

2nd appeal

पंजी क्रमांक/ File No. NA-15/35/2020-NA

भारत सरकार

Government of India

राष्ट्रीय प्रतिपूरक वनरोपण निधि प्रबंधन एवं योजना प्राधिकरण

National Compensatory Afforestation Fund Management and Planning Authority

पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय

Ministry of Environment, Forest and Climate Change

कक्ष क्रमांक. ए-232, द्वितीया तल, अग्नि स्कंध, इंदिरा पर्यावरण भवन, जोर बाग, नई दिल्ली-110003

Room no. A-232, 2nd Floor, Agni Wing, Indira Paryavaran Bhawan, Jor Bagh, New Delhi-110003

Email: nationalcampa-moefcc@gov.in

दिनांक \Dated: 27th May 2024

To,

The Additional Chief Secretary,
Department of Forest and Wildlife Preservation
Government of Karnataka, Bangalore.

Sub: Approval of deferred items in Annual Plan of Operation for the financial year 2024-25 of Karnataka State CAMPA- reg.

Reference: 1. Karnataka letter no. KFD/HoFF/CMPA (BUD) /2/2024 dated 18.01.2024
2. National Authority file no. NA-15/35/2020-NA dated 26th April 2024
3. Karnataka State CAMPA letter no KFD/HoFF/CAMPA (BUD) /2/2024-25 dated 22.04.2024

Sir,

In continuation of the National Authority's letter at (2) above and the detailed information received from Karnataka State Authority at (1) & (3) with necessary justification, it is to inform that the State Annual Plan of Operation (2024-25) was discussed in detail by the Executive Committee of the National Authority during its 29th meeting held on 15th May 2024, which approved an additional amount of **Rs 74.05 crore** (Rupees Seventy four crore and five lakh only) for the deferred activities which are of mandatory/seasonal/ committed in nature. The details of considered component-wise activities are as follows:

(Area in Ha and Rs. in crore)

S N o.	CAF Act/Ru les	Activity	Original proposed Outlay in APO by State Authority		Decision of 28 th EC as per Sanction vide no. NA- 15/35/2020- NA dated 26.04.2024	Amount proposed by State Authority for 29 th EC		Remarks/ Decision
			Physical target (Area in ha.)	Financi al target (Rs.in crore)		Physical target	Financ ial target	
1.		Site-specific activities as per Section 6 (a) of the CAF Act, 2016						
	Manda tory Activit y	Compensatory Afforestation Activity as per Sec 6(a) of the CAF Act - 2016: Spill over work/committed liabilities (SSA activities)	1925.37	4.67	Deferred	1925.37	4.67	✓ Approved
2.		Activities as per Rule 5(2) of the CAF Rules, 2018						
	5(2)a	Maintenance of ANR Plantations	41322.2 52	50.25	Approved for Rs. 10.00 crore	41322.25 2	40.25	✓ Approved for Rs. 40.25 crore

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S N o.	CAF Act/Ru les	Activity	Original proposed Outlay in APO by State Authority		Decision of 28 th EC as per Sanction vide no. NA- 15/35/2020- NA dated 26.04.2024	Amount proposed by State Authority for 29 th EC		Remarks/ Decision
			Physical target (Area in ha.)	Financi al target (Rs.in crore)		Physical target	Financ ial target	
	5(2)b	Maintenance of AR Plantations	3832.75	5.95	Approved for Rs. 1.20 crore	3832.75	4.75 ✓	Approved for Rs. 4.75 crore
	5(2)a	Raising of ANR Plantations	6000	16.50	Deferred	6000	16.50 ✓	Approved
	5(2)b	Raising of AR Plantations	1000	7.88	Deferred	1000	7.88 ✓	
3	Activities as per Rule 5(3) of the CAF Rules, 2018							
	5(3)e	Construction of residential and official buildings for frontline staff: (i) Spill over work/committed liabilities	--	5.00	Deferred	--	5.00 ✓	Deferred

2. The approval is subject to adherence by the State to the Model Code of Conduct in force due to ensuing Lok Sabha Elections, and the same terms and conditions as mentioned in the approval conveyed by National Authority, CAMPA vide no. NA-15/33/2020-NA dated 23rd April 2024.

