

#### J&K FOREST DEPARTMENT

### OFFICE OF THE DIVISIONAL FOREST OFFICER RAMBAN FOREST DIVISION

#### **RAMBAN**

Tel/Fax-01998-266623, Email- dforamban@gmail.com

The Conservator of Forests, Chenab Circle, Doda

RDF/FCA/7881-85

Dated: -2/03/2022

Subject:- Diversion of 8.83 ha of forest land for construction of Main Approach Road from Tunnel T14 P1 to Tunnel T14 Adit (USBRL Project) Districts Reasi & Ramban UT of Jammu and Kashmir (FP/JK/ROAD/144002/2021)-regarding compliances of Stage-I

Sir

With respect to the subject cited above, it is to submit that the in-principal approval for construction of "Main Approach Road from Tunnel T14 P1 to Tunnel T14 Adit (USBRL Project) Districts Reasi & Ramban UT of Jammu and Kashmir (FP/JK/ROAD/144002/2021)" has been granted by MoEF IRO Jammu vide File No. 9-JKC-066/2021-Jammu Dated:-13-08-2021. The details of the compliances by User Agency and DFO is as under:-

S.No.	Term and conditions as per Stage-I clearance	Compliance by	Compliance report
1.	Cost of compensatory afforestation as per CA scheme may be realized from the user agency;	User Agency	The amount of <b>Rs 104.44925 Lacs</b> (71.88825 Lacs Ramban Forest Division & 32.561 Lacs Mahore Forest Division) has been deposited by the User Agency through e-portal <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> vide transaction ID SBIN521286878906.
2.	Net Present Value (NPV) of the forest land being diverted for non-forestry purpose may be realized from the user agency, as per Ministry's directions issued vide letters No. 5-3/2007-FC dated 5th February 2009 and Hon'ble Supreme Court of India's	DFO & User Agency	The NPV has been be realized from the user agency, as per Ministry's directions issued vide letters No. 5-3/2007-FC dated 5th February 2009 and Hon'ble Supreme Court of India's Order dated 30th October 2002, 28th March, 2008, 24th April, 2008 and 9th May 2008;



	Order dated 30th October 2002, 28th March, 2008, 24th April, 2008 and 9th May 2008;		
3.	As per the orders of the Government of India vide letter No. 5-2/2010-CAMPA 24.06.2011, the Net Present Value (NPV) of the forest land and all other CA levies shall be deposited through web portal of Ministry of Environment, Forest and Climate Change www.parivesh.nic.in;	User Agency	The Net Present Value (NPV) of the forest land and all other CA levies has been deposited by the User Agency through e-portal <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> vide transaction ID SBIN521286878906.
4.	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 only. Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance;	User Agency	Same as point No. 3
5.	The Divisional Forest Officer shall furnish undertaking that the approved CA site(s) will not be changed without the approval of competent authority;	DFO	The undertaking is enclosed
6.	The CEO State CAMPA shall furnish undertaking that the funds under State CAMPA will be released to Divisional Forest Officer as per approved CA scheme;	CEO CAMPA	Pertains to CEO CAMPA
7.	User Agency shall ensure that no other proposal in the division, for which Stage-I has already been granted in the past, is still pending for compliance of conditions of	User Agency	The undertaking is enclosed



	Stage-I approval. An Undertaking to this effect that "no such proposal for compliance of conditions of Stage-I approval is pending with this division" be submitted.  Compliance of the same will be mandatory for the final clearance of this proposal by		
8.	this office; Legal status of the forest land	User	Agreed by the User Agency. The
9.	will remain unchanged  Efforts should be made to fell minimum number of trees and in any case, not more than 387 trees (Ramban), 51 Trees & 34 U/s Poles (Mahore) will be felled;	User Agency	Agreed by the User Agency. The undertaking is enclosed
10.	FRA Certificate from competent Authority to be submitted	User Agency	The FRA certificate has been issued by the DC Ramban vide his No. DC/LA/Rbn/998-1000 Dated:-08-03-2021 (Copy enclosed)
11.	The UT Government shall upload the KML files of the degraded forest area accepted for raising compensatory afforestation in the E-Green watch portal of FSI, before handing over of forest land to the user agency;	DFO	The KML files of the degraded forest area accepted for raising compensatory afforestation shall be uploaded on e-Green watch portal after inclusion of the Gool Range under Ramban Forest Division instead of Mahore Forest Division on e-green watch portal since it has been transferred to Ramban Forest Division in 2019. The request has been already made to the CF Chenab circle Doda with copy to CEO CAMPA and Nodal Officer FCA.
12.	The acquired 03 dumping sites (01 in forest land and 02 in revenue land) should be prepared appropriately before start of dumping to prevent downhill slide of muck;	User Agency	Agreed by the User Agency. The undertaking is enclosed
13.	Angle of repose of muck should be maintained between 300 to 400	User Agency	Agreed by the User Agency. The undertaking is enclosed



