

**Government of India
Ministry of Environment, Forest and Climate Change
(Forest Conservation Division)**

Indira Paryavaran Bhawan,
Jor Bagh Road, Aliganj
New Delhi - 110003

Date: 27th January, 2023

To
The Additional Chief Secretary
(Forests), Department of Forest,
Government of Himachal Pradesh,
Shimla.

Sub: Application for change in the name of the user agency i.e. from M/s. JSW Energy Limited to M/s. JSW Energy (Kuther) Limited in respect of the already approved proposal for diversion of 58.2368 ha (originally approved 61.4083 hectare from which 3.1715 has been transferred to HPPTCL in 2015) of forest land for the construction of 240 MW Kuther Hydro Electric Project within the jurisdiction of Bharmour Forest Division, Distt. Chamba, Himachal Pradesh

Madam/Sir,

I am directed to refer to the Government of Himachal Pradesh letter no. letter No. Ft.48-2084/2010 (FCA) dated 06.01.2022 and additional information submitted vide letters No. No.Ft.48-2084/2010 (FCA) dated 04.08.2022 and 23.11.2022 requesting for change in the name of the user agency from M/s. JSW Energy Limited to M/s. JSW Energy (Kuther) Limited in respect of the proposal cited above.

2..After careful examination of the proposal in accordance to the Rules and Guidelines issued under Forest (Conservation) Act, 1980 for change in the name of user agency, the Central Government hereby conveys its approval for change in the name of the user agency **from M/s. JSW Energy Limited to M/s. JSW Energy (Kuther) Limited**, subject to the following conditions:

- i. The Central Government shall levy a transfer fee @10% of NPV or ₹100,000 whichever is less;
- ii. The new user agency shall pay the NPV as per the approval granted under FC Act if not paid earlier. The new user agency shall also furnish an undertaking to pay the additional NPV, if so determined by the Hon'ble Supreme Court of India;
- iii. The new user agency shall abide by all the conditions on which the forest land was leased to the original user agency;
- iv. The new user agency shall abide by any other condition that may be stipulated by the Central Government/Regional Offices/State Government in future in the interest of conservation, protection and development of forests & wildlife;
- v. The State Govt. and the user agency shall comply with all the provisions of

the all Act, Rules, Regulations, Guidelines & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project;

Yours sincerely,

**(Suneet Bhardwaj)
Assistant Inspector General of Forests**

Copy to:

1. PCCF (HoFF), Department of Forests & Environment, Government of Himachal Pradesh;
2. Regional Officer, MoEF&CC, Integrated Regional Office, Shimla;
3. APCCF cum Nodal Officer (FCA), Department of Forest & Environment, Government of Himachal Pradesh;
4. User Agency;
5. Monitoring Cell, FC Division, MoEF& CC.