

Forests & Wildlife Department, Govt. of Haryana
O/o PCCF & Chief Wildlife Warden, Haryana, Panchkula

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No. 1158-73

Dated: 06/10/2023

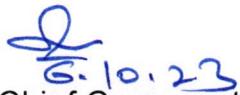
To

1. Administrative Secretary to Govt. of Haryana, Environment, Forest & Wildlife Department, Chandigarh.
2. Administrative Secretary to Govt. of Haryana, Public Works (B&R) Department, Chandigarh.
3. Administrative Secretary to Govt. of Haryana, Social Justice and Empowerment Department, Chandigarh.
4. Director General of Police, Haryana, Panchkula
5. Principal Chief Conservator of Forests (HoFF), Haryana, Panchkula.
6. Brigadier, Staff Training HQ., Western Command, Chandimandir.
7. Director, Wildlife Institute of India, Dehradun.
8. Managing Director, Haryana Tourism Development Corporation, Chandigarh.
9. Director General, Animal Husbandry, Haryana, Panchkula.
10. Director, Fisheries, Haryana, Panchkula.
11. Director, Wildlife Preservation, MoEF & CC, Govt. of India, New Delhi.
12. Director, Botanical Survey of India at Dehradun.
13. Officer-in-Charge, Zoological Survey of India, Dehradun.
14. Director, Bombay Natural History Society, Mumbai.
15. Country Representative, International Union for Conservation of Nature, New Delhi.
16. Chief Executive Officer, World Wide Fund, India, New Delhi.

Sub: Minutes of the 7th Meeting of the State Board for Wildlife, Haryana.

The minutes of the 7th Meeting of State Board for Wildlife held under the Chairmanship of Hon'ble Chief Minister, Haryana on 30.09.2023 in the Camp Office of Hon'ble Chief Minister is enclosed herewith for your information and further necessary action.

Encl. As above.


Principal Chief Conservator of Forests
& Chief Wildlife Warden,
Haryana, Panchkula.

Endst. No.: 1174-81

Dated: 06/10/2023

A copy alongwith minutes of the meeting is forwarded to:-

1. Special Senior Secretary to Hon'ble Chief Minister, Haryana for information of Hon'ble Chief Minister, Haryana.
2. PS to Hon'ble Forest & Wildlife Minister, Haryana for information of Hon'ble Forest & Wildlife Minister.
3. Principal Secretary to Hon'ble Chief Minister, Haryana.
4. CCF (WL), Gurugram & Panchkula.
5. Divisional Wildlife Officer, Panchkula.
6. Divisional Wildlife Officer, Gurugram.
7. Mega infratech Pvt. Ltd., H&O House D-64, Defence Colony, New Delhi-110024 (mail : info@zaragroup.in).
8. The Executive Engineer, Construction-1, Northern Railway, Chandigarh (mail : railwaybaddi22@gmail.com).

Encl. As above.


6.10.23

Principal Chief Conservator of Forests
& Chief Wildlife Warden,
Haryana, Panchkula.

PROCEEDINGS OF THE 7th MEETING OF STATE BOARD FOR WILDLIFE, HARYANA

The 7th meeting of State Board of Wildlife, Haryana was held under the Chairmanship of Hon'ble Chief Minister on 30-09-2023 in the Conference Room of Camp Office, CM Residence. The list of participants is annexed at **Annexure-I**.

At the outset, the Additional Chief Secretary to Government, Forest and Wildlife Department Sh. Vineet Garg, IAS welcomed the participants and sought permission of the Chair to start the proceedings. The Board deliberated upon the agenda and following decisions were taken.

1. Agenda No. 1

Confirmation of the minutes of the 6th meeting of State Board for Wildlife, Haryana held on 19-10-2021.

After noting that no comments were received on the minutes of the 6th meeting, the Board confirmed the minutes.

2. Agenda No. 2:

Action Taken Report on the decisions taken in the 6th meeting of the State Board for Wildlife.

The Board noted the action taken on the decisions of previous meeting.

Agenda Item No. 3:

Construction of an Affordable Group Housing Colony by M/s Mega Infratech Pvt. Ltd. at Village-Garhi Harsaru, Sector-95B, Gurugram, Haryana.

M/s Mega Infratech Pvt. Ltd. at Village-Garhi Harsaru, Sector-95B, Gurugram, Haryana, have submitted a proposal on Parivesh Portal for the construction of Affordable Group Housing Colony in Village-Garhi Harsaru, Sector-95B, Gurugram, Haryana. The total plot area is 9.0625 acres and the total

built up area is 1,05,607.711 sq. meters. The project site is 4.12 to 4.33 Kilometer from the boundary of Sultanpur National Park.