14.	Long slope should be intercepted to several short ones with help of berms/terraces/benches	User Agency	Agreed by the User Agency. The undertaking is enclosed
15.	Dumping sites which have attained full capacity should be rehabilitated with local grass, trees and shrubs; The trees should be felled under strict supervision of the UT Forest Department	DFO & User Agency	Agreed by the User Agency/DFO. The undertaking is enclosed. The muck dumping plan by engineering and Biological measures have been prepared.
16.	The CEO, State CAMPA Authority shall ensure release of funds under CAMPA to the DFO for raising CA plantation as per CA scheme approved by this office;	CEO CAMPA	Pertains to CEO CAMPA
17.	The DFO shall ensure taking up CA plantations at approved CA sites and shall not after the approved sites without obtaining the permission of the competent authority;	DFO	Agreed by the User Agency/DFO. The undertaking is enclosed
18.	The CA will be carried out over 13.12 ha (Ramban Division) and 5.7 ha (Mahore Division) on forest land as per the CA scheme and the funds will be provided by the user agency. The plantation will be done within one year from the date of issue of the approval;	DFO & User Agency	Agreed by the User Agency/DFO. The undertaking is enclosed
19.	The forest land will not be used for any other purpose than that mentioned in the proposal;	User Agency	Agreed by the User Agency. The undertaking is enclosed
20.	The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department, or person without approval of the Central Government;	User Agency	Agreed by the User Agency. The undertaking is enclosed

21.	The layout plan of the proposal shall not be changed without the prior approval of the	User Agency	Agreed by the User Agency. The undertaking is enclosed
	Central Government; No damage will be done to the	User	Agreed by the User Agency. The
22.	adjoining forest land	Agency	undertaking is enclosed
23.	User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable; xvii. The user agency shall pay additional amount of NPV as and when increased on the order of Hon'ble Supreme Court;	User Agency	Agreed by the User Agency. The undertaking is enclosed
24.	The User Agency shall provide firewood 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;	User Agency	Agreed by the User Agency. The undertaking is enclosed

Hence submitted for information and kind perusal at your end please.

Yours faithfully,

(Dr. Rajan Singh) SFS Divisional Forest Officer Ramban Forest Division

Ramban

#### Copy submitted for kind information to the: -

- 1. Addl. Pr. Chief Conservator of Forests, Jammu
- 2. APCCF/Nodal Officer, FCA O/O PCCF (HoFF) J&K, Jammu

Copy for information and necessary actions to the: -

- 3. **Sh. Subhash Chander Dy. Chief Engineer**, Northern Railways, Geetanagar, Divisional Trintha, Reasi-182311.
- 4. The Range Officer Gool for information and necessary actions.

Divisional Forest Officer Ramban Forest Division

Ramban

#### **UNDERTAKING**

- I, Divisional Forest Officer, undertakes and affirms as under:-
  - 1. The approved site of Compensatory Afforestation in Compartment No. 54/Ar of proposal construction of Main Approach Road from Tunnel T14 P1 to Tunnel T14

    Adit (USBRL Project) Districts Reasi & Ramban UT of Jammu and Kashmir (FP/JK/ROAD/144002/2021) in Gool Range of Ramban Forest Division, will not be changed without the approval of the competent authority.
  - 2. This office will not issue temporary working permission of proposal for construction of Main Approach Road from Tunnel T14 P1 to Tunnel T14 Adit (USBRL Project)

    Districts Reasi & Ramban UT of Jammu and Kashmir (FP/JK/ROAD/144002/2021) until entire compensatory levies are deposited by the User Agency and will be confirmed online on Ministry's web portal (in case of linear projects).
  - 3. The trees shall be felled under strict supervision of the Forest Division Ramban.
  - 4. The CA plantations shall be done at approved CA sites and shall not after the approved sites without obtaining the permission of the competent authority;
  - 5. The CA shall be carried out over 13.12 ha (Ramban Division) on forest land as per the CA scheme. The plantation will be done within one year from the date of issue of the approval subject to release of funds and approval by Steering Committee.

Divisional Forest Officer Ramban Forest Division

Ramban



#### Northern Railway (Construction Organization)

Office of the Dy. Chief Engineer(Con.) Reasi (J&K)

No.Dy CE/C/Reasi/Land Indent /App. Rd./T-14P1 to Adit.

Dated: - 18.10.2021

Divisional Forest Officer, Ramban Forest Division, Ramban, (J&K).

Sub

Diversion of 8.81ha of Forest land for Construction of Main Approach Road from Tunnel T14 P1 to Tunnel T14 Adit (USBRL Project), District Reasi and Ramban, UT of Jammu and Kashmir.

Ref

- 1). Your office letter no. RFD/FCA/1597-98, Dated 17.08.2021, (Copy enclosed).
- Regional Officer, IRO, MoEF&CC, Jammu letter no. 9-JKC-066/2021-Jammu Dated ;-13-08-2021, PCCF J&K Office No. PCCF/FCA/3087/1896-1900, Dated:- 14-08-2021.
- 3) Copy of the UTR No. SBIN 521286878906, Dated:13-10-2021, (Copy enclosed).
- Copy of the FAR Certificate issued by DC/Ramban, no. DC/LA/Rbn/998-1000, Dated: 08-03-2021, (Copy enclosed).
- 5) Copy of the Undertaking to comply with other terms and conditions, (Copy enclosed).

