



OFFICE OF THE DEPUTY CONSERVATOR OF FORESTS,
RAMPUR FOREST DIVISION, RAMPUR BUSHAHR,
HIMACHAL PRADESH FOREST DEPARTMENT
(E-mail:- dforampur@gmail.com Phone No. 01782-233107)



No. 8514
H.P. Forest Department.

Dated Rampur, the 24-3-23

From:- DCF Rampur.

To:- CCF (T) Rampur

Subject:

Diversion of 2.1532 ha of forest land (1.4612 ha for mining lease and safety zone, 0.3400 ha for approach road and 0.3520 ha for staking of raw material) for already established Stone Crusher at Pashada, P.O. Khaneri, Tehsil Rampur Bushahr, Distt. Shimla, Himachal Pradesh in the favour of M/s Bushahr Laghu Udyog, VPO Jhakri, Tehsil Rampur Bushahr, within the jurisdiction of Rampur Forest Division, Distt. Shimla, Himachal Pradesh. (Online Proposal No. FP/HP/MIN/34194/2018).

Memo:

Kindly refer to your Endst. No 1901 dated 18/06/2022 on the subject cited above.

2. In this context, it is submitted that the point wise reply to the observation raised vide your office letter under reference is furnished as under:-

Sr. No.	Observation	Reply
1.	The report of State Geologist provided by State Govt. has mentioned that the proposed project is a hill slope mining, where as the District Survey Report (DSR) is prepared only for river bed areas. Therefore, the State Govt. may provide clarification / justification/ documents on the following points:-	The District Survey Report (DSR) has been prepared for river bed areas and not for hill slope. But, the area of hill slope is also included and joint inspection report has been prepared for the hill slope also in which consent of the representatives of various department has been authenticated by them and also uploaded in the online Web Portal Part-I by user agency.
	i.) The capacity of production, the present level of average annual production, location of these pits and status of reclamation of forest land that are exhausted minerals and details of the existing mining lease in the State.	The proponent has applied for mining and ancillary works. The area as per approved "Mining Plan" have total Geological reserve of 136843 tones and mineable reserves of 130001 tones as shown in page no. 13 & 20 of the mining plan as annexed. The optimum production capacity is 28330 tones per year. However, the mining operations will only be initiated after the grant of 'Forest Clearance' for non-forest use. Environment clearance and mining lease agreement with the Himachal


		Pradesh Govt. The reclamation of mining area will be as provided in the 'Mining Plan' and as directed in the 'Environment clearance'. The pit position (year wise) for next five years of working is shown in Page No. 3 to 7 annexed with the Mining Plan. Attached as annexure-I and also uploaded in the online Web Portal Part-I by user agency.
	ii.)The details of all other mining leases for those particular materials with their capacity and average annual production and projected future requirements.	No other mining lease is held by the proponent, as such the information be treated as nil.
	iii.)State Govt. may provide the landscape map of approved/existing /proposed mining projects for hill slope mining especially within the administrative limit of district Shimla.	No such map is available with the State Govt. however list of leases in the State was provided earlier vide letter No. 1-10-2019. Further list of leases of Rampur Division is attached as annexure-II and also uploaded in the online Web Portal Part-I by user agency.
	iv.) State Govt. may confirm or provide comments whether the mining is being proposed in confirmation with the direction of the Hon'ble Supreme Court, Ministry Guidelines issued in 2018 and 2020 in this regard.	The State Govt. has approved the Mining Plan of the proposed area only after its satisfaction that it is in conformity with prevalent Mining Laws of Union of India and the State Govt. and directions of issued by the Hon'ble Supreme Court of India and other Courts and concerned Ministries of Central Government from time to time.
	v.) Justification/clarification regarding the adoption of the 14 mt. average width for approach road component.	The strip of 14 Mtrs. width for the road is proposed as the haulage mine road to the top of the mine to be constructed with safe gradient preferably with 1:14 gradient detail also given in point No. 7
2.	FRA Certificate submitted in the proposal is found incomplete. State Govt. may provide clarification/justifications/documents on the following points:-	An undertaking to provide the complete FRA certificate before Stage-II approval has been attached and uploaded on the portal and also uploaded in the online Web Portal Part-I by user agency.
	i.) In the proceeding of the District Level Committee (FRA) the proposal is considered for installation of Stone Crusher at Pashada, Tehsil Rampur, Distt. Shimla, but the extant proposal is for mining lease. Therefore, this needs to be reviewed and revised accordingly.	An undertaking to provide the complete FRA certificate before Stage-II approval has been attached and uploaded on the portal by the user agency.
	ii.) In the proceeding of the Sub-Divisional Level Committee (FRA) the proposal is recommended for forestry purpose' instead of 'non-forestry purpose' (which seems due to cutting of the page in the margin). Therefore, proper copy may be provided.	An undertaking to provide the complete FRA certificate before Stage-II approval has been attached and uploaded on the portal by the user agency.

