



भारत सरकार / GOVERNMENT OF INDIA

एकीकृत क्षेत्रीय कार्यालय

Integrated Regional Office

पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय

Ministry of Environment, Forest and Climate Change

सी.जी.ओ. कॉम्प्लेक्स, शिवालिक खण्ड, लॉंगवुड

CGO Complex, Shivalik Khand, Longwood

शिमला, हिमाचल प्रदेश -171001

Shimla, Himachal Pradesh – 171001



ईमेल/Email : iro.shimla-mefcc@gov.in

दूरभाष/Tel.: 0177.2658285

0177.2652541

फैक्स/Fax: 0177.2657517

सेवा में,

अतिरिक्त मुख्य सचिव (वन)

हिमाचल प्रदेश सरकार,

आर्म्सडेल बिल्डिंग, शिमला।

(Email:-forestsecy-hp@nic.in)

विषय: Diversion of 19.1788 ha of forest land in favour of NHAI for diversion of additional forest land requirement for four laning of NH-05 from Shakral Village to Dhalli Section (Shimla Bypass Package-II from Kms 146+300 to 156+560 and Shimla Connectivity from Kms 0+000 to 0+725 for Design length -10.985) in already approved FCA case of the entire Section from Kaithlighat to Dhalli, within the jurisdiction of Shimla and Shimla (MC) Forest Division, Distt. Shimla, Himachal Pradesh. (Online Proposal No. FP/HP/Road/154923/2022).

संदर्भ नोडल अधिकारी-सह-अतिरिक्त प्रधान मुख्य अरण्यपाल (एफ.सी.ए.) हि.प्र. के पत्रांक एफ.टी. 48-5731/2022 (एफ.सी.ए.), दिनांक 16.02.2023.

महोदय,

उपरोक्त विषय पर संदर्भित पत्र का आशय ग्रहण करते हुए सूचित करना है कि प्रस्ताव पर, राज्य सरकार द्वारा प्रोजेक्ट स्क्रीनिंग समिति कि बैठक में चर्चा करने के उपरांत भी, प्रस्ताव में अभी भी बहुत सी कमियां पाई गई हैं। इससे स्पष्ट होता है कि राज्य सरकार स्तर पर प्रस्ताव कि जाँच सही तरह के नहीं कि जा रही है। अतः राज्य सरकार निम्न बिंदुओं पर आवश्यक सूचनाएं प्रेषित करने का कष्ट करें, ताकि अग्रिम कार्यवाही सुनिश्चित की जा सके :-

1. The extant proposal is submitted for diversion of additional forest land from 146.300 Km to 156.56 Km in already approved FCA case no. FP/HP/Road/9295/2015 in which 40.3 ha forest land diversion was already approved. It has been observed from analysis of KML files of already approved alignment and proposed alignment that Layout Plan of approved alignment has been changed and now a tunnel is proposed in Sanjauli area. Therefore, in view of above, State Government may clarify whether unused area of already approved alignment has been surrendered to Forest Department or not. If yes, then documentary proof of the same are required, if no, then reason thereof may be provided.
2. Component "Tunnel" is proposed in the proposal and 0.1415 ha area is proposed for the Tunnel component. However, this component is not marked in KML file.
3. Since Tunnel is proposed in the project, therefore Geological Report/Studies carried for the proposed tunnel along with impacts and their mitigations measures suggested in these reports/studies may be provided along with an Undertaking for compliance of the same may also be provided.
4. Legible copy of Toposheet of diversion area is not uploaded in PARIVESH portal.

