

No.FCA/Sale/ 2/80
H.P. Forest Department,

Dated Rampur, the / 19/09/24 /

From: - CF. Rampur.

To: - APCCF-cum-Nodal Officer (FCA)
O/o Pr. CCF (HoFF) H.P. Shimla-1.

Subject:- Diversion of 1.8686 hac. of Forest land in favour of Technical Education Department for the C/o Govt. Polytechnic college at Dalash within the jurisdiction of Ani Forest Division. Distt.Kullu H.P

Memo:

Kindly refer to GoletterNo. FC/HPB/09/174/2022. dated 03/2024 on the subject cited above.

2. The reply to the observations as raised vide letter under reference is submitted as under

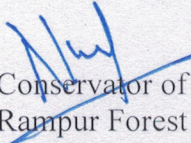
Sl.N o.	Observation	Reply/Compliance
1	In the KML residential components i.e boys and girls hostels are mentioned however same is required to mentioned in the component wise breakup. Since. as per Para 1.10 of Consolidated Guidelines and Clarifications on Van (SanrakshanEvanSamvardhan) Adhinyam, 1980 and Van (Sanrakshan Evan Samvardhan) Rules, 2023, MoEF&CC "Utilization of forest area for establishing industries, construction of residential colonies, institutes, rehabilitation of displaced persons, etc. are non-site-specific activities and cannot be considered on forest land as a rule. For that matter, no non-site specific proposal can be entertained for considering approval under the Van (SanrakshanEvanSamvardhan) Adhinyam, 1980".	The residential components i.e. Boys & Girls hostel has now been mentioned in the components wise breakup of forest land. It is also reiterated that all the alternatives to establish the project on non-forest land were explored, but in Himachal Pradesh, all waste land has been declared as forest land by state Govt. Notification of 1952. "As per the notification issued on 15th February, 1952 and it declared the promulgation of Chapter IV of the IFA on all Government forest land and Government owned wasteland and said that all those forests and wasteland were covered by this notification" Therefore no private land as well as non-forest land is available for this project. The certificate regarding non availability of Non Forest Land for construction of Govt. Polytechnic college at Dalash has already been issued by the Deputy Commissioner KulluDistt. Kullu Himachal Pradesh and uploaded as additional

		information at Sr No. 1 of Part-I.
2	In the KML file boys and girls hostel are proposed however same is not included in the component wise breakup. The component mention in the KML should be mentioned in the B-2.1 component wise breakup with correct area details.	The proposed boys & girls hostel has now been mentioned in the component wise breakup at Sr No. B-2.4 of Part-I as per the components mentioned in the KML file.
3	State Govt. may provide the copy of administrative and financial approval of the instant proposal duly authenticated by competent authority.	The User Agency has intimated that the financial and administrative approval of competent authority will be issued after receipt of final approval under FCA, 1980. However, Notification issued by Governor Himachal Pradesh for establishment of Govt. Polytechnic College Dalashvide notification No.ED(TE)A(1)2016 dated 08-09-2017 has been uploaded as additional information at Sr. No.22 of Part-I.
4	Since, proposal proposed on hilly terrain and involves felling of large No. of trees as well as per Site Inspection report of DFO, Steep slopes are needs to be protected. 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, the State Govt. may submit Soil and Moisture Conservation Plan as per para-1.22 (ii) of the Van (SanrakshanEvamSamvardhan) Adhiniyam, 1980.	The user agency has submitted an undertaking to the effect that during the construction of Polytechnic college, the effect of the land slide and soil erosion will be mitigated by providing necessary protection work i. e. Check wall, Check dams, wire crate work and cutting work will done in scientific manners. The plantation of various grass, beads and bushes will also be done (The undertaking has been uploaded as additional information at Sr. 24 of Part-I). The Soil and Moisture Conservation Plan has been prepared and uploaded as additional information at Sr. No 10 of Part-II.
5	State Govt. may provide the detailed and legible Scale Layout plan & structural design (length/width /height etc.) with detailed components in distinct colours with area proposed for each components in layout. Same shall be duly authenticated by DFO concerned.	The revised Layout plan of Govt. Polytechnic college Dalash has been prepared and uploaded as additional information at Sr. No.20 of Part-I.