Sir,

On above subject and references, the in-principal approval of proposal no. FP/JK/ROAD/144002/2021 for **Diversion of 8.81ha of Forest land for Construction of Main Approach Road from Tunnel T14 P1 to Tunnel T14 Adit (USBRL Project)**, District Reasi and Ramban, UT of Jammu and Kashmir has already been granted vide ref. (2) above. The undernoted desired actions have been taken detail as per below:-

- The cost of NPV, CA and additional CA for above proposal has been deposited before J AND K CAMPA vide UTR No. SBIN 521286878906, Dated:13-10-2021, amounting to Rs. 1,04,44,925/- vide ref. (3) above.
- Original Copy of settlement of right under provisions of the Schedule Tribes and other Traditional Forest Dwellers (Recognition of Forest Right) Act, 2006 has been enclosed vide ref. (4) above.
- Copy of the Undertaking to comply with other terms and conditions, of the Stage-I approval enclosed vide ref. (5) above.
- 4. Copy of the Undertaking that no other proposal in the division, for which Stage-I has already been granted in the past is still pending for compliances of the compliances of the conditions of the Stage-I approval is also enclosed vide ref. (5) above.

In view of above, you are requested to give the permission to commence the work.

An early and strict action in this matter is highly solicited.

DA: As above.

Yours truly.

(Subhash Chandra)

Dy.CE/C/Reasi/NR Abhishek Chaudhary

अधिशासी इंजी/निर्माण

Executive Engineer/Construction यु०एस०बी०आर०एल०परि० / च०रे०रियासी U.S.B.R.L. Project/N/Rly/Reasi

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## OFFICE OF THE DISTRICT COLLECTOR (DEPUTY COMMISSIONER, RAMBAN)

#### TO WHOM IT MAY CONCERN

Sub:- Issuance of FRA certificate for diversion of 59600 sqm of forest land for construction of approach road from T-14 to Adit T14 with one dumping yard, on (USBRL PROJECT).

In compliance with the Ministry of Environment and Forest (MoEF), Government of India's letter No.11-9/98-FC (pt) dated 3rd August 2009 wherein the MoEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of rights under the Scheduled Tribe and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act,2006 (FRA for short) on the forest land proposed to be diverted for non-forest purposes read with MoEF's letter dated 5th February 2013 wherein MoEF issued certain exemption /relaxation in respect of linear projects, it is certified that 59600 sqm of forest land is proposed to be diverted in favour of Northern Railway required for the construction of approach road from T-14 to Adit T14 with one dumping yard, on (USBRL PROJECT).

#### It is further certified that:

- (a) The complete process for identification and settlement of rights under the FRA has been carried out for the entire 59600 sqm of forest area proposed for road with one dumping yard. As per MoEF letter No.11-9/98-FC (pt.), dated: 5th February 2013 for linear projects like construction of roads, there is no requirement of resolution (meeting/consent) of Gram Sabha of that area of forest land, use of which is proposed to be diverted. Hence, no such records of all consultations and meetings of the Forest Rights Committee(s), and the District Level Committee are enclosed.
- (b) Divisional Forest Officer, Forest Division Ramban vide his No.RFD/GI/20-21/5693-96 dated 02.03.2021 has communicated that no recognized rights of Primitive Tribal Groups (PTG) and Pre Agriculture Communities (PAC) shall be affected in case above mentioned quantum of forest land is diverted for proposed non forest use i.e. the construction of approach road from T-14 to Adit T14 with one dumping yard, on USBRL PROJECT.



(49/1

Hence Forest Rights Act certificate is issued for forest land measuring 59600 sqm required for above mentioned Northern Railways project.

District Collector
(Deputy Commissioner)
Ramban

DC/LA/Rbn/998-1000 Dated. 08/03/2021

Copy to the:-

1. Chief Engineer, Northern Railway, Jammu for information.

2. Deputy Chief Engineer (Const) Northern Railway, Sangaldan for information.

3. Divisional Forest Officer, Ramban for information.

### Full Title of the Project: Construction of Main Approach Road from Tunnel T14 P1 to Tunnel T14 Adit (USBRL Project).

File No. FP/JK/ROAD/144002/2021. Date of Proposal: 29 June 2021.

Sub:- Undertaking to comply with terms & conditions of Stage-I Approval.

NoEF IRO Jammu No. 9-JKC-066/2021-Jammu Dated ;-13-08-2021.
 PCCF J&K Office No. PCCF/FCA/3087/1896-1900, Dated:- 14-08-2021.

I/We, Deputy Chief Engineer, Northern Railway, Reasi, hereby undertakes that I/we comply with terms & conditions of Stage-I approval of above mentioned proposal.

