



भारत सरकार
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
क्षेत्रीय कार्यालय (मध्य)

Ministry of Environment, Forest and Climate Change
Regional Office (Central Region)



केन्द्रीय भवन, पंचम तल, सेक्टर-एच, अलीगंज, लखनऊ-226024

Kendriya Bhawan, 5th Floor, Sector-H, Aliganj, Lucknow- 226024, Telefax: 2326696, 2324340, 2324047, 2324025
Email: (Env.) m_env@rediffmail.com, (Forest) goimoeofrolko@gmail.com

पत्र सं० 8बी/यू.पी./08/33/2018/एफ.सी. 112

दिनांक: 21.5.18

सेवा में,

विशेष सचिव (वन),
उत्तर प्रदेश शासन, छठवां तल,
बापू भवन, लखनऊ

ऑनलाईन प्रस्ताव संख्या-FP/UP/WATER/32379/2018

विषय: आगरा में जल संपूर्ति (गंगा जल प्रोजेक्ट) के अन्तर्गत कैलाश मन्दिर से जीवनी मण्डी, वाटर वर्क्स तक उ० प्र० जल निगम आगरा द्वारा बिछायी गयी पाइप लाइन में प्रयुक्त अतिरिक्त 10.22375 हे० आरक्षित वनभूमि का बिना वृक्ष पातन के गैर वानिकी प्रयोग की अनुमति के संबंध में।

सन्दर्भ:- क्षेत्रीय सशक्त समिति (REC) की बैठक दिनांक- 18.05.2018 की कार्यवाही (REC Agenda item 28.2 -U.P.)

महोदय,

उपरोक्त विषय का आशय ग्रहण करने का कष्ट करें। विषयांकित प्रकरण में राज्य सरकार द्वारा वन (संरक्षण) अधिनियम, 1980 की धारा (2) के अन्तर्गत भारत सरकार की स्वीकृति माँगी थी।

उक्त प्रकरण को दिनांक- 18.05.2018 को आहूत की गयी क्षेत्रीय सशक्त समिति (REC) की बैठक में सम्मिलित किया गया था। क्षेत्रीय सशक्त समिति की बैठक (REC) दिनांक- 18.05.2018 की कार्यवाही की प्रति (REC Agenda item 28.2 U.P.) संलग्न है।

अतः क्षेत्रीय सशक्त समिति के द्वारा दिए गये निर्देशानुसार अनुपालना राज्य सरकार द्वारा अपेक्षित है। अतः अनुपालना शीघ्रातिशीघ्र प्रस्तुत करें।

भवदीय,

संलग्नक- यथोपरि।

(के० के० तिवारी)
वन संरक्षक {केन्द्रीय}

प्रतिलिपि सूचनार्थ एवं आवश्यक कार्यवाही हेतु :-

1. मुख्य वन संरक्षक एवं नोडल अधिकारी (वन संरक्षण), वन विभाग, 17 राणा प्रताप मार्ग, लखनऊ।
2. प्रभागीय निदेशक, सामाजिक वानिकी प्रभाग, आगरा, उ० प्र०।
3. परियोजना प्रबन्धक, गंगाजल परियोजना ईकाई, उ० प्र० जल निगम, आगरा, उ० प्र०।
4. पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, क्षेत्रीय कार्यालय, लखनऊ को वेबसाइट पर अपलोडिंग हेतु प्रेषित।
5. आदेश पत्रावली।

(के० के० तिवारी)
वन संरक्षक {केन्द्रीय}

Agenda item 28.2 Uttar Pradesh
(DEFERRED AGENDA NO. 27.8 OF 27TH REC held on 18.04.2018)

Online Proposal No: FP/UP/water/32379/2018

8B/UP/08/33/2018/FC: Diversion of 10.22375 ha. of forest land for laying of water pipe Line from Kailashmandir to Jeoni Mandi water works under Jal Sampurti(Ganga Jal Project)by UP Jal Nigam.

The proposal was submitted vide letter no. P-69/14-2-2018-800(59)/2018 dated 23rd March 2018 from Special Secretary, Department of Forest, Government of UP. The proposal along with hardcopy was returned to State Government vide letter no. 8B/UP/08/33/2018/FC/25dated 11th April 2018. **The details of the proposals are as under:**