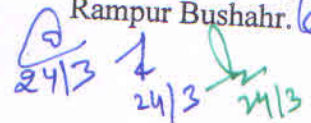
	iii.) The Forest Right Committee of Pashada village has recommended the proposal in the name of Kanagtu Devi, M/s Bushahr Laghu Udyog, 'Pashada, instead of recommending for the purpose of mining lease, This also needs to be reviewed and revised.	An undertaking to provide the complete FRA certificate before Stage-II approval has been attached and uploaded on the portal by the user agency.
	iv.) The Gram Sabha Committee, Pashada has recommended the proposal in the favour of Kanagtu Devi, M/s Bushahr Laghu Udyog, Pashada' for the 'construction of stone crusher' instead of mining lease'. But the extant proposal is for mining lease. Therefore, this needs to be reviewed and revised accordingly.	An undertaking to provide the complete FRA certificate before Stage-II approval has been attached and uploaded on the portal by the user agency.
	v.) A copy of records of all consultation and meetings of FRC(s) and Gram Sabha(s) of revenue village Pashada may also be provided.	An undertaking to provide the complete FRA certificate before Stage-II approval has been attached and uploaded on the portal.
3.	Gram Panchayat Racholi has issued the NoC meetings of FRC(s) and Gram Sabha(s) of revenue village Pashada, for the construction of stone crusher instead of mining lease. But the extant proposal is for mining lease. Therefore, this needs to be reviewed and revised accordingly.	The Gram Panchayat, Racholi has considered and issued NOC to M/s Bushahr Laghu Udyog, Vill. And P.O. Jakhri, Tehsil Rampur District Shimla for Mining area as well as crusher site as both being sister concerns and interdependent enterprises. Copy of NOC and proceeding of panchayat is annexed as VI.
4.	Environment Clearance (EC) is mandatory for the extant project. Therefore, State Govt. may provide the comments regarding update status of EC.	The case for Environment Clearance has been submitted its acknowledgement and is annexed as annexure-VII. The State Environment Impact Assessment Authority cannot issue Environment Clearance" until the land is released for non-forest use under FCA.
5.	In the tune of EC, State Govt, may provide the EMP for the project in this regard.	Environment Management plan is provided as part of approved Mining plan from pages 33 to 39 is also separately annexed as annexure-VIII.
6.	NPV rate has has been revised by MoEFF & CC vide letter dated 6.1.2022. State Govt. may review and revise the NPV calculation sheet as per latest NPV accordingly.	Copy of bill of NPV is enclosed and uploaded online Part-II.
7.	The average width of the approach road has been taken 14 mt, which is not acceptable. Therefore, State Govt. may review and revise the average width of the approach road in accordance with the PC Guideline and may provide/upload the revised Sol and Geo-referenced map accordingly, duly authenticated by DFO alongwith KML file on PARVIESH Portal. Further, the CA scheme, NPV calculation, CA land area revenue record etc. may also be reviewed and revised accordingly, It applicable	The strip of 14 Mtrs. width for the road is proposed as the haulage mine road to the top of the mine has to be constructed with safe gradient preferably with 1:14 gradients and width of 4 mtrs as depicted in the map annexed as annexure-IX.
8.	According to the approved Mining Plan, it is	The mining Area is just adjacent to the