### (A) Conditions which need to be complied prior to handing over of forest land by the UT Forest Department.

- Cost of Compensatory afforestation as per CA scheme may be realized from the user agency.
- ii. Net present Value (NPV) of the forest land being diverted for non-forestry purpose may be realized from the user agency, as per ministry's directions issued vide letters No.5-3/2007-FC dated 5<sup>th</sup> February 2009 and Hon'ble Supreme Court of India's order dated 30<sup>th</sup> October 2002, 28 March,2008,24<sup>th</sup> April, 2008 and 9<sup>th</sup> May 2008.
- iii. As per the order of the Government of India vide letter No.5-2/2010-CAMPA 24.06.2011, the Net Present Value (NPV) of the forest land and all otter CA levies shall be deposited through web portal of ministry of Environment , Forest and Climate Change <a href="https://www.parivesh.nic.in">www.parivesh.nic.in</a>.
- iv. 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 only. Amount deposited through other mode will not be accepted as compliance of the stage-I clearance.
- v. The Divisional Forest Officer shall furnish undertaking that the approved CA site(s) will not be changed without the approval of competent authority.
- vi. The CEO State CAMPA shall furnish undertaking that the funds under State CAMPA will be released to Divisional Forest Officer as per approved CA Scheme.
- vii. User Agency shall ensure that no other proposal in the division, for which Stage-I has already been granted in the past, is still pending for compliance of conditions of Stage-I approval. An Undertaking to this effect that "no such proposal for compliance of conditions of Stage-I approval is pending with this division" be submitted. Compliance of the same will be mandatory for the final clearance of this proposal by this office.

अप मुख्य इंजी./नि./रियामी

Dy. Chief Engineer/Const./Reasi

यू एस.वी.आर.एल.परि./ उ.रे./जम्म

यू एस.वी.आर.एल.परि./अ.र./Jammu
U.S.B.R.L. Project/N.R./Jammu

- (B) Conditions which need to be strictly complied on field after handing over of forest land to the user agency by the UT Forest Department but the compliance in form of undertaking shall be submitted prior to Stage-II approval.
  - Legal status of forest land will remain unchanged.
  - Efforts should be made to fell minimum number of trees and in any case, not more than 387 trees (Ramban), 51 Trees & 34 U/s Poles (Mahore) will be felled.
  - iii. The UT Government shall upload the KML files of the degraded forest area accepted for raising compensatory afforestation in the E- Green watch portal of FSI, before handing over of forest land to the user agency.
  - iv. The acquired 03 dumping sites (01 in forest land and 02 in revenue land) should be prepared appropriately before start of dumping to prevent downhill slide of muck.
  - Angle of repose of muck should be maintained between 30° to 40°
  - vi. Long slope should be intercepted to several short ones with help of berms/terraces/benches;...
  - Dumping sites which have attained full capacity should be rehabilitated with local grass, trees and shrubs.
  - viii. The trees should be felled under strict supervision of the UT Forest Department;
  - ix. The CEO, Stage CAMPA Authority shall ensure release of funds under CAMPA to the DFO for raising CA plantation as per CA scheme approved by this office;.
  - x. The DFO shall ensure taking up CA plantation at approved CA sites and shall not after the approved sites without obtaining the permission of the competent authority;.
  - xi. The CA will be carried out over 13.12 ha (Ramban Division) and 5.7 ha (Mahore Division) on forest land as per the CA scheme and the funds will be provided by the user agency. The plantation will be done within one year from the date of issue of the approval.
  - xii. The forest land will not be used for any other purpose than that mentioned in the proposal.
  - xiii. The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department, or person without approval of the Central Government;.
  - xiv. The layout plan of the proposal shall not be changed without the prior approval of the Central Government;.
  - xv. No damage will be done to the adjoining forest land;.
  - xvi. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental(Protection) Act, 1986, if applicable;.
  - xvii. The user agency shall pay additional amount of NPV as and when increased on the order of Hon'ble supreme Court;.

Dy. Chief Engineer/Const./ A. Jammu

Dy. Chief Engineer/Const./ A. Jammu

U.S.B.R.L. Project/N.R. Jammu

U.S.B.R.L. Project/N.R. Jammu

The User Agency shall provide firewood preferably alternate fuels to the XVIII. labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas;.

Any other condition that this Integrated Regional Office may stipulate, from xix. time to time, in the interest of conservation, protection and development of

forests & wildlife:.

It will be the responsibility of the UT Government/User Agency to obtain all XX. other prior approvals/clearances under all other relevant Acts/Rules/ Court's Rulings/instructions, etc., including environmental clearance, as applicable to this proposal;.

Place Rober

Date 25-8-209

Signature of User Agency

Office Seal रियासी Dy. Chief Engineer/Const./Reasi यू एस.बी.आए.एल.परि./ उ.रे./जम्मू U.S.B.R.L. Project/N.R./Jammu Full Title of the Project: Construction of Main Approach Road from Tunnel T14 P1 to Tunnel T14 Adit (USBRL Project).

File No. FP/JK/ROAD/144002/2021. Date of Proposal: 29 June 2021.

#### Undertaking

Ref:-

- 1). MoEF IRO Jammu No. 9-JKC-066/2021-Jammu Dated;-13-08-2021.
- 2). PCCF J&K Office No. PCCF/FCA/3087/1896-1900, Dated: 14-08-2021.

I/We, Deputy Chief Engineer, Northern Railway, Reasi, hereby undertakes that no other proposal in the division, for which Stage-I has already been granted in the past is still pending for compliances of the compliances of the conditions of the Stage-I approval.