Ministry of Environment, Forest & Climate Change Notification No. S.O.1533 dated 14th September, 2006 stipulates the procedure for obtaining prior environmental clearance from the Competent Authority for projects involving new construction or expansion/modernization of existing projects listed in the Schedule appended to the notification. In accordance with the provisions of the Schedule, activity mentioned at Sr. No. 8(a) (Building and Construction projects) requires prior environmental clearance, if the built-up area is equal to or more than 20,000 sq. mtrs. The built-up area of this project being 1,05,607.711 sq.mtrs., Environmental Clearance was issued on 03.12.2021 by State Environment Impact Assessment Authority (SEIAA), Haryana. Latter has imposed a condition in its said letter in A (6) that the project proponent shall obtain the wildlife conservation plan approved from National Board for Wildlife before the start of the project.

Ministry of Environment, Forest & Climate Change, vide Notification No. S.O.191 (E) dated 27th January, 2010, has notified the area up to 5 kilometers from the boundary of the Protected Area of Sultanpur National Park in the state of Haryana as the Eco-Sensitive Zone. Para 4(b) (i) and (ii) of the said notification deal with the regulation of construction activities within the Eco-Sensitive Zone and the same is reproduced as under:-

(b) Construction Activities

(i) No construction of any kind shall be allowed from the boundary of Sultanpur National Park to a distance of three hundred meters, except tube well chamber of dimension not more than one thousand cubic inches;

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(ii) The construction of any building more than two storeys (twenty five feet) shall not be allowed in the area falling between three hundred meters to five hundred meters from the boundary of Sultanpur National Park;

Govt. of Haryana vide Gazette Notification No. 1012-F-4-2021/2521 dated 18.06.2021, has approved the Zonal Master Plan of Eco-Sensitive Zone of Sultanpur National Park. As per Zonal Master Plan, for taking up new commercial construction of any kind in the Eco-Sensitive Zone, the following provision has been made under serial number 6 of the "Prohibited Activities" of Annexure-C.

A. Prohibited Activities		
Sr. No.	Type of the Activity	Department (s)
6.	New commercial construction of any kind within 3 K.M. from the boundary of SNP shall be prohibited. Provided that, local people shall be permitted to undertake construction on their land for their residential use including the activities listed in sub-paragraph (6) of paragraph 3 of notification dated 27.01.2010. Provided further that commercial construction of not more than 100 sq. meters area shall be permitted within the AbadiDeh of existing villages.	TCP/GMDA/ Forest/Wildlife Concerned Panchayat

It is clear from the above that in the Zonal Master Plan, commercial construction activity has been banned upto 3 kilometers from the boundary of Sultanpur National Park. There is no mention of this activity beyond 3 kilometers from the boundary of Sultanpur National Park.

Ministry of Environment, Forest & Climate Change, Govt. of India, has issued Guidelines dated 19.12.2012 for taking up non-forestry activities in Wildlife Habitats. In accordance with the provisions of Para 3.5.1 of the said Guidelines, in case any project requiring Environmental Clearance, is located within the Eco-Sensitive Zone around a Wildlife Sanctuary or National Park or in absence of



delineation of such a zone, within a distance of 10 kilometers from its boundaries, the User Agency/Project Proponent is required to obtain the recommendations of the Standing Committee of National Board for Wildlife (SCNBWL).

The project proposal does not fall under the category of Regulated Activities in terms of Notification dated 27th January, 2010 delineating ESZ for Sultanpur National Park. It also does not attract the provisions of "Prohibited Activities" as specified in the Zonal Master Plan approved for Eco-Sensitive Zone of Sultanpur National Park. However, since the project proposal involves built-up area of more than 20,000 sq. meters, and has obtained Environmental Clearance, in terms of the Guidelines dated 19.12.2012, the proposal needs to be referred to SCNBWL.

The proposal was considered and discussed by the Board. The Board felt that given the fact that the project proposal does not attract the regulatory provisions pertaining to construction activities contained in the ESZ notification and the approved Zonal Master Plan of the ESZ for Sultanpur National Park, whether the proposal needs to be forwarded to the National Board for Wildlife. The Board was apprised of the fact that since the project proposal attracts the provisions of Para 3.5.1 of Notification dated 19th December, 2012 (pertaining to taking up forestry activities in wildlife habitats), issued by MOEF&CC, it is required to obtain recommendation of SCNBWL. In view of this, the Board decided to recommend the proposal to the National Board for Wildlife for its consideration.

The Board also decided to request MoEF&CC to reconsider its guidelines dated 19.12. 2012 and 21.7.2022 to obtain approval of NBWL in cases which don't fall under prohibited or regulatory activities and are in accordance with the Zonal Master Plans of ESZ as it results in avoidable delays.



Agenda Item No. 4:

Wildlife Clearance in respect of online proposal No. FP/HR/RAIL/157629/2022 seeking diversion of 24.069 ha. of forest land for construction of New Broad Gauge Railway Line from KM (-) 2.250 to KM 24.775 (in connection with New Broad Gauge Railway Line from Chandi Mandir to Baddi) in District Panchkula (HR).

