

No. D-V/565/G/ 345
HP Forest Department

Dated Chamba, the 17/04/2023

From: Chief Conservator of Forests,
Chamba-176 310.

To: Nodal Officer-Cum-APCCF(FCA)
O/o Pr. CCF, H.P. Shimla.

Subject: Diversion of 4.75 ha. forest land in favour of HPPWD Division Salooni for construction of link road from Bhadela to Halan via Bhandrota (Km 0/0 to 8/300) within the jurisdiction of Churah Forest Division.

Memo:

Kindly refer to GOI, MOEF, Integrated Regional Office, Shimla letter No. FC/HPB/6/55/2021 dated 26.10.2022 on the subject cited above.

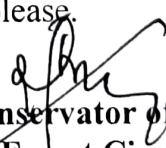
2. In this connection, it is submitted that the observations as raised by GoI, MOEF, IRO Shimla have been attended by the User Agency as well as DFO Churah, the point wise reply to the EDS as per the submissions of DFO Churah is furnished as under: -

S. No	EDS/Observations	Reply to EDS
1	(i) Regarding point no. 1, State Govt. has submitted that the proposal mentioned at Sr. 1 & 3 are added twice erroneously. However, there is no change in Part-I, Para B-1, Sr. no. 3. Therefore, State Govt. may delete the entry of the area figure mentioned at Sr. no. 3 and may revise the total area figure mentioned in column of Area proposed for diversion and Area diverted. (ii) State Govt. may submit the compliance report of Stage-I (In-principle) approval of the proposal No. FP/HP/Road/606/2010 and FP/HP/Road/25469/2017 immediately	(i) A request in this regard to your office has already been made by the user Agency vide his office letter no 12329-30 dated 24.11.2022, and submitted that the user agency is not able to make any changes in online Part-1 against Para-B-I (Copy uploaded on the portal). (ii) The compliance report of proposal No. FP/HP/Road 606-2010 is stand submitted IRO Shimla vide your office letter No. Ft.48/1923/2009 (FCA) dated 23.08.2022, (copy uploaded), whereas proposal No. FP/HP/ROAD/25469/2017 is now approved vide IRO Shimla office letter No: HB/HP/06/14/2020/FC-573 dated 18.11.2022. (Copy enclosed for ready reference).
2	In-respect of the reply submitted on the observation 3, State Govt. submitted that the forest (4.75 ha) and non-forest (0.48 ha) (private land) land has proposed for diversion and the same has been marked in the Line Plan. However, the Sale deed/Gift deed or Affidavit made by the private land owners in the	User has submitted that gift deed from some of the private owners have been taken and copies of the same have been uploaded on the portal. However, process for obtaining remaining gift deeds is in progress and will be obtained soon.

	favour of HPPWD has not been submitted with the proposal. Therefore, the same may be provided	However a written consent/NOC from all the private land owners has been taken which is also uploaded on the portal.
3	According to the observation 5, State Govt. submitted that no suitable non-forest land is available for muck dumping. However, reclamation plan for the same has not been submitted. Therefore, State Govt. may submit the reclamation plan of dumping sites proposed on forest land, duly authenticated by DFO.	Reclamation plan duly countersigned by DFO has been uploaded on the portal. The muck management plan has also been uploaded on the portal by the user agency in online Part-I.
4	Regarding point no. 6, it has been submitted that the strata of soil is quite stable and is not vulnerable to soil erosion. However, every care for soil erosion shall be considered by providing adequate protection work during the construction of the proposed road. But no action plan has provided by the State Govt. in this regard. Moreover, large numbers of trees of different species are being affected, which may cause accelerated soil erosion. Therefore, State Govt. may review and revise the proposal accordingly as per the recent directions of MoEF & CC vide letter dated 7.6.2022 and may submit the Soil and Moisture Conservation Plan along-with detail cost of its implementation in to account of CAMPA is required to be deposited along-with Stage-I approval. However, in cases where it is not possible for the State Govt. to submit the compliance due to delay in preparation of such plan, a lump sum amount of 0.5% of the project cost shall be realized from the User Agency and submitted along-with the Stage-I compliance. The deficit amount, as per the said plan, if any, from the money already realized to the tune of 0.5% of the project cost shall be deposited in CAMPA account prior to actual working on the forest area. An undertaking to this effect may also be submitted.	User agency has submitted an undertaking to pay the cost of implementation of Soil Moisture Conservation in lieu of this land diversion as per Plan/guidelines into account of CAMPA along with stage-I compliance as well as every care for soil erosion shall be considered by providing adequate protection work. Undertaking has been uploaded on the portal please.
5	In the State Govt. forwarding letter dated 19.9.2022, the length of the proposed road is mentioned 0/0 to 13/0 kms, however the proposal has been submitted for approval 0/0 to 8/300 km, which may needs to be reviewed and rectified.	Necessary correction in the subject/title has been made please.
6	134 trees of different species are being affected on the forest land proposed for diversion, However,	The details enumeration list of tree as per species, dia and class-wise has been

	species, dia and class-wise detailed enumeration list of trees has not been provided/uploaded in the file folder nor in the PARIVESH Portal. Therefore, the same may be provided/uploaded in this regard.	uploaded on the portal please.
7	An undertaking will be submitted by the concerned DFO in this effect that no plantation has been raised on the land proposed for CA under any scheme in the past.	Requisite certificate to this effect has been uploaded please.
8	State Govt. may upload the KML file of the proposed road in the tune of authenticated Line Plan on PARIVESH Portal.	The User Agency has uploaded the KML file of the proposed road in online part-1 against appropriate column.
9	The NPV rates has been revised by the Ministry vide letter dated 6.1.2022. Therefore, State Govt. may review and revise the NPV calculation accordingly and revised NPV calculation sheet may also be uploaded on PARIVESH Portal.	NPV bill as per revised guidelines has been uploaded on the portal please.
10	As per the direction of Hon'ble Supreme Court of India, there shall be no diversion of the forest lands allotted to a 'Protection Working Circle' in any Working Plan. However, Part-II, Para-5 shows that the forest land proposed for diversion falls under Protection Working Circle. Therefore, State Govt. may provide the comment in this regard	DFO Churah has submitted that the area of Churah Forest Division in the vicinity mostly proposed under protection working Circle in the working plan prepared of Sh. A.K. Gupta, IFS, which has been expired. However, revised working plan is under preparation please.
11	According to the proposal 4.75 ha forest area has been proposed for diversion. However, DSS analysis is calculating 1.69 ha. Therefore, the proposed forest area may needs to be reviewed and revised accordingly	Needful done. The revised KML file has also been uploaded in online Portal.

This is submitted for favour of information and necessary action please.


Chief Conservator of Forests,
Chamba Forest Circle, Chamba