

I/11777/2022



**भारत सरकार/GOVERNMENT OF INDIA**  
**एकीकृत क्षेत्रीय कार्यालय**  
**Integrated Regional Office**  
**पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय**  
**Ministry of Environment, Forest and Climate Change**  
**सी.जी.ओ. कॉम्प्लेक्स, शिवालिक खण्ड, लॉगवुड**  
**CGO Complex, ShivalikKhand, Longwood**  
**शिमला, हिमाचल प्रदेश-171001**  
**Shimla, Himachal Pradesh - 171001**



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Dated: 29.11.2022

सेवा में,

अतिरिक्त मुख्य सचिव (वन)  
 हिमाचल प्रदेश सरकार,  
 आर्म्सडेल बिल्डिंग, शिमला।  
**(Email:- forestsecy-hp@nic.in)**

**विषय: Diversion of 2.4957 ha. of forest land in favour of Bholenath Power Construction Company Pvt. Ltd. for the construction of 5.0 MW Pakhnoj-II SHEP within the jurisdiction of Kullu Forest Division, Distt. Kullu, H.P. (Online No. FP/HP/HYD/145089/2021).**

**संदर्भ:** Online Proposal No. FP/HP/HYD/145089/2021 uploaded by State Government on PARIVESH portal on dated 06.10.2022.

महोदय,

उपरोक्त विषय पर संदर्भित पत्र का आशय ग्रहण करते हुए सूचित करना है कि प्रस्ताव में निम्नलिखित कमियां पाई गयी है। अतः राज्य सरकार निम्न बिन्दुओं पर आवश्यक सूचनाएं प्रेषित करने का कष्ट करें, ताकि अग्रिम कार्यवाही सुनिश्चित की जा सके:-

1. All the components of the proposed project are not marked in distinct colours with legends in KML file. Therefore, all the components are required to be marked in KML file, Geo-referenced map, toposheet and Layout Plan in distinct colours along with legends.
2. It has been observed from KML file that diversion area is passing through agricultural fields/orchards and habitations. As per the information provided in Part-I, there is no non-forest/private land involved in the proposal. Therefore, State Government may clarify whether presence of agriculture fields/orchards and habitation seen in the proposed diversion area is encroachment on forest land? If yes, the clarification on following points may be provided:
  - i. The Action Taken Report against the encroachers as per Para 1.21 (i) and/ or (ii) of FCA Guidelines may submitted/ uploaded in the portal.
  - ii. Action taken by the State Government against the officials concerned for not being able to prevent the use of forest land for non-forestry purpose without prior approval of Govt. of India.
  - iii. State Govt. may provide the present status of the encroachment of forest land and accordingly column/table in Part-II, Para-11 may also be filled up.
3. 07 ecologically important trees are being affected in the project. Therefore, possibility to reduce the felling of trees to zero may be explored. Additionally, a list of trees which are to be retained and to be felled may be provided.
4. Techno Economic Clearance and Implementation Agreement is required to be provided and uploaded as well.
5. The State Govt. may submit NOC from Fisheries Department.

I/11777/2022

6. Revenue maps (*Tatima*) of Diversion area are required to be uploaded in Part-II.
7. The Power Evacuation Plan is not uploaded in Part-I. Same may be provided along with the detail of Transmission Line like RoW, transmission capacity, underground or overhead, length and width etc.
8. The proposed components of project are located in hilly terrain and huge amount of muck will be produced during excavation and construction of project components that may lead to erosion in the area. Therefore, State Govt. may provide details of the mitigation measures to be adopted to arrest the accelerated soil erosion/land slide during/after execution of project. Additionally, Soil and Moisture Conservation Plan along with detail cost of its implementation as per Ministry's directions dated 07.06.2022 may be submitted.
9. The length and width detail of proposed road is required to be submitted.
10. The FRA Certificate along with all prescribed annexures including copy of consultations and meeting with the Gram Sabha(s) and FRC(s) of concerned villages may be provided.
11. The State Govt. may clarify that what process being adopted to ensure that recommended capacity, size of the project and location of the extant project is commensurate with the carrying capacity confirming to the accepted Cumulative Impact Assessment of River Basin Study of Beas River.
12. As per MoEF&CC directions given on 13.05.2022 for all Hydel projects of Himachal Pradesh, following documents may be provided:
  - i. A detailed list of approved/existing/proposed projects in the landscape showing generation capacity, Evacuation detail, Transmission Plan along with impacts of these projects on the ecology of the area may be provided.
  - ii. A KML file and Geo-referenced map showing boundaries of nearest Protected Area and their Eco-Sensitive Zone and the distance of each of these HEP from nearest Protected Areas and their ESZ may be provided.
  - iii. Approved capacity of the river/rivulet in terms of Hydro-Electricity generation potential may be provided.
  - iv. The status of River Basin Study of Beas River along with carrying capacity of the Beas River in terms of power generation, how much is harnessed so far and how much is yet to be harnessed by the State may be provided.
13. Nodal Officer (FCA), HPFD may upload forwarding letter of the proposal in PARIVESH portal.
14. It has been mentioned in Part-II, Para-5, that "Proposed land is UPF Barsai-III and is not managed by the Working Plan". Therefore, status of diversion area whether it is a Waste Land notified as "Protected Forest" under HP Govt. notification, 1952 or notified as "Protected Forest" under IFA, 1927 and is in possession with HP Forest Department or not may be provided. If it is in possession with forest department, then comments regarding management of this forest land may be provided.
15. The status of Compensatory Afforestation area whether it is a Waste Land notified as "Protected Forest" under HP Govt. notification, 1952 or notified as "Protected Forest" under IFA, 1927 and is in possession with HP Forest Department or not may be provided.
16. In Part-II, 03 saplings and 04 trees are mentioned, however in list of trees document, 01 sapling and 06 trees are mentioned. Therefore, same may be reviewed and rectified.
17. All the dumping sites are proposed in forest land. Therefore, suitable non-forest land for dumping of muck may be explored. Additionally a list of trees in standing in dumping sites may be provided, if forest land is required for dumping sites.

I/11777/2022

यदि चाही गई सूचना पत्र जारी होने की तिथि के 60 दिनों के भीतर (अधिकतम 90 दिन) इस कार्यालय में प्राप्त नहीं हुई तो प्रस्ताव को निरस्त किया जा सकता है।

भवदीय,

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(सत्य प्रकाश नेगी)

क्षेत्रीय अधिकारी

प्रतिलिपि सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित:—

1. नोडल अधिकारी—सह—अतिरिक्त प्रधान मुख्य अरण्यपाल (एफ.सी.ए.), हिमाचल प्रदेश सरकार, वन विभाग, टालैंड, शिमला (E-mail: [nodalfcahp@yahoo.com](mailto:nodalfcahp@yahoo.com)).
2. वन मण्डल अधिकारी, कुल्लू वन मण्डल, जिला—कुल्लू, हिमाचल प्रदेश (E-mail: [dfokul-hp@nic.in](mailto:dfokul-hp@nic.in)).