Place Reus;
Date 25-8-21

Signature of User Agency
Office Seal Rand चप गुरुष इजा. / भा. / भागा Dy. Chief Engineer (Const. Reasi पुरस.की.आर.एल. पुर. / ज.से. / जम्मू U.S.B.R.L. Project/N.R./Jammu U.S.B.R.L.



## GOVERNMENT OF JAMMU AND KASHMIR (UT)

# OFFICE OF THE DIVISIONAL FOREST OFFICER, MAHORE FOREST DIVISION, HQ DHARMARI



(Email - dfornahore@gmail.com)

The Conservator of Forests, West Circle, Rajouri

No: DFO/MFD/ 576-79

Dated 02/06/2022

Sub: Diversion of 8.83 Ha of forest land for construction of main approach road from tunnel T14 P1 to tunnel T14 Adit (USBRL Project) District Reasi and Ramban UT of Jammu & Kashmir (FP/JK/Road/144002/2021) regarding compliance of stage-I.

Sir,

With respect to the subject cited above, it is to submit that in principal approval for construction of "main approach road from tunnel T14 P1 to tunnel T14 Adit (USBRL Project) District Reasi and Ramban UT of Jammu & Kashmir (FP/JK/Road/144002/2021)" has been granted by MoEF IRO Jammu vide file No. 09-JKC-066/2021-Jammu dated 13.08.2021. The details of the compliance by the user agency and DFO is as under:

S.	Terms and condition as per stage-I clearance	Compliance	Compliance report
No.	Cost of compensatory afforestation as per CA scheme may be realized from the user agency;	User agency	The amount of Rs. 104.44925 lacs (71.88825 lacs Ramban Forest Division & 32.561 lacs Mahore Forest Division) has been deposited by the user agency through e-portal <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> vide transaction ID SBIN521286878906.
2	Net Present Value (NPV) of the forest land being diverted for non-forestry purpose may be realized from the user agency, as per Ministry's directions issued vide letters  No. 5-3/2007-FC dated 5th February 2009 and Hon'ble Supreme Court of India's  Order dated 30th October 2002, 28th March, 2008, 24th April, 2008 and 9th May 2008;	agency	The NPV has been realized from the user agency as per Ministry 's directions issued vide letters No: 5-3/2007-FC dated 05.02.2022 and Hon'ble Supreme Court of India's order dated 30.10.2002, 28.03.2008, 24.04.2008 & 09.05.2008.
3	As per the orders of the Government of India vide letter No. 5-2/2010-CAMPA 24.06.2011, the Net Present Value (NPV) of the forest land and all other CA levies shall be deposited through web portal of Ministry of Environment, Forest and Climate Change www.parivesh.nic.in;		The Net Present Value (NPV) of the forest land and all other CA levies has been deposited by the User Agency through e-portal <a href="https://pariyesh.nic.in/">https://pariyesh.nic.in/</a> vide transaction ID SBIN521286878906.
4	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 only. Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance;	User agency	Same as point No. 03
5	The Divisional Forest Officer shall furnish undertaking that the approved CA site(s) will not be	DFO	The undertaking is enclosed

	changed without the approval of competent authority;		
6	The CEO State CAMPA shall furnish undertaking that the funds under State CAMPA will be released to Divisional Forest Officer as per approved CA scheme;	CAMPA	Pertains to CEO CAMPA
7	User Agency shall ensure that no other proposal in the division, for which Stage-I has already been granted in the past, is still pending for compliance of conditions of Stage-I approval. An Undertaking to this effect that "no such proposal for compliance of conditions of Stage-I approval is pending with this division" be submitted.  Compliance of the same will be mandatory for the final clearance of this proposal by		The undertaking is enclosed
8	Legal status of the forest land will remain	User agency	Agreed by the User Agency. The
9	Efforts should be made to fell minimum number of trees and in any case, not more than 387 trees (Ramban), 51 Trees & 34 U/s Poles (Mahore) will be felled;		Agreed by the User Agency. The undertaking is enclosed
10	FRA certificate from competent authority to be submitted	User agency	The FRA certificate has been issued by the DC Reasi vide his No: DC/Rsi/20-21/1908-10/SQ dated 17.02.2021. (Copy enclosed)
11	The UT Government shall upload the KML files of the degraded forest area accepted for raising compensatory afforestation in the E- Green watch portal of FSI, before handing over of forest land to the user agency;		The KML files of the degraded forest area accepted for raising compensatory afforestation has been uploaded on the E-Green watch portal.
12	The acquired 03 dumping sites (01 in forest land and 02 in revenue land) should be prepared appropriately before start of dumping to prevent downhill slide of muck;		No dumping site is located in Mahore Forest Division.
13	Angle of repose of muck should be maintained between 300 to 400	User agency	Agreed by the User Agency. The undertaking is enclosed
14	Long slope should be intercepted to several short ones with help of berms/terraces/benches	User agency	Agreed by the User Agency. The undertaking is enclosed
15	Dumping sites which have attained full capacity should be rehabilitated with local grass, trees and shrubs; The trees should be felled under strict supervision of the UT Forest Department	DFO & User agency	Agreed by the User Agency/DFO. The undertaking is enclosed. The muck dumping plan by engineering and Biological measures have been prepared.
16	The CEO, State CAMPA Authority shall ensure release of funds under CAMPA to the DFO for raising CA plantation as per CA scheme approved by this office;	CEO	Pertains to CEO CAMPA
17	The DFO shall ensure taking up CA plantations at approved CA sites and shall not after the approved sites without obtaining the permission of the competent authority;	DFO	Agreed by the User Agency/DFO. The undertaking is enclosed
18		DFO & User agency	Agreed by the User Agency/DFO. The undertaking is enclosed

