

हिमाचल प्रदेश सरकार  
वन विभाग

File No.-FFE-B-F(2)-3/2014

Dated Shimla-171002, the

Order

Subject: **Renewal of diversion of 122.18 ha of forest land in favour of M/s Ambuja Cements Ltd., Darlaghat Tehsil Arki, Distt. Solan, within the jurisdiction of Kunihar Forest Division, Distt. Solan, Himachal Pradesh.**

Consequent upon the final approval of Ministry of Environment & Forests, Govt. of India vide letter No.F.No.8-7/2002-FC dated 05<sup>th</sup> December, 2014 for renewal of diversion of 122.18 ha of forest land in favour of M/s Ambuja Cements Ltd., the Governor, Himachal Pradesh is pleased to accord sanction/approval for renewal of diversion of 122.18 ha of forest land in favour of M/s Ambuja Cements Ltd., Darlaghat, Tehsil Arki, Distt. Solan, within the jurisdiction of Kunihar Forest Division, Distt. Solan, Himachal Pradesh, subject to the fulfillment of following conditions:-

- (i) Legal Status of the diverted forest land shall remain unchanged;
- (ii) The User agency shall pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India;
- (iii) No labour camp shall be established on the forest land;
- (iv) The User Agency shall provide fuels preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas;
- (v) The boundary of the diverted forest land shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, forward and back bearing and distance from pillar to pillar;
- (vi) The layout plan of the proposal shall not be changed without the prior approval of the central Government;
- (vii) The forest land shall not be used for any purpose other than that specified in the proposal;
- (viii) The forest land proposed to be diverted shall under no circumstances be transferred in any other agency, department or person without prior approval of the Central Government;

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- (ix) No damage to the flora and fauna of the adjoining area shall be caused;
- (x) Any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department;
- (xi) The period of diversion of the said forest land under this approval shall be for a period co-terminus with the period of the mining lease proposed to be granted under the Mines and Minerals (Development & Regulating) Act, 1957, or Rules framed there under, subject to a maximum period of 30 years;
- (xii) User agency either himself or through the State Forest Department shall undertake gap planting and soil and moisture conservation activities to restock and rejuvenate the degraded open forests (having crown density less than 0.40), if any, located in the area within 100 m from outer perimeter of the mining lease;
- (xiii) The user agency shall undertake mining in a phased manner after taking due care for reclamation of the mined over area. The concurrent reclamation plant as per the approved mining plan shall be executed by the User Agency from the very first year, and an annual report on implementation thereof shall be submitted to the Nodal Officer, Forest (Conservation) Act, 1980, in the concerned State Government and the concerned Regional Office of the Ministry. If it is found from the annual report that the activities indicated in the concurrent reclamation plan are not being executed by the User Agency, the Nodal Officer or the Chief Conservator of Forests (Central) may direct that the mining activities shall remain suspended till such time, such reclamation activities are satisfactorily executed;
- (xiv) Following activities shall be undertaken by the user agency for the management of safety zone:
- (a) User agency shall ensure demarcation of boundary of safety zone (7.5 meter strip all along the outer boundary of the mining lease area), and its protection by erecting adequate number of 4 feet high RCC boundary pillars inscribed with DGPS coordinates and deploying adequate number of watchers under the supervision of the State Forest Department;
- (b) In case of mining leases adjoining the habitation stretch of the boundary of the safety zone of the lease adjacent to the habitation / roads should be properly fenced by the user agency at the project cost to protect the vegetation / regeneration activities in safety zone; and
- (c) Safety zone shall be maintained as green belt around the mining lease and to ensure dense canopy cover in the area, regeneration shall be taken in this area by the User Agency at the project cost under the supervision of the State Forest Department;

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- (xv) Afforestation on degraded forest land, to be selected elsewhere, measuring one and a half times the area under safety zone shall also be done by the user agency at the project cost under the supervision of the State Forest Department;
- (xvi) In case of under-ground mines, areas on surface shall be fenced and afforested from the funds to be provided by the user agency;
- (xvii) The user agency shall implement the R & R Plan as per the R & R Policy of the State Government in consonance with National R & R Policy, Government of India before the commencement of the project work and implementation. The said R & R Plan will be monitored by the State Government / Regional Office of MoEF&CC along with indicators for monitoring and expected observable milestones;
- (xviii) The user agency shall undertake de-silting of the village tanks and other water bodies located within five km from the mine lease boundary so as to mitigate the impact of siltation of such tanks/water bodies, whenever required;
- (xix) Following activities shall be undertaken by the user agency under the supervision of the State Forest Department:
  - (a) Mitigative measures to minimize soil erosion and choking of streams shall be implemented in accordance with the approved Plan in consultation with the State Forest Department;
  - (b) Planting of adequate drought hardy plant species and sowing of seeds to arrest soil erosion;
  - (c) Construction of check dams, retention/toe walls to arrest sliding down of the excavated material along the contour;
  - (d) No damage shall be caused to the top-soil and the user agency will follow the top soil management plan;
  - (e) Ample care shall be taken while reclaiming the mined area by employing suitable top soil management scheme and ensuring plantation of native species of the area;
  - (f) Stabilize the overburden dumps by appropriate grading / benching so as to ensure the angle of repose at any given place is less than 28 degrees.
- (xx) The user agency in consultation with the State Government shall create and maintain alternate habitat/home for the avifauna, whose nesting trees are to be cleared in this project. Bird's nests artificially made out of eco-friendly material shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project;

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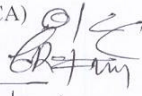
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Endst. No. Ft. 48-107/1991 (FCA)

Dated the, Shimla-1

Copy of formal order as issued by State Govt. is forwarded to CCF (IT) for information and necessary action. However the soft copy has been provided through immediate messenger to upload on the website of forest department.

Nodal Officer-cum-Addl. Pr. CCF (FCA)  
O/o Pr. CCF, H.P. Shimla-1.

  
23/12/14