



भारत सरकार
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
क्षेत्रीय कार्यालय (मध्य)

Ministry of Environment, Forest and Climate Change
Regional Office (Central Region)



केन्द्रीय भवन, पंचम तल, सेक्टर-एच, अलीगंज, लखनऊ-226024

Kendriya Bhawan, 5th Floor, Sector-H, Aliganj, Lucknow- 226024, Telefax: 2326696, 2324340, 2324047, 2324025
Email: (Env.) m_env@rediffmail.com, (Forest) goimoeffolko@gmail.com

पत्र सं० 8बी/दिल्ली/06/02/2019/एफ.सी

131

दिनांक: 19.06.2019

सेवा में,

प्रधान मुख्य वन संरक्षक
एवं वन्यजीव विभाग,
ए-ब्लॉक, द्वितीय तल, विकास भवन,
आईपीओ इस्टेट, नई दिल्ली-110002

Online Proposal No: FP/DL/Road/37292/2018

विषय: Diversion of 10 ha. deemed Forest land for construction and development of Dwarka Expressway (NH-248 BB) from km. 20, NH-8 (near Shiv Murti, Delhi) to km. 40, NH-8 (near village Khirki Dola, Gurugram) in the NCT of Delhi-package-1-Shiv Murti to Delhi/Haryana Border (km. 0.000 to km. 5.300)-reg.

सन्दर्भ: प्रधान मुख्य वन संरक्षक, वन एवं वन्यजीव विभाग, दिल्ली का पत्रांक-158/WFD/COT/17-18/Package-I/4292-93, दिनांक-11.06.2019. एवं पत्रांक 158/WFD/COT/17-18/Package-I/11423-25 दिनांक-14.06.2019

महोदय,

उपरोक्त विषय का आशय ग्रहण करने का कष्ट करें। प्रश्नगत प्रकरण में इस कार्यालय के समसंख्यक पत्र दिनांक-26.03.2019 द्वारा अतिरिक्त सूचना चाही गयी थी जिसकी अनुपालना प्रधान मुख्य वन संरक्षक एवं वन्यजीव विभाग, नई दिल्ली के उपरोक्त संदर्भित पत्र द्वारा प्रस्तुत की गयी है। प्रस्तुत अनुपालना पर विचारोपरान्त प्रकरण को दिनांक-17.06.2019 को आहूत की गयी क्षेत्रीय सशक्त समिति (REC) की बैठक में (REC Agenda item 38.4 NCT of Delhi) शामिल किया गया था जिसमें विचारोपरान्त प्रकरण को सशर्त स्वीकृति प्रदान की गयी है,

अतः मुझे मुझे यह सूचित करने का निर्देश हुआ है कि केन्द्र सरकार द्वारा का एक्सप्रेसवे (NH-248BB) से किमी 20, NH-8, से किमी 40, शिव मूर्ति दिल्ली/हरयाणा बार्डर के निर्माण के लिए 10 हे० वन भूमि के प्रत्यावर्तन एवं 2751 वृक्षों (1888 वृक्ष एवं 863 पोल्स) के पातन की सैद्धान्तिक स्वीकृति निम्नलिखित शर्तों पर प्रदान करती है:-

1. Compensatory afforestation shall be taken up by the Forest Department over 10 ha Non-forest land (as proposed by the Forest Dept.) at the cost of the User Agency. As far as practicable a mixture of local indigenous species will be planted and monoculture of a species has to be avoided.
- 2.) The said non-forest land shall be transferred and mutated in favour of the State Forest Department & compliance to this effect shall be submitted alongwith the complete compliance report of conditions imposed in in principle approval.
3. 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.

4. The State Government shall charge the Net Present Value(NPV) for 10ha. forest area to be diverted@ 8,87000 under this proposal i.e. 8.87000x10 ha.Rs.88,70,000/- from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/03/2003, 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.

5. 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.

6. The cost of felling of trees shall be deposited by the User Agency with the State Forest Department.

7. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.