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19	The forest land will		
20	The forest land will not be used for any other purpose than that mentioned in the proposal;  The forest land proposed to it.	User agency	Agreed by the User Agency. The undertaking is enclosed
	no circumstances be transferred to any other agency, department, or person without approval of the Central Government:		Agreed by the User Agency. The undertaking is enclosed
21	The layout plan of the proposal shall not be changed without the prior approval of the Central Government;	User agency	Agreed by the User Agency. The undertaking is enclosed
22	No damage will be done to the adjoining forest land	User agency	Agreed by the User Agency. The undertaking is enclosed
23	User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable; xvii. The user agency shall pay additional amount of NPV as and when increased on the order of Hon'ble Supreme Court;	User agency	Agreed by the User Agency. The undertaking is enclosed
24	The User Agency shall provide firewood 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;	User agency	Agreed by the User Agency. The undertaking is enclosed

Hence submitted for information and kind perusal at your end please.

Mohinder Singh (SFS) Divisional Forest Officer Mahore Forest Division Dharmari

Copy submitted for kind information to:

The Addl. Pr. Chief Conservator of Forests, Jammu.

2. The APCCF/Nodal Officer, FCA O/o PCCF (HoFF) J&K Jammu.

Copy for information and necessary action to the:

Sh. Subash Chander Dy. Chief Engineer Northern Railway Geeta Nagar Reasi 1/8/2311

2. Range Officer, Mahore for information and necessary action.

Mohinder Singh (SFS) Divisional Forest Officer Mahore Forest Division

Dharmari

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## UNDERTAKING

- I, Divisional Forest Officer Mahore, undertakes and affirms as under:-
- 1. The approved site of Compensatory Afforestation in Compartment No. 102/Ar of proposal main approach road from tunnel T14 P1 to tunnel T14 adit (USBRL Project) District Reasi and Ramban UT of Jammu & Kashmir (FP/JK/Road/144002/2021) in Mahore Range of Mahore Forest Division will not be changed without the approval of the competent authority.
- 2. This office will not issue temporary working permission of proposal for main approach road from tunnel T14 P1 to tunnel T14 adit (USBRL Project) District Reasi and Ramban UT of Jammu & Kashmir (FP/JK/Road/144002/2021) until entire compensatory levies are deposited by the User Agency and will be confirmed online on Ministry's web portal (in case of linear projects).
- 3. The tree shall be felled under strict supervision of the forest Division Mahore.
- 4. The CA plantations shall be done at approved CA sites and shall not alter the approved sites without obtaining the permission of the competent authority.
- 5. The CA shall be carried out over 5.70 ha (Mahore Range Mahore Forest Division) on forest land as per the CA scheme. The plantation will be done within one year from the date of issue of the approval, subject to release of funds and approval by the Steering Committee.

Mohinder Sing (SFS)

Divisional Forest Officer

Mahore Forest Division

Dharmari



#### Northern Railway (Construction Organization)

Office of the Dy. Chief Engineer(Con.) Reasl (J&K)

No.Dy CE/C/Reasi/Land Indent /App. Rd./T-14P1 to Adit.

Dated: - 18.10.2021

Divisional Forest Officer, Mahore Forest Division, Dharmari, Reasi, (J&K).

Sub

: Diversion of 8.81ha of Forest land for Construction of Main Approach Road from Tunnel T14 P1 to Tunnel T14 Adit (USBRL Project), District Reasl and Ramban, UT of Jammu and Kashmir.

Ref

- 1). Your office letter no. DFO/MFD/1044-46, Dated 17.08.2021, (Copy enclosed).
- Regional Officer, IRO, MoEF & CC, Jammu letter no. 9-JKC-066/2021-Jammu Dated ;-13-08-2021, PCCF J&K Office No. PCCF/FCA/3087/1896-1900, Dated:- 14-08-2021.
- 3). Copy of the UTR No. SBIN 521286878906, Dated: 13-10-2021, (Copy enclosed).
- Copy of the FAR Certificate issued by DC/Reasi, no. DC/Rsi/20-21/1908-10/SQ, Dated: 17-02-2021, (Copy enclosed).
- 5). Copy of the Undertaking to comply with other terms and conditions, (Copy enclosed).

