

**MINUTES OF THE 7th MEETING OF THE REGIONAL EMPOWERED
COMMITTEE (REC) OF REGIONAL OFFICE, NORTH CENTRAL
ZONE, DEHRADUN
HELD ON 30TH NOVEMBER, 2015**

The 7th meeting of the Regional Empowered Committee (REC) of the Regional Office, North Central Zone, Dehradun was held on 30th November, 2015 in the Regional Office, Dehradun under the Chairmanship of Shri Ajay Kumar, Addl. PCCF, Regional Office, Dehradun.

Following official/non-official members & the special invitees were present in the meeting.

S.No.	Name	Designation
1.	Shri Ajay Kumar Addl. PCCF, R.O., Dehradun	Chairman
2.	Dr. G. S. Rawat, IFS (Retd.)	Member
3.	Dr. S.P. Singh	Member
4.	Shri M.S. Negi CF, R.O., Dehradun	Member Secretary
5.	Shri S.T.S.Lepcha, Addl.PCCF & Nodal Officer, Govt. of Uttarakhand.	Special Invitee
6.	Dr. V.R.R. Singh, Nodal Officer-cum-APCCF (FCA) Govt. of Himachal Pradesh	Special Invitee
7.	Representatives of User Agencies	

The following proposals seeking diversion of forest land for non-forest purposes pertaining to Himachal Pradesh and Uttarakhand were discussed in detail and the decision taken by REC is as under:-

HUMACHAL PRADESH

1. **Diversion of 0.9912 ha of forest land for Establishment of Stone Crusher and quarry at Muhal Pashada in favour of M/s Satya Surya Shiv Shakti Stone Crusher within the jurisdiction of Rampur Forest Division, Distt. Shimla, H.P.**

Online No.(FP/HP/QRY/10914/2015)

Regional Empowered Committee discussed the proposal seeking diversion of 0.9912 ha of forest land for Establishment of Stone Crusher and Quarry at Muhal Pashada. Committee noticed that the forest land proposed for diversion is not a part of any Protected Area and no rare and endangered species of flora and fauna have been reported. No felling of trees is involved in the project. Committee also noticed that out of the total proposed area of 0.9912 ha, 0.4550 ha forest land was earlier diverted for installation of stone crusher and establishment of quarry in favour of Smt. Mahanti Devi, R/o village-Pashada. The working permission expired on 22.06.2013 but the permission of Central Govt. for renewal of lease in respect of earlier diverted land was not obtained within time. In addition, the lease was transferred to Shri Sanjeev Mehta on 12.01.2011 but the permission of Central Govt. was not obtained for transfer of approval under FCA, 1980 in respect of this lease to Shri Sanjeev Mehta from Smt. Mahanti Devi. Further, the Permanent Registration of Stone Crusher was also transferred to Shri Sanjeev Mehta on 13.08.2012 without obtaining any permission from Central Government. Now, Shri Sanjeev Mehta has submitted application seeking diversion of 0.9912 ha of forest land which includes 0.4550 ha of forest land diverted in the past and 0.5362 ha of fresh additional forest land for establishment of Stone Crusher and Quarry at Muhal Pashada.

State Govt. vide letter dated 16.11.2015 informed that the lease was transferred in the name of Shri Sanjeev Mehta on 12.01.2011 and the permanent registration of Stone Crusher was transferred in the name of Shri Sanjeev Mehta on 13.08.2012 by the Industries Department without obtaining approval of Central Govt. for transfer of approval under FCA, 1980 due to lack of knowledge but the same was done as per the provisions of policy guidelines for approval/registration, location, installation and working of mining leases/Stone Crushers in H.P. However, the mining lease as well as registration of Stone Crusher has

since expired and the same can be renewed only after obtaining approval for diversion of forest land under FCA.

Regarding delay in obtaining renewal of earlier lease, it is mentioned that the User Agency initiated the process for obtaining approval of Central Govt. for renewal of lease under FCA, 1980 before expiry of working permission but the same got delayed due to various reasons. It is also mentioned that though earlier approval stipulated reclamation of mining area, the same could only be done after mining process is complete. During the course of discussion, the representative of User Agency also informed that the mining process is not complete in the mined areas as yet and mining will be carried out in whole area after renewal is granted.

After detailed discussion, REC observed that the State Govt. /User Agency has violated the provision of FCA and the guidelines issued thereunder because firstly the lease of the forest land diverted and thereafter the registration of Stone Crusher was transferred in the name of another person without obtaining prior approval of the Central Govt. under FCA, 1980 Secondly, the application for renewal of mining lease over the forest land was not submitted before expiry of working permission which amounts to violation of FCA.

