



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

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पत्र सं० 8बी/06/108/2016/एफ०सी०/69

दिनांक : 1-6-2017

सेवा में,
विशेष सचिव (वन),
उत्तर प्रदेश शासन,
बापू भवन, लखनऊ।

(ऑनलाईन प्रस्ताव संख्या-FP/UP/ROAD/20685/2016)

विषय: जनपद कौशाम्बी के अन्तर्गत पुरानी जी०टी० रोड का आन्तरिक भाग के किमी० 161.800 से किमी० 180.00 (कोखराज से मैनोरी तक) चार लेन के चौड़ीकरण निर्माण में 17.626 हे० संरक्षित वनभूमि के गैर वानिकी प्रयोग एवं बाधक 1753 वृक्षों के पातन की अनुमति के संबंध में।

सन्दर्भ :- क्षेत्रीय सशक्त समिति (REC) की बैठक दिनांक- 30.05.2017 की कार्यवाही (प्रति संलग्न)

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 है।

उक्त प्रकरण को दिनांक- 30.05.2017 को आहूत की गयी क्षेत्रीय सशक्त समिति (REC) की बैठक में सम्मिलित किया गया था। क्षेत्रीय सशक्त समिति की बैठक (REC) दिनांक- 30.05.2017 की कार्यवाही की प्रति (REC Agenda item 18.5 -U.P.) संलग्न है।

क्षेत्रीय सशक्त समिति की बैठक में प्रकरण से संबंधित प्रयोक्ता अभिकरण की उपस्थिति न होने के कारण प्रस्ताव पर विचार नहीं किया गया। क्षेत्रीय सशक्त समिति के निर्णयानुसार प्रस्ताव को आगामी क्षेत्रीय सशक्त समिति की बैठक में विचार हेतु सम्मिलित किया जाएगा। नोडल अधिकारी (वन संरक्षण) उ० प्र० सरकार द्वारा प्रकरण से संबंधित विसंगतियों को दूर करते हुए अपेक्षित अनुपालन आख्या शीघ्रातिशीघ्र इस कार्यालय को उपलब्ध करायें ताकि आगामी क्षेत्रीय सशक्त समिति की बैठक में प्रस्ताव को विचार हेतु सम्मिलित किया जा सके।

संलग्नक- यथोपरि।

भवदीय,

(बृजेन्द्र स्वरूप)
वन संरक्षक {केन्द्रीय}

प्रतिलिपि सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित:

1. नोडल अधिकारी एवं मुख्य वन संरक्षक, (वन संरक्षण), अरण्य भवन, 17 राणा प्रताप मार्ग, लखनऊ
2. वन संरक्षक, इलाहाबाद वृत्त, इलाहाबाद, उ० प्र०।
3. प्रभागीय निदेशक, सामाजिक वानिकी प्रभाग, कौशाम्बी, उ० प्र०।
4. अधिशासी अभियन्ता, प्रान्तीय खण्ड, लोक निर्माण विभाग, कौशाम्बी, उ० प्र०।
5. राजभाषा अनुभाग, पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, क्षेत्रीय कार्यालय, लखनऊ को वेबसाइट पर अपलोडिंग हेतु प्रेषित।
6. आदेश प्रत्यावली

(बृजेन्द्र स्वरूप)
वन संरक्षक {केन्द्रीय}

Agenda item 18.5 Uttar Pradesh
(Deferred agenda item 17.3 and 16.6 UP)

File Proposal No: FP/UP/ROAD/20685/2016

3/UP/06/108/2016/FC: Diversion of 17.626 ha. PF for 4 lane Widening of 4 lane widening of internal part of old GT road km.161.800 to 180.0(Khokhraj-Manauri) and felling of 1753 trees.

The details of the proposals are as under:

(The EDS raised issued vide 8B/UP/06/108/2016/FC/443 & 8B/UP/06/108/2016/FC/525 dated 9th December 2016 & 22nd February 2017 has not been complied yet)

(The details of agenda note is as per factsheet of the file placed at nsp 3& 4 which is based on initial proposal)

1. The proposal 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.
2. As per Site inspection reports and Part II of the proposal filled by the concerned DFO having territorial jurisdiction on proposed forest patches- no violation of Forests (Conservation) Act-1980 has been reported (page 19).
3. As per part II of the proposal the proposed forest patch is not part of National Park, Wildlife Sanctuary, Biosphere Reserve, Tiger Reserve, Elephant Reserve, Wildlife Migration Corridor etc. and the proposed forest land does not fall within eco sensitive zone of the protected area.
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.
5. The detail of forest area and number of trees (girth class >30 cm) is as under-

S. No.	Administrative Unit		Area proposed for diversion			Details of tree	
	Forest Division	District	Reserved Forest (Ha.)	Protected Forest (Ha.)	Total Area (Ha.)	No. of trees falling within proposed forest land	No. of trees required to be felled
1	Forest Division Kaushambi	Kaushambi	-	17.626	17.626	1,753	1,753
Total			-	17.626	17.626	1,753	1,753

6. As per part II of the proposal all patches belong to forest type Eco Class III and vegetation density is 0.4.
7. Compensatory Afforestation has been proposed on double degraded forest land i.e. $17.626 \times 2 = 35.252$ or 36.00 ha. of compartment no.3 forest range Meza within division. As per the GIS- DSS analysis, the proposed compensatory afforestation patch falling in Non forest and scrub (<0.1) category under forest cover map.
8. The certificate of District Magistrate under Forests (Rights) Act 2006 is placed with the proposal on page 49.
9. The Total outlay of the proposal is Rs.127.1997 Lakhs.
10. The details of the employment generation potential of the proposal are permanent 50 and temp. 50,000 man days.
11. The user agency has submitted undertaking to make payments of Net Present Value (NPV), Compensatory Afforestation (CA) etc. Details of CA & NPV levies are mentioned below in a tabular form:

Net Present Value

SI No	Name of Forest Division	Forest Area (in Ha.)	NPV Rate (in Rs per ha)	Total (Rs.)
1	Forest Division, Baharaich	17.626	8,03,000/-	1,41,54000/-
Total		17.626		1,41,54000/-
Rupees one crore forty one lakhs fifty four thousand only.				

