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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/06/02/2020

दिनांक : 05/07/2022

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 3.9654 ha (Instead of 5.5334 ha) of forest land in favour of HPPWD for the construction of link Khal Tiba (Kms 0/00 to 7/00), within the jurisdiction of Bilaspur Forest Division, Distt. Bilaspur, Himachal Pradesh. (Online Proposal No. FP/HP/Road/20681/2020)

सन्दर्भ: नोडल अधिकारी-सह-अतिरिक्त प्रधान मुख्य अरण्यपाल (एफ.सी.ए.), हि०प्र० के पत्रांक एफ.टी. 48-3440/2016 (एफ.सी.ए.) दिनांक 26.05.2022.

महोदय,

उपरोक्त विषय पर संदर्भित पत्र का आशय ग्रहण करते हुए यह सूचित करना है कि प्रस्ताव पर REC द्वारा दिए गए परामर्श के उपरान्त राज्य सरकार द्वारा प्रोजेक्ट के लिए परिवर्तन हेतु प्रस्तावित 5.5334 हे. वन क्षेत्र के स्थान पर 3.9654 हे. वन क्षेत्र प्रस्तावित किया गया है। अतः राज्य सरकार से संशोधित वन क्षेत्र के संदर्भ में अतिरिक्त सूचनाएं अपेक्षित हैं। इसलिए राज्य सरकार निम्नलिखित बिन्दुओं पर वांछित सूचनाएं प्रदान करने का कष्ट करें, ताकि प्रस्ताव पर आगामी कार्यवाही सुनिश्चित की जा सके :

1. DSS analysis shows that the diversion area (DA) of the proposed project falls within Shree Naina Devi Ji Conservation Reserve as well as Govind Sagar Wild Life Sanctuary. Therefore, State Govt. may review and revise the exact aerial distances of the project from the PAs and their notified ESZs. If the DA falls within the PAs, prior recommendation of Standing Committee of NBWL is also required to be submitted.
2. The Diversion Area (DA) of the proposed project is 3.9654 ha. However, the DSS analysis shows that it is 2.32 ha. Therefore, same may be reviewed and revised accordingly.
3. As per the DSS analysis the polygon of the DA is falling within 250 mts of the major river as well as within Shree Naina Devi Ji Conservation Reserve and Govind Sagar Wild Life Sanctuary. Therefore, State Govt. may provide the

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clarification/comment regarding the same, and conservation measures to be adopted to protect and conserve the Wildlife.

4. DSS analysis also clearly showing that the proposed project falls within the PAs. Therefore, Wildlife Management Plan along-with detail cost of its implementation as per the MoEF&CC letter dated 7.6.2022 may also be submitted.
5. 194 trees including Bamboo clumps of different species are being affected in the proposal and Part-II, Para-6 shows that there is no possibility of soil erosion during or after the construction of proposed project as the soil strata is rock. However, State Govt. may review the proposal in the pursuance of MoEF&CC letter dated 7.6.2022 and may submit the the Soil and Moisture Conservation Plan along-with detail cost of its implementation, if applicable.
6. State Govt. may provide the revised enumeration list of trees according to the revised area proposed for diversion. Further, CA scheme may also be reviewed and revised according to current wages accordingly.
7. The NPV calculated on the basis of the Open Forest Category. However, DSS analysis shows that 01 ha area out of 3.9654 ha of the DA is coming under the Moderately Dense Forest (MDF) category. Therefore, NPV calculation sheet may be reviewed and revised according to the density of the forest area proposed for diversion.
8. The violation has been found in the project since 15 to 18 years and the rate of interest calculated @12 % from the year 2000, but the calculation amount of the interest is not found correct. Therefore, State Govt. may review and revise the NPV calculation sheet accordingly and calculate the interest rate @12% from the year of violation to till the amount to be deposited.
9. The violation has been reported in the extant proposal, therefore, following documents may also be provided as below :
 - i. Total Length with area of the proposed road.
 - ii. Total Length and area of the private land coming in the project.
 - iii. Length and Breadth along-with total area of already broken/constructed road.
 - iv. Additional area to be required for diversion.
10. DSS analysis report shows that the area proposed for Compensatory Afforestation, 06 ha area out of 7.93 ha is falling under MDF category. Therefore State Govt. may review the CA land, and 06 ha MDF category CA land may be replaced with suitable area having density less than 40%, if required. Also, land suitability certificate, KML along-with Sol and geo-referenced map in this regard may be submitted.
11. The clarification/documents regarding the following may also be provided:

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- i. Complete legible list of 2183 roads provided by HPPWD to Hon'ble High Court of Himachal Pradesh constructed in violation of FCA, 1980 highlighting the Sr. No. and name of the road of the extant proposal.
 - ii. Copies of the Orders of the Hon'ble High Court of Himachal Pradesh, which clearly finds mention of regularization of 2183 roads which have already been constructed in violation of the provisions of FCA, 1980.
 12. Geo-referenced map of CA land, Sol and Geo-referenced map of DA needs to be provided and same may be uploaded on designated column in PARIVESH Portal.
 13. FRA Certificate has been provided. However, copy of records of all consultation and meetings of FRC and Gram Sabha of concerned villages also be required.
 14. The area of proposal has been revised, therefore the revenue record i.e. Jamabandi may be provided according to the revised area proposed for diversion.
 15. 0.7209 ha area is also included in the proposal as a private land. Therefore, State Govt. may provide the Sale/Gift deed/Affidavit made in the favour of HPPWD by private land owners.
- State Govt. may also provide the complete proposed project folder in PDF (CD) format.
 - State Govt. shall ensure that all the desired information/documents are uploaded on specified column Part-I/II of the PARIVESH Portal.
 - You are, therefore requested to kindly ensure to submit the reply to IRO, Shimla only after satisfactory compliance of all the observation/shortcomings as mentioned above.

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,

ह०/-

(सत्य प्रकाश नेगी)

क्षेत्रीय अधिकारी