6	DGPS map of the proposed Diversion area with all components, duly authenticated by DFO concerned is required to be submitted.	Revised DGPS map of proposed diversion area with all components of Govt. Polytechnic college Dalashhas been prepared and uploaded at Sr No. No. C(iv) of Part-I.
7	State Govt. shall provide the detailed and factual Joint Inspection Report (ISIR) by the concerned authority.	Joint Inspection Report has been uploaded at Sr. No K(a) of Part-I.
8	<p>In the Muck Management plan it is submitted that the generated muck would be dumped in the dumping sites. Moreover, as per undertaking it is submitted that the generated muck would be utilized in the leveling of the sites. However, as per the site Inspection report of the DFO, it is submitted that:</p> <ol style="list-style-type: none"> I. Ensure that no muck/debris is thrown /dumped on the forest land situated on the downhill side of the proposed side. The muck be dumped on the designated dumping sites only and its rolling down be stopped effectively. II. Before initiating the work the dumping sites are prepared by erecting protection walls to avoid rolling down of debris to the forest situated on the downhill side of proposed road. III. The excavation is carried out in scientific way to avoid rolling down of stone etc. IV. Therefore, State Govt/User Agency is required to justify the contradictory statement and also provide the details of muck dumping sited and muck management plan with undertaking to abide by the conditions as stated by DFO concerned. 	The User Agency has submitted that the muck will be generated during the construction of building and road of Govt. Polytechnic, Dalashwill be adjusted against the low level areas as back filling in the compound only. Copy of muck management plan and certificate has been uploaded as additional information at Sr. No. 15 of Part-I.

9	State Govt shall provide the detailed justification with facts for establishing the project site in the proposed forest land duly authenticated by DFO concerned at Sr. No. D, part-1 of Parivesh portal.	Detailed justification for establishing the project in the proposed forest land duly authenticated by DFO Anihias been uploaded as additional information at Sr. No. D of Part-I.
10	State Govt may provide the details of purpose wise and component wise khasra No for all the components in the forest land may be provided.	The details of purpose wise and component wise with Khasara No for all the components has been uploaded as additional information at Sr. No. 19 Part-I.
11	State Govt shall provide the complete tree enumeration/Abstract of tree details with khasra number and date of enumeration as filled in the SR. No-3(ii), part-II of PARIVESH.	The complete enumeration list /abstract of trees along with khasra No. and date of enumeration has now filled in the Sr. No-3(ii) of Part-II and also uploaded as additional information at Sr No. 9 of Part-II.
12	State Govt shall provide/upload the undertaking from IPH/HPSEB/HPTCL/HPPWD duly authenticated by competent authority.	The required NOC from HPPWD, IPH, HPSEB, has been uploaded as additional information at Sr.No. 16 of Part-I.
13	In the proposal no circulation area/opened area has been marked in the proposal. State Govt may clarify how much area is opened/circulated area. Also, provide the details of standing trees in this component.	The undertaking/certificate of circulation area/open area has been uploaded as additional information at Sr.No. 18 of Part-I.
14	State Govt is required to upload the legible copy of the recommendation of concerned CF in Sr. No-16, part-II.	The legible copy of recommendation on Part-III has been uploaded.
15	In State Secretary recommendation part, Sr. No-17, Part-II, recommendation of other proposal has been uploaded. State Govt shall provide the legible and correct letter of recommendation of State secretary.	Pertains to higher office .
16	Large number of trees and sapling (Total 142 no) including ecologically and economically important species of (Cedrus Deodara, Pinus Wallichiana) are proposed for felling. Therefore, possibility of reducing the numbers of trees to be affected may be explored or rationalization to be done in the layout of the proposal to reduce green felling	The undertaking regarding reducing the numbers of trees to be effected has been uploaded as additional information at Sr. No. 17 of Part-I .

	especially of Deodar and kail trees.	
17	State Govt shall provide the certificate of non-availably of NFL as per format in SCHEDULE-III from Chief Secretary for proposing DFL under special provision Para 2.2(iv) of Van (Sanrakshan Evan Samvardhan) Adhinyam, 1980 and Van(SanrakshanEvanSamvardhan) Rules, 2023, MOEF&CC.	The non-availability of Non-Forest Land certificate duly issued by the Deputy Commissioner Distt. Kullu Himachal Pradesh has been uploaded as additional information at Sr. No. 3 of Part-I.


Conservator of Forests,
Rampur Forest Circle, H.P.