3. The EC approved the maintenance of ANR and AR for complete amount with the condition that no new work shall be under taken under NPV.

4. All the wage payment should be made through Direct Benefit Transfer (DBT)

Yours faithfully


(Subhash Chandra)
Chief Executive Officer

Copy to:

1. The Principal Chief Conservator of Forest and (HoFF), Government of Karnataka.
2. The Chief Executive Officer, Karnataka State CAMPA.
3. The Secretary, Department of Finance, Government of Karnataka.
4. The Secretary, Department of Planning, Government of Karnataka.
5. The Accountant General, Karnataka

Copy also forwarded through email to:

1. The DGF&SS, Ministry of Environment, Forest and Climate Change, for kind information.
2. The Deputy Director General of Forest/IGF, IRO, Ministry of Environment, Forest and Climate Change, Integrated Regional Office, Karnataka.
3. The Additional Secretary & Finance Advisor, MoEF&CC, New Delhi.
4. IFD/Sanction Folder/ Guard File.
5. NIC Cell with a request to upload the sanction order on the official website of MoEF&CC

PART C- APPROVAL OF ANNUAL PLAN OF OPERATION 2024-2025 OF DEFERRED ITEMS

AGENDA ITEM NO. 7.1 KARNATAKA STATE AUTHORITY

The Chief Executive Officer, Karnataka, vide letter no. KFD(HoFF)CAMP(A)BUD/2/2024-25, dated 22.04.2024, received via email, on 29.04.2024 has submitted a request for approval of deferred activities that are essential/ committed / seasonal in nature for the APO of financial year 2024-25.

The APO of Karnataka State Authority was deliberated in 28th meeting of Executive Committee of National Authority. The EC has approved an amount of **Rs. 83.85 crore** (Rupees Eighty-three and eighty-five lakh only) against the proposed outlay of **Rs. 371.47 crore** (Rupees Three seventy-one crore and forty seven lakh only) for carrying out mandatory / seasonal / committed activities) as communicated via sanction order dated 26.04.2024) and some activities were deferred or not approved in view of Model Code of Conduct in force due to ensuing Lok Sabha Election.

Karnataka State Authority has submitted the abstract of deferred activities for reconsideration of National Authority. The details of the activities are given below:

(Area in ha. and Rs. in crore)

S No.	CAF Act/Rules	Activity	Original proposed Outlay in APO by State Authority		Decision of 28 th EC as per Sanction vide no. NA-15/35/2020-NA dated 26.04.2024	Amount proposed by State Authority for 29 th EC		Remarks/ Decision
			Physical target (Area in ha.)	Financial target (Rs.in crore)		Physical target	Financial target	
1.	Site-specific activities as per Section 6 (a) of the CAF Act, 2016							
	Mandatory Activity	Compensatory Afforestation						
		Activity as per Sec 6(a) of the CAF Act - 2016; Spill over work/committed liabilities (SSA activities)	1925.37	4.67	Deferred	1925.37	4.67	Deferred
2.	Activities as per Rule 5(2) of the CAF Rules, 2018							
	5(2)a	Maintenance of ANR Plantations	41322.252	50.25	Approved for Rs. 10.00 crore	41322.252	50.25	Deferred
	5(2)b	Maintenance of AR Plantations	3832.75	5.95	Approved for Rs. 1.20 crore	3832.75	5.95	

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S No.	CAF Act/Rules	Activity	Original proposed Outlay in APO by State Authority		Decision of 28 th EC as per Sanction vide no. NA-15/35/2020-NA dated 26.04.2024	Amount proposed by State Authority for 29 th EC		Remarks/ Decision
			Physical target (Area in ha.)	Financial target (Rs.in crore)		Physical target	Financial target	
	5(2)a	Raising of ANR Plantations	6000	16.50	Deferred	6000	16.50	Deferred
	5(2)b		1000	7.88	Deferred	1000	7.88	
3	Activities as per Rule 5(3) of the CAF Rules, 2018							
	5(3)c	Construction of residential and official buildings for frontline staff: (i) Spill over work/committed liabilities	--	5.00	Deferred	--	5.00	Deferred

PCCF & HoFF, Karnataka present in the meeting submitted that during the 28th meeting of the Executive Committee of the National CAMPA approval was made only for Rs. 10.00 crore against the financial target of Rs 50.25 crore for the maintenance under ANR and for Rs. 1.20 crore against the financial target of Rs. 1.20 crore.