8. All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA fund only through *e-portal* (<https://parivesh.nic.in/>).

9. The compliance report shall be uploaded on *e-portal* (<https://parivesh.nic.in/>).

भवदीया,

(प्राची गंगवार)

सहायक वन महानिरीक्षक(के.)

प्रतिलिपि सूचनार्थ एवं आवश्यक कार्यवाही हेतु :-

1. अपर वनमहानिदेशक एफ.सी., पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, इन्दिरा पर्यावरण भवन, जोरबाग रोड, नयी दिल्ली-110003.
2. निदेशक (आर0ओ0एच0क्यू0) पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, इन्दिरा पर्यावरण भवन, जोरबाग रोड, नयी दिल्ली-110003.
3. प्रभागीय वनाधिकारी, पश्चिम, पश्चिम वन प्रभाग, मंदिर लेन, मंदिर मार्ग, नई दिल्ली।
4. प्रोजेक्ट डायरेक्टर, NHAI, प्रोजेक्ट इम्प्लीमेंटेशन यूनिट, द्वारका, 201 ई/ए, द्वितीय तल, डी-21, कारपोरेट पार्क, सेक्टर-21, द्वारका, नई दिल्ली-110075.
5. पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, क्षेत्रीय कार्यालय, लखनऊ को वेबसाइट पर अपलोडिंग हेतु प्रेषित।
6. आदेश प्रभावली

19/6/19
(प्राची गंगवार)

सहायक वन महानिरीक्षक(के.)

Agenda item 38.4 NCT of Delhi

Online Proposal No:FP/DL/Road/37292/2018

8B/DLI/06/02/20189/FC: Diversion of 10 ha. Of deemed forest land for construction and Development of Dwarka Express Way (N-248BB) from km.20,NH-8(near Shiv Murti,Delhi) to km 40, NH-8(near village Khirki Dola,Gurgram) in the NCT of Delhi-Package-I Shiv Murti to Delhi/Haryana Border(km 0.00 to km.5.300)-reg.

The proposal was submitted vide letter no. 158/ WFD/COT/17-18/Package-1/2213-15,DT.13.03.2019 from Conservator of Forests, Department of Forest & Wildlife IP Estate New Delhi Government NCT New Delhi. Some queries raised by this office vide letter no. 8B/DLI/06/02/2019/FC/682 dated 26.03.2019 & 29.03.2019. The PCCF & Nodal Officer, FCA vide their letter No.158/WFD/COT/17-18/Package-1/3418-20 dated 07.05.2019 has submitted the reply of the above queries. Again clarifications were sought vide letters dated 28.05.2019 & 30.05.2019 regarding CA and NPV calculation respectively.

The details of the proposals are as under:

1. The proposal was submitted vide no. 158/ WFD/COT/17-18/Package-1/2213-15,DT.13.03.2019 from Conservator of Forests, Department of Forest & Wildlife IP Estate New Delhi Government NCT New Delhi has been signed and recommended by the all concerned authorities in the part I, II, III, IV & V. No specific comments, regarding the proposal have been made in Part II, III, IV and V and recommendation has been made emphasising the vital importance and necessary in large public interest.
2. Site inspection reports on page-no.31-31 of Proposal filled by the concerned DC having territorial jurisdiction on proposed forest patches-as per page-no. 31-32 Violation of Forests (Conservation) Act-1980 has not been reported (Site inspection report at page no. 31-32).
3. As per part II of the proposal the proposed forest patch is not a part of any Bird sanctuary National Park, or Wild life sanctuary. The project is for construction and Development of Dwarka Express Way (N-248BB) from km.20,NH-8(near Shiv Murti,Delhi) to km 40, NH-8(near village Khirki Dola,Gurgram) in the NCT of Delhi-Package-I Shiv Murti to Delhi/Haryana Border(km 0.00 to km.5.300) 10 ha. Deemed forest land with felling of 1888 trees and 863 Poles Total 2751 Trees for Dwarka Express Way.
4. As per part II of the proposal; the proposed forest patches are not located in the area having protected archaeological / heritage site / defence establishment or any other important monument and no rare/endangered/unique species of flora and fauna found in the area.
5. This forest land requirement for Diversion of 10 ha. Of deemed forest land for construction and Development of Dwarka Express Way (N-248BB) from km.20,NH-8(near Shiv Murti,Delhi) to km 40, NH-8(near village Khirki Dola,Gurgram) in the NCT of Delhi-Package-I Shiv Murti to Delhi/Haryana Border(km 0.00 to km.5.300)-reg. The detail of forest area and number of trees (girth class >30 cm) is as under-

