

OFFICE OF THE EXECUTIVE ENGINEER, WATER RESOURCES DIVISION, KHANDWA


Point wise compliance report of terms and condition given in stage-I clearance of 54.60 ha. forest land for construction of Aulliya Medium Irrigation Project district Khandwa.


S.No.	Description	Compliance
1	Legal status of the diverted forest land shall remain unchanged.	Yes agreed
2	The Encroachments in the area of sub-mergence's and on the non- forest land proposed for Compensatory afforestation shall be removed and both the sites would be inspected by the Regional office Bhopal and report thereof would be furnished this Ministry before Stage-II approval.	Both the sites have been impacted by R.O. Bhopal on dated 19-07-18
3	The 30 families which are residing in the area of sub-mergence would be relocated in accordance with the National Rehabilitation Policy.	Yes agreed
4	The site of the Compensatory afforestation will also have special site specific soil and moisture conservation plan to an extent of 15% of cost of Compensatory afforestation and the said amount may be deposited in the account of Ad-hoc CAMPA of the concerned State through online e-portal only;	Amount deposited; on dated 05.10.2018/16.01.2019
5	The Compensatory afforestation shall be done over equal non-forest land (NFL) to the forest area proposed to be diverted within a period of three years with effect from the date of issue of Stage-II clearance and maintained thereafter in accordance with the approved Plan in consultation with the State Forest Department at the cost of the user agency. At least 1000 saplings per hectares shall be planted over 54.60 ha. (54600 plants). If this is not possible to plant these many seedlings in the identified NFL, the balance seedling will be planted in degraded forest land as per the prescriptions of the working plan at the cost of the User agency. In such case CA cost will be revised and duly approved by competent authority and deposited online in the CAF managed by CAMPA;	Amount deposited on 05.10.2018/16.01.2019
6	The land identified for the purpose of CA shall be clearly depicted on a Survey of India Toposheet of 1:50,000 scale;	Depicted and marked.
7	The non forest land to be transferred and mutated in favour of the State Forest Department for raising compensatory afforestation shall be notified as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the local Forest Act. The Nodal Officer, must report compliance within a period of 6 months from the date of grant of final approval and send a copy of the	Agreed

	notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act, 1927, or under the relevant section of the local Forest Act as the case may be, to this Ministry for information and record;	
8	The User Agency shall transfer the cost of raising and maintaining the compensatory afforestation at the current wage rate in consultation with State Forest Department in the account of Ad-hoc CAMPA of the concerned State through online portal. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years;	Yes , Amount deposited.
9	The User Agency shall transfer online, Net Present Value (NPV) of the forest land being diverted under this proposal, as per the orders of the Hon'ble Supreme Court of India dated 28/03/2008, 24/04/2008 and 09/05/2008 in Writ Petition (Civil) No. 202/1995 and the guidelines issued by this Ministry vide its letter No. 5-3/2007-FC dated 05-02-2009. The requisite funds shall be transferred through online portal in to Ad-hoc CAMPA account of the State Concerned;	Yes, Transferred on line on dated 05.10.2018/16.01.2019
10	Any funds received from the user agency under the project and deposited in the State Forest Department account, except the funds realized for regeneration/demarcation of safety zone. shall be transferred through online portal into Ad-hoc CAMPA account of the State Concerned.	-
11	The 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 online only, Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance.	Yes agreed, and deposited through chalan generated online.
12	At the time of payment on the Net Present Value (NPV) at the then prevailing 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.	Undertaking submitted.
13	The approved Catchment Area Treatment (CAT) Plan shall be implemented at the cost of user agency. The commensurate cost of CAT plan will be deposited in the CAMPA account through e-portal;	Agreed
14	The State Government shall submit a certificate, that site for CA is suitable and free from all encroachments and other encumbrances, under the signature not below the rank of Nodal Officer (FCA) in the State Government;	R.O. has visited the site on dated 19.07.2018