A proposal seeking Wildlife Clearance in respect of online proposal No. FP/HR/RAIL/157629/2022 seeking diversion of 24.069 ha. of forest land for construction of New Broad Gauge Railway Line from KM (-) 2.250 to KM 24.775 (in connection with New Broad Gauge Railway Line from Chandi Mandir to Baddi) in District Panchkula, Haryana, has been received from Executive Engineer, Construction-I, Northern Railway, Chandigarh.

Ministry of Environment, Forest & Climate Change, Integrated Regional Office, Chandigarh, has issued stage-II approval for the above said proposal subject to the wildlife clearance. In pursuance of this, the State Government is required to ensure submission of Wildlife Clearance (from Standing Committee of NBWL) by the project proponent and the State Government will not issue approval to start the work without obtaining all the applicable clearances from the project proponent.

In pursuance of this, the project proponent has submitted an application seeking Wildlife Clearance in respect of the above said proposal, in online mode on Parivesh Portal (WL/HR/RAIL/442159/2023) dated 30.08.2023 in the prescribed format I & II.

The Wildlife Division of Ministry of Environment, Forest & Climate Change, Government of India vide letter F. No. 6-30/2019 WL (Part) dated 24th



February, 2023, has issued certain clarifications on Para 1.6 of the revised Guideline dated 21st July 2022, which were issued for seeking recommendations of Standing Committee of National Board for Wildlife for activities in protected areas. Accordingly, the revised Para 1.6 issued vide above mentioned letter is reproduced as below:-

“1.6 Activities Inside Eco-Sensitive Zones:

Notifications of Eco-Sensitive Zones (ESZ) specify the activities which are prohibited, regulated and promoted in the ESZ. Proposals for prohibited activities should not be forwarded for consideration of the SCNBWL. For taking up any activity within an ESZ, if notified, or within 10 km zone of the boundary of National Parks/Wildlife Sanctuaries, if ESZ has not been notified, prior approval of the NBWL/SCNBWL shall be required:

- a) for construction and allied activities undertaken by and for Indian Railways and any of its subsidiaries/sister concerns; or***
- b) if the activity/project is listed in the schedule of the EIA Notification 2006 as amended from time to time.”***

Sukhna Wildlife Sanctuary is spread over an area of 25.9849 Sq. km. and shares its boundaries with the states of Haryana, Punjab and Union Territory of Chandigarh. The proposed project site falls within 10 kilometers distance from the boundary of Sukhna Wildlife Sanctuary on Haryana Side. Delineation of Eco-Sensitive Zone around the boundary of Sukhna Wildlife Sanctuary (Haryana Side), has not been completed and its notification is yet to be carried out. Thus, in the absence of notified ESZ, the proposed project requires prior approval of NBWL/SCNBWL as per guidelines dated 21st July, 2022.

The proposal was considered by the Board and it was decided to recommend the proposal to the NBWL for their consideration.

The meeting ended with the vote of thanks to the Chair.



Annexure No. I**List of participants**

Sr. No.	Address	Name of Officers
1.	PS to Chief Minister, Haryana	Sh. V. Umashankar, IAS
2.	APS to Chief Minister, Haryana	Sh. Amit Kumar Agrawal, IAS
3.	Administrative Secretary to Govt. of Haryana, Environment, Forest & Wildlife Department, Chandigarh.	Sh. Vineet Garg, IAS
4.	Administrative Secretary to Govt. of Haryana, Public Works (B&R) Department, Chandigarh. (on Behalf of)	Sh. Yogesh Mehra, CE (NABARD), PWD
5.	Administrative Secretary to Govt. of Haryana, Social Justice and Empowerment Department, Chandigarh.	Sh. Pankaj Agarwal, IAS
6.	Principal Chief Conservator of Forests (HoFF) & Chief Wildlife Warden, Haryana, Panchkula	Sh. Jagdish Chander, IFS
7.	Brigadier, Staff Training, HQ, Western Command, Chandi Mandir	Sh. Jasdeep Sandhu, Advisor Civil Military, Western Command
8.	Director General, Animal Husbandry, Haryana, Panchkula.	Sh. B.S. Laura
9.	Director, Fisheries, Haryana, Panchkula.	Sh. Dharmender
10.	Officer-in-charge, Zoological Survey of India, Dehradun	Dr. Gaurav Sharma
11.	Chief Conservator of Forests (Wildlife), Panchkula	Sh. Atul Sirsikar, IFS
12.	Director, Bombay Natural History Society, Mumbai	Sh. Kishore Rithe
13.	Divisional Wildlife Officer, Panchkula	Sh. Vishal Kaushik

List of participants through Video Conference

Sr. No.	Address	Name of the Participants
1.	DIG (Wildlife), MoEF&CC, Govt. of India, New Delhi	Sh. Rakesh Kumar Jagenia, IFS
2.	Chief Executive Officer, World Wide Fund, India, New Delhi.	Sh. Suresh Babu, Senior Director Ecological, Foot Print.