

No.FCA/ 798 /
H.P. Forest Department.

Dated D/Shala, the/ 30/05/25 /

From: D.F.O. Dharamshala.

To: C.C.F. (T) Dharamshala.

Subject: Diversion of 2.9696 Ha. of forest land in favour of Municipal Corporation Dharamshala, District Kangra for the construction of Solid Waste Management Plant in Up Mohal Dharamshala, within the jurisdiction of Dharamshala Forest Division, Distt. Kangra, H.P. (Online no. FP/HP/Others/48483/2020).

Memo :

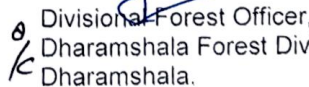
Kindly refer to the Observation raised by your office vide letter No. D-XIII-3(A)/S/3939 dated 15.09.2023 on the subject cited above.

2. The point wise reply to the observations furnish as under :-

Sr. No.	Observation	Reply / Clarification
1.	It appears from your above quoted letter that the violation has been carried out by Municipal Corporation before the submission of the proposal for diversion of forest land under FCA, 1980. In this regard, you are directed to refer to Handbook of FCA guidelines (MoEFCC, 2019), para 1.21 Expost facto approval and Penal provisions and submit your response as per these guidelines.	In this regard it is submitted that, as per documents submitted by the User Agency, the construction activities have been carried out during the year 1996 in 1.5717 ha of forest land. The Penal NPV Bill for 1.5717 ha of violated forest land has already been uploaded against the Additional Information Detail in Part II. Copy of the same is enclosed herewith.

It is therefore, requested that the necessary approval for the diversion of 2.9696 ha of forest land for the construction of above mentioned project may kindly be obtained from the Govt. of India under Forest (Conservation) Act, 1980 and conveyed to this office.

Encl: as above


Divisional Forest Officer,
Dharamshala Forest Division,
Dharamshala.

DIVERSION OF 2.9696 HA. OF FOREST LAND FOR CONSTRUCTION OF SOLID WASTE MANAGEMENT PLANT AT DHARAMSHALA, DISTRICT KANGRA (H.P.)

FILE NO.


FP/HP/Others/48483/2020

DATE OF PROPOSAL

23-08-2020

PENAL NPV FOR 1.5717 HA AREA VIOLATED FOR CONSTRUCTION OF SOLID WASTE MANAGEMENT PLANT AT DHARAMSHALA, DISTRICT KANGRA (H.P.)

Penal NPV for 1.5717 ha	1.5717 ha x Rs. 10,69,470/-	1680886
As per Notification of Govt. of India dated 29.01.2018 should be 5 times	Rs. 16,80,886/- x 5 Times	8404430
12 % Simple Interest	Rs. 84,04,430 x 12%	1008532
Simple Interest for 29 Years since year 1996	Rs. 10,08,532 x 29 years	29247428
Total Penal NPV and Interest	Rs. 84,04,430/- + Rs. 2,92,47,428/-	37651858
Incase Public Utility Project of the Govt. the Penalty shall be 20 % of the Penalty Imposed	Rs. 3,76,51,858 x 20 %	7530372
Total Penal NPV		7530372


Divisional Forest Officer
Dharamshala Forest Division
Dharamshala