

Government of Punjab
Department of Forests & Wildlife Preservation
(Forest Branch)

No. -FCA/1980/106/2018/PB-28/900 - 06

Dated: 25-6-19

FP/PB/Road/30040/2017

To

✓ Principal Chief Conservator of Forests (HoFF),
Punjab, Forest Complex, Sector-68,
S.A.S. Nagar.

Subject: Diversion of 0.003742 ha. of forest land for access road to the Saw Mill Namely Sharma Saw Mill on Hoshiarpur-Dasuya road Km. 6-7 R/s Village Bassi Mudha under Forest Division and Distt. Hoshiarpur, Punjab.

Ref: Your U.O. No. 38 dated 29-5-19.

1. After careful examination of the proposal under General Approvals issued by Govt. of India vide letter No. F.No. **5-2/2017-FC** dated 28.03.2019, **"In-principle" approval** is hereby conveyed for diversion of **0.003742** ha of forest land for the above mentioned project subject to the following conditions:

- i) Cost of compensatory afforestation as per forest area's CA scheme may be realized from the user agency.
- ii) Cost of Penal compensatory afforestation as per forest area's Penal 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) Penalty for violation as per Govt of India, Ministry of Environment, Forest and Climate Change, Indira Paryavaran Bhawan, Aliganj, Jorbagh road, New Delhi's letter No. F.No. 11-42/2017-FC dated 29.01.2018 may be realized from the user agency.
- v) The user agency shall deposit payment of NPV of the forest land and all other CA levies only on MoEF & CC web portal <http://:forestsclearance.nic.in> or <http://:efclearance.nic.in>.
- vi) Cost of equivalent non-forest land as per State Govt. Policy may be realized from the user agency.

- vii) Here it is pertinent to mention that Election Commission of India vide its letter No. 437/PB-HP/2019/NS-1 dated 16.4.2019 has conveyed no objection to the proposals made therein subject to the condition that no publicity should be given and no political mileage shall be taken by anyone.

2. The following conditions shall also be complied with after according final approval:

- i) Legal status of the diverted forest land shall remain unchanged;
- ii) No tree/pole/plants will be affected in this case.
- iii) The forest land shall not be used for any purpose other than that specified in the proposal and shall under no circumstances, be transferred to anyone without prior approval of the Central/State Government.
- iv) The User Agency shall ensure, no damage is caused to the wildlife available in the area during or after execution of this project.
- v) 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, forward and back bearing and distance from pillar to pillar.
- vi) The User Agency shall provide firewood preferably alternate fuels to the laborers and the staff working at the site so as to avoid any damage and pressure on the nearby forest area.
- vii) The User Agency shall obtain the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if required.
- viii) As recommended by the Geologist and Task Force, the required soil conservation measures should be taken up by the user agency for which fund should be provided as per the current rate of works.
- ix) Muck disposal should be taken up as per the scheme approved by the Forest Department.
- x) No labour camp shall be established on the forest land.
- xi) The User agency shall submit the annual self-compliance report in respect of the above conditions to the State Government.
- xii) The user agency in consultation with the State Government shall create and maintain alternate habitat/home for the avifauna, whose nesting trees are to be cleared in this project. Bird's nests artificially made out of eco-friendly material shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project.
- xiii) Any other condition that the Forest Department, Punjab may stipulate, from time to time, in the interest of conservation, protection and development of forests & wildlife.
- xiv) The user agency shall pay the additional amount of NPV as and when increased on the orders of the Hon'ble Supreme Court of India.
- xv) The User Agency and concerned Divisional Forest Officer shall ensure compliance to the provisions of all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project; and

3. 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 environment clearance, if any applicable, is obtained.**



Additional Secretary to Govt. of Punjab,
Department of Forests and Wildlife,
Preservation, Punjab.

Copy to:-

1. The IGP (FC), Ministry of Environment, Forests and Climate Change, Paryavaran Bhawan, Jorbagh, New Delhi.
2. Addl. Director General (Central), Government of India Ministry of Environment, Forests and Climate Change, Northern Regional Office, Bays No. 24-25, Dakshin Marg Sector-31-A, Chandigarh-160030.
3. Addl. PCCF (FC) cum Nodal Officer (FCA), O/o PCCF, Punjab
4. Conservator of Forests, North circle Hoshiarpur / Hoshiarpur w.r.t. DFO Hoshiarpur's letter No. 437 dated 27.04.201 and 3020 dated 27.02.2019..
5. Sh. Dinesh Sharma S/o Sh. Ruda Mall, Proprietor of Sharma Saw Mill, Village Bassi Mudha, Tehsil&Distt. Hoshiarpur.