5. Chainage wise, Khasra number wise, component wise, forest and non-forest area wise information of proposed project including length, width and dimensions of all components in tabulated form may be provided.
6. As per the information of length and width of PRow documents uploaded in additional information, of Part-I, width of additional widening along the road varies from 29.48 m to 142.0 meter. Therefore, it may be clarified with supporting documents whether this desired width is as per norms/guidelines or not. Further, a Line Plan showing chainage wise width showing proposed components may be provided.
7. Enumeration list of trees involved in Shimla Forest Division is not uploaded. Therefore, Khasra number wise enumeration list may be uploaded.
8. Large numbers of trees (3910 trees) are proposed for felling in the proposal. Therefore, State Government may explore the possibilities to reduce the felling of trees and may provide a list of trees to be felled and retained.
9. Total 3910 trees are being affected in the proposal and 10.496 hectare area is proposed for road component, 8.5413 ha area is for 10 dumping sites and 0.1415 ha area is proposed for tunnel in forest land. However, vegetation density is mentioned as 0.0825 (Open Category). Therefore, vegetation density of diversion area may be re-verified in view of enumeration and forest area involved.
10. Non availability of non-forest land Certificate for the proposed project and Compensatory Afforestation sites is not provided.
11. Reclamation Plan of dumping sites is not uploaded.
12. Muck dumping sites are proposed in forest land. Therefore, possibilities of selecting alternate sites for muck dumping in non-forest land may be explored. Additionally muck dumping site wise enumeration list may also be provided, if dumping sites are necessarily proposed in forest land.
13. Muck Management Plan (MMP) is not authenticated by the concerned DFO. Therefore, duly authenticated MMP may be uploaded.
14. Since the proposal involves area more than > 5 ha, therefore Site Inspection Report from the concerned Conservator of Forests needs to be provided.
15. SIR of Shimla Forest Division is uploaded in both the Forest Divisions (Shimla Urban and Rural) involved. Therefore, SIR of both the Forest Divisions may be uploaded.
16. Since some part of the proposed project falls within notified ESZ of Shimla Water Catchment Wildlife Sanctuary and as per notified ESZ of Shimla Water Catchment WLS, proposed project is a regulated activity, therefore comments of Chief Wildlife Warden regarding adverse impacts of project and mitigation measures thereof may be submitted. Additionally Wildlife Management Plan along with detailed cost of its implementation as per MoEF&CC order dated 07.06.2022 and 16.01.2023 may also be submitted along with an undertaking to deposit its amount in CAMPA as prescribed in Wildlife Management Plan/lump sum amount as the case may be.
17. The diversion area is in hilly terrain and large numbers of trees are being proposed for felling, therefore, soil erosion is inevitable. Therefore, Soil Moisture Conservation Plan (SMC), along with its cost of implementation as per MoEF&CC dated 07.06.2022 and 16.01.2023, may be provided/uploaded along with an undertaking to deposit its cost in CAMPA as prescribed in Soil Moisture Conservation Plan /lump sum amount as the case may be.
18. As per DSS analysis, area of proposed diversion area is 16.44 ha. However, as per proposal, proposed diversion area is 19.1788 ha. Therefore, this variation in area figure may be reviewed and revised polygon with correct area figures may be uploaded.
19. The Status of proposed CA land whether these sites are managed by forest department and ownership of these lands vested with Forest Department or not. If yes, then documentary proof of the same may be provided.
20. 05 ha area of Patch 3 (DPF Narenty C19) and 04 ha area of Patch 5 (DPF Narenty C17a) are falling in Very Dense Forest Category as per DSS analysis. Therefore, these sites may be reviewed in terms of vegetation density and revised sites may be provided.
21. Area of Patch no. 4 (UPF Bishamdhar 10ha) is overlapping with the area of proposal no. FP/HP/Road/22096/2016. Same may be reviewed and if required revised site may be provided.

22. Hon'ble High Court of Himachal Pradesh has issued directions on dated 13.01.2023 CWPII NO 13/2021 title as Kusum Bali Vs States of HP and others which states that "We direct that there shall be no cutting of hills in the entire State of Himachal Pradesh, unless permission is obtained from the Director, who shall call for a report and "No Objection Certificate" from the Pollution Control Board, before granting such permission. Therefore, desired NOC is required to be submitted as per the directions of Hon'ble High court.

यदि चाही गई सूचना पत्र जारी होने की तिथि के 60 दिनों के भीतर (अधिकतम 90 दिन) इस कार्यालय को प्राप्त नहीं हुई तो प्रस्ताव को निरस्त किया जा सकता है।

भवदीय,
ह0/-
(सत्य प्रकाश नेगी)
क्षेत्रीय अधिकारी

प्रतिलिपि सूचनार्थ एवं आवश्यक कार्यवाही हेतु:-

1. नोडल अधिकारी-सह-अतिरिक्त प्रधान मुख्य अरण्यपाल (एफ.सी.ए.), हिमाचल प्रदेश सरकार, वन विभाग टालैंड, शिमला, (E-mail: nodalcahp@yahoo.com).
2. वन मण्डल अधिकारी, शिमला वन मण्डल, जिला- शिमला, हिमाचल प्रदेश (E-mail dfoshi-hp@nic.in).
3. वन मण्डल अधिकारी, शिमला वन मण्डल (अर्बन), जिला- शिमला, हिमाचल प्रदेश (E-mail dfoshi-hp@nic.in).