In view of the above, REC decided to recommend the proposal to the MoEF&CC for approval on usual terms and conditions, coterminous with the period of lease as per rules/guidelines with the additional condition that the User Agency will have to pay the cost of Penal Compensatory Afforestation over double the area of forest land involved i.e. 0.98 ha (0.4550 ha x 2) or say 1.00 ha for the above mentioned violations.

2. **Diversion of 0.6331 ha of forest land for the const. Of Telang Small Hydro Electric Project (1.00 MW) in favour of M/s JVH Power 1st Floor, Pawan Hotel Near Bus Stand Sujapur, Tihra, Distt. Hamirpur, H.P., within the jurisdiction of Kullu Forest Division, Distt. Kullu, H.P.**

Online No. FP/HP/HYD/8191/2014

Regional Empowered Committee discussed the proposal seeking Diversion of 0.6331 ha of forest land for the const. of Telang Small Hydro Electric Project (1.00 MW). Committee noticed that the forest land proposed for diversion is not a part of any Protected Area and no rare and endangered species of flora and fauna have been reported. As per enumeration list submitted in the hard copy of the proposal, felling of 51

trees and 10 saplings is involved in the project but the trees are not shown in the online Part-II. State Nodal Officer, however, confirmed that the 51 trees and 10 saplings are proposed to be felled. Committee also observed that the as per Site Inspection Report, CF has visited the site on 26.11.2014 but the date of inspection is mentioned 21.04.2015 in column 15 of online Part-II. Further, the Sub-Division Level Committee meeting for FRA certificate is shown to be held prior to the Gram Panchayat meeting under FRA.

As per para 3.2 (i) of the Govt. of India guidelines, Compensatory Afforestation (CA) shall be done over equivalent area of non-forest land. Further, as per para 3.2 (iv) & (v) where non-forest land is not available or available in less extent, CA may be carried out over degraded forest land twice in extent to the area being diverted and for non-availability of non-forest land for CA in entire state, a certificate to this effect is required to be furnished on prescribed performa by the Chief Secretary of the State.

It was observed that in almost all proposals seeking diversion of forest land to non-forest use, the Govt. of Himachal Pradesh is proposing CA over degraded forest land twice in extent to the area being diverted along with the requisite certificate from the Chief Secretary, which certifies non-availability in the entire State of Himachal Pradesh, of non-forest land/revenue lands, *zudpi jungle*, *chote jhad ka jungle*, *bade jhad ka jungle*, *jungle jhadi land*, *civil soyam land* and all other categories of forest land (except the forest land under management and control of the Forest Department) on which the provisions of the Forest (Conservation) Act, 1980 are applicable, which as per the extant guidelines of the Central Government may be utilised for creation of CA in lieu of forest land proposed to be diverted for non-forest purpose.

However, keeping in view long term implications of this certificate, MoEF&CC, GoI, considered it appropriate to ascertain correctness of the said certificate from the Govt. of H.P. before its acceptance by the Ministry but the same has been reiterated by the State Govt. through letter from APCCF-cum-State Nodal Officer (FCA), HP. It is pertinent to mention here that in the proposal seeking diversion of forest land for Pandoga Industrial area (60.290 ha) and construction of Amb-Daulatpur Railway line (0.9 ha) in District Una, the CA has been proposed over equivalent area of Govt. (*Shamlat*) land under the control of Revenue Department, which comes under the category of forest land as per 1952 Notification, to be mutated in the name of Forest Department and later on declared as Reserve Forest. This shows that there might be availability of

forest land outside the control of Forest Department or non-forest Govt. land in some districts of HP which might be available for carrying out CA and as per guidelines the same is required to be spared for CA first before proposing CA over degraded forest land. The certificate being provided by the Chief Secretary of the State, thus, needs to be reviewed and forest land/non-forest Govt. land outside the control of Forest Department needs to be spared for carrying out CA at least for those projects which are not exempted for carrying out CA on equivalent area of non-forest land under para 3.2 (vi).

After detailed discussion on various aspects of the proposal, committee decided to recommend the proposal to MoEF&CC for approval subject to submission of following documents/information:

1. Revised proceedings of Sub-Division Committee meeting under FRA after the date of meeting of Gram Panchayat.
2. The No. of trees proposed to be felled is to be shown in the online Part-II.
3. Density of vegetation to be shown in Part-II of hard copy.
4. Clarification on date of Site Inspection by the CF.
5. State Nodal Officer to advise the DFO to ensure submission of complete and correct information in proposals in future.
6. Clarification about non-availability of forest land outside the control of Forest Department or non-forest Govt. land for carrying out CA in the state and contents of the certificate of Chief Secretary as discussed above.

