



भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE
उत्तर क्षेत्रीय कार्यालय, चंडीगढ़ / Northern Regional Office, Chandigarh



File No: 9-HRB048/2020-CHA

Dated: 24.02.2021

To

Addl. Chief Secretary (Forests),
Government of Haryana
Haryana Civil Secretariat
Chandigarh. (fcforest@hry.nic.in)

Sub: Diversion of 36.23 ha (originally proposed 22.94 ha) of forest land in favour of Sub Divisional Officer, Water Services Sub Division, Irrigation and Water Resources Deptt., Dadupur for Parallel Lined Channel (PLC) project from RD 0 (Dadupur Head) to 68220 (Hamida Head), under forest division and District Yamunanagar, Haryana. (Online proposal FP/HR/ Canal/40972/2019)-regarding.

Ref: i) Pr. Chief Conservator of Forest letter no. Admn-D-3-9362/9168 dated 01.07.2020 & 31.12.2020
ii) Nodal Officer, Haryana letter no. Admn-D-3-9362/582 dated 15.12.2021
iii) Minutes of REC meeting held on 16.02.2021.

Sir,

Please refer to the above cited subject and letters 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 recommendation of the REC, in-principle approval is hereby conveyed for diversion of 36.23 hectares of forest land for the above mentioned project, subject to the following conditions:

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

- i) Additional Plantation scheme for stabilizing the outer shape of road and canal including:
 - a) Plantation on the outer slope of the service road
 - b) Gap filling with plantation of tall plants on right side of the canal be prepared and amount may be deposited in CAMPA account.
- ii) Cost of compensatory afforestation as per CA scheme may be realized from the user agency.
- iii) 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;

- iv) 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.
- v) 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.
- vi) **The Divisional Forest Officer shall furnish undertaking that the approved CA site(s) will not be changed without the approval of competent authority.**
- vii) **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.**
- viii) The user agency shall provide step ladder of one metre width at regular interval, say 1 (one) km on either side of lining of canal alternatively, to allow escape of wild animal fallen accidentally in the canal.
- ix) 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.
- x) Original copy of FRA certificate be uploaded/provided

(B) Conditions which need to be strictly complied on field after handing over of forest land to the user agency by the State Forest Department but the compliance in form of undertaking shall be submitted prior to Stage-II approval:

- i) Legal status of the forest land will remain unchanged;
- ii) Efforts should be made to fell minimum number of trees not to exceed 11,875 trees;
- iii) The trees should be felled under strict supervision of the State Forest Department;
- iv) 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;
- v) The DFO shall ensure taking up CA plantations at approved CA sites and shall not after
- vi) the approved sites without obtaining the permission of the competent authority;
- vii) The CA will be carried out over 36.23 ha on non-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;
- viii) The forest land will not be used for any other purpose than that mentioned in the proposal;

- ix) 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;
- x) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- xi) No damage will be done to the adjoining forest land;
- xii) User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable;
- xiii) The user agency shall pay additional amount of NPV as and when increased on the order of Hon'ble Supreme Court;
- xiv) 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;
- xv) The user agency shall provide step ladder of one metre width at regular interval, say 1 (one) km on either side of lining of canal alternatively, to allow escape of wild animal fallen accidentally in the canal.
- xvi) Any other condition that this Regional Office may stipulate, from time to time, in the interest of conservation, protection and development of forests & wildlife; and
- 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.

3. After receipt of the compliance report on fulfillment of the conditions under para-2, above, final approval order shall be given under Section-2 of the Forest (Conservation) Act, 1980. The use of forestland will not be allowed till final approval is accorded.

Yours faithfully,

Sd/-
(C.D. Singh)
Regional Officer,
IRO, MoEF&CC, Chandigarh

Copy to:-

1. The ADGF (FC), Ministry of Environment, Forests, Indira Paryavaran Bhawan, Jor Bagh, Aliganj, New Delhi. (www.adgfc-mef@nic.in)
2. The Pr. Chief Conservator of Forests (HoFF), Department of Forests, Government of Haryana, C-18, Van Bhawan, Sector-6, Panchkula, Haryana. (pccf-hry@nic.in)
3. The CCF-cum-Nodal Officer (FCA), Department of Forests, Government of Haryana , C-18, Van Bhawan, Sector-6, Panchkula, Haryana.(cffcpanchkula@gmail.com)
4. CEO, CAMPA O/o PCCF (HoFF), Department of Forests, Government of Haryana , C-18, Van Bhawan, Sector-6, Panchkula, Haryana.(haryanacampa@gmail.com)
5. The Divisional Forest Officer, Forest Division and District Yamunanagar, Haryana (dfo.ynr-hry@nic.in).
6. The Sub Divisional Officer, Water Services Sub Division, Irrigation and Water Resources Deptt., Dadupur (xendadupur@yahoo.com)