

No.Ft. **HPFD-F05/243/2023-FCA** (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

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Subject: **Proposal for seeking prior approval of the Central Government under Section 2 (1) (ii) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 in favour of Shongtong Karchham Hydro Electric Project, HPPCL under the jurisdiction of Kinnaur Forest Division, Distt. Kinnaur, Himachal Pradesh, for non-forestry use of 7.3722 ha. of forest land as additional forest land requirement in already approved diversion, in the State of Himachal Pradesh (Online Proposal No. FP/HP/HYD/40611/2019).**

Sir,

Please refer to your office letter dated 19.03.2024 vide which stage-I approval was accorded to the subject cited above.

2. The pointwise compliance report of the conditions as stipulated in Stage-I approval is submitted as below:-

Sr. No.	Stipulations	Reply
1.	Legal status of the diverted forest land shall remain unchanged.	Legal status of the diverted forest land will be remained unchanged. Undertaking in this regard has been uploaded with the compliance report of user agency concerned.
2.	The cost of felling of trees shall be deposited by the User Agency with the State Forest Department;	The cost of felling of trees will be deposited by the User Agency with the State Forest Department. Undertaking in this regard has been uploaded with the compliance report of user agency concerned.

3.	The penalty for violation shall be equal to five (5) times the NPV for the violated land area plus 12 percent simple interest from the date of raising of such demand till the deposit is made;	The penalty for violation equal to five (5) times the NPV for the violated land area plus 12 percent simple interest has been deposited by the user agency in Ad-hoc CAMPA account.
4.	Compensatory afforestation over degraded forest land, double in extent to the forest land being diverted, shall be raised by the State Forest Department at the project cost within three years from the date of grant of Stage - II approval;	Compensatory afforestation over degraded forest land, double in extent to the forest land being diverted, will be raised by the State Forest Department at the project cost within three years from the date of grant of Stage - II approval. Undertaking in this regard, has been uploaded on the web portal by the user agency from DFO concerned.
5.	Additional/penal CA on degraded forest land equal to the area being 8-78/2010-FC I/68079/2024 diverted (7.3722 ha.) shall also be carried out at the cost of User Agency; shall be raised by the State Forest Department at the project cost within three years from the date of grant of Stage - II approval;	Additional/penal CA on degraded forest land equal to the area being 8-78/2010-FC I/68079/2024 diverted (7.3722 ha.) will be carried out at the cost of User Agency; and will be raised by the State Forest Department at the project cost within three years from the date of grant of Stage - II approval. The cost of the same has been deposited in Ad-hoc CAMPA Account by the user agency.
6.	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 pillars, if required on the CA land, shall be deposited in advance with the Forest Department by the user agency. The CA will be 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.;	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 pillars, on the CA land, has been deposited in Ad-hoc CAMPA Account by the user agency. The CA will be maintained for 10 years.
7.	The land identified for the purpose of CA shall be clearly depicted on a Survey of India topo sheet of	The land identified for the purpose of CA is clearly depicted on a Survey of India topo-sheet of 1:50,000 scale 7 uploaded

	1:50,000 scale;	on the web portal on Part-II.
8.	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. Undertaking in this regard, from DFO concerned has been uploaded with compliance report of Stage-I approval by the user agency.
9.	The User Agency shall transfer the funds towards the cost of Net Present Value (NPV) of the forest land being diverted under this proposal from the User Agency in accordance with the MoEF&CC's guidelines dated 6.01.2022 read with guidelines dated 22.03.2022;	The funds towards the cost of Net Present Value (NPV) of the forest land being diverted under this proposal has been deposited by the User Agency in accordance with the MoEF&CC's guidelines dated 6.01.2022 read with guidelines dated 22.03.2022.
10.	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 has been submitted by the user agency and uploaded with compliance report of Stage-I approval.
11.	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 (https://parivesh.nic.in/);	The Compensatory levies is realized from the User Agency under the project and transferred/ deposited, through e-challan, in to the account of National Authority, CAMPA pertaining to the State concerned through e-portal (https://parivesh.nic.in/);
12.	The State Government shall 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 the sub-rule (7) of Rule 11 of the Van (Sanrakshan Evam Samvardhan) Rules, 2023;	Settlement of rights, in term of the Scheduled Tribes and Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, on the forest land to be diverted as per the sub-rule (7) of Rule 11 of the Van (Sanrakshan Evam Samvardhan) Rules, 2023. Undertaking in this regard, from DFO concerned is also uploaded with the compliance report

		of Stage-I approval by the user agency.
13	The complete compliance report shall be uploaded on e-portal (https://parivesh.nic.in/);	The complete compliance report is uploaded on e-portal (https://parivesh.nic.in/);
14	The cost of felling of trees shall be deposited by the User Agency with the State Forest Department;	The cost of felling of trees will be deposited by the User Agency with the State Forest Department.
15	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 explore the possibility of translocation of maximum number of trees identified to be felled and will be ensured that any tree felling is done only when it is unavoidable and that too under strict supervision of the State Forest Department. Undertaking is uploaded with compliance report of Stage-I approval.
16	The User Agency shall obtain the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if required;	The User Agency will obtain the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if required. Undertaking in this regard, it attached with compliance report of user agency.
17	User agency shall undertake afforestation along the periphery of the reservoir;	User agency will undertake afforestation along the periphery of the reservoir. Undertaking in this regard is attached with compliance report of user agency concerned.
18	User agency shall provide free water for forestry related activities/projects;	Undertaking in this regard, has been given by the user agency and uploaded in web portal.
19	No labour camp shall be established on the forest land and the User 8-78/2010-FC I/68079/2024 Agency shall provide fuels preferably 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;	Undertaking in this regard, has been given by the user agency and uploaded in web portal.

	20 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, has been given by the user agency and uploaded in web portal.
	21 The boundary of the diverted forest land shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each 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 reinforced cement concrete pillars, each inscribed with its serial number, distance from pillar to pillar and GPS coordinates.
	22 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, has been uploaded on the webportal with the compliance report of user agency.
	23 The layout plan of the proposal shall not be changed without the prior approval of the Central Government;	The layout plan of the proposal will not be changed without the prior approval of the Central Government.
	24 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. Undertaking is attached with compliance report of user agency concerned.
	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 to be diverted will not be transferred under no circumstances to any other agency, department or person without prior approval of the Central Government.
	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 will be caused.
	27 The User Agency shall submit the annual self -compliance report in	The User Agency will submit the annual self -compliance report in respect of the

	respect of the above stated conditions to the State Government, concerned Regional Office and to this Ministry by the end of March every year regularly;	above stated conditions to the State Government, concerned Regional Office and to this Ministry by the end of March every year regularly. Undertaking is attached with compliance report of user agency concerned.
28	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 carried with by the State Government and user agency;
29	The user agency shall comply all the provisions of the 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.	The user agency will comply all the provisions of the 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 has been given by the user agency accordingly.
30	Violation of any of these conditions will amount to violation of Van (Sanrakshan Evam Samvardhan) Adhinyam, 1980 and action would be taken as prescribed in para 1.16 of Chapter 1 of the Handbook of comprehensive guidelines of Van (Sanrakshan Evam Samvardhan) Adhinyam, 1980 as issued by this Ministry's letter No. 5-2/2017-FC dated 29.12.2023.	The user agency has agreed and provided undertaking in this regard.

Yours faithfully,

Nodal Officer-cum-APCCF
(FCA)

O/o Pr.CCF, H.P, Shimla-1