3. **Diversion of 1.6766 ha of forest land for const. of Saru-I (3MW) SHEP in favour of M/s Chureshwar Hydro Power, VPO-Chopal in Dodra Kawar, Distt. Shimla within the jurisdiction of Rohru Forest Division, Distt. Shimla, H.P.**

Regional Empowered Committee discussed the proposal seeking diversion of 1.6766 ha of forest land for const. of Saru-I (3MW) SHEP. Committee noticed that the forest land proposed for diversion is not a part of any Protected Area and no rare and endangered species of flora and fauna have been reported. On perusal of the enumeration list, the committee observed that 191 trees of different species are proposed to be felled in the project. Out of 191 trees, 110 trees are stated to be of Narayaka species (local name) but the botanical name of this tree has not been recorded in the enumeration list. The committee observed that the proposal also involves construction of 955 mtr. long 33 KV T/L through underground cable in the forest land with the proposed RoW of 3.00 mtr which has been approved by HP Power Transmission Corporation Ltd. (HPPTCL) (A State Govt. Undertaking). The Committee also observed that the MoEF & CC has not prescribed any specific guidelines regarding

RoW for laying of T/L through underground cable. Progress of implementation of CA in the Division since 1980 was also observed to be poor.

As per para 3.2 (i) of the Govt. of India guidelines, Compensatory Afforestation (CA) shall be done over equivalent area of non-forest land. Further, as per para 3.2 (iv) & (v) where non-forest land is not available or available in less extent, CA may be carried out over degraded forest land twice in extent to the area being diverted and for non-availability of non-forest land for CA in entire state, a certificate to this effect is required to be furnished on prescribed performa by the Chief Secretary of the State.

It was observed that in almost all proposals seeking diversion of forest land to non-forest use, the Govt. of Himachal Pradesh is proposing CA over degraded forest land twice in extent to the area being diverted along with the requisite certificate from the Chief Secretary, which certifies non-availability in the entire State of Himachal Pradesh, of non-forest land/revenue lands, *zudpi jungle, chote jhad ka jungle, bade jhad ka jungle, jungle jhadi land, civil soyam land* and all other categories of forest land (except the forest land under management and control of the Forest Department) on which the provisions of the Forest (Conservation) Act, 1980 are applicable, which as per the extant guidelines of the Central Government may be utilised for creation of CA in lieu of forest land proposed to be diverted for non-forest purpose.

However, keeping in view long term implications of this certificate, MoEF&CC, GoI, considered it appropriate to ascertain correctness of the said certificate from the Govt. of H.P. before its acceptance by the Ministry but the same has been reiterated by the State Govt. through letter from APCCF-cum-State Nodal Officer (FCA), HP. It is pertinent to mention here that in the proposal seeking diversion of forest land for Pandoga Industrial area (60.290 ha) and construction of Amb-Daulatpur Railway line (0.9 ha) in District Una, the CA has been proposed over equivalent area of Govt. (*Shamlat*) land under the control of Revenue Department, which comes under the category of forest land as per 1952 Notification, to be mutated in the name of Forest Department and later on declared as Reserve Forest. This shows that there might be availability of forest land outside the control of Forest Department or non-forest Govt. land in some districts of HP which might be available for carrying out CA and as per guidelines the same is required to be spared for CA first before proposing CA over degraded forest land. The certificate being provided by the Chief Secretary of the State, thus, needs to be reviewed and forest

land/non-forest Govt. land outside the control of Forest Department needs to be spared for carrying out CA at least for those projects which are not exempted for carrying out CA on equivalent area of non-forest land under para 3.2 (vi).

After detailed discussion on various aspects of the proposal, committee decided that the State Govt. may be asked to submit following information/documents & the proposal may be discussed again in the next meeting.

1. Botanical name of the Narayaka species (local name) along with revised enumeration list.
2. Since, the progress of CA is 50%, State Govt. may intimate the measures proposed to be taken to clear the back log of CA.
3. Clarification about non-availability of forest land outside the control of Forest Department or non-forest Govt. land for carrying out CA in the state and contents of the certificate of Chief Secretary as discussed above.

