



**Government of Jammu & Kashmir
Department of Forest, Environment & Ecology
Civil Secretariat**

Subject: Use of 146.6613 hectare of forest land for construction of Pakal Dul HEP by CVPP in Marwah Forest Division and modification of G.O No. 253-FST of 2005 dated 16.6.2005.

Reference:

- (i) Minutes of the 89th Forest Advisory Committee Meeting held on 08.07.2015 under the Chairmanship of Chief Secretary (Chairman FAC) J&K, issued by the Chief Conservator of Forests/Nodal Officer (FCA) vide No. PCCF/FCA/2029/1274-93 dated 20.7.2015 (Agenda No.89.01).
- (ii) Cabinet Decision No. 108/08/2015, dated 19.08.2015.
- (iii) Letter No. PCCF/FCA/265 II/1796-99 dated 17.09.2015 received from Principal Chief Conservator of Forests, J&K.



Government Order No: 334 - FST of 2015

D a t e d : 15 - 12 - 2015

Sanction is hereby accorded to the:-

- (i) Cancellation of Government Order No. 253-FSt of 2005 dated 16.16.2005 issued under endorsement No. FST/Land/25/2005 dated 16.06.2005 with regard to diversion of forest land for non forestry purpose to Pakal Dul and Bursar Hydro Electric Projects by (NHPC), and
- (ii) Use of 146.6613 hectare of forest land for construction of Pakal Dul HEP by Chenab Valley Power Project (CVPP) in Marwah Forest Division subject to the following terms conditions:-

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1.	User Agency/Applicant	Chenab Valley Power Project
2.	Location: District: Kishtwar Division: Marwah Comptt.: 17/D,18a/D &18b/D	
3.	Forest land involved	146.6613 Ha
4.	Crown Density	Dense
5.	Whether the area involved forms part of the wildlife Protected Area	The current proposal does not involve any wildlife area, however part of the project area falls in protected area for which wildlife clearance is under process
6.	<u>Proposal for cancellation of GO No.253-FST of 2005 dated 16-06-2005</u> The user agency has not utilized the forest land as conveyed by the CCF Jammu. There is a change in	

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	crop composition in last ten years since the sanction was accorded in the year 2005 and the area requirement has also changed due to change in specifications of the Power Project. The Govt. Sanction order No. 253-FST of 2005 dated: 16.06.2005 is proposed to be cancelled.					
7.	Salient features of the project.					
	Total forest Area		: 146.6613 Ha.			
	Altitude of the submergence area		: up to 1710 m MSL			
	No. of trees/poles/saplings involved					
	Comptt.	Species	Trees (30-40cm & above)	Poles (20-30cm & 10-20cm)	Saplings (0-10cm)	Total
	17/D	Deodar Green	32	30	05	67
		Kail Green	52	29	0	81
		B/L	154	128	85	367
		Total	238	187	90	515
	18 a/D	Deodar Green	265	170	92	527
		Kail	31	163	04	198
		B/L	183	163	243	589
		Total	479	496	339	1314
	18 b/D	Deodar Green	128	0	0	128
		Kail Green	19	0	0	19
		B/L	402	25	205	632
		Total	549	25	205	779
		G.Total	1266	708	634	2608
8.	Net Present Value;					
	Comptt	Area involved (Ha.)	Crop Density	Eco-Value Class	Rate/ Ha (Rs. In Lac)	Amount (Rs.)
	17/D, 18a/D & 18b/D	146.6613	Dense	VI	8.97	Rs.13,15,55,186/-
9.	Compensatory Afforestation of degraded forest for twice the area i.e, 293.2 Ha. Forest land to be diverted @ Rs.1,00,000/- per hectare.					Rs.2,93,32,260/-
10.	Compensation of Trees					Rs.1,71,90,831/-

1. The proprietary and legal status of forest land shall remain unchanged.
2. The forest land shall be utilized only for the purpose for which it has been indented, that too under close supervision and periodical spot inspection of the concerned Forest Department Officers. The reports of the concerned DCF shall be submitted to the FAC Cell in the office of Principal Chief Conservator of Forests, J&K with copies to the Administrative Department.