S. No.	Administrative Unit		Area proposed for diversion		Details of tree	
	Forest Division/District	Forest area(Ha.)	Details of Forest area(Ha.)	Total Area (Ha.)	Crown density/Eco Class forest land	No. of trees (gbh.>30 cms) required to be felled
1	West Forest Division	10 ha.	Deemed Forest	10ha.	0.7 Eco Class- III	2751 (1888 trees 863 poles)



Net Present Value

SI No	West Forest Division	Forest Area (in Ha.)	NPV Rate (in Rs per ha)	Crown Density	Eco-Class	Total (Rs.)
1	West Forest division	10 ha.	62,60,000x 10.0	0.7	III	62,600,000/-
Rupees six crores twenty six Lakhs only						

Compensatory Afforestation

SI No	Name of Forest Division	CA proposed in Area (Ha)	Details of CA Scheme	CA Rate in (Rs /Ha)	Total Financial Outlay for CA Scheme (Rs)
1	Inderpath village near Saraikale khan Yamuna Bridge West Forest division	10 ha.	Proposed in 1 patch on NFL	1000 sapling	Rs.5,70,00,000/-
Rupees Five crores seventy lacs only					
Rs.5,70,00,000/-					

6. As per GIS-DSS analysis, proposed forest land for diversion and CA land have passed the GIS-DSS analysis (on page no.6-1/c).
7. The total outlay of the proposal is Rs 148259/-Lakhs
8. The details of employment generation through the proposal are temporary employment is 54750man days and 150 Regular
9. The cost benefit analysis is not required.

Compliance required-

1. The certificate of District Magistrate under Forests (Rights) Act 2006 is not attached.
2. NPV Calculation has to be according to density and Eco Class of VDF (as crown density =0.7).
3. CA to be proposed on DDFL (as User agency is MORTH, NHAI)

Decision of REC –

REC accepted the revised NPV calculation submitted by CCF letter dated 14.06.2019 calculated @ 8,87,000 per ha. So total cost of NPV to be read as Rs. 88,70,000.

REC approved the proposal subject to following condition along with normal terms and conditions-

1. NFL proposed for CA shall be transferred and mutated in favour of Forest Department.

Shri
Kapil
Arya,
Member

Shri Ramji
Kesharwani,
Member

Shri U.M. Sahai,
Member

CF (Central)
Member

Secretary
(Revenue)
Government of
Uttar
Pradesh (Special
Invitee)

Nodal Officer,
Department of
Forests, Uttar
Pradesh (Special
Invitee)

Member
Secretary
cum DCF,
REC

Chairman
cum
APCCF,
REC

528556/2021/O/o IRO(JAIPUR)

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/06/06/2021

दिनांक-28th September, 2021

सेवामे,

प्रमुख सचिव (पर्याव एवं वन),

दिल्ली राज्य सरकार, छठवा रतार, सी-अनुभाग,

दिल्ली सचिवालय,

आईओपीओ इस्टेट, नई दिल्ली-110002

Online Proposal No: FP/DL/Road/49252/2020

विषय: Proposal for diversion of 54.8724 ha. Forest Land for Development of Urban Extension Road-II NH-344M from Design km 0+00 at NH-I intersection (km. 23+800, near Bankoli village) to design km. 38+111 near Sector 24, Dwarka in the State of NCT Delhi by National Highways Authority of India-reg.

सन्दर्भ: Letter No. 12/FCA/HAI-UER II/2021-22/3852-55, Dated 27 August 2021.