4. **Diversion of 0.7449 ha. of forest land for construction of 1.00 MW Bagipul SHEP in favour of M/s Khurpan Valley Hydro Power Project within the jurisdiction of Ani Forest Division and Distt. Kullu, Himachal Pradesh.**

Online No. FP/HP/HYD/11128/2015

Regional Empowered Committee discussed the proposal seeking Diversion of 0.7449 ha of forest land for construction of 1.00 MW Bagipul SHEP. Committee noticed that the forest land proposed for diversion is not a part of any Protected Area and no rare and endangered species of flora and fauna have been reported. Felling of 19 trees is involved in the project. It was also taken on record that width of RoW for 22 KV T/L is proposed as 15 m, which is as per guidelines of MoEF&CC, Govt. of India. Committee also observed that the CA stipulated (539.6578 ha) is not commensurate to the forest land diverted (294.1987 ha) and the State Govt. has not furnished any clarification on this mismatch. In addition, the progress of CA was also not found to be good, which is 56% only. On a query raised about source of sand/boulders/bazri for the construction of this project, State Nodal Officer explained that the same will be sourced from registered Stone Crusher of the area.

As per para 3.2 (i) of the Govt. of India guidelines, Compensatory Afforestation (CA) shall be done over equivalent area of non-forest land.

Further, as per para 3.2 (iv) & (v) where non-forest land is not available or available in less extent, CA may be carried out over degraded forest land twice in extent to the area being diverted and for non-availability of non-forest land for CA in entire state, a certificate to this effect is required to be furnished on prescribed performa by the Chief Secretary of the State.

It was observed that in almost all proposals seeking diversion of forest land to non-forest use, the Govt. of Himachal Pradesh is proposing CA over degraded forest land twice in extent to the area being diverted along with the requisite certificate from the Chief Secretary, which certifies non-availability in the entire State of Himachal Pradesh, of non-forest land/revenue lands, *zudpi jungle*, *chote jhad ka jungle*, *bade jhad ka jungle*, *jungle jhadi land*, *civil soyam land* and all other categories of forest land (except the forest land under management and control of the Forest Department) on which the provisions of the Forest (Conservation) Act, 1980 are applicable, which as per the extant guidelines of the Central Government may be utilised for creation of CA in lieu of forest land proposed to be diverted for non-forest purpose.

However, keeping in view long term implications of this certificate, MoEF&CC, GoI, considered it appropriate to ascertain correctness of the said certificate from the Govt. of H.P. before its acceptance by the Ministry but the same has been reiterated by the State Govt. through letter from APCCF-cum-State Nodal Officer (FCA), HP. It is pertinent to mention here that in the proposal seeking diversion of forest land for Pandoga Industrial area (60.290 ha) and construction of Amb-Daulatpur Railway line (0.9 ha) in District Una, the CA has been proposed over equivalent area of Govt. (*Shamlat*) land under the control of Revenue Department, which comes under the category of forest land as per 1952 Notification, to be mutated in the name of Forest Department and later on declared as Reserve Forest. This shows that there might be availability of forest land outside the control of Forest Department or non-forest Govt. land in some districts of HP which might be available for carrying out CA and as per guidelines the same is required to be spared for CA first before proposing CA over degraded forest land. The certificate being provided by the Chief Secretary of the State, thus, needs to be reviewed and forest land/non-forest Govt. land outside the control of Forest Department needs to be spared for carrying out CA at least for those projects which are not exempted for carrying out CA on equivalent area of non-forest land under para 3.2 (vi).

	<p>After detailed discussion on various aspects of the proposal, REC decided to recommend the proposal to the MoEF&CC for approval subject to submission of following information:-</p> <ol style="list-style-type: none"> 1. Clarification about mismatch in the CA stipulated and the forest land diverted in Ani Forest Division. 2. Reasons for poor progress in implementation of CA and the measures proposed to be taken to clear the backlog of CA in Ani Forest Division. 3. Clarification about non-availability of forest land outside the control of Forest Department or non-forest Govt. land for carrying out CA in the state and contents of the certificate of Chief Secretary as discussed above.
5.	<p>Diversion of 2.29 ha of forest land for const. of 3MW Chakshi-II Small Hydro Electric Project in favour of M/s Continental Hydro Power Pvt. Ltd. within the jurisdiction of Parbati Forest Division, Distt. Kullu, H.P.</p> <p>Regional Empowered Committee discussed the proposal seeking diversion of 2.29 ha of forest land for const. of 3MW Chakshi-II Small Hydro Electric Project. Committee noticed that the forest land proposed for diversion is not a part of any Protected Area and no rare and endangered species of flora and fauna have been reported. Committee also observed that the project involves felling of 159 trees and 32 saplings. Further, the committee observed that the proposal also involves construction of 978.38 mtr. long 33 KV T/L through underground cable in the forest land with the proposed RoW of 5.68 mtr which has been approved by HP Power Transmission Corporation Ltd. (HPPTCL), a State Govt. Undertaking. The Committee also observed that the MoEF & CC has not prescribed any specific guidelines regarding RoW for laying of T/L through underground cable. It was also noticed by the committee that the reply of Regional Office letter dated 20.10.2015 regarding submission of FRA certificate and clarification on length and width of RoW has been submitted by the User Agency directly in the meeting.</p> <p>As per para 3.2 (i) of the Govt. of India guidelines, Compensatory Afforestation (CA) shall be done over equivalent area of non-forest land. Further, as per para 3.2 (iv) & (v) where non-forest land is not available or available in less extent, CA may be carried out over degraded forest land twice in extent to the area being diverted and for non-availability of non-forest land for CA in entire state, a certificate to this effect is required to be furnished on prescribed performa by the Chief Secretary of the State.</p> <p>It was observed that in almost all proposals seeking diversion of</p>

