

कार्यालय उप वन संरक्षक, सिरोही (राजस्थान) 307001

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क्रमांक: एफ ()एफसीए/उवसं/2023/1503

दिनांक: 15/05/23

निमित्त

उप वन संरक्षक, (सूचना एवं प्रौद्योगिकी),
अरण्य भवन, जयपुर।

विशय:— Diversion of 2.0917 Ha. (DCF Sirohi-0.7407 Ha., DCF Pali-1.351 Ha.) Of forest land laying in favour Wolkem Industries Limited, Rajasthan, for construction of approach road to Khetarala Mining Project, District- Sirohi and Pali (Rajasthan) (FP/ROAD/31055/2017) की सैद्धान्तिक एवं अंतिम स्वीकृति विभागीय वेबसाईट एवं MoEF&CC, GOI पर अपलोड करवाने बाबत।

प्रसंग:— वन विभाग, राजस्थान सरकार के पत्रांक 3612253 जयपुर, दिनांक 24.04.2023 के क्रम में।

महोदय,

उपरोक्त विषयान्तर्गत एवं प्रासंगिक पत्र के क्रम में निवेदन है कि वन विभाग, राजस्थान सरकार के पत्रांक F.(94)Forest/2022 3612253 जयपुर, दिनांक 24.04.2023 द्वारा जारी आदेश के बिन्दु संख्या 2 के अनुसार आलौच्य प्रकरण में प्राप्त सैद्धान्तिक एवं अंतिम स्वीकृति को वन विभाग, राजस्थान सरकार की विभागीय वेबसाईट एवं MoEF&CC, GOI पर अपलोड करवाने का श्रम फरमावे।

संलग्न:— उपरोक्तानुसार।

भवदीय

(शुभम जैन)

उप वन संरक्षक
सिरोही

Signature valid

Digitally signed by Shubham Jain
Designation: Deputy Conservator
Of Forest
Date: 2023.05.15 11:55:42 IST
Reason: Approved

RajKaj Ref No. : 3838940





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



ए 218 & बी 216 "अरण्य भवन", झालाना संस्थानिक क्षेत्र, जयपुर - 302004 / A-218 & B-216,
"ARANYA BHAWAN", Jhalana Institutional Area, Jaipur-302004
दूरभाष/Tel No: 0141-2713858, 2713786 Email: iro.jaipur-mefcc@gov.in

पत्र संख्या-8 वी/राज/06/07/2019/FC

दिनांक: 13th May, 2022

सेवा में,
आसन्न सचिव(वन),
सिविल सचिवालय, राजस्थान शासन,
जयपुर, राजस्थान

(Online Proposal No: FP/RJ/ROAD/31055/2017)

विषय: Diversion of 2.0917 ha (DCF Sirohi=0.7407 hectares, DCF Pali= 1.351 hectare) of forest land in favour of Wolkem Industries Limited, Udaipur, Rajasthan for construction of approach road to Kheratarla Mining Project, District Sirohi and District- Pali of Rajasthan.

सन्दर्भ: आसन्न सचिव, राजस्थान का पत्रांक-प.1(7)वन/2019, जयपुर, दिनांक-06.03.2019.
महोदय,

उपरोक्त विषयक संदर्भित पत्र का आशय ग्रहण करने का कष्ट करें जिसके द्वारा प्रस्तुत प्रकरण में वन (संरक्षण) अधिनियम, 1980 की धारा (2) के अन्तर्गत भारत सरकार की स्वीकृति मँगी गयी थी। प्रकरण के परीक्षणोपरान्त केन्द्र सरकार उपरोक्त विषयावलि परियोजना हेतु 2.0917 हे० वनभूमि के प्रत्यावर्तन एवं दिना वृक्षों के पालन की सैद्धान्तिक स्वीकृति (In-principle/Stage-I approval) निम्नलिखित शर्तों पर प्रदान करती है:-

A: Conditions which needs to be complied prior to handing over of forest land by the State Forest Department:

1. 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.
2. The State Government shall charge the Net Present Value (NPV) for the 2.0917 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 and revision of NPV vide Ministry letter No. 5-3/2011-FC(Vol-1) dated 06.01.2022 in this regard.
3. The State Govt. shall charge Penal NPV as per provisions in Para 1.21(ii) of FCA 1980, Handbook, 2019.
4. The non-forest land proposed for CA shall be transferred and mutated in favour of

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File No.8B/Ra/06/7/2019/FC

State Forest Department.

