

No/ 1540

H.P.Forest Department.

Dated Lahaul, the / 01/08/2023

From:-DCF Lahaul.

To:-C.F.Kullu.

Subject: -

Diversion of 6 hac. of forest land in favour of tribal development department Shimla for the Construction of Eklavya Model Residential School Lahaul at Kukumseri sub tehsil Udaipur , Distt. Lahaul Spiti, (HP).

Madam,

Kindly refer to IRO Office letter No FC/SW/HPC/01/2023 on dated 01/2023 on the subject cited above.


2

User Agency attended the shortcomings in the above

diversion case is furnished as under:-

S.N	Observation	Reply
1	As per the IRO observation in the instant proposal the total area required is 6 hac. Which is not according the prescribed norms as per para 11.11 of the handbook of FCA Act 1980(Guidelines and clarification). Therefore the instant proposal need to be reviewed in terms of ibid para.	As per reply of Project Officer, ITDP (User Agency) Vide Letter No. KLG-ITDP-EMRS/2018-945 Dated 31/07/2023 attached at Annexure-I detailed plan of the school has been submitted. It also mentions that the school is a residential school as well as a project of Ministry of Tribal Affairs, Govt of India. This is a project for welfare of tribal students in this district. Further, MoEF letter No. FC-11/179/2021-FC Dated 20 th June, 2023 exempts the criteria of 1.62 hac mentioned in Para 11.11 for schools in Himachal Pradesh. Hence, being a special project and through MoEF letter this condition may be relaxed for proposed diversion.

Encl:-As above


Deputy Conservator of Forest,
Lahaul Forest Division
at Keylong

संख्या:केएलजी-आईटीडीपी-ईएमआरएस/2018- 945 दिनांक
कार्यालय परियोजना अधिकारी, एकीकृत जनजातीय विकास परियोजना,
जिला लाहौल एवं स्पिति, स्थित केलंग।

Amey-T
Amey-I
31-07-2023

प्रेषित

वन मण्डलाधिकारी,
लाहौल वन मण्डल, केलंग।

विषय:-

Proceeding of the review meeting regarding Forest Conservation Act, 1980 Cases on dated 23.05.2023 under the Chairmanship of worthy Deputy Commissioner, Distt. Lahaul & Spiti at Keylong.

महोदय,

उपरोक्त विषय के सन्दर्भ में दिनांक 23.05.2023 को उपायुक्त महोदय लाहौल-स्पिति की अध्यक्षता में वन संरक्षण अधिनियम 1980 के मामलों की समीक्षा बैठक में चर्चा हुए कम संख्या 18 की कार्यवाही सूचना इस पत्र के साथ आगामी कार्यवाही हेतु प्रेषित है।

Sr. No.	Observation	Reply
1.	POITDP to furnish the case with detailed reply of observation.	The detailed is mentioned in justification report and Assistant Inspector General of Forest, Govt. of India, Ministry of Environment, Forest and Climate Change vide his letter no. FC-11/179/2021-FC dated 20 th June, 2023 vide which he decided that the proposals for the construction of heliports and Schools involving an area of more than 1.62 hectares shall be examined on case to case basis and processed by IRO Shimla, as per the extant rules and Guideliness. whoever, the same will be forwarded to the ministry with specific comments /recommendations for appropriate decision.

संलग्न:-01

भवदीय

RK
11/8/2023

11/8/23

परियोजना अधिकारी,
एकीकृत जन जातीय विकास परियोजना,
लाहौल स्थित केलंग।

Justification of 6 hac./15 Acres of forest land in favour of Tribal Development Department Shimla for the construction of Eklavya Model Residential School Lahaul at Kukumseri Sub- Tehsil Udaipur, Distt.LahaulSpiti, Himachal Pradesh.

Ref: Online Proposal No. FP/HP/SCH/149630/2021.

JUSTIFICATION FOR LOCATING THE PROJECT IN 6HAC./15 ACRES IN FOREST AREA.

State Govt. has allotted one Eklavya Model Residential School for District Lahaul-Spiti to be established in Lahaul at Kukumseri, Distt. Lahaul-Spiti (H.P.) under Ministry of Tribal Affairs, Govt. of India, within the jurisdiction of Forest Division Keylong, Distt. Lahaul- Spiti, Himachal Pradesh. The Joint Inspection Committee has examined all suitable proposed alternates and after keeping in view detailed parameters like barest land/minimum involvement of forest land, minimum trees getting affected, sitefeasibilities, ecologicaldisturbances, environmentfriendly, stability of strata, centrallocation, medicalfacilities, policestation, road connectivityand effectiveness of the proposed project etc. The Joint Inspection Committee approved the said proposalof 6 Hac. at Kukumseri in sub Tehsil Udaipur.

