

भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE
एकीकृत क्षेत्रीय कार्यालय, जयपुर/Integrated Regional Office, Jaipur



पत्र सं०: 8बी/दिल्ली/09/05/2021

दिनांक 06th September, 2021

सेवामें,

प्रमुख सचिव (पर्याव एवं वन),
दिल्ली राज्य सरकार, छठवा स्तर,
सी-अनुभाग, दिल्ली सचिवालय,
आई० पी० इस्टेट, नई दिल्ली-110002

Online Proposal No: FP/DL/Others/124256/2021

विषय: Proposal for diversion of 8.11 ha. Deemed Forest land for construction of Common Central Secretariat 1, 2 & 3 at the existing IGNC building by CPWD-reg.

सन्दर्भ: मुख्य वन संरक्षक (प्रशासन)/नोडल अधिकारी, नई दिल्ली का पत्रांक Letter No. 13/FCA/CCS/2021-22/3314-17, दिनांक 10-08-2021.

महोदय,

उपरोक्त विषयक संदर्भित पत्र का आशय ग्रहण करने का कष्ट करें जिसके द्वारा विषयांकित प्रकरण में राज्य सरकार द्वारा वन (संरक्षण) अधिनियम, 1980 की धारा (2) के अन्तर्गत भारत सरकार की स्वीकृति माँगी गयी थी।

प्रकरण दिनांक 24.08.2021 को आहूत की गयी क्षेत्रीय सशक्त समिति (REC) की बैठक में (REC Agenda item 57.3 Delhi) शामिल किया गया था, जिसमें विचारोपरान्त प्रकरण को सशर्त स्वीकृति प्रदान की गयी है। क्षेत्रीय सशक्त समिति की स्वीकृति उपरान्त केन्द्र सरकार उपरोक्त विषयांकित परियोजना हेतु 8.11 हे० वनभूमि के प्रत्यावर्तन एवं 2219 वृक्षों (1157 पोल्ल्स एवं 1062 वृक्षों) के पातन की सैद्धान्तिक स्वीकृति/(In-principle/Stage-I) approval निम्नलिखित शर्तों पर प्रदान करती है:-

1. Legal status of the forest land shall remain unchanged.
2. *The land for CA will be made available to the Forest Department, free of all the encroachments & encumbrances, within 15 days of the approval and compliance submitted to IRO, Jaipur.*
3. *Translocation scheme needs to be submitted before IRO, Jaipur as per species and age classes suitable for translocation.*
4. Forest land will be handed over only after required non-forest land for the project is handed over by the user agency.
5. Compensatory afforestation shall be taken up by the Forest Department over 8.11 ha. Non forest land in Compartment/Khasra/Survey No. 10/9/2, 1/1, 1/2, 2/1, 2/2, 3, 3/25/2/2, 25/2/1, 61/16/1, 4/16/2, 17, 19, 21/1, 21/2/1, 21/2/2, 21/3, 22, 32/1, 23/2, 23/3, 24, 60/20/2, 20/1, 19, 18, 17/1, 17/2, 16/2, 11/1, 11/2, 12, 13 14/1, 14/2, 15, 9, 27, 8, 7/2, 7/1, 6, 26, 3, 4/1, 4/2, 5, 59/11, 10, 1, 2/1, 9, 53/24 25 at master plan Green, Sector, 29, Dwarka, Delhi at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.
6. In compliance of guidelines of MoEF&CC issued vide letter No.17/24/2019-FC dated 26.11.2019, the non-forest land proposed for compensatory afforestation shall be declared as Protected Forest under relevant

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06/09/2021

File No.8B/DLI/09/5/2021/FC

provisions of Indian Forest Act, 1927 or State Specific Act, if any. However, ownership of that CA patches need not be transferred/mutated in the name of State Forest Department.

7. The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.
8. Forest land will be handed over only after required non-forest land for the project is made available to the user agency for plantation purpose.
9. The State Government shall charge the Net Present Value (NPV) for the 8.11 ha. forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No. 5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009 in this regard.
10. Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
11. User agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.
12. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
13. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
14. No violation of FCA certificate from concerned DFO shall be provided.
15. The layout plan of the proposal shall not be changed without prior approval of Central Government.
16. No labour camp shall be established on the forest land.
17. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
18. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.
19. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
20. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.
21. The forest land shall not be used for any purpose other than that specified in the project proposal.
22. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India.
23. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guideline F. No. 11-42/2017-FC dt 29/01/2018.
24. All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal.
25. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).


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06/09/2021

File No.8B/DLI/09/5/2021/FC

26. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.

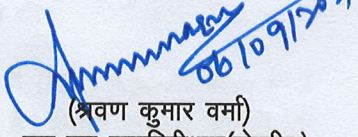
After receipt of compliance report on fulfillment of all of the above conditions from the State Government, proposal will be considered for final approval under Section-2 of the Forest (Conservation) Act, 1980, by this office.

The order for transfer of forest land to user agency shall not be issued by the State Government till final approval order for diversion of forest land is issued by Government of India.


06/09/2021
(शिवण कुमार वर्मा)
उप वन महानिरीक्षक(केन्द्रीय)

प्रतिलिपि (ईमेल द्वारा):

1. प्रधान मुख्य वन संरक्षक वन एवं वन्यजीव विभाग, ए-ब्लाक, द्वितीय तल, विकास भवन, आई. पी. इस्टेट, नई दिल्ली-110002।
2. मुख्य वन संरक्षक एवं नोडल अधिकारी (वन [संरक्षण] अधिनियम, 1980), वन एवं वन्यजीव विभाग, ए-ब्लाक, द्वितीय तल, विकास भवन, आई0पी0 इस्टेट, नई दिल्ली-110002.
3. उप वन संरक्षक(पश्चिम), मंदिर लेन, मंदिर मार्ग, नई दिल्ली-110060.
4. सुपरिटेण्डेंट इंजीनियर (सी), सेन्ट्रल विस्टा प्रोजेक्ट सर्कल-II, सी. पी. डब्ल्यू. डी., कक्ष सं. 6, विंग, निर्माण भवन, नई दिल्ली-110011.
5. पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, एकीकृत क्षेत्रीय कार्यालय, लखनऊ को वेबसाइट पर अपलोडिंग हेतु/आदेश पत्रावली।


06/09/2021
(शिवण कुमार वर्मा)
उप वन महानिरीक्षक(केन्द्रीय)