5. The non-forest land which is transferred and mutated in favour of State Forest Department for the purpose of compensatory afforestation shall be declared as Reserved Forest under Section- 4 or Protected Forest under Section- 29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the State Forest Act prior to Final/ Stage-II approval.
6. 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.
7. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
8. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the direction of concerned Divisional Forest Officer.
9. The KML file of the area to be diverted and the CA areas shall be uploaded on the e-Green watch portal with all requisite details, before issuing working permission towards linear projects or submitting compliance report for seeking Final/Stage-II approval, as the case may be.
10. All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal.

B: Conditions which needs to be strictly complied on field after handing over of forest land to the User Agency by the State Forest Department but the compliance in form of undertaking shall be submitted prior to Final/Stage-II approval:

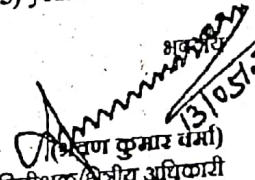
1. Legal status of the forest land shall remain unchanged.
2. Forest land will be handed over to the User Agency only after required non-forest land for the project is handed over to the User Agency.
3. Compensatory afforestation shall be taken up by the Forest Department over 2.216 ha non-forest land, Khasra No. 5850/4372, 5849/4372, Village- Gundali, Tehsil- Gogunda, District- Udaipur and 2.50 ha de-graded forest land, Survey No. 05, Village- Gundali, Tehsil- Gogunda, District- Udaipur of Rajasthan at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and mono-culture of any species may be avoided.
4. The surrendered mining shall be reclaimed as per the approved Reclamation Plan for the project.
5. No tree felling shall be involved in the implementation of this project.
6. No damage to the flora and fauna of the adjoining area shall be caused.
7. The layout plan of the proposal shall not be changed without prior approval of Central Government.
8. No labour camp shall be established on the forest land.
9. 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.
10. 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.
11. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
12. 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.
13. The forest land shall not be used for any purpose other than that specified in the project proposal.

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14. 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.
15. The User Agency shall submit the annual self compliance report in respect of the above stated conditions to the State Government and Integrated Regional Office, Jaipur by the end of March every year.
16. The User Agency shall comply with all the provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.
17. 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.
18. 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.
19. 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. The User Agency shall take up the work as per the guidelines in force and after ensuring that all necessary clearances for the entire stretch are in place. Working permission, if any issued, shall be intimated to IRO, Jaipur. Transfer of forest land shall not be effected till Final/Stage-II approval is granted by the Central Government in this regard.

Further, it may also be noted that this In-principle / Stage-I approval shall be valid for a period of 5 years from the date of issue of this letter. In the event of non-compliance of the above conditions, this In-principle approval shall be revoked after five (05) years.


 (3/05/2022)
 उप महानिरीक्षक/अधीनस्थ अधिकारी

प्रतिलिपि: (ई-मेल द्वारा)

1. वन महानिरीक्षक (आर.ओ.एच.एच.), भारत सरकार, पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, इंडिया पर्यावरण भवन, जोर बाग रोड, अलीगंज, नई दिल्ली-110003.
2. अपर प्रधान मुख्य वन संरक्षक एवं नोडल अधिकारी (वन संरक्षण), वन विभाग, अरण्य भवन, झालाजा इस्टीमेशन एरिया, जयपुर, राजस्थान।
3. उप वन संरक्षक, पाली एवं सिरोही वनमण्डल, राजस्थान।
4. निदेशक, वॉलकम इन्डस्ट्रीज लिमिटेड, उदयपुर, राजस्थान।
5. आदेश प्राप्त।



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

ए 218 & बी 216 "अरण्य भवन", झालाना संस्थानिक क्षेत्र, जयपुर - 302004 / A-218 & B-216,
"ARANYA BHAWAN", Jhalana Institutional Area, Jaipur-302004
दूरभाष/Tel No: 0141-2713858, 2713786 Email: iro.jaipur-rnelcc@gov.in

