

S.NO-22(I)
Government of India
Ministry of Environment, Forests & Climate Change
Northern Regional Office

(22)
Bays No.24-25,
Dakshin Marg Sector-31A,
Chandigarh-160030
Dated: August 16, 2017

F.No.: 9-HRB117/2016-CHA

To

The Addl. Chief Secretary (Forests),
Government of Haryana,
Department of Forests,
Haryana Civil Secretariat, Chandigarh

Sub: Diversion of 0.083 ha of forest land for development of 100 KV Chandimandir Mini Hydro Project on Jhajra, Kaushalya and Ghaggar River, under forest division Morni-Pinjore and District Panchkula, Haryana.

Ref: (i) PCCF Haryana's letters no. Admn-D-3-6758/1813 dated 01.09.2016 and Nodal Officer letter No. Admn-D-3-6758/882 dated 27.06.2017.
(ii) Minutes of the REC held on 14.12.2016.

Sir,

Please refer to the above cited letter and online proposal no. FP/HR/HYD/19010/2016 seeking prior approval of the Central Government for diversion of forest land for non-forestry purpose in accordance with section 2 of the Forest (Conservation) Act, 1980.

2. After careful examination of the proposal of the State Government and approval of the Ministry, **"in-principle" approval is hereby conveyed** for diversion of **0.083 hectares** of forest land for the above mentioned project subject to the following conditions:

- i) 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 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;
 - iii) 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 <http://forestsclearance.nic.in> or <http://efclearance.nic.in>.
3. The following conditions shall also be complied with after the final approval is accorded:
- i) Legal status of the forest land will remain unchanged;
 - ii) No tree will be removed in this case.
 - iii) The trees should be felled under strict supervision of the State Forest Department;
 - iv) The CA will be carried out over 0.166 ha forest land as per the 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 this letter.
 - v) The forest land will not be used for any other purpose than that mentioned in the proposal;
 - vi) 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;
 - vii) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
 - viii) No damage will be done to the adjoining forest land;
 - ix) No labour camp shall be established on the forest land;
 - x) The user agency shall pay additional amount of NPV as and when increased on the order of Hon'ble Supreme Court;
 - xi) User agency shall obtain the Environment Clearance as per the provision of the Environmental (Protection) Act, 1986, if required.
 - xii) The boundary of the forest land being diverted shall be demarcated on ground at the project cost, using four feet high RCC pillars, each pillar inscribed with the serial number, GPS coordinates, forward and backward bearings and distance from pillar to pillar etc.;

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- xiii) The User Agency shall ensure that because of this project, no damage is caused to the flora and the wildlife available in the area;
- xiv) The user agency will assist the State Government in conservation and preservation of flora and fauna of the area in accordance with the plan prepared by the Chief Wildlife Warden of the State.
- xv) Any other condition that this Regional Office may stipulate, from time to time, in the interest of conservation, protection and development of forests & wildlife;
- xvi) The User agency shall submit the annual self compliance report in respect of the above conditions to the State Government and to the concerned Regional Office of the Ministry regularly;
- xvii) It will be the responsibility of the State Government/User Agency to obtain all other prior approvals/clearances under all other relevant Acts/Rules/ Court's Rulings/instructions, etc., including environmental clearance, as applicable to this proposal

4. After receipt of the compliance report on fulfillment of the conditions under para-2 above, the proposal shall be considered for the final approval under Section-2 of the Forest (Conservation) Act, 1980. **The use of forest land will not be allowed till final approval is accorded and environmental clearance, if any applicable, is obtained.**

Yours faithfully,

(C.D. Singh)

Addl. Pr. Chief Conservator of Forests (Central)

Copy to:-

1. The ADGF (FC), Ministry of Environment, Forests and Climate Change, Paryavaran Bhawan, New Delhi.
2. The Pr. Chief Conservator of Forests, Haryana Forest Department, Van Bhawan, Sector-6, Panchkula, Haryana.
3. Nodal Officer-cum CF (FC), Government of Haryana, Forest Department, Sector-6, Van Bhawan, Panchkula, Haryana. 134009
4. The Divisional Forest Officer, Forest Division Morni Pinjore and District Panchkula, Haryana
5. M/s APG Constructions, # 338, Sector 10-A, Panchkula