

I/10232/2022



भारत सरकार/GOVERNMENT OF INDIA
एकीकृत क्षेत्रीय कार्यालय
Integrated Regional Office
पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय
Ministry of Environment, Forest and Climate Change
सी.जी.ओ. कॉम्प्लेक्स, शिवालिक खण्ड, लॉगवुड
CGO Complex, ShivalikKhand, Longwood
शिमला, हिमाचल प्रदेश-171001
Shimla, Himachal Pradesh - 171001



ईमेल/Email : iro.shimla-mefcc@gov.in
 दूरभाष/Tel.: 0177-2658285
 0177-2652541
 फैक्स/Fax: 0177-2657517

सेवा में,

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

हिमाचल प्रदेश सरकार

वन विभाग, टालैंड, शिमला।

(Email:- nodalfcahp@yahoo.com)

विषय: Diversion of 0.1077 ha of forest land in favour Deputy Superintendent Police Vigilance Anti Corruption Zone Shimla for the construction of Police Station State Vigilance Anti Corruption Zone Distt. Shimla, within the jurisdiction of Shimla Forest Division Distt. Shimla, HP. (Online Proposal No. FP/HP/Others/143614/2020).

संदर्भ: नोडल अधिकारी-सह-अतिरिक्त प्रधान मुख्य अरण्यपाल (एफ.सी.ए.), हि0प्र0 के पत्रांक 48-5446/2021 (एफ.सी.ए.) दिनांक 19.07.2022.

महोदय,

उपरोक्त विषय पर संदर्भित पत्र का आशय ग्रहण करते हुए सूचित करना है कि प्रस्ताव में निम्नलिखित कमियां पाई गयी है। अतः राज्य सरकार निम्न बिन्दुओं पर आवश्यक सूचनाएं प्रेषित करने का कष्ट करें, ताकि अग्रिम कार्यवाही सुनिश्चित की जा सके:-

1. The proposal is a non-site specific project. Para 1.15 of FCA guidelines as well as recent direction of the MoEF & CC dated 24.01.2022 has categorically mentioned that non-site specific activities cannot be considered on forest land as a rule. For that matter, no non-site specific proposal can be entertained for considering approval under the FCA 1980. Therefore, the State Govt. may explore nonforest land for the project.
2. In Part-I, Details of Divisions, the name of Forest Division is written as **Shimla (Shimla)**. The same may be clarified whether any forest division exists with this name as on date. The same may be reviewed and correct it accordingly in the appropriate columns of online portal
3. Hon'ble NGT, Principal Bench, New Delhi OA no. 121/2014, has passed an order on 31.08.2021 in which para 112 (II) prohibits new construction of any type "Residential, institutional and commercial to be permitted henceforth in any part of the Core and Green/Forest area as defined under the various Notifications issued under the Interim Development Plan as well, by the State Government". Therefore comments in this regard may be provided.
4. As per Hon'ble NGT Order dated 31.08.2021, it has been mentioned in para 112 (XIII) that "the concerned department shall ensure that no construction activity takes place where the slope is more than 45°/35° in any case, which should be prior to cutting of the hills". Therefore, slope of the proposed site along with comments in view of Hon'ble NGT order may be provided.
5. Administrative Approval of the project may be provided.
6. The certificate of Non-Availability of Non-Forest Land provided has mentioned the area of 0.2852 ha. However, the instant proposal is for 0.1077 ha, the same may be reviewed and rectified and uploaded.
7. The Joint inspection Report provided was conducted for an area of 0.2852 ha. However, the instant proposal is for 0.1077 ha. Therefore State Govt. may provide the Fresh Joint Inspection Report including the Land Revenue Records (Jamabandi etc.) of the proposed area duly authenticated by DFO concerned.
8. The approach access road to parking from the existing road is not included in the proposal. Therefore, the clarification in terms of approach access to parking from the main road may be submitted. If approach access is required then this component is also required to be included in the proposal. Accordingly, the diversion area may be revised.
9. NOC's from HPPWD, Fire dept., Jal Shakti Vibhag and HPSEB may be provided.
10. Beneficiary villages are required to be marked in the KML file.
11. It has been observed from the KML file that the terrain of the proposed site is hilly/slopy. State Govt. may provide details of the mitigation measures to be adopted to arrest the accelerated soil

I/10232/2022

- erosion/landslide during/after execution of the project. If the area is vulnerable to erosion, then the Soil Moisture Conservation Plan (SMC), along with its cost of implementation as per MoEF&CC dated 07.06.2022, may be submitted.
12. The State Govt. may provide the CA scheme for 215 plants may be prepared along with other requirements.
 13. The Status of Proposed CA land may be provided, whether it is a Govt. Wasteland declared as PF under HP Govt. notification, 1952 or it is notified as UPF/DPF under, IFA 1927
 14. In Part II, column – 14, the District profile and geographical area are incorrect. Needful may be done in this regard.

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,

ह0/-

(सत्य प्रकाश नेगी)

क्षेत्रीय अधिकारी