दिनांक: 23rd मार्च, 2023

सेवा में,
शासन सचिव(वन),
सिविल सचिवालय, राजस्थान शासन,
जयपुर, राजस्थान।

(Online Proposal No: FP/RJ/ROAD/31055/2017)

विषय: Diversion of 2.0917 ha (DCF Sirohi= 0.7407 hectare, DCF Pali= 1.351 hectare) of forest land in favour of Wolkem Industries Limited, Udaipur, Rajasthan for construction of approach road to Kheratarla Mining Project, District- Sirohi and District- Pali of Rajasthan.

सन्दर्भ: शासन सचिव, राजस्थान का पत्रांक-प.1(7)वन/2019, जयपुर, दिनांक-14.03.2023.
महोदय,

उपरोक्त विषयक शासन सचिव, वन विभाग, राजस्थान सरकार, जयपुर के पत्रांक प.1(7)वन/2019 दिनांक 06.03.2019 का आशय ग्रहण करने का कष्ट करें जिसके माध्यम से राज्य सरकार द्वारा विषयांकित प्रस्ताव पर केन्द्र सरकार से वन (संरक्षण) अधिनियम, 1980 की धारा (2) के तहत स्वीकृति मांगी गयी थी।

प्रश्रुत प्रकरण में इस कार्यालय के समसंख्यक पत्र दिनांक 13.05.2022 द्वारा सैद्धांतिक स्वीकृति प्रदान की गई थी जिसकी अनुपालना उपरोक्त संदर्भित पत्र द्वारा प्रेषित की गयी है। प्रस्तुत अनुपालना के अवलोकन पश्चात् केन्द्र सरकार उपरोक्त विषयांकित परियोजना हेतु 2.0917 हे० वनभूमि के प्रत्यावर्तन एवं बिना वृक्षों के पातन की विधिवत स्वीकृति (Final/Stage-II approval) 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 by the user agency.
3. Compensatory afforestation shall be taken up by the Forest Department over 2.216 ha non-forest land, Khasra No. 5850/4372, 5849/4372, Village- Gundali, Tehsil- Gogunda, District- Udaipur and 2.50 ha degraded forest land, Survey No. 05, Village- Gundali, Tehsil- Gogunda, District- Udaipur of Rajasthan 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. No tree felling shall be involved in the implementation of this project.
5. The surrendered mining shall be reclaimed as per the approved Reclamation Plan for the project.
6. The layout plan of the proposal shall not be changed without prior approval of Central Government.
7. No labour camp shall be established on the forest land.
8. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labour after purchasing the same from the State Forest

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23/03/23

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Department or the Forest Development Corporation or any other legal source of alternate fuel.

9. 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.
10. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
11. 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.
12. The forest land shall not be used for any purpose other than that specified in the project proposal.
13. The User Agency shall comply with all the provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.
14. All the conditions of Stage-I/ In-principle approval shall be strictly complied.
15. 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.
16. 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.
17. 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.

(Signature) 23/03/2023.
(श्रवण कुमार वर्मा)
उप महानिरीक्षक/क्षेत्रीय अधिकारी

प्रतिलिपि: (ई-मेल द्वारा):

1. अतिरिक्त प्रधान मुख्य वन संरक्षक एवं नोडल अधिकारी (वन संरक्षण), वन विभाग, अरण्य भवन, झालाना इंस्टिट्यूशनल एरिया, जयपुर, राजस्थान।
2. वन महानिरीक्षक (आर.ओ.एच.क्यू.), भारत सरकार, पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, इन्दिरा पर्यावरण भवन, जोर बाग रोड, अलीगंज, नई दिल्ली-110003.
3. मुख्य वन संरक्षक, जोधपुर वनवृत्त, जोधपुर, राजस्थान।
4. उप वन संरक्षक, पाली वनमण्डल, पाली, राजस्थान।
5. उप वन संरक्षक, सिरोही वनमण्डल, सिरोही, राजस्थान।
6. निदेशक, बॉलकम इन्डस्ट्रीज लिमिटेड, उदयपुर, राजस्थान।
7. आदेश पत्रावली।