Compensatory Afforestation

SI No	Name of Forest Division	CA proposed in Area (Ha)	Details of CA Scheme	CA Rate in (Rs /Ha)	Total Financial Outlay for CA Scheme (Rs)
1	Social Forestry Division, Kaushambi	36.000	-plantation of 1,100 saplings per ha	Data not available	Data not available

The proposal carries major flaws therefore the queries raised by this office vide letter No.8B/06/108/2016 FC/443 dated 9.12.2016 the short comings of the proposal is here under which are still awaited:

1. The justification of proposed widening is based on increased traffic volume but the data of traffic study has not been provided to support the justification of widening.
2. The land schedule showing calculation for forest area proposed for widening has following shortcomings:
 - a) The land schedule does not depict forest land requirement on LHS and RHS from the centre line of the road. Therefore it cannot be deciphered from the proposal that whether the widening is symmetrical or asymmetrical.
 - b) The position of ROW with respect to centre line of the road has also not been provided with the proposal.
 - c) The requirement of varying width at various chainage has also not been explained.
3. The geo coordinates of key points have not been provided with the geo referenced map of the proposal.
4. The copy of gazette notification is not legible and the road proposed for widening has not been highlighted in the notification.
5. The enumeration list of trees from page 53 to 74 does not contain details of pole size crop (gbh <30 cms).
6. The information regarding Sr No. 6 of part II is not appropriate.
7. The information regarding employment generation in part I uploaded online and Hindi copy of the same are different.
8. The part II at page 3 is with corrections made by black pen and the same has not been authenticated by the concerned official.
9. The site inspection report of the DFO is without seal and is without recommendation.
10. The site suitability certificate of compensatory afforestation at page 20 is not as per GoI format.
11. The proposed compensatory afforestation scheme from page 22 to 35 suffer from following shortcomings:
 - a) Two CA schemes have been proposed without specific recommendation of State Government for additional compensatory afforestation.
 - b) The compensatory afforestation schemes are without incorporating provision for cost escalation due to

inflation.

- c) The DFO mentions that if need be additional amount shall be demanded later which is in contravention of provisions of FCA guidelines.
- d) The location of additional compensatory afforestation amounting nearly Rs 2 crores have not been mentioned in the proposal which shows careless & casual attitude towards FCA proposals.
12. The muck management plan is sketchy. The plan does not provide calculation for requirement of muck for embankment etc. The muck management plan needs revision.

Decision of REC held on 5th January 2017 –

The proposal is deferred due to late submission of reply of EDS which is under examination and non submission of reply online as yet.

The reply of EDS was examined and another letter was issued detailing REC's decision and still pending shortcomings was issued vide letter no. 8B/UP/06/108/2016/FC/431 dated 18th January 2017. The reply of the same has been received vide letter no. 1701/11C-FP/UP/ROAD/20685/2016 dated 10th February 2017 from APCCF cum Nodal Officer, Department of Forests, Government of UP. The proposal is still having following inconsistencies/flaws:

1. The point raised at Sr No. 11(c) has not been properly replied by the concerned DFO, who still adheres to the statement that additional levies from user agency will be charged in case of wage rate revision. This is not as per the provisions of FCA guidelines.
2. The justification and location of additional compensatory afforestation as mentioned in 11 (d) has not been responded.

Decision of REC held on 15th February 2017 –

The proposal was deferred due to:

- 1) The user agency was not present to make presentation
- 2) The reply of issues raised in 16th REC meeting were replied through letter no. 1701/11C-FP/UP/ROAD/20685/2016 dated 10th February 2017 from APCCF cum Nodal Officer, Department of Forests, Government of UP which have further inconsistencies and the same needs to be resolved at the earliest:
 - a. The point raised at Sr No. 11(c) has not been properly replied by the concerned DFO, who still adheres to the statement that additional levies from user agency will be charged in case of wage rate revision. This is not as per the provisions of FCA guidelines.
 - b. The justification and location of additional compensatory afforestation as mentioned in 11 (d) has not been responded.

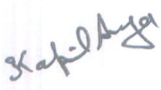
The reply of EDS 8B/UP/06/108/2016/FC/525 dated 22nd February 2017 regarding issues raised in 16th REC as well as 17th REC meetings were replied through letter no. 632/14-2-2017-800 (165)/2016 dated 27th April 2017 from Special Secretary, Department of Forests, Government of UP which has not been resolved yet. The issue mentioned at 2 (a) and 2(b) in decision of REC meeting held on 15th February 2017 have not been redressed till date.

The State Government

Decision of REC held on 30th May 2017-

User Agency was absent. The proposal was deferred and shortcomings have been conveyed to Nodal Officer, FCA, Government of UP for rectification.

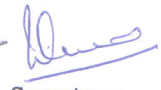
Date: 30th May 2017


Shri Kapil
Arya,
Member


Shri Ramji
Kesharwani,
Member

Absent
Shri VC Sacheti,
Member


CF (Central)
Member


Secretary
(Revenue)
Government
of UP (Special
Invitee)


Nodal Officer,
Department
of Forests, UP
(Special
Invitee)

Absent
Member
Secretary
cum DCF,
REC


Chairman
cum
APCCF,
REC