Whereas, the Eklavya Model Residential School is at par with JNV and entirely different from day schools of H.P. Govt. The facilities in the school shall be compliant to the provisions of the Right to Education Act, 2009 and however, facilities not limited to the following will be ensured:-

Sr. No.	Details
1.	School Building
a	Class Rooms (16 Class Rooms)
b	Laboratories (5 labs – Physics, Chemistry, Biology, Computer and Maths)
c	Teacher's common Rooms (two)
d	Library (One)
e	Office room (Principal & Support Staff) (two)
f	Adequate Toilets & Drinking water facility (four toilet blocks – five toilets in One
g	Recreation room with indoor sports facility
2	Hostel
a	Dormitories – Boys (Capacity of minimum240)
b	Dormitories – Girls (Capacity of minimum240)
c	Adequate bathrooms, toilets & drinking water facility (four bathroom/toilets blocks – five toilets in one blocks
d	Infirmery / sick room (two)
e	Office room & residence of hostel warden
f	Courtyard/verandah for washing and drying clothes
g	Visitors room
h	Reading / common room (two)
3	Dinning & Kitchen
a	Kitchen and pantry
b	Store room (two)
c	Dining room with proper seating facilities (two)
d	Hand wash / cleaning area

परियोजना संयोजक
प्रकीर्ण जनजातीय विकास परियोजना
कार्यालय स्थित, देहरादून

4	Staff Residences
a	Principal residence
b	Type III quarters (15)
c	Type II quarters (10)
d	Guest House
5	Common Facilities
c	Sports Facilities (Playground etc.)
d	Compound Wall, Entry Gates, Covered Paths, drainage – sewage, water tank etc.
	Circulation area @ 25% of total plinth area.
6	Other Essential facilities
a	Rainwater harvesting in all buildings, mosquito nets on foors and windows, lighting in common areas, solar water heating / lighting, landscaping of common all furnishings: School: Desk, Bench, Lab Equipment, Computers, Sports materials etc. Hostel: Individual Bed, Rack for storing personal Belongings, Study Table and Chair. Dining: Kitchen and dining Utensils. All other furnishings as required.

Hence, the observations made under prescribed norms in view of para 11.11 of the handbook of the forest (Conservation) Act, 1980 and forest Conservation Rules, 2003 (Guidelines and Clarification), that there is provision of only 4 acres or 1.62 hac. for construction of Government Schools in hilly areas, viz. EMRS Lahaul Needs to be considered EMRS being a Residential School, needs to be special considered as exemption for para 11.11. As per letter No. FC-11/179/2021-FC dated 20 June, 2023. Assistant Inspector General of Forests, Govt. of India, Ministry of Environment, Forest and Climate Change (Copy Attached).

Hence, the Eklavya Model Residential School campus will be constructed, as per EMRS guidelines of Ministry of Tribal Affairs, Government of India (MOTA), dated 13th November, 2020. The detailed requirements are given below:-

- (i) The school Shall serve as residential school catering to 700 Total strength including students and all staff.
- (ii) In an area that remains snow covered for six months.
- (iii) The school has opportunity to all schedule tribes in the HP state.
- (iv) There is no residential school in Lahaul Tehsil.
- (v) The area will have best atmosphere for education.
- (vi) For the entertainment of students a park, Swimming pool, cricket ground and Gym has to be developed.
- (vii) The School is located in Boarder Area, and for safety and security of the students, security posts has to be developed.

In view of above position, it is our humble request to enhance the limit from existing 4 acres to minimum 15 acres, for the welfare of the ST Students, by considering the essential requirement of 6 Hac. /15 Acres of land for the construction of Eklavya Model Residential School campus.

परियोजना अधिकारी
पुष्पकृत जनजातीय विकास परियोजना
लाहौल स्थित कलेक्टर

/46769/2023

Government of India
Ministry of Environment, Forest and Climate Change
(Forest Conservation Division)

Indira Paryavaran Bhawan,
Jor Bagh Road, Aliganj,
New Delhi: 1100 03,
Dated: 20 June, 2023

To,

The Regional Officer,
Integrated Regional Office(IRO), MoEF&CC,
Shimla.

Subject: Processing of proposals for construction of schools/heliports on forest land by Government of Himachal Pradesh - regarding.

Madam/Sir,

I am directed to refer to your letter No.FC/SW/HPB/08/2023 dated 03.04.2023 seeking clarification regarding diversion of forest land for the construction of Heliports. In this regard, the PCCF(HoFF) Himachal Pradesh vide his letter no. Ft. 48-66/2022(guidelines) (FCA) dated 6th June 2023 has submitted a justification for locating the Heliports in Forest areas. The PCCF(HoFF) HP vide another letter dated 06th June 2023 has also requested to allow the diversion of Forest Land for construction of Schools in relaxation of the limit of 1.62 hectare prescribed for the construction of schools in hilly areas in the Para 11.11 of the Handbook of guidelines dated 28.03.2019. It has been further mentioned that as per the availability, most of the land in Himachal Pradesh is forest land and the private land holdings are very less which are not even sufficient for livelihood of communities.

In this regard, the matter regarding construction of Heliports and the Schools involving an area of more than 1.62 ha in the State of Himachal Pradesh was examined in the Ministry and keeping in view the justification submitted by the State, there can be situations where the use of forest land for the construction of Heliports or Schools may be unavoidable. Therefore, it has been decided that the proposals for the construction of Heliports and Schools involving an area of more than 1.62 hectares shall be examined on case to case basis and processed by IRO Shimla as per the extant rules and guidelines, however, the same will be forwarded to the Ministry with specific comments/recommendations for appropriate decision.

Yours faithfully,


(Suneet Bhardwaj) 20/06/23

Assistant Inspector General of Forests

Copy to:

1. The Principal Secretary (Forests), Department of Forest and Environment, Government of Himachal Pradesh, Shimla.
2. The Principal Chief Conservation of Forests, Government of Himachal Pradesh.

FC-11/179/2021-FC

/46769/2023

Shimla.

3. The Nodal Officer(FCA), O/o the PCCF, Government of Himachal Pradesh, Shimla.
4. Monitoring Cell, FC Division, MoEF & CC, New Delhi.