महोदय,

उपरोक्त विषयक प्रधान मुख्य वन संरक्षक का पत्रांक 12/FCA/NIHAI-UER II/2021-22/3548-52, dated 17.08.2021 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 को दिनांक 21.09.2021 को आहूत की गयी क्षेत्रीय सशक्त समिति (REC) की बैठक में (REC Agenda item 58.2-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 54.8724 हे० वनभूमि के प्रत्यावर्तन एवं 19430 वृक्षों (15459 पोल्स एवं 3971 वृक्ष) के पातन की सैद्धान्तिक स्वीकृति निम्नलिखित शर्तों पर प्रदान करती है -

1. Legal status of the forest land shall remain unchanged.
2. Forest land will be handed over only after required non-forest land for the project is handed over to the user agency.
3. Compensatory afforestation shall be taken up by the Forest Department over 54.8724 ha equivalent non forest land in Village Holambi Kakan, Sanoth Village, Dichaon Kakan & Nizamuddin, Delhi, Village Holambi Kakan Sanoth Village, Narela site, 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.
4. The non-forest land proposed for CA shall be transferred and mutated in the name of Forest Department and notified as RF/PF prior to Stage-II approval. A copy of the original notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act, 1927, or under the relevant section of the State Forest Act as the case may be, will be submitted by the State Government prior to Stage-II approval.

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28/09/2021

File No.8B/DLI/06/6/2021/FC

5. 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.
6. 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.
7. The KML files of the diverted forest area, the CA areas, SMC works area and the WLMP area shall be uploaded on the e-Green watch portal with all requisite details prior to Stage-II approval.
8. The State Government shall charge the Net Present Value (NPV) for the 54.8724 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.
9. 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.
10. 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.
11. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
12. No violation of FCA certificate from concerned DFO shall be provided.
13. User agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.
14. Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/ Forest Areas.
15. User agency shall also use fly ash for road construction and filling up for void created due to soil borrows which will be followed by compaction and spreading up soil over it as per fly ash notification 1999 subsequent amendments.
16. User agency at their expense shall carry out translocation of trees as far as possible at new site, in consultation with State Forest Department.
17. The non-forest land for CA shall be handed over to the State Forest Department after removal of all encroachments. Concerned DFO shall submit site inspection report for the same.
18. The user agency shall provide suitable under / over pass in Protected Area / Forest Area as per recommendations of CWLW/NBWL/FAC/REC.
19. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
20. The layout plan of the proposal shall not be changed without prior approval of Central Government.
21. No labour camp shall be established on the forest land.
22. 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

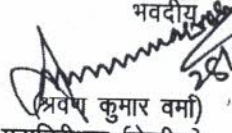
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- the Forest Development Corporation or any other legal source of alternate fuel.
23. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.
 24. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
 25. 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.
 26. The forest land shall not be used for any purpose other than that specified in the project proposal.
 27. 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.
 28. 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.
 29. 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.
 30. All the funds received from the user agency under the project shall be transferred/deposited to CAMPA fund only through (<https://parivesh.nic.in/>).
 31. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>)

After receipt of compliance report on fulfillment of all of the above conditions from the State Government, proposal will be considered for Final/Stage-II 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 the Government of India.

भवदीय

 28/09/2021
 (श्रवण कुमार वर्मा)
 उप वन महानिरीक्षक (केन्द्रीय)

प्रतिलिपि (ईमेल द्वारा):

1. प्रधान मुख्य वन संरक्षक वन एवं वन्यजीव विभाग, ए-ब्लाक, द्वितीय तल, विकास भवन, आई0पी0 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 (दक्षिण), नियर डॉ0 कर्णी सिंह शूटिंग रेंज, नई दिल्ली-110044.
4. श्री निमन के0 जम्भुलकर, जी0एम0(टी), प्रोजेक्ट डायरेक्टर, रा0रा0 प्राधिकरण 210 ई/ए, द्वितीय तल, डी-21, कॉर्पोरेट पार्क, द्वारका, सेक्टर-21, नई दिल्ली।
5. पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, क्षेत्रीय कार्यालय, लखनऊ को वेबसाइट पर अपलोडिंग हेतु/आदेश पत्रावली।


 28/09/2021
 (श्रवण कुमार वर्मा)
 उप वन महानिरीक्षक (केन्द्रीय)