In response to the non-availability of sufficient fund under NPV component of the State, PCCF & HoFF informed that State CAMPA is likely to get addition NPV from the National CAMPA to the tune of Rs. 1.20 crore and hence the future liability of maintenance can be taken care of.

Decision of the EC: The EC approved the maintenance of ANR and AR for complete amount with the condition that no new work shall be under taken under NPV till the position improves. Regarding the deferred items of the 28th EC meeting, the decision deferred due to the Model Code of Conduct.

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F. No. NA-5/1/2020-NA
Government of India
Ministry of Environment, Forest & Climate Change
National Compensatory Afforestation Fund Management & Planning Authority
E-mail: nationalcampa-moefcc@gov.in

Room No. A-232, 2nd Floor,
Agni Wing, Indira Paryavaran Bhawan
Aliganj Road, Jor Bagh, New Delhi – 110003.
Dated: The 22nd May, 2024

OFFICE MEMORANDUM

Please find enclosed the minutes of the 29th Meeting of the Executive Committee of the National Authority held on 15.05.2024 under the Chairmanship of the Director General of Forests & Special Secretary, Ministry of Environment, Forest and Climate Change, Government of India, for kind information and necessary action.

Encl: Minutes of the meeting of 29th Executive Committee

Subhash
(Subhash Chandra) 22/5/24
Chief Executive Officer

Distribution:

1. The Director General of Forests & Special Secretary, MoEF&CC, New-Delhi, GoI.
2. The Additional Secretary & Financial Advisor, MoEF&CC, New Delhi, Member;
3. The Additional Director General of Forests (FC), MoEF&CC, Member;
4. The Additional Director General of Forests (Wildlife), MoEF&CC, Member;
5. The Mission Director, National Mission of Green India, MoEF&CC, Member;
6. The Inspector General of Forests (Forest Conservation), MoEF&CC, Member;
7. Shri Anil Kumar Ganeriwala, Expert Member of the Executive Committee;
8. Shri Girish Kuber, Expert Member of the Executive Committee;
9. Shri Kailash Chandra Sharma, Expert Member of the Executive Committee;
10. Concerned Heads of all Integrated Regional Officers (IROs), MoEF&CC, Member;

Copy to:

1. The Chief Secretaries of the Concerned States/UTs.
2. The Additional Chief Secretary/Principal Secretary, Department of Forests of the States/UTs of A&N Island, Andhra Pradesh, Chandigarh, Chhattisgarh, Gujarat, Jharkhand, Karnataka, Madhya Pradesh, Meghalaya, Mizoram, Odisha, Punjab, Rajasthan, Telangana, Tripura, Uttarakhand & Uttar Pradesh.
3. The PCCFs & HoFFs, States/UTs of A&N Island, Andhra Pradesh, Chandigarh, Chhattisgarh, Gujarat, Jharkhand, Karnataka, Madhya Pradesh, Meghalaya, Mizoram, Odisha, Punjab, Rajasthan, Telangana, Tripura, Uttarakhand & Uttar Pradesh.
4. The CEOs of States/UTs of A&N Island, Andhra Pradesh, Chandigarh, Chhattisgarh, Gujarat, Jharkhand, Karnataka, Madhya Pradesh, Meghalaya, Mizoram, Odisha, Punjab, Rajasthan, Telangana, Tripura, Uttarakhand & Uttar Pradesh.