forest land to non-forest use, the Govt. of Himachal Pradesh is proposing CA over degraded forest land twice in extent to the area being diverted along with the requisite certificate from the Chief Secretary, which certifies non-availability in the entire State of Himachal Pradesh, of non-forest land/revenue lands, *zudpi jungle*, *chote jhad ka jungle*, *bade jhad ka jungle*, *jungle jhadi land*, *civil soyam land* and all other categories of forest land (except the forest land under management and control of the Forest Department) on which the provisions of the Forest (Conservation) Act, 1980 are applicable, which as per the extant guidelines of the Central Government may be utilised for creation of CA in lieu of forest land proposed to be diverted for non-forest purpose.

However, keeping in view long term implications of this certificate, MoEF&CC, GoI, considered it appropriate to ascertain correctness of the said certificate from the Govt. of H.P. before its acceptance by the Ministry but the same has been reiterated by the State Govt. through letter from APCCF-cum-State Nodal Officer (FCA), HP. It is pertinent to mention here that in the proposal seeking diversion of forest land for Pandoga Industrial area (60.290 ha) and construction of Amb-Daulatpur Railway line (0.9 ha) in District Una, the CA has been proposed over equivalent area of Govt. (*Shamlat*) land under the control of Revenue Department, which comes under the category of forest land as per 1952 Notification, to be mutated in the name of Forest Department and later on declared as Reserve Forest. This shows that there might be availability of forest land outside the control of Forest Department or non-forest Govt. land in some districts of HP which might be available for carrying out CA and as per guidelines the same is required to be spared for CA first before proposing CA over degraded forest land. The certificate being provided by the Chief Secretary of the State, thus, needs to be reviewed and forest land/non-forest Govt. land outside the control of Forest Department needs to be spared for carrying out CA at least for those projects which are not exempted for carrying out CA on equivalent area of non-forest land under para 3.2 (vi).

After detailed discussion on various aspects of the proposal and in view of the fact that no guidelines exist for RoW of T/L through underground cable and the proposed arrangement stands technically authenticated by HPPTCL, a HP Govt. Undertaking having necessary technical expertise, the REC decided to recommend the proposal to be submitted to the MoEF & CC for approval subject to MoEF & CC, Govt. of India, New Delhi taking a considered decision on proposed T/L and

	<p>RoW and submission of following information/documents:-</p> <ol style="list-style-type: none"> 1. The reply of Regional Office letter dated 20.10.2015 produced by the User Agency in the meeting to be submitted through State Govt. 2. Clarification about non-availability of forest land outside the control of Forest Department or non-forest Govt. land for carrying out CA in the state and contents of the certificate of Chief Secretary as discussed above.
6.	<p>Diversion of 2.2516 ha (instead of 2.4914 ha) of forest land for the construction of Rajpur HEP (9.90 MW) in favour of Rajpur Hydro Power Pvt. Ltd. within the jurisdiction of Rampur Forest Division, Distt. Shimla, Himachal Pradesh.</p> <p>Regional Empowered Committee discussed the proposal seeking diversion of 2.2516 ha (instead of 2.4914 ha) of forest land for the construction of Rajpur HEP (9.90 MW). Committee noticed that the final approval for diversion of 2.4914 ha of forest land for const. of Rajpur HEP (9.90 MW) was accorded vide Regional Office, Chandigarh's letter No. 9 -HPB 452/2010-CHA/8033-37 dated 03.10.2011 and letter of even no. dated 31.05.2013. The User Agency has mentioned that due to geological hazards encountered in the area from Intake to Adit-1, which was found to be sliding zone, the plan had to be partially changed for future safety aspects. Accordingly, the technical survey recommended open channel instead of making underground tunnel. As a result, it became necessary to acquire additional 0.3695 ha of forest land and surrender 0.6093 ha of already diverted forest land. Now, the net revised requirement of forest land comes to 2.2516 ha. The committee also observed that the RoW for T/L is taken as 3.00 mtr which is not in accordance of with the guidelines issued by the Ministry.</p> <p>As per para 3.2 (i) of the Govt. of India guidelines, Compensatory Afforestation (CA) shall be done over equivalent area of non-forest land. Further, as per para 3.2 (iv) & (v) where non-forest land is not available or available in less extent, CA may be carried out over degraded forest land twice in extent to the area being diverted and for non-availability of non-forest land for CA in entire state, a certificate to this effect is required to be furnished on prescribed performa by the Chief Secretary of the State.</p> <p>It was observed that in almost all proposals seeking diversion of forest land to non-forest use, the Govt. of Himachal Pradesh is proposing CA over degraded forest land twice in extent to the area being diverted along with the requisite certificate from the Chief Secretary, which certifies non-availability in the entire State of Himachal Pradesh, of non-</p>

