

No. 728
H.P. Forest Department.

Dated Nahan, the 20/5/2024

From:

DFO Nahan.

To: Conservator of Forests,
Nahan Circle, Nahan.

Subject:-

Diversion of 31.72 ha of forest land in favour of Irrigation and Water Resourced Department Haryana Sinchai Bhawan, Sec-5, Panchkula, Haryana, for the construction of Adi Badri Dam on Somb Nadi within the jurisdiction of Nahan Forest Division, Distt. Sirmour, H.P.

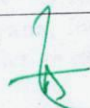
In context of the above cited subject some observations were raised by Regional Office of MoEFCC at Chandigarh vide letter no. FC/HPC/77/2023 dated 11.07.2023 and Point wise Reply to the observations is as under:-

Sr. No.	Observation	Reply
1	Under component-wise break up at B-2.4 of part I, PARIVESH Portal, the total has to be 31.72 ha and proposed dumping site and its area has to be included under component-wise breakup of the forest and non-forest area.	It is clarified that the land for dumping site is not part of 31.72 Ha forest land and neither falls in the jurisdiction of Himachal Pradesh. Separate 1.80 Ha non forest land has been identified for dumping site in Haryana. The details could not be update be included in the component-wise break up at B-2.4 of part I as same cannot be edited at the end of user agency. However the details have been updated in the Check List Serial Number-08 and same is hereby attached and same has been uploaded in additional information at serial no.31 in Parivash portal of Part-I by the user agency
2	All the components (residential colony, dumping site etc) of the proposed project are required to be marked in the KML file and layout plan.	All the components (residential colony, dumping site etc) of the proposed project has been marked in the KML file, SOI toposheet & layout plan and same has been uploaded on the portal by the user agency
3	As per para 9.2 of Handbook of FC 80 and Rules (Guidelines and Clarifications), 2019, a proposal for diversion of forest land for Irrigation/Hydro-electric projects shall invariably be accompanied by detailed CAT plan. Hence, CAT plan needs to be uploaded in Part I.	CAT plan is enclosed and same has been uploaded in additional information at serial no.30 in Parivash portal of Part-I by the user agency
4	As per details at SN B.2.3, under village-wise break up two villages, viz Matar and Bheron are involved in the project, butas per document uploaded at SN K(a) FRA certificate, proceedings of DLC, SDLC and FRC of only Matar village has been uploaded. Hence, complete compliance of FRA or an undertaking to submit the same before S-II including proceedings of Gram Sabha and FRC of Bheron village are required to be uploaded under SN K(a) of the PARIVESH portal.	Undertaking to submit the complete FRA before S-II including proceedings of Gram Sabha and FRC of Bheron village is enclosed and same has been uploaded in additional information at serial no.34 in Parivash portal of Part-I by the user agency.
5	Detailed Muck Management Plan clearly highlighting the generated muck, utilized muck, balanced muck with swell factor along with reclamation plan duly authenticated by DFO concerned needs to be uploaded.	Detailed Muck Management Plan clearly highlighting the generated muck, utilized muck, balanced muck with swell factor along with reclamation plan duly authenticated by DFO is enclosed and same has been uploaded in additional information at serial no.35 in Parivash portal of Part-I by the user agency

6	The polygon as shown in the KML file is not matching with the SOI toposheet. Clarification may be submitted.	It is submitted by the user agency that area has been marked manually on the SOI toposheet and due to very small scale exact marking is not possible. Therefore area marked in kml may please be treated as final diversion area.
7	The proposed diversion area is falling under MDF category as per DSS analysis. Therefore, same may be reviewed and accordingly density of vegetation in Part-II may be updated and the NPV calculation sheet may also be revised.	NPV Calculation has been done as per the standard procedure and same has been uploaded in additional information in Parivash portal Part-II (i.e. Revised NPV)
8	State Govt required to send clarification, if Environment clearance is applicable for the extant proposal or not? If yes then same may be provided.	Environment clearance is enclosed and same has been uploaded in additional information in Parivash portal Part-I at serial No.33
9	Since the extant proposal involves impounding of water, therefore, State Govt. may clarify, whether there is any type of displacement involved or not? If yes, details of R and R plan (Resettlement and rehabilitation) needs to be provided.	It is clarified by the user agency that there is no displacement involved in this project and hence R&R plan is not required.
10	Due to impounding of waters in the reservoirs, there may be possibility of road/transmission line being affected, the details of all road/transmission line, if any, which are likely to be submerged along with the NOC may be provided.	It is certified by the user agency that there is only shifting of 11KV HT lines is involved. HPSEBL, Nahan had demanded Rs. 36,73,203/- for this work. The amount has been deposited with the department. Detail enclosed.
11	Clarification may be uploaded, regarding from where the raw material for the instant dam construction shall be procured.	It is certified by the user agency that HIWRD has finalized the quarry site at village Jaitpur, Distt Yamunanagar (Haryana) for extraction of raw material for this project after due construction material survey. Construction material survey report of Central Soil and Material Research Station New Delhi is attached. Quantification of the quarry site has been done by GSI and report of the same is also enclosed. Case for reservation of minning site stands submitted to Govt.
12	The certificate from the DC, Nahan regarding non-availability of NFL is regarding Nahan Tehsil under Sirmour district. The provisions at 2.3 under Chapter 2 of the Handbook of FC 80 and Rules (Guidelines and Clarifications), 2019, are reproduced below: a) In case, non-forest land for CA is not available in the same district, it should be identified anywhere else in the concerned/State/Union Territory near to the site of diversion as far as possible, so as to minimize adverse impact on the microecology of the area. b) In exceptional cases where non-forest land for CA is not available in the same State/UT in which the diversion of forest land is proposed, land for CA can be identified in any other State/UTs, preferably in neighboring State/UTs. The corresponding amount for carrying out CA shall be deposited in the CAMPA account of the State/UT in which CA is proposed. Hence, it appears that due diligence regarding non-availability of NFL has not been done and the State Govt is required to explore all possibilities of finding NFL in the entire State and if NFL is not available in the State of HP, based on the fact that , the user agency is from the neighboring state of Haryana and providing NFL is the	NFL for CA has been identified by the user agency in Haryana. KML and DGPS map of the NFL along with report of concerned DFO is attached for ready reference. It is stated that adding of details of CA site in part-1 and part-2 has tried to upload on the Parivash Portal 1.0 but there is no option available to add the information pertaining to CA site located in Haryana State. The options available were only for Himachal Pradesh jurisdiction only However, the matter was also taken by the user agency with the technical team of parivash portal through online complaint (copy enclosed).

	responsibility of UA, UA is required to provide NFL either in HP or in exceptional circumstances in Haryana to compensate for loss of forest due to non-forestry use of forest.	
13	The specific recommendation of the CF uploaded currently appears to be just a forwarding letter. Hence, specific recommendation from the CF has to be submitted.	Relates to CF

This is for your kind information and further necessary action please.


 Divisional Forest Officer,
 Nahan Forest Division
Nahan Forest Division,
Nahan, K P.