THE MINUTES OF THE 29th MEETING OF THE EXECUTIVE COMMITTEE OF THE NATIONAL AUTHORITY

The 29th Meeting of the Executive Committee (EC) of the National Authority was held in Krishna Conference Room, Indira Paryavaran Bhawan, New Delhi on 15th May, 2024 under the Chairmanship of the Director General of Forests & Special Secretary (DGF&SS), MoEF&CC. The list of participants is attached at **Annexure I**.

GENERAL DISCUSSION AND DIRECTIONS OF EXECUTIVE COMMITTEE:

- 1) The CEO, National Authority welcomed the Chairman and the members of the Executive Committee and other participants. The CEO informed that during the 28th meeting it was decided that due to the Model Code of Conduct in force in view of ensuing Lok Sabha Election, only the activities which are mandatory, seasonal, time bound and committed in nature under the Annual Plan of Operation (APOs) of the States/UTs will be considered and approved. Annual Plan of Operation of 14 States/UTs were approved accordingly. Subsequently APOs of nine States/UTs have been received which are included in Agenda Items (volume I) and Additional Agenda Items (volume II). In addition, there are request received from 6 States for consideration of deferred activities of the approved APOs in the 28th meeting. The CEO, National CAMPA informed that the Executive Committee may like to consider the Annual Plan of Operations on similar lines for approval of the activities which are mandatory, seasonal, time bound and committed in nature.
- 2) The DGF&SS and the Chairperson of the Executive Committee welcomed the members and other officers present in the meeting and in his opening remarks said that in this meeting of Executive Committee approval for activities listed in the APOs of the States/UTs, which are mandatory, seasonal, time bound and committed in nature will only be considered in view of the Model Code of Conduct. He also urged upon the States that the fund may be released timely so that these activities may be carried out on time. He advised PCCF and HoFFs and CEO States/UTs CAMPA to take up the matter with the Chief Secretary and Secretary Finance for expeditious release of CAMPA funds to the Forest Department for carrying out the approved activities otherwise any delay in the release of the funds will make the approval of the APO by the National CAMPA infructuous for not implementing the time bound and seasonal activities.
- 3) The CEO, National CAMPA informed that a lot of time is consumed in the release of the State CAMPA fund available with the State to the Forest Department for carrying out the approved activities of the APO timely. This delay in release of funds adversely affects the progress and outcomes of the approved activities, many of which are mandatory as well as seasonal in nature and has to be carried out timely in compliance of the terms and conditions of the approval for forest clearance accorded by the Central Government for non-forestry use of a specific forest land under Van (Sanrakshan Evam Samvardhan) Adhinyam, 2023. The details of the funds released by the State

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Government and its utilisation by the State Forest Department for implementation of approved CAMPA activities is placed in the Table 6 of the integrated APO of the concerned State. The officers from the State Forest Department informed even when the funds are available, the bills are lying pending with the treasury for payment for months together.

- 4) The Executive Committee expressed concern over such inordinate delay in release of the State CAMPA fund which adversely affects the implementation of mandatory activities especially the ecological restoration by undertaking compensatory afforestation on the earmarked land. The matter was deliberated at length and it was agreed that such an extraordinary and avoidable delay will amount to non-compliance by the State of the terms and conditions mentioned in the approval of diversion of forest land under the Forest (Conservation) Act, 1980 now known as Van (Sanrakshan Evam Samvardhan) Adhiniyam, 2023. The EC felt that as around 70-80% expenditure of State CAMPA fund is related to payment of labour wages and forestry workers are put to severe hardship and uncertainty of livelihood due to delay in payment of wages. This also creates a situation when local people lose interest for working in the forestry department in future.
- 5) Therefore, the EC decided that States may be impressed upon that non implementation of the activities of compensatory afforestation and eco restoration for compensating the loss of ecosystem services will lead to violation of the essential conditions of the Forest (Conservation) Act, 1980. The delay in release of funds will affect the quality and outcome of afforestation and eco restoration activities, which are time bound and seasonal and defeats the whole purpose of having a separate Act (CAF Act, 2016) for ensuring compensatory afforestation and eco-restoration.
- 6) The Executive Committee was of the view that the State Government may also be advised to issue necessary directions to the finance department of the State for timely release of the State CAMPA fund for under taking approved activities to avoid such situation in future. The State should be requested to review the present system of release of State CAMPA funds and make necessary procedure and standardised system so that the funds are released and utilised well in time synchronising with the time of forestry and wildlife related operations.
- 7) The CEO, National CAMPA informed that many of the State APOs has financial outlay under NPV on the much higher side, sometimes it is 70 -80 % of the NPV amount with the State. This will affect the maintenance of the assets so created in the subsequent years because of the non-availability of sufficient fund under NPV and hence he suggested for following strict fiscal discipline while using NPV funds during a particular year. The NPV funds or for that matter all the CAMPA funds are realised only once from the user agencies and there is no certainty with regard to continuous flow of such funds in future.

