संख्या–भा.स.–115/81–2–2020–79/1991

प्रेषक,

आशीष तिवारी,
विशेष सचिव,
उ0प्र0 शासन।

सेवा में,

मुख्य वन संरक्षक/नोडल अधिकारी,
उत्तर प्रदेश लखनऊ।

पर्यावरण, वन एवं जलवायु परिवर्तन अनुभाग–2 लखनऊ, दिनांक 09 सितम्बर, 2020

विषयः– जनपद सोनभद्र में रेनुकूट वन प्रभाग के अन्तर्गत नार्दन कोल फील्ड लि0 की ककरी परियोजना को कोयला खनन हेतु लीज पर हस्तान्तरित 185.84 हे0 आरक्षित वनभूमि के लीज नवीनीकरण के सम्बन्ध में।

महोदय,

उपर्युक्त विषयक भारत सरकार, पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, नई दिल्ली के पत्र संख्या–8–350/1987–एफरी(Vol), दिनांक 01.09.2020 (प्रति संलग्न) का सन्दर्भ ग्रहण करें, जिसके माध्यम से विषयगत प्रकरण में कतिपय बिन्दुओं पर आख्या मांगी गई है, जो निम्नवत है :–

i. The clear recommendation of CCF has not been provided in Part-III; as well as on the basis of improper recommendation of CCF the proposal has been recommended by Nodal Officer. Therefore, recommendation of the CCF & Nodal Officer needs a review. They are required to submit clear recommendations and the recommendations shall be on agreeing renewal proposal or not in specific "Yes" or "No" Reasons for agreement/disagreement shall also be cited with the proposal;
ii. DFO, Renukoot vide their letter no 2869/renukoot/15-38 dated 13-02-2019 had reported violation of section 2 of FCA, 1980 in this matter. The details about specific issues pertaining to contravention of section 2 of FCA, date of violation, extent of violation, officials responsible for violation, any other information relevant to this proposal shall be submitted;
iii. The State Government has not submitted the complete compliance of the Ministry's earlier approval vide order no 8-350/1987-FC dt. 30-05-1989;
iv. Site Inspection Report of the concerned CCF has not been submitted with the proposal which is mandatory as proposed renewal of lease is having extent 40 ha;
v. The NOC from other land owning agencies other than State Forest Department (if any) has not been submitted with the proposal;
vi. The State Government has not clarified whether the Environment Clearance issued vide order dt. 11-05-2005 is valid for the instant proposal or not;
vii. The State Government has not submitted the valid lease documents for the instant proposal;
viii. The State Government has not submitted details i.e. kml file with respect to the CA land where plantation has been carried out as per approval order no. 8-350/1987-FC dt. 30-05-1989;
ix. As per the DSS analysis report, the following shortfalls has been observed:
a. The calculated area of proposed diversion as per kml file submitted is found be 183.91 ha whereas applied area for diversion in the renewal proposal is 185.84 ha;
b. As per Sol Map, some portion of Forest land applied for renewal is falling in the state of Madhya Pradesh;

c. A shift of Forest KML boundary applied for renewal has been observed w.r.t. location forest patch i.e. 185.84 ha as shown in Sol Map;
d. Sol Map shows some Forest patches are not covered in the Forest land i.e 185.84 ha applied for renewal.

2– अतः इस सम्बन्ध में मुझे यह कहने का निदेश हुआ है कि भारत सरकार, पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, नई दिल्ली के संलग्न पत्र दिनांक 01.09.2020 में उल्लिखित कमियों का निराकरण कर आख्या/तत्सम्बन्धी अभिलेख अपनी संस्तुति सहित शासन को उपलब्ध कराने का कष्ट करें।

संलग्नक : यथोक्त।

भवदीय,

(आशीष तिवारी)
विशेष सचिव।

File No.8-350/1987-FC(Vol)

Government of India
Ministry of Environment, Forests and Climate Change
(Forest Conservation Division)
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Indira Paryavaran Bhawan,
Jor Bagh Road, Aliganj
New Delhi – 110003
Dated: 01 st September, 2020

To,

The Principal Secretary (Forests),
Department of Forest and Environment,
Government of Uttar Pradesh,
Lucknow.

Subject: Proposal of Renewal for diversion of 185.84 ha of Forest Land in favour of M/s. Northern Coalfields Limited for Coal Mining in Kakari Open Cast Coal Mining in Sonbhadra District in the State of Uttar Pradesh (Online No. FP/UP/MIN/29061/2017)-reg.