forest land/revenue lands, *zudpi jungle*, *chote jhad ka jungle*, *bade jhad ka jungle*, *jungle jhadi land*, *civil soyam land* and all other categories of forest land (except the forest land under management and control of the Forest Department) on which the provisions of the Forest (Conservation) Act, 1980 are applicable, which as per the extant guidelines of the Central Government may be utilised for creation of CA in lieu of forest land proposed to be diverted for non-forest purpose.

However, keeping in view long term implications of this certificate, MoEF&CC, GoI, considered it appropriate to ascertain correctness of the said certificate from the Govt. of H.P. before its acceptance by the Ministry but the same has been reiterated by the State Govt. through letter from APCCF-cum-State Nodal Officer (FCA), HP. It is pertinent to mention here that in the proposal seeking diversion of forest land for Pandoga Industrial area (60.290 ha) and construction of Amb-Daulatpur Railway line (0.9 ha) in District Una, the CA has been proposed over equivalent area of Govt. (*Shamlat*) land under the control of Revenue Department, which comes under the category of forest land as per 1952 Notification, to be mutated in the name of Forest Department and later on declared as Reserve Forest. This shows that there might be availability of forest land outside the control of Forest Department or non-forest Govt. land in some districts of HP which might be available for carrying out CA and as per guidelines the same is required to be spared for CA first before proposing CA over degraded forest land. The certificate being provided by the Chief Secretary of the State, thus, needs to be reviewed and forest land/non-forest Govt. land outside the control of Forest Department needs to be spared for carrying out CA at least for those projects which are not exempted for carrying out CA on equivalent area of non-forest land under para 3.2 (vi).

After detailed discussion on various aspects of the proposal, the committee decided that the State Govt. be requested to submit following information/documents & the proposal be placed in the next REC meeting.

1. Keeping in view the kind of tree species reported in the area, the Eco Class may not be Eco Class-VI but Eco Class-V which may be reviewed.
2. The RoW for T/L may be revised in accordance with the guidelines issued by the MoEF&CC, Govt. of India vide letter dated 05.05.2014.
3. Density may be expressed in decimal figures e.g. 0.1,0.2,0.3 & so

	<p>on.</p> <ol style="list-style-type: none"> 4. Dumping Yard-I measuring 2460 Sq.mtr to be surrendered is not shown in the map. 5. Diversion weir 728 Sq.mtr is shown as addl. requirement as well as to be surrendered. 6. Chief Secretary's Certificate regarding non-availability of non-forest land for CA as per prescribed format. 7. FRA Certificate in prescribed Form-II meant for projects other than linear. 8. Clarification about non-availability of forest land outside the control of Forest Department or non-forest Govt. land for carrying out CA in the state and contents of the certificate of Chief Secretary as discussed above.
<p>UTTARAKHAND</p>	
<p>7.</p>	<p>Diversion of 5.633 ha of forest land for const. of Seraghat to Busail Motor Road under PMGSY within the jurisdiction of Pithoragarh Forest Division, Distt. Pithoragarh, Uttarakhand.</p> <p>Online No. FP/UK/ROAD/ 7680/2015</p>
	<p>Regional Empowered Committee discussed the proposal seeking diversion of 5.633 ha of forest land for const. of Seraghat to Busail Motor Road. The Committee noticed that a population of 312 is getting benefit from this project. It was also noticed that the proposed area is not a part of any Protected Area and no rare and endangered species of flora and fauna have been reported. There is no violation of the Forest (Conservation) Act, 1980. The legal status of the land is Civil Soyam & Van Panchayat land. The project involves felling of 125 trees.</p> <p>After detailed discussion on various aspects of the proposal, the REC decided to accord in – principle approval for diversion of 5.633 ha of forest land for construction of this road subject to submission of following documents/information:-</p> <ol style="list-style-type: none"> 1. Land suitability certificate for area proposed for CA. 2. Revised C/B Analysis-Annexure- VI (b) which is not filled up properly. 3. Geo-referenced map of the area proposed for CA showing geo-coordinates at minimum 4 points along the periphery (Polygon) of the area.

