



भारतसरकार/GOVERNMENT OF INDIA

एकीकृत क्षेत्रीय कार्यालय

Integrated Regional Office

पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय

Ministry of Environment, Forest and Climate Change

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पत्र संख्या : 8B/HP/05/62/2019/FC/321

दिनांक : 14/06/2022

सेवा में,

नोडल अधिकारी-सह-अतिरिक्त प्रधानमुख्य अरण्यपाल (एफ.सी.ए.)

हिमाचल प्रदेश सरकार, वन विभाग, टालैण्ड, शिमला।

(e-mail : nodalcahp@yahoo.com)

विषय: 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)

सन्दर्भ: नोडल अधिकारी-सह-अतिरिक्त प्रधान मुख्य अरण्यपाल (एफ.सी.ए.), हि०प्र० के पत्रांक एफ.टी. 48-3737/2018 (एफ.सी.ए.) दिनांक 06.05.2022.

महोदय,

उपरोक्त विषय पर संदर्भित पत्र का आशय ग्रहण करते हुए सूचित करना है कि प्रस्ताव को दिनांक 29.11.2021 को REC कमेटी के समक्ष विस्तृत चर्चा हेतु प्रस्तुत किया गया था, परन्तु कमेटी द्वारा प्रस्ताव के सम्बन्ध में चाही गई कुछ सूचनाओं के साथ प्रस्ताव को आस्थगित (defer) करते हुए यह सुझाव दिया कि प्रस्ताव को पुनः REC कमेटी के समक्ष प्रस्तुत करने से पूर्व परियोजना के अन्य पहलुओं पर भी राज्य सरकार से जानकारीयाँ/सूचनाएँ प्राप्त कर ली जाएँ। इसी सन्दर्भ में प्रस्ताव के ध्यानपूर्वक अवलोकनार्थ उपरान्त निम्नलिखित कमियाँ पाई गई हैं। अतः राज्य सरकार वांछित सूचनाएँ प्रेषित करने का कष्ट करें, ताकि प्रस्ताव पर आगामी कार्यवाही सुनिश्चित की जा सके :-

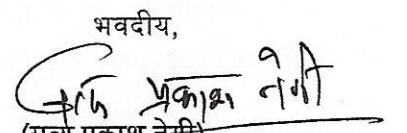
1. The report of State Geologist provided by State Govt. has mentioned that the proposed project is a hill slope mining, where as the District Survey Report (DSR) is prepared only for river bed areas. Therefore, the State Govt. may provide clarification/justification/ documents on the following points: -
 - 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.
 - ii. The details of all other mining leases for that particular materials with their capacity and average annual production and projected future requirements.
 - 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.
 - 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 2016 and 2020 in this regard.
 - v. Justification/clarification regarding the adoption of the 14 mt. average width for approach road component.

2. FRA Certificate submitted in the proposal is found incomplete. State Govt. may provide clarification/justifications/documents on the following points: -
- 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.
 - 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.
 - iii. The Forest Right Committee of Pashada village has recommended the proposal in the name of Kanagtu Devi, M/s Bushahar Laghu Udyog, 'Pashada', instead of recommending for the purpose of mining lease. This also needs to be reviewed and revised.
 - iv. The Gram Sabha Committee, Pashada has recommended the proposal in the favour of Kanagtu Devi, M/s Bushahar 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.
 - 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.
3. Gram Panchayat Racholi has issued the NoC in the name of Kanagtu Devi, M/s Bushahar 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.
4. Environment Clearance (EC) is mandatory for the extant project. Therefore, State Govt. may provide the comments regarding update status of EC.
5. In the tune of EC, State Govt. may provide the EMP for the project in this regard.
6. NPV rate 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 rates accordingly.
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 FC Guideline and may provide/upload the revised Sol and Geo-referenced map accordingly, duly authenticated by DFO alongwith KML file on PARIVESH Portal. Further, the CA scheme, NPV calculation, CA land area revenue record etc. may also be reviewed and revised accordingly, if applicable.
8. According to the approved Mining Plan, it is mentioned that the mining site is 200 mts. 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 107 mt. respectively away from established stone crusher unit. Therefore, State Govt. may review and clarify the same.
9. KML file of the proposed project uploaded in Part-I, Para-C is found blank. Therefore, upload the KML file in designated column of Part-I on PARIVESH Portal.
10. Part-I, Para E-(ii) & (iii) doest not seem correct. Needs to be rectified.
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 Rupi 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** alongwith detail cost of its implementation as per MoEF & CC letter dated 7.6.2022, if applicable.
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 high-risk of accident due to land slide/soil erosion, flying 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.
13. In Part –II, Para 6, 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** alongwith detail cost of its implementation as per MoEF & CC letter dated 7.6.2022.
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.
15. State Govt. may submit a certificate regarding, non-availability of the same material/ore in the nearby non-forest area.
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 crusher unit in the name of Kanagtu Devi M/s Bushahar Laghu Udyog. Therefore, this mis-match may be clarified/rectified.
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.

State Govt. will ensure that all the desired information /documents have been uploaded at designated column of Part-I/II of PARIVESH Portal.

यदि चाही गई सूचना पत्र जारी होने की तिथि के 60 दिनों के भीतर (अधिकतम 90 दिन) इस कार्यालय में प्राप्त नहीं हुई तो प्रस्ताव को निरस्त किया जा सकता है।

भवदीय,

(सत्य प्रकाश नेगी)
क्षेत्रीय अधिकारी 14/6/2022