	mentioned that the mining site in 200mts. away from the established stone crusher unit. However, in other documents viz. Plan for Transportation Justification for locating the project in forest land certificate and Joint inspection Report show that the proposed project is at a location of 100 and 107mt. respectively away from established stone crusher unit. Therefore, State Govt. may review and clarify the same.	Crusher site as shown in the map at annexure-VIII. The distance from actual mining benches varies by haulage road from bench to bench.
9.	KML file of the proposed project uploaded in Part-I, Para-c is found blank. Therefore, upload the KML file of the designated column of Part-I on PARIVESH Portal.	Corrected KML file has been uploaded in online Part-I by the user agency.
10.	Part-I Para E(ii) & (iii) does not seem correct. Needs to be rectified.	The necessary correction has been done by the user agency.
11.	In aerial distance certificate, it is mentioned that the proposed project is located about 15 km from Daranghati WLS, whereas in the State Govt. forwarding letter dated 18.6.2019, it is mentioned that the Rupri Bhaba WLS is the nearest and the aerial distance point of Bushahr Laghu Udyog is 7.5 km. However, DSS report shows that the DA is located at 8.34 km by aerial distance from the nearest Rupri Bhaba WLS. Since final ESZ notification of Rupri-Bhaba WLS is not yet notified, and hence proposed DA area is within default ESZ (i.e. 10 kms aerial distance of boundary of PA). Therefore, State Govt, may provide the comments of CWLW in this regard. Additional, State Govt, may submit Wildlife Management Plan along with detail cost of its implementation as per MoEF & CC letter dated 7.6.2022, if applicable.	The distance verification certificate issued by the DFO Wildlife, Sarahan District Shimla attached as annexure-X indicates the proposed area outside the Eco Sensitive Zone of Wildlife Sanctuary is also uploaded online portal by the user agency and undertaking in this regard is also uploaded on the web portal Part-II.
12.	As per the approved mining plan the proposed project is a hill slope mining and the mining activity in the hilly area may cause the possibility of nigh-risk of accident due to land slide soil erosion, Tying stones etc. Further, a seasonal Nallah is also showing on KML. Therefore, clarification may be provided about the mitigate measures to be adopted for stabilization/conservation of Nallah, top soil and mine wastes etc.	The mining lease area consists of quartzite rock which is hard (Hardness seven in the Moh'ss Scale of hardness) and is quite stable. Moreover, systematic and scientific mining proposed in the approved mining plan provides for 4x4 Mtrs. benches (4 meter height and 4 meter width), thus eventually the hill will have an angle of 40 degrees post mining. Also, as an abundant precaution retaining walls will be constructed wherever necessary.
13.	In Part-II. Para 8, it is mentioned that the area is not seriously eroded or is not much vulnerable to erosion, however Google image clearly shows that the adjoining area of the proposed site is under landslide. Therefore State Govt. may provide the comments regarding the mitigation measures to be adopted to arrest the accelerated soil erosion landslide during or after execution of the project. Additional State Govt. may submit Soil and Moisture Conservation Plan along with detail cost of its implementation as per MoEF & CC letter dated 7.6.2022.	As explained in point No.12 the rock in the mining lease area is quartzite rock which is hard, stable and least prone to slide due to systematic and scientific mining. Moreover, various mitigation measures will be adopted during and after execution of the project like, construction of R/Wall and B/Wall etc. Also, the cost of SMCP will be paid as per the guidelines i.e. 0.5% of the Total Project Cost as and when demanded by

		the forest department. The undertaking in this regard is also uploaded on the web portal Part-II.
14.	As per the approved Mining Plan. 4105 MT mine wastes will be generated during the five years mine work. This mine waste along with topo soil 2737 MT will be used to establish green belt in the lease area in order to reclaim the land as forest land. Therefore, Reclamation Plan for five years period in phase-wise systematic and scientific manner, if applicable may be provided.	The area will be reclaimed as per the mine closure plan of Mining Plan at Page No. 36 to 38 and plate/map 2 annexed with it as annexure-XI found uploaded online Part-I.
15.	State Govt. may submit a certificate regarding, non-availability of the same material/ore in the nearby non-forest area.	The certificate issued by the Deputy Commissioner Shimla is attached in the proposal folder at page No. 22 Checklist 8 as annexure-XII also found uploaded in the online Part-I.
16.	In the Mining Plan, it is mentioned that the raw mineral will be used for making angular grit in already established stone crusher unit in the name of M/s Mehta Stone Crusher. However, the title of the proposal shows that raw mineral will be used for making angular grit in already established stone	The same has been rectified and the corrected page has been attached with the proposal folder as annexure-XIII
17.	The proposed project is linked with another proposal (Proposal no. FP/HP/IND/35171/2018-for Stone Crusher) submitted to IRO. Shimla for renewal Therefore. State Govt. may provide the revised Layout Plan of the extant proposal clearly showing the components linking with the components of the proposal submitted for renewal (Stone Crusher) with distinct colour schemes duly authenticated by DFO. Further, working area for first five years' period may also be demarcated.	The renewal case for crusher site is dealt separately. However, the layout plan showing both the proposal is attached as annexure -XIV is found uploaded in online Part-I.

It is, therefore, requested that the case is forwarded online web portal for further transmission to the quarter concerned please.


Dy. Conservator of Forests,
Rampur Forest Division,
Rampur Bushahr.


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