1. The proposal was submitted vide No. P-69/14-2-2018-800(59)/2018 dated 23rd March 2018 from Special Secretary, Department of Forest, Government of UP has been signed and recommended by the all concerned authorities in the part I, II, III, IV & V. No specific comments have been made in Part II, III, IV and V regarding the proposal and recommendation has been made emphasising the vital importance is necessary in large public interest.
2. Site inspection reports on page-no.18 of Proposal filled by the concerned DCF having territorial jurisdiction on proposed forest patches-as per page-no. 18 Violation of Forests (Conservation) Act-1980 has been reported (Site inspection report at page no. 18).
3. As per part II of the proposal the proposed forest patch is a part of Soor Sarovar Bird sanctuary Keetham, The project is for ancillary activities related to laying of underground Drinking Water pipe line.
4. As per part II of the proposal; the proposed forest patches are not located in the area having protected archaeological / heritage site / defence establishment or any other important monument and no any rare/endangered/unique species of flora and fauna found in the area.
5. A proposal for diversion of 1.9516 ha. of forest land (including 1.948 ha. Reserve Forest and 0.0036 ha. protected forest) requiring felling of 111 number of trees was submitted by the user agency earlier and was accorded 1st stage approval vide letter no. 8B/UP/08/46/2008/FC/177, Dt. 01.05.2008 for laying underground drinking water pipeline from Kailashmandir to Jeoni Mandi water works under Jal Sampurti(Ganga Jal Project)by UP Jal Nigam.
6. During the execution of the part project, the user agency used additional forest land of 6.365 ha. for which violation has been reported by the concerned forest division.
7. The Present Proposal is for regularization of above used 6.365 ha. of forest land and permission for additional 3.85875 ha of forest land (total 10.22375 ha.) for execution of remaining project.
8. The detail of forest area and number of trees (girth class >30 cm) is as under-

S. No.	Administrative Unit	Area proposed for diversion proposed		Details of tree	
	Forest Division/District	Details of Forest	Total Area (Ha.)	Crown density/Eco Class	No. of trees (gbh.>30 cms)require
1	Social Forestry Agra	Reserved Forest	10.22375	0.01 Eco Class-I	No tree felling is involved in this project

Net Present Value

SI No	Name of Forest Division	Forest Area (in Ha.)	NPV Rate (in Rs per ha)	Crown Density	Eco-Class	Total (Rs.)
1	Social Forestry Division Agra/District Agra	10.22375	626000	0.1	I	6400067.50

Rupees Six crore forty Lakhs Sixty seven Thousand five hundred only

Compensatory Afforestation

SI No	Name of Forest Division	CA proposed in Area (Ha)	Details of CA Scheme	Number of Plants	Total Financial Outlay for CA Scheme (Rs)
1	Kurrikuppa Firozabad Tundla Firozabad	3.8588ha. 6.365 ha.	Proposed in patches on NFL	2 1273+2100=3373	Rs.639958.81/- Rs.875034.94/-

Rs. 1514993.75/-

9. The certificate of District Magistrate under Forests (Rights) Act 2006 is placed with the proposal on pages no 17 of proposal.

10. As per GIS-DSS analysis, proposed forest land for diversion and CA land have passed the GIS-DSS analysis (on page no.2-2/c).
11. The total outlay of the proposal is Rs 288792 Lakhs
12. The details of employment generation through the proposal are temporary employment is 3600 man days and 0 Regular

Due to shortcomings EDS was sent to the State Government vide letter dated 11.04.2018. Details sought were as follows:

- 1) Original SOI topsheets of proposed land and CA land have not been provided.
- 2) kml file shows less area as compared to proposed land for diversion, which needs rectification.
- 3) Proposed area is lying within Eco sensitive zone, recommendation of Chief Wild Life Warden/SC-NBWL is needed.
- 4) Copy of original approval order of diversion with compliance report of conditions may be submitted.
- 5) CA land on Degraded Forest land in twice the area of diversion needed.
- 6) Copy of Supreme Court Order/Permission obtained earlier must be submitted.
- 7) Penal provision as per latest guidelines of MOEF & CC should be made applicable.

The reply of EDS has been submitted by the State Govt. Vide their letter No.955/14-2-2018-800(59)/2018 dated 16.4.2018(Received in regional office on 17.04.2018) as follows-

- (a) Original SOI topsheets of proposed land and CA land has been provided.
- (b) Revised .kml file has been submitted
- (c) CA land on Degraded Forest land in twice the area of diversion has been provided.
- (d) Copy of Supreme Court Order/Permission obtained earlier has been submitted.
- (e) Compliance of earlier approval has also been made available by the State Govt.
- (f) However, recommendation of Chief Wild Life Warden/SC-NBWL was awaited. Further, Action taken report on Penal provision as per latest guidelines of MOEF & CC was also not made available by the state govt.

The REC observed that comments of the Chief Wild Life Warden as sought has not been provided and penal provisions applicable for violation of FC Act as per the latest guidelines of MOEF&CC dated 29.01.2018 has not been complied. The proposal was therefore deferred for next REC.

The State government vide letter no. 1064/14-2-2018-800(59)/2018 dt. 04.05.2018 has submitted the comments of chief wildlife warden.

Decision of REC – REC recommended the proposal for “In Principle Approval” (AIP) with condition that-

- a- Forest Density and Eco class should match with the NPV calculation.
- b- Kml file of the proposed forest land should match with the actual requirement of the forest land.
- c- Penal provision as applicable (in terms of Ministry guidelines letter no. 11-42-2017(FC) Dt. 29-01-2018) should be stipulated with AIP.

Shri Kapil Arya,
Member

Shri Ramji
Kesharwani, Member

Shri U.M. Sahai,
Member

CF (Central)
Member

Secretary
(Revenue)
Government of
Uttar
Pradesh(Special
Invitee)

Nodal Officer,
Department of
Forests, Uttar
Pradesh(Special
Invitee)

DCF-
cum-
Member
Secretary
REC

APCCF
cum-
Chairman
REC