user agency will comply all the provisions of all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project. Undertaking in this regard is attached with the compliance report of UA.
31	Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribed in para 1.16 of Chapter 1 of the Handbook of comprehensive guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No.5-2/2017-FC dated 29.12.2023.	The conditions will be adhered accordingly. An undertaking in this regard from UA is attached with the compliance report of Stage-I approval.

Yours faithfully,

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