

No./D-Blp Chanjyar to Kaloh/ 917
HP Forest Department

Dated Bilaspur, the 26/4/2023

From: D.F.O. Bilaspur (H.P.)

To: C.C.F. Bilaspur (H.P.)

Subject: Diversion of 0.3122 hectare of forest land in favour of HPPWD for the construction of link road from Chanjyar to Kaloh Km 0/00 to 2/690 within the jurisdiction of Bilaspur Forest Division.


Memo:- Kindly refer to your office letter No. D-VI-209(M)/4434 Dated 18.10.2022 on the subject cited above.

The point wise reply to the observations is raised by you vide your letter quoted above is furnished as under:-

Sr. No.	Observations	Answer
1	As violation has been reported in the extant proposal, therefore clarification/documents/ Justifications on the following point may be provided/ uploaded: i)The Action Taken Report against the violators as per Para 1.21 (i) and /or (ii) of FCA guidelines may submitted/ uploaded in the portal. ii) Action taken by the State Government against the officials concerned for not being able to prevent the use of forest land for non-forestry purpose without prior approval of Govt. of India. iii) State Govt. may provide the present status of the violation whether the work is continuing or halted.	As per user agency a road having length of approximately 590 meter with 3 meter width has been constructed long time ago by local Gram Panchayat and residences. As such there is no record available in this office about the action taken against violators. However as per Para 1.21(ii), Bill on a/c of Penal NPV has already been raised and placed in proposal folders
2	Layout Plan and KML file showing all the components (Forest land/Non-forest land/Violated part) with distinct colours duly authenticated by the concerned DFO is required to be submitted and the same shall be uploaded on the Parivesh portal as well.	The user agency has submitted revised layout plan in distinct colours duly counter signed by under signed which is uploaded online on part-I as well as enclosed herewith.
3	Layout plan showing chain age wise length and width of forest and non-forest land and dumping site with distinct colours may be provided/ uploaded.	The user agency has submitted revised layout plan showing chain-age wise length and width of forest, non-forest land and dumping site with distinct colours has been uploaded online on part-I.
4	Administrative approval of the proposed project is required to be submitted/ uploaded.	User agency has reported that the administrative approval will be submitted after Stage I approval along with the compliance report. They have applied for Administrative Approval to the Chief Engineer (HZ), Himachal Pradesh,(PWD), Hamirpur vide letter No. PWD/CE (HZ) WS-WA-III/link road Chanjyar to Kaloh /2021-9632-33 dated 22 October 2021. User agency has further certified that DPR has been initiated and same will be completed before the final approval in this regards undertaking of Administrative Approval been uploaded online against Additional Information Detail by the user agency.
5	Respective area of UPF and DPF shall be mentioned in Part-II. Needful in this regards may be done.	Needful has been done

6(i)	The dumpings sites has been proposed in forest land. Therefore, the State Govt. may explore non-forest land for dumping. If necessarily the dumping sites are to be proposed in the forest land, then the area involved in the dumping sites must be reduced. Accordingly, the proposal may be revised.	User agency has reported that no non-forest land is available in district Bilaspur as all government land over which government has proprietary rights has been classified as forest land vide notification no. Ft(a)-1/52 dated 15 January 1952 issued by the Secretary to Chief commissioner of the erstwhile chief commissioner's province. Also private land is available only enough for survival of land holders, so dumping site is not possible on the private land.
(ii)	The requirement of dumping sites at all already constructed road may be submitted.	The user agency has intimated that the cutting required in some reaches for widening an already constructed road because width of Proposed road (already constructed road) is jeepable standard i.e. 2 to 3 meters. So dumping site are required to adjust generated muck/material.
7	Separate enumeration list of trees standing at the dumping sites is required to submitted/ uploaded.	There are no trees standing over the dumping sites.
8	<p>i) As per DSS the distance of the proposed diversion area from Shree Naina Devi Ji is 18.73 Km, however, as per State Govt. the distance is 25 KM. the variation observed in distance may be clarified.</p> <p>ii) As per DSS, the nearest PA from porposed DA is Shree Naina Devi Ji WLS and Bandli WLS. Therefore, exact aerial distance of the proposed diversion area form the notified ESZ of above mentioned Pas may be provided.</p>	The distance of DA from Naina Devi Ji conservation Reserve is about 25KM.
9	CA Schems of 624 plants is required to be submitted.	Compensatory Afforestation in diversion cases of less than 1 ha. as per clause 3.2 (viii) of chapter 3 on "Compensatory Afforestation" of "Handbook of Forest (Conservation) Act, 1980 (with Amendments made in 1988) and Forest (Conservation) Rules, 2003 (with Amendments made in 2004) Guidelines & Clarification" by Govt. of India MoEF as approved by Pr. CCF (HoFF) vide letter Ft. 48-66/2016(FCA) dated 27.01.2017 has already been placed in proposal folders.
10	There is mismatch in polygon provided for CA in toposheet and Geo-referenced Map. Needful corrections in this regards may be done.	Needful has been done.
11	CA schems provided shall be as per format mentioned in Handbook of FCA Guidelines.	The CA scheme has been provided on the format as approved by Pr. CCF (HoFF) HP Shimla.
12	Legal status of CA land and Diversion area, whether it is forest land as per IFA 1927 under the control of State Forest Department or it is a waste land declared as protected forest under 1952 notification of HP Government, may be clarified.	As per approved working plan of this division, the proposed CA area is classified as UPF, which is under the control of Forest Deptt.
13	Muck Management Plan shall be countersigned by concerned DFO.	The user agency has submitted Muck management plan duly counter signed by the under signed and also uploaded online against additional information detail and is enclosed herewith.
14	As per DSS analysis, the proposed diversion area is falling under very Dense Forest. Therefore, the density of the Eco-Class V shall be revised from open to very dense	Density of vegetation is being calculation as per standard produce for which total No. of enumerated trees & diversion area is being considered as motioned in the NPV calculation. Even if non violated forest area (instead of diversion area) is

	forest and accordingly NPV/Penal NPV calculation bill shall be revised.	being considered for density calculation, the density comes out to be about 7% only as per calculation below which still comes in open forest category.												
<table border="1"> <thead> <tr> <th>Total mature trees</th> <th>Diverted area</th> <th>Violated area</th> <th>Non violated area (DA-violated area)</th> <th>Mature trees P/ha of Non violated area</th> <th>Density as per standard procedure (of Non violated area)</th> </tr> </thead> <tbody> <tr> <td>5</td> <td>0.3122</td> <td>0.1352</td> <td>0.177</td> <td>28.25</td> <td>0.07</td> </tr> </tbody> </table>	Total mature trees	Diverted area	Violated area	Non violated area (DA-violated area)	Mature trees P/ha of Non violated area	Density as per standard procedure (of Non violated area)	5	0.3122	0.1352	0.177	28.25	0.07	15 As per DSS the proposed CA area covering Moderate Dense Forest. Therefore, CA area may be revised and accordingly the documents related to is may also be revised.	The proposed CA area is infested with 100% lantana and overall crown density in the area is below 0.4 as such this area is fit for raising of CA as per guidelines. Certificate is enclosed herewith.
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5	0.3122	0.1352	0.177	28.25	0.07									
16	The proposed DA is 0.3122 ha while the calculated area for diversion as per DSS is 2.69 ha. Necessary rectification in KML file may be done.	Correction has been done in KML file by user agency.												


 Divisional Forest Officer,
 Bilaspur Forest Division,
 District Bilaspur, HP