3. The forest land shall not be mortgaged, reassigned, leased or sub-leased by user agency in any manner whatsoever to any other agency.
4. The user Agency has made the payment in full of the amount summarized below, as reported by the Nodal Officer FCA, vide letter mentioned at Ref (.iii).

i	Net Present Value	Rs. 13,15,55,186/-
ii	Compensatory Afforestation	Rs. 2,93,32,260/-
iii	Compensation of trees	Rs. 1,71,90,831/-
Total:-		Rs.17,80,78,277/-

5. Construction, if any, approved in the proposal, will be allowed on forest land only after Government sanction is issued.
6. The User Agency shall pay the additional amount of NPV, if so determined as per decision of the Hon'ble Supreme Court of India.
7. The extraction of the trees/poles shall be done by the State Forest Corporation/Divisional Forest Officer concerned on the basis of markings administratively approved by the Chief Conservator of Forests, Jammu. The cost of extraction and transportation shall be paid by the User Agency directly to the agency executing the extraction.
8. The User Agency shall construct retaining walls/breast walls on forest land and take all necessary steps to check soil erosion which may result due to proposed project. The Forest Department shall take due cognizance under law for any laxity on this account on the part of the User Agency which might trigger soil erosion in the area.
9. The User Agency shall be responsible for the eco-restoration of the muck dumping sites identified on forest land through engineering and biological means and keeping due provision in the revised DPR for the same. There shall be self-monitoring by the CVPP and also internal monitoring by the Forest Department/ Soil & Water Conservation Department of the muck-dumping sites. A joint visit to the project area/ muck-dumping sites will be conducted by the Forest Department/ Soil & Water Conservation Department, alongwith Prof. S.P.S. Dutta.
10. The user agency will begin/ take up the afforestation and Catchment Area Treatment Plan (CATP) activities in the initial stages itself.
11. Any damage done to the forest by the User Agency or its employees and contractors or people employed by them shall be charged from the User Agency @ 10 times the standard rate of 1992.
12. The forest land so allowed for use shall return to the Forest Department free of any encumbrances when it is no longer required by the User Agency.

13. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue before commissioning of the project.
14. The sanction will remain valid for one year.

By order of the Government of Jammu & Kashmir.

Sd/-

(Rakesh K. Gupta) IAS
Principal Secretary to Government
Forest, Environment & Ecology Department

No: FST/Land/51/2015

Dated: 15 .12. 2015

Copy to the:

1. Secretary to the Government of India, Ministry of Environment, Forests and Climate Change, New Delhi.
2. Secretary to the Government of India, Ministry of Power, Shram Shakti Bhawan, Rafi Marg, New Delhi.
3. Pr. Chief Conservator of Forests, J&K, Jammu.
4. Principal Secretary to Government, PDD, Department.
5. Divisional Commissioner Jammu.
6. Managing Director, State Forest Corporation J&K, Jammu.
7. Director, Department of Soil & Water Conservation, J&K, Jammu.
8. Chief Conservator of Forests, Jammu.
9. CCF/Nodal Officer, FCA, office of the PCCF, J&K, Jammu.
10. Director Archives, Archaeology & Museums, J&K, Jammu.
11. General Manager, Chenab Valley Power Project (CVPP), Jammu.
12. Officer on Special Duty with the Hon'ble Minister for Forests, Env. & Ecology Department.
13. Private Secretary to Chief Secretary (Chairman FAC).
14. Pvt. Secretary to Hon'ble MOS of Forests, Env. & Ecology Department.
15. Private Secretary to Prpl. Secretary to Government Forest, Environment & Ecology Department.
16. PA to Special Secretary (Technical), Department of Forest, Env. & Ecology.
17. Government order file/Stock File.

(Amreet Singh) RAS
Deputy Secretary to Government
Department of Forest, Environment & Ecology

15/12/15

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