

No. D.VI-209(M)/ 829  
Himachal Pradesh Forest Department

Dated Bilaspur, the, 30/5/2023

From: CCF Bilaspur.

To: Nodal Officer -cum-APCCF (FCA)  
O/o Pr.CCF (HoFF)HP, Shimla.

Subject:-

Diversion of 0.3122 ha. of forest land for the c/o link road  
Chanjyar to Kaloh km. 0/00 to 2/690 with the jurisdiction of  
Bilaspur Forest Division, in Distt. Bilaspur, HP.

Sir,

on the subject cited above.

Kindly refer to Gov letter No. FC/HPB/06/141/2022 dated 10.10.2022

2.  
DFO Bilaspur is as under:-

The point-wise reply/information to the shortcomings as furnished by

Sr. No.	EDS/Observations	Reply to EDS
1	As violation has been reported in the extant proposal, therefore, clarification/ documents/ justifications on the following points may be provided/uploaded:- (i) The action taken report against the violators as per Para 1.21(i) & /or (ii) of FCA Guidelines may be submitted/ uploaded in the portal. (ii) Action taken by the State Govt. 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 and or halted.	As per user agency a road having length of approximately 590 mtr. with 3 mtr. width has been constructed long time ago by local Gram Panchayat and residents. As such there is no record available in his office about the action taken against violators. However, as per Para 1.21(ii), penal NPV Bill on account has already been raised & placed in the proposal folder at page-24B.
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 signed by DFO which is uploaded online in 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 in online 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 Oct, 2021. User agency has further certified that DPR has been initiated and same will be completed before the final approval in this regard undertaking of Administrative Approval has been uploaded online against additional information detail by the user agency.
5	Respective area of UPF & DPF shall be mentioned in Part-II. Needful in this regard may be done.	Needful has been done.
6	<p>(i) The dumping sites have 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.</p> <p>(ii) The requirement of dumping sites at all for an already constructed road may be submitted.</p>	<p>(i) User agency has reported that no Non Forest land is available in Distt. Bilaspur as all Govt. land over which Govt. has proprietary rights has been classified as Forest land vide Notification No. Ft.(a)-1/52 dated 15 Jan, 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 sites is not possible on the private land.</p> <p>(ii) The user agency has intimated that the cutting required in some reaches for widening of already constructed road because width of proposed road (already constructed road) is jeebable standard i.e. 2 to 3 mtrs. So dumping sites are required to adjust generated muck/material.</p>
7	Separate enumeration list of trees standing at the dumping sites is required to be submitted/ uploaded.	There are no trees standing over the dumping sites.
8	<p>(i) As per DSS, the distance of proposed diversion area from Shri Naina Devi Ji is 18.73Km, however, as per State Govt. the distance is 25Km. The variation observed in distance may be clarified.</p> <p>(ii) AS per DSS, the nearest PA from the proposed DA is Shri Naina Devi Ji WLS and Bandli WLS. Therefore, exact aerial distance of the proposed diversion area from the notified ESZ of above mentioned PAs may be provided.</p>	The distance of DA from Naina Devi Ji Conservation Reserve is about 25 Km.
9	CA scheme of 624 plants is required to be submitted.	Compensatory Afforestation in diversion cases of less than 1 ha. as per clouse 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 and clarification" by Govt. of India MoEF as approved by PCCF(HoFF) vide letter No. Ft. 48-66/2016(FCA) dated 27.01.2017 has already been placed in proposed folder at page-48.
10	There is mismatch in polygon provided for CA in toposheet and Geo-referenced map. Needful corrections in this regard may be done.	Needful has been done.



11	CA scheme 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.CFF(HoFF)HP Shimla.												
12	Legal status of CA land and diversion area, whether it is forest land as per IEA, 1927 under the control of State Forest Department or it is a waste land declared as protected Forest under 1952 Notification of HP Govt., may be clarified.	As per approved Working Plan of Bilaspur Forest Division, the proposed CA area is classified as UPF, which is under the control of Forest Department.												
13	Muck Management Plan shall be countersigned by the concerned DFO.	The User Agency has submitted Muck Management Plan duly countersigned by the DFO 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 forest and accordingly NPV/penal NPV calculation bill shall be revised.	Density of vegetation is being calculated as per standard procedure for which total No. of enumerated trees & diversion area is being considered as mentioned in the NPV calculation statement. Even if non violated forest area (instead of diversion area) is being considered for density calculation, the density comes out to 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>0.67</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	0.67
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5	0.3122	0.1352	0.177	28.25	0.67									
15	As per DSS, the proposed CA area covering Moderate Dense Forest. Therefore, CA area may be revised and accordingly the documents related to it 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 in this regard is enclosed herewith.												
16	The proposed DA is 0.3122ha. 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.												

Encls:-As Above.

Endst. No. D-VI-209(M)/

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dated 26.04.2023 for information.

Copy is forwarded to DFO Bilaspur w.r.t. his office memo. No. 917

dated Bilaspur the 30/5/2023

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Chief Conservator of Forests,  
Bilaspur Forest Circle, o/c  
Bilaspur (HP)

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Bilaspur Forest Circle, o/c  
Bilaspur (HP)

27/04/2023