Sir,

On above subject and references, the in-principal approval of proposal no. FP/JK/ROAD/144002/2021 for Diversion of 8.81ha of Forest land for Construction of Main Approach Road from Tunnel T14 P1 to Tunnel T14 Adit (USBRL Project), District Reasi and Ramban, UT of Jammu and Kashmir has already been granted vide ref. (2) above. The undernoted desired actions have been taken detail as per below:-

- The cost of NPV, CA and additional CA for above proposal has been deposited before J AND K CAMPA vide UTR No. SBIN 521286878906, Dated: 13-10-2021, amounting to Rs. 1, 04, 44, 925/- vide ref. (3) above.
- Original Copy of settlement of right under provisions of the Schedule Tribes and other Traditional Forest Dwellers (Recognition of Forest Right) Act, 2006 has been enclosed vide ref. (4) above.
- Copy of the Undertaking to comply with other terms and conditions, of the Stage-I approval enclosed vide ref. (5) above.
- 4. Copy of the Undertaking that no other proposal in the division, for which Stage-1 has already been granted in the past is still pending for compliances of the compliances of the conditions of the Stage-I approval is also enclosed vide ref. (5) above.

In view of above, you are requested to give the permission to commence the work.

An early and strict action in this matter is highly solicited.

A: As above.

Yours truly.

(Subhash Chandra)

अविशासी इंजी/निर्माण

Executive Engineer/Constructio युव्पराव्यीक्वारवप्सवपरिव/एवरेवरिया U.S.B.R.L. Project/N/Rly/Reasi

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# Government of Jammu & Kashmir OFFICE OF THE DISTRICT COLLECTOR (DEPUTY COMMISSIONER) REASI Mini Secretariat, District Administrative Complex, Reasi-182311 (J&K) India

Fax.No.01991-245586, Ph.No.01991-245587(Clf.), Email: dcreasi@gmail.com

# TO WHOM IT MAY CONCERN

Sub: Construction of approach road from T-14 P1 to Adit T14 with one dumping yard at village Sawalakote, Tehsil Arnas, on USBRL Project- regarding issuance of Forest Rights Act (FRA) Certificate.

In compliance with the Ministry of Environment and Forests (MoEF), Government of India's letter No.11-9/98-FC (pt) dated 3rd August 2009 wherein the MoEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 ('FRA', for short) on the forest land proposed to be diverted for non-forest purposes read with MoEF's letter dated 5th February 2013 wherein McEF issued certain exemption/relaxation in respect of linear projects, it is certified that 28500 sqm of forest land is proposed to be diverted in favour of Northern Railway, required for the Construction of approach road from T-14 P1 to Adit T14 with one dumping yard at village Sawalakote, Tehsil Arnas, on USBRL Project, in district Reasi.

## It is further certified that:

1

- (a) The complete process for identification and settlement of rights under the FRA has been carried out for the entire 28500 sqm of forest area proposed for road with one dumping yard. As per MoEF letter No.F. No. 11-9/98-FC(pt.), Dated: 5th Feb 2013 for linear projects like construction of roads, there is no requirement of resolution (meeting/consent) of Gram Sabha of that area for forest land, use of which is proposed to be diverted. Hence, no such records of all consultations and meetings of the Forest Rights Committee(s), Gram Sabha(s), Sub-Division Level Committee(s) and the District Level Committee are enclosed.
- (b) Divisional Forest Officer, Mahore, Forest Division Dharmari vide office No. DFO/MFD/2199-2200 dated 15-02-2021 has communicated that no recognized rights of Primitive Tribal Groups (PTG) and Pre Agricultural Communities (PAC) shall be affected in diversion of forest land for non forest use i.e. the Construction of approach road from T-14 P1 to Adit T14 with one dumping yard at village Sawalakote, Tehsil Arnas, on USBRL Project.

Contd.

Hence, Forest Rights Act certificate is issued for forest land measuring 28500 sqm required for above mentioned Northern Railways project.

No.DC/Rsi/20-21/1908-10/SQ Dated: 17.02.2021

Indu Kanwal Chib (KAS)

District Collector (Deputy Commissioner) Reasi

Copy to:-

1. Chief Engineer, Northern, Rly, Jammu for information.

2. Deputy Chief Engineer(Constr.), Northern. Rly. Reasi for kind information.

3. Divisional Forest Officer, Mahore/ Dharmari, for information.

chlosi land: to put in record. Mandelphin.

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Full Title of the Project: Construction of Main Approach Road from Tunnel T14 P1 to Tunnel T14 Adit (USBRL Project).

File No. FP/JK/ROAD/144002/2021. Date of Proposal: 29 June 2021.

Undertaking to comply with terms & conditions of Stage-I Approval. Sub:-

 MoEF IRO Jammu No. 9-JKC-066/2021-Jammu Dated ;-13-08-2021. Ref:-

2). PCCF J&K Office No. PCCF/FCA/3087/1896-1900, Dated:- 14-08-2021.

I/We, Deputy Chief Engineer, Northern Railway, Reasi, hereby undertakes that I/we comply with terms & conditions of Stage-I approval of above mentioned proposal.

## (A) Conditions which need to be complied prior to handing over of forest land by the UT Forest Department.

Cost of Compensatory afforestation as per CA scheme may be realized from i.