Madam/Sir,

I am directed to refer to the proposal received Online vide No. FP/UP/MIN/29061/2017 from the Government of Uttar Pradesh on the above-mentioned subject matter; seeking prior approval of the Central Government as per provisions contained in Section-2 of the Forest (Conservation) Act, 1980, and to request that after examination of the said proposal the Ministry has observed the following:

i. The clear recommendation of CCF has not been provided in Part-III; as well as on the basis of improper recommendation of CCF the proposal has been recommended by Nodal Officer. Therefore, recommendation of the C.C.F & Nodal Officer needs a review. They are required to submit clear recommendations and the recommendations shall be on agreeing renewal proposal or not in specific "Yes" or "No". Reasons for agreement/disagreement shall also be cited with the proposal;

ii. DFO, Renukoot vide their letter no. 2869/ रेनुकूट/15-38 dated 13.02.2019 had reported violation of section 2 of FCA, 1980 in this matter. The details about specific issues pertaining to contravention of section 2 of FCA, date of violation, extent of violation, officials responsible for violation, any other information relevant to this proposal shall be submitted;

iii. The State Government has not submitted the complete compliance of the Ministry's earlier approval vide order no. 8-350/1987-FC dt. 30.05.1989;

iv. Site Inspection Report of the concerned CCF has not been submitted with the proposal which is mandatory as proposed renewal of lease is having extent > 40 ha;

v. The NOC from other land owning agencies other than State Forest

Department (if any) has not been submitted with the proposal;

vi. The State Government has not clarified whether the Environmental Clearance issued vide order dt. 11.05.2005 is valid for the instant proposal or not;

vii. The State Government has not submitted the valid lease documents for the instant proposal;

viii. The State Government has not submitted details i.e. kml file with respect to the CA land where plantation has been carried out as per approval order no. 8-350/1987-FC dt. 30.05.1989;

ix. As per the DSS analysis report, the following shortfalls has been observed:

a. The calculated area of proposed diversion as per kml file submitted is found be 183.91 ha whereas applied area for diversion in the renewal proposal is 185.84 ha;

b. As per SoI Map, some portion of Forest land applied for renewal is falling in the state of Madhya Pradesh;

c. A shift of Forest KML boundary applied for renewal has been observed w.r.t. location forest patch i.e. 185.84 Ha as shown in SoI Map;

d. SoI Map shows some Forest patches are not covered in the Forest land i.e 185.84 ha applied for renewal.

In view of the above, the State Government may submit the above requisite information for further consideration of the proposal in the Ministry.

Ad-S.O.

Yours faithfully,

Sd/-
(Brijendra Swaroop)
Dy. Inspector General of Forests

ccf/Nodal
A.S.O.
03/09/2020

Copy to:

1. The PCCF & (HoFF) Government of Uttar Pradesh, Lucknow.
2. The DDG (Central), Regional Office (Central Zone), Lucknow.
3. The Nodal Officer, O/o the PCCF, Government of Uttar Pradesh, Lucknow.
4. User Agency.
5. Monitoring Cell, FC Division, MoEF&CC, New Delhi.

Signature Not Verified

Digitally signed by
BRIJENDRA SWAROOP.
Date: 2020.09.01 15:30:32 IST

महत्वपूर्ण / तत्काल

कार्यालय मुख्य वन संरक्षक / नोडल अधिकारी, पर्यावरण, वन एवं जलवायु परिवर्तन विभाग, उ0प्र0, लखनऊ।

पत्रांक– ५११ /11–सी–FP/UP/Min/29061/2017, लखनऊ, दिनांकः सितम्बर 02 ,2020

प्रतिलिपि– मुख्य वन संरक्षक, मीरजापुर क्षेत्र, मीरजापुर को इस आशय से प्रेषित कि उपरोक्त आपत्तियों का बिन्दुवार निराकरण कर सूचना एवं उससे सम्बन्धित अभिलेख इस कार्यालय को तीन प्रतियों में संस्तुति के साथ प्रेषित करने का कष्ट करें।

प्रतिलिपि– प्रभागीय वनाधिकारी, रेनुकूट वन प्रभाग, रेनुकूट को इस आशय से प्रेषित कि उपरोक्त आपत्तियों का बिन्दुवार निराकरण कर सूचना एवं उससे सम्बन्धित अभिलेख इस कार्यालय को मुख्य वन संरक्षक के माध्यम से तीन प्रतियों में संस्तुति के साथ उपलब्ध कराना सुनिश्चित करें।

प्रतिलिपि– महाप्रबन्धक, नार्दन कोल फील्डस लि0, ककरी परियोजना, ककरी–सोनभद्र को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित।

(पंकज मिश्र)
मुख्य वन संरक्षक / नोडल अधिकारी,
उ0प्र0, लखनऊ