15	The User Agency shall obtain Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if required.	Yes agreed
16	A Plan for Conservation of Wildlife will be made by the user agency in consultation with the CCF (Wildlife) to be implemented at the User Agency's cost;	Yes agreed
17	The State Government shall ensure that the forest land located between FRL and the FRL-4 meters may be afforested by planting appropriate indigenous tree species;	Yes
18	The User Agency shall carry out muck/slit disposal at pre-designated sites in such a manner so as to avoid its rolling down;	Yes agreed
19	The dumping area of muck/slit disposal shall be stabilized and reclaimed by planting suitable species by the user agency at the cost of project under the supervision of State Forest Department Retaining walls and terracing shall be carried out to hold the dumping materials in place, Stabilization and reclamation of such dumping sites shall be completed before handing over the same to the State Forest Department in a time bound manner as per plan;	Yes agreed
20	The User Agency shall undertake afforestation along the periphery of the reservoir,	Yes agreed
21	The User Agency shall provide free water for the forestry related projects;	Yes agreed
22	Layout plan of the proposal shall not be changed without the prior approval of the Central Government;	Yes agreed
23	No labour camp/huts shall be established on the forest land.	Yes agreed
24	The forest land shall not be used for any purpose other than that specified in the proposal and under no circumstances be transferred to any other agency, department or person;	Yes agreed
25	Felling of trees on the forest land being diverted shall be reduced to the bare minimum and the trees should be felled under strict supervision of the State Forest Department.	Yes agreed
26	The State Government ensure that the user agency shall implement the R & R Plan as per the R & R Policy of State Government in consonance with National R & R Policy, Government of India before the commencement of the project work. The said R & R Plan will be monitored by the State Government / Regional Office of MoEF&CC along with indicators for monitoring and expected observable milestones;	Yes agreed

27	The User Agency in consultation with the State Forest Department shall create and maintain alternate habitat/home for the avifauna, whose nesting tress are to be cleared in this project. Bird nests artificially made out of eco-friendly materials shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project;	Yes agreed
28	State Government shall complete settlement of rights, in terms of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, if Any, on the Forest land to be diverted and submit the documentary evidence as prescribed by this Ministry in its letter No. 11-9/1998-FC (pt.) dated 03.08.2009 read with 05.07.2013 in support thereof;	Yes
29	The User Agency shall provide 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;	Yes agreed
30	The boundary of the forest land proposed to be diverted shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, forward and back bearing, distance from pillar to pillar and GPS co-ordinates;	Yes agreed, Amount transferred on dated 05.10.2018/16.01.2019
31	The State Government shall maintain the character of the projects as an irrigation project and to ensure continued benefit to the farmers in the command area, no more diversion of water from the project for industrial project will be permitted in future;	Yes agreed
32	Any other condition that the concerned Regional Office of this Ministry May stipulate, from time to time in the interest of conservation, protection and development of forests & wildlife;	Yes agreed
33	The User Agency shall submit the annual self-compliance report in respect of the above condition to the State Government concerned Regional Office and this Ministry by the end of March of every year regularly and.	Yes agreed
34	The User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations, Guidelines, relevant Hon'ble Court Order (s) and National Green Tribunal (NGT) Order(s) if any, pertaining to this project for the time being in force, as applicable to the project.	Yes agreed


 Sub Divisional Officer
 Water Resources SubDivision
 No. 02 Khalwa


 (S.M. Chaturvedi)
 Executive Engineer
 Water Resources Division Khandwa

**OFFICE OF THE EXECUTIVE ENGINEER,
WATER RESOURCES DIVISION, KHANDWA**

Undertaking for point no. 9

In pursuance to the conditions given vide MoEF No. F No. 8-35/2018/FC New Delhi dt. 03/07/2018 Water Resources Department of M.P. here by submits the undertaking that the department will do afforestation work along the periphery of the reservoir.



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Undertaking for point no. 12

In pursuance to the condition given vide MoEF No. F No. 8-35/2018/FC New Delhi dated 03/07/2018 Water Resources Department of M.P. hereby submits the undertaking that if any additional amount of NPV, determined as per the final decision of Hon'ble Supreme Court of India, shall be deposited by the Department.



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(S.M. Chaturvedi)
Executive Engineer
Water Resources Division Khandwa