Net present Value (NPV) of the forest land being diverted for non-forestry purpose may be realized from the user agency, as per ministry's directions ii. issued vide letters No.5-3/2007-FC dated 5th February 2009 and Hon'ble Supreme Court of India's order dated 30th October 2002, 28 March;2008,24th April, 2008 and 9th May 2008.

As per the order of the Government of India vide letter No.5-2/2010-CAMPA 24.06.2011, the Net Present Value (NPV) of the forest land and all otter CA iff. levies shall be deposited through web portal of ministry of Environment

Forest and Climate Change www.parivesh.nic.in.

User agency should ensure that the compensatory levies (CA cost, NPV, etc.) are deposited through challan generated online on web portal and deposited iv. in appropriate bank only. Amount deposited through other mode will not be accepted as compliance of the stage-I clearance.

The Divisional Forest Officer shall furnish undertaking that the approved CA ٧.

site(s) will not be changed without the approval of competent authority.

The CEO State CAMPA shall furnish undertaking that the funds under State CAMPA will be released to Divisional Forest Officer as per approved CA vi. Scheme.

User Agency shall ensure that no other proposal in the division, for which Stage-I has already been granted in the past, is still pending for compliance of vii. conditions of Stage-I approval. An Undertaking to this effect that "no such . proposal for compliance of conditions of Stage-I approval is pending with this division" be submitted. Compliance of the same will be mandatory for the final clearance of this proposal by this office.

> 4. Fd. 4. STE. FH. MP. / VE. / VFE. U.S.B.R.L. Project/N.R.Jamma

- (B) Conditions which need to be strictly complied on field after handing over of forest land to the user agency by the UT Forest Department but the compliance in form of undertaking shall be submitted prior to Stage-II approval.
  - Legal status of forest land will remain unchanged.
  - Efforts should be made to fell minimum number of trees and in any case, not īi. more than 387 trees (Ramban), 51 Trees & 34 U/s Poles (Mahore) will be felled.
  - The UT Government shall upload the KML files of the degraded forest area iii. accepted for raising compensatory afforestation in the E- Green watch portal of FSI, before handing over of forest land to the user agency.
  - The acquired 03 dumping sites (01 in forest land and 02 in revenue land) should be prepared appropriately before start of dumping to prevent downhill īv.
  - slide of muck. Angle of repose of muck should be maintained between 30° to 40°
  - Long slope should be intercepted to several short ones with help of V. . Vi. berms/terraces/benches;...
  - Dumping sites which have attained full capacity should be rehabilitated with VII. local grass, trees and shrubs.
  - The trees should be felled under strict supervision of the UT Forest VIIL
  - The CEO, Stage CAMPA Authority shall ensure release of funds under CAMPA to the DFO for raising CA plantation as per CA scheme approved by ix. this office:.
  - The DFO shall ensure taking up CA plantation at approved CA sites and shall not after the approved sites without obtaining the permission of the competent X. authority,
  - The CA will be carried out over 13.12 ha (Ramban Division) and 5.7 ha (Mahore Division) on forest land as per the CA scheme and the funds will be Xİ. provided by the user agency. The plantation will be done within one year from the date of issue of the approval.
  - The forest land will not be used for any other purpose than that mentioned in XII. the proposal.
  - The forest land proposed to be diverted shall under no circumstances be XIII. transferred to any other agency, department, or person without approval of the Central Government:
  - The layout plan of the proposal shall not be changed without the prior-XIV. approval of the Central Government;.
  - No damage will be done to the adjoining forest land; XV.
  - User Agency shall obtain Environmental Clearance as per the provisions of XVi. the Environmental(Protection) Act, 1986, if applicable;.
  - The user agency shall pay additional amount of NPV as and when increased xvii. on the order of Hon'ble supreme Court;.

B.R.L. Projectin R. Hemma

The User Agency shall provide firewood preferably alternate fuels to the XVIII. labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas;.

Any other condition that this Integrated Regional Office may stipulate, from XIX. time to time, in the interest of conservation, protection and development of

forests & wildlife;.

It will be the responsibility of the UT Government/User Agency to obtain all XX. other prior approvals/clearances under all other relevant Acts/Rules/ Court's Rulings/instructions, etc., including environmental clearance, as applicable to this proposal;.

Signature of User Agency

उप मुख्य इंजी. निन्निरियासी Dy. Chief Engineer/Const./Reasi यू.एस.बी.आए.एल.परि./ उ.रे./जम्मू

U.S.B.R.L. Project/N.R./Jammu

Full Title of the Project: Construction of Main Approach Road from Tunnel T14 P1 to Tunnel T14 Adit (USBRL Project).

File No. FP/JK/ROAD/144002/2021. Date of Proposal: 29 June 2021.

#### Undertaking

Ref.-

- 1). MoEF IRO Jammu No. 9-JKC-066/2021-Jammu Dated;-13-08-2021.
- 2). PCCF J&K Office No. PCCF/FCA/3087/1896-1900, Detect:- 14-08-2021.

IWe, Deputy Chief Engineer, Northern Railway, Reasi, hereby undertakes that no other proposal in the division, for which Stage-I has already been granted in the past is still pending for compliances of the compliances of the conditions of the Stage-I approval.

Place Reas;..

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