This issue was deliberated in detail by the Chairman and members of the Executive Committee in consultation with the officers of the States present in the meeting. In this regard, it was informed that the matter was deliberated and decided earlier during 22nd meeting of Executive Committee of National Authority and decision reflected vide para 2 (5) of the minutes wherein it was decided that "as a matter of principle, not more than

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- 20% of the NPV funds available with the State should be spent annually except in special programme/Projects, where it can go upto 25 % of NPV”.
- 8) The EC reiterated that the restriction of 20 % of the NPV would continue with additional 5% for boundary demarcation/consolidation and voluntary relocation of villages from protected areas.
 - 9) The EC also decided that not more than 10% of the available interest amount with the States/ UTs may be spent annually by the States/ UTs except in cases under Rule 6 (a) (i) to (iv) where the interest amount is required to offset the increased cost of afforestation due to revision of wages etc. on actual basis.
 - 10) The CEO CAMPA informed the Executive Committee that most of States/ UTs have not credited the amount of accrued annual interest on States/UTs CAMPA fund which is required as per the provisions of the CAF Act, 2016. This reduces the amount available in the interest component of the CAMPA lying with the State Government and create constraints for effective planning of the expenditure in the Annual Plan of Operations.
 - 11) The CEO, National CAMPA informed that reconciled data on Compensatory Afforestation duly vetted by IROs on forest land diversions against each approval under Forest (Conservation) Act, 1980 since 1980 has been received from Andaman & Nicobar, Jammu & Kashmir, Kerala, Odisha, Rajasthan and Tamil Nadu till date. The DGF& SS directed all the DDGs of Regional Offices of the Ministry to complete this exercise within two months. He advised ADG, FC to monitor the progress for ensuring timely completion of the reconciliation of Compensatory Afforestation data against each forest diversion proposal.
 - 12) The CEO CAMPA informed that States/UTs are required to upload KML files of afforestation and other site specific activities on the e- Green Watch portal. In respect of Compensatory Afforestation and other mandatory activities, the KML files should be same which have been approved by the Ministry during FCA approvals. He further informed the Executive Committee that the National CAMPA is in the process of compiling complete data on achievements of Compensatory Afforestation and assisted/ artificial natural regeneration since 2018-19 when the CAF Act came into force.
 - 13) The CEO CAMPA informed that the States/UTs CEO CAMPA have been requested to give completion certificate for the completed project wise CA schemes, so that the compliance of the condition regarding CA mentioned in the approval accorded under FCA, 1980 could be brought on record.

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PART A: GENERAL

AGENDA ITEM NO 1. CONFIRMATION OF MINUTES OF 28th MEETING OF EXECUTIVE COMMITTEE OF NATIONAL AUTHORITY

The Executive Committee confirmed the minutes of the 28th EC held on 22.03.2024.

AGENDA ITEM NO. 2: ACTION TAKEN REPORT ON 28th MEETING OF THE EC

The CEO, NA, CAMPA presented the action taken report on the decision of the 28th Executive Committee before the EC. The Action Taken Report on the decision of the 28th meeting of the EC of the National Authority was perused and noted by the Executive Committee.

Author