8.	<p>Diversion of 5.00125 ha of forest land for const. of Talet Virkola Motor Road within the jurisdiction of Almora Forest Division, Distt. Almora, Uttarakhand.</p> <p>OnlineNo.FP/UK/ROAD/10101/2015</p> <p>Regional Empowered Committee discussed the proposal seeking diversion of 5.00125 ha of forest land for const. of Talet Virkola Motor Road. The Committee noticed that a population of 1060 is getting benefit from this project. It was also noticed that the proposed area is not a part of any Protected Area and no rare and endangered species of flora and fauna have been reported. The legal status of the land is RF (2.1375 ha), Van Panchayat (0.450 ha) & Civil Soyam (2.41375 ha). The project involves felling of 356 trees.</p> <p>After detailed discussion on various aspects of the proposal, the REC decided to accord in – principle approval for diversion of 5.00125 ha of forest land for construction of this road subject to submission of following documents/information.</p> <ol style="list-style-type: none"> 1. Working plan prescription for RF area to be uploaded in Part-II online. 2. Reply of point 1 & 2 of this office EDS dated 21.07.2015 regarding justification for locating project in forest area and data on employment generation. 3. Submission of revised Annexure- VI (b) & VI (c) of C/B Analysis after quantification of parameters and expressing the same in monetary terms.
9.	<p>Diversion of 5.409 ha of forest land for const. of Chobati to Barambachkundi Motor Road under PMGSY within the jurisdiction of Pithoragarh Forest Division, Distt. Pithoragarh, Uttarakhand.</p> <p>Online No. FP/UK/ROAD/7245/2014</p> <p>Regional Empowered Committee discussed the proposal seeking diversion of 5.409 ha of forest land for const. of Chobati to Barambachkundi Motor Road. The Committee noted that a population of 706 is getting benefit from this project. Committee also noticed that the proposed area is not a part of any Protected Area and no rare and endangered species of flora and fauna have been reported. The legal status of the land is Civil Soyam land. No violation of the Forest (Conservation) Act, 1980 is noticed in this case. The committee noted that the no. of project affected trees comes to 509 in the 9.00 mtr RoW and the State Govt. has mentioned that the felling of 392 trees in 7.00 mtr width only will be done.</p>

After detailed discussion on various aspects of the proposal, the REC decided to accord in-principle approval for diversion of 5.409 ha of forest land for const. of this road subject to submission of following information/documents:-

1. Clarification on legal status of forest land proposed for diversion because the legal status is mentioned as Civil Soyam land in online Part-II and Van Panchayat land in the hard copy of the enumeration list.
2. Geo-referenced map of the area proposed for CA showing geo-coordinates at minimum 4 points along the periphery (Polygon) of the area.
3. Plantation of Kaphal (*Myrica esculanta*) over minimum 1.00 ha area under CA scheme.
4. Transplantation of Kaphal saplings of 10-20 cm dia elsewhere by the Forest Department at the cost of User Agency.

10. **Diversion of 6.011 ha of forest land for const. of Munsyari to Harkot Motor Road under PMGSY within the jurisdiction of Pithoragarh Forest Division, Distt. Pithoragarah, Uttarakhand.**

Online No. FP/UK/ROAD/9030/2014

Regional Empowered Committee discussed the proposal seeking diversion of 6.011 ha of forest land for const. of Munsyari to Harkot Motor Road. It was noted that the proposal was discussed in the REC meeting held on 22.07.2015 and certain essential details/information were asked from the State Govt. It was also desired by the REC that the DFO, Pithoragarh should attend the next REC meeting to clarify the procedure followed for determining the Eco-Class and density of the forest area and calculation of NPV. REC expressed displeasure for the absence of DFO, Pithoragarh Addl. PCCF-cum- State Nodal Officer (FCA) informed that DFO, Pithoragarh could not be present as he has been relieved to attend 8 week compulsory Mid Career Training in IGNFA. Committee also noticed that the proposed area is not a part of any Protected Area and no rare and endangered species of flora and fauna have been reported. No violation of FCA has been reported in this case. The Committee noticed that a population of 407 of village Harkot and Matela is getting benefit from this project. The legal status of the land is Civil Soyam & Van Panchayat land. The project involves felling of 153 trees.

