



The Chief Engineer,
CI&D wing, JKSPDC,
Jammu.
(User Agency)

No. 9497-9501/BLR

Dated: 19.03.2020

Sub: EDS with respect to Proposal No. FP/JK/HYD/44025/2020 regarding Ujh Multipurpose project under Forest (Conservation) Act, 1980

Ref: EDS raised vide this office letter No. 4888-92/BLR Dated: 14-02-2020

Sir,

On the subject & reference cited above, it is to bring to your kind notice that the EDS raised by this office at PARIVESH on 14.02.2019 has been disposed of by your office by adding a comment "The correction have been made as per the instruction received". However, after scrutiny, it has been found that most of the details/documents sought vide the above mentioned EDS have neither been furnished to this office nor uploaded on PARIVESH till date.

As such, the reply furnished by you is doesn't serve the purpose in furtherance of the processing of the case. Therefore, you are again requested to furnish & upload the requisite documents/details sought in the earlier EDS, given the degree of seriousness attached with the Ujh Multipurpose Project, being a National Project. The undersigned has extended and shall continue to extend full cooperation in case any help is required from this end.

The shortcomings in the reply to the EDS furnished by you are reiterated below:

1. Regarding the detail of availability of non-forest land for Compensatory Afforestation :

It has already been informed vide the earlier EDS that preparation of the Compensatory Afforestation (CA) Plan is a time-consuming exercise which is dependent on the exact information regarding the extent of availability of state land in lieu of the forest area proposed to be diverted for the project. In case the state land equivalent to the forest area being diverted is not available or is partially available with the Revenue Department, the undersigned has to search for the forest land to be taken up for CA, twice in extent to which the state land is unavailable.

Given the large extent of the forest land to be diverted in the present case, coupled with the fact that most of the forest land near Billawar has already been taken up for afforestation under various schemes, the fresh search for such land shall consume a lot of time.

Therefore, it would be unfair if the EDS is not replied with the exact availability details in respect of the state land and merely having taken up the matter with the concerned Deputy Commissioner(s) would not serve any purpose. Therefore, the EDS must be replied to in clear terms with exact details as to the availability/unavailability of the state land.

2. Mandatory Certificate in respect of Scheduled Tribes and others Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 from the concerned District Collector may please be provided without any unnecessary allusion/reference to any official correspondence except the one asked for under rules.

3. Regarding Provision of prescribed Maps:

Prescribed maps as mandated under Form-A, Part-I, Para 1 (ii) of Appendix to Rule-6 on A1 size paper may kindly be provided as the same have not been provided to this Forest Division. If there's any query regarding the forest boundaries to be shown on the said maps, as pointed out earlier, the undersigned shall be obliged to provide all assistance.

4. Regarding the delineation of FRL, FRL-2 meters and FRL-4 meters:

It is to inform you that the earlier EDS in this regard was clearly for the purpose of informing you that the User Agency must complete the delineation of FRL - 2 m & FRL - 4 m by installing conspicuous concrete pillars or permanent benchmarks so that the undersigned, thereafter, may be in a position to prepare additional enumeration lists of trees falling in the FRL - 2 m & FRL - 4 m zones of the submergence zones. Unless the delineation has been completed by the user agency, it would be unfair if the countdown with respect to the days available with the undersigned to process the indent starts without the delineation being complete.

In view of the foregoing account, it is submitted that the contents of the EDS may be carefully examined and responded/replied accordingly and uploading of the irrelevant information/details/documents in response to the EDS, except those specifically asked for, may kindly be avoided. Otherwise, we may not be able to process the case in time, thereby rendering the undersigned and eventually, the other officers of the Forest Department up in the hierarchy, unable to recommend the proposal to the Ministry of Environment, Forest & Climate Change, Govt. of India.

Yours sincerely,



(Vivek Modi) SFS
Divisional Forest Officer
Billawar Forest Division
Billawar

Copy submitted to the:

1. Additional Principal Chief Conservator of Forests (C), Ministry of Environment, Forest and Climate Change, Regional Office (NZ), Chandigarh for information.
2. Additional Principal Chief Conservator of Forests (FCA), Nodal Officer, O/o Principal Chief Conservator of Forests, J&K Govt., Jammu for favour of information and necessary action.
3. Chief Conservator of Forests, Jammu for favour of information.
4. Conservator of Forests, East Circle, Jammu for favour of information.

Divisional Forest Officer
Billawar Forest Division
Billawar