After detailed discussion on various aspects of the proposal and the fact that waiting for DFO, Pithoragarh to return back from training will lead to considerable delay in according approval to this otherwise

	<p>complete proposal, the REC decided to accord in-principle approval for diversion of 6.011 ha of forest land and desired that the State Nodal Officer should issue an advisory for correct determination of the Eco-Class, density and calculation of NPV to all the DFOs of the State in general and DFO, Pithoragarh in particular.</p>
11.	<p>Diversion of 10.0035 ha of forest land for expansion of Krishi Utpadan Mandi in favour of Krishi Utpadan Mandi Samiti, Haldwani within the jurisdiction of Tarai Central Forest Division, Distt. Nainital, Uttarakhand.</p> <p>Online No.FP/UK/Others/9279/2015</p> <p>Regional Empowered Committee discussed the proposal seeking diversion of 10.0035 ha of forest land for expansion of Krishi Utpadan Mandi in favour of Krishi Utpadan Mandi Samiti, Haldwani. Committee noticed that the forest land proposed for diversion is a part of Reserve Forest as well as Elephant Reserve as informed by the State Govt. The map of the proposed area depicted that this forms part of a small patch of forest/green cover left in Haldwani town and diversion of this forest land is likely to reduce the green cover further. It was also observed that the project involves construction of buildings having more than 1.00 ha covered area which is not permissible under Govt. of India guidelines and thus, this being a non-site specific activity, diversion of Reserve Forest land was not considered possible under the provisions given in para-2.1 (vii)(1) and para 4.5 (ii) of the Govt. of India's guidelines under FCA.</p> <p>After detailed discussion on various aspects of the proposal and in view of facts mentioned above, the REC decided to reject this proposal on merit.</p>
12.	<p>Diversion of 63.422 ha of forest land for development of 126 Km long Broad Gauge New Rail Link between Rishikesh and Karnprayag in the State of Uttarakhand within the jurisdiction of Dehradun Forest Division, Distt. Dehradun, Uttarakhand.</p> <p>Online No.FP/UK/RAIL/14375/2015</p> <p>Regional Empowered Committee discussed the proposal seeking diversion 63.422 ha of forest land for development of 126 Km long Broad Gauge New Rail Link between Rishikesh and Karnprayag. The committee noticed that the total length of the proposed rail link is 126.00 Km but the proposal seeking diversion of forest land is submitted for 0.00 Km to 6.00 Km (Part-I) only. It was apprehended by the committee that the larger</p>

issues regarding protected areas, if any, falling in the alignment of Part-II of the proposed rail link and dumping of muck from proposed 105 km tunnel length are likely to emerge in the Part-II of the proposed rail link. These issues are required to be taken into consideration in a holistic manner for the entire length of the rail link. The representative of the User Agency informed that the Part-II of the proposal has already been submitted to the State Govt. and the same is under process. It was also informed by User Agency that the Part-II of the proposal is likely to be submitted to the Regional Office within next one to two months.

In view of the above, the REC decided to advise the User Agency to submit the Part-II of the proposal also so that further decision is taken on the complete proposal (Part-I & II both together) after the Part-II of the proposal is submitted in the Regional Office.

This issues with the approval of Addl.PCCF, Regional Office (North Central) Dehradun-Cum-Chairman REC.


(M.S. Negi)

Member Secretary

File. No. RO-DDN/REC/1-2014/2077

dated 7th December, 2015

Copy for information & confirmation to:

1. Dr. G.S. Rawat, IFS (Retd.), 102/2, Vasant Vihar, Dehradun-248006.
2. Shri Praveen Thaplyal, IFS (Retd.), Shivkripa, Sangam Vihar Chouras, P.O. Kikileshwar, Distt. Tehri -249161, Uttarakhand.
3. Dr. S.P. Singh, 09, Waldorf Compund, Mallital, Nainital- 263001,
4. The Addl.PCCF & Nodal Officer, Forest Conservation, Uttarakhand, Indira Nagar, Forest Colony, Dehradun for information. He is requested to communicate the decisions taken in REC meeting to respective User Agencies/Field Officers of the Forest Department at his own level and forward necessary documents, where required, so that further action is taken by this office accordingly. No separate letters conveying individual case wise decision will be issued by this office.
5. The Nodal Officer-cum-Addl.PCCF (FCA), Forest Department, Govt. of Himachal Pradesh, Talland, Shimla, H.P. for information. He is requested to communicate the decisions taken in REC meeting to respective User Agencies/Field Officers of the Forest Department at his own level and forward necessary documents, where required, so that further action is taken by this office accordingly. No separate letters conveying individual case wise decision will be issued by this office.


(M.S. Negi)

Member Secretary

