



# Resettlement Due Diligence Report

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Project Number: 47229-001  
March 2016

## IND: Uttarakhand Emergency Assistance Project

Sub Project : DDR for Construction of FRP Huts in District Bageshwar (Package-2)

Submitted by

Project implementation Unit -Tourism (Kumaon), UEAP, Dehradun

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Letter No: 272 /PIU/UEAP(T)/KMVN/2016

Date: 8 March, 2016

To,  
 Ms. M Teresa Kho  
 Country Director, INRM, ADB  
 4, San Matrin Marg,  
 Chankyapuri  
 New Delhi 110021, India

**Subject:-** ADB Loan no. 3055-IND Submission of "Due Diligence Report" (DDR) for Contract Package no. UK/UEAP- T(KMVN)/ NTL/02(R2).of District Bageshwar, under Uttarakhand Emergency Assistance Project.

Dear Sir/Madam,

This is with Reference to above cited subject , kindly find attached Due Diligence Report" (DDR) for Construction of FRP Huts in District Bageswar (Package-2 ) of PIU Tourism ( KMVN) under Uttarakhand Emergency Assistance Project for your kind approval.

**Enclosed: Due Diligence Report**

Yours Sincerely  
 (Dhiraj S. Garbyal)  
 Program Manager  
 PIU,UEAP(T)KMVN

Copy to:-

- 1- Project Director, PMU, UEAP
- 2- Ms. Sharmila Singh, Safeguards Consultant IRM ADB, New Delhi

Program Manager

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**UTTARAKHAND EMERGENCY ASSISTANCE Project**  
**Tourism Sector (KMVN)**  
**Due Diligence Report**

ADB LOAN NO: 3055-IND



**Construction of FRP Huts in disaster affected District of  
Kumaon**

**Package-2 District Bageshwar**

**Prepared by- PROJECT IMPLIMENTATION UNIT  
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## Brief Summary of Project

<b>Funded by</b>	<b>Asian Development Bank</b>
Loan No	3055- IND
Subject	Due Diligence Report for the construction of FRP Huts
Locations	Supi, Jhuni, Dhakuri & Badiyakot
Block	Kapkot
District	Bageshwar
No of FRP Huts	20
Implementation Agency	Project Implementation Unit, Kumaon Mandal Vikas Nigam, Nainital
Executing Agency	State Disaster Management Authority, State of Uttarakhand
IR & IP Category	C ( No Impact)

### Map of Bageshwar



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## LIST OF ABBREVIATIONS

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ADB	Asian Development Bank
BPL	Poverty Line
DDR	Due Diligence Report
EA	Executing Agency
FGD	Focus Group Discussions
HH	Household
ICAO	International Civil Aviation Organization
IP	Indigenous People
IPPF	Indigenous People Planning Framework
IRC	Indian Road Congress
LA	Land Acquisition
NRRP	National Rehabilitation and Resettlement Policy
PIU	Project Implementation Unit
PMU	Project Management Unit
PRA	Participatory Rural Appraisal
RF	Resettlement Framework
RP	Resettlement Plan
SC	Schedule caste
SDMA	State Disaster Management Authority
SPS	Safeguard Policy Statement
ST	Schedule Tribe
UEAP	Uttarakhand Emergency Assistance Project

# SOCIAL SAFEGUARDS DUE DILIGENCE REPORT

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# **1.Introduction**

## **A. OVERVIEW OF THE PROJECT**

1. The Uttarakhand Emergency Assistance Project (the project) envisages Rehabilitation and Reconstruction of State Roads and Bridges, Tourism Infrastructure (including construction of Helipads and Trekking Routes), Urban Water Supply and Urban Roads, which were devastated due to unprecedented cloud bursts, incessant rains, major floods, and landslides in the upper valleys during 15-17 June, 2013. Some major pilgrimage centers in the districts of Bageshwar, Chamoli, Pithoragarh, Rudraprayag, and Uttarkashi were affected seriously. The expected outcome of the project will be economic and social recovery from the disaster that devastated the Uttarakhand state. One of the components is Reconstruction and Construction of Tourism Assets in 5 disaster affected districts. These are: 1) Rudraprayag, 2) Chamoli 3) Uttarkashi, 4) Bageshwar and 5) Pithoragarh.

## **B. Need of the sub Project**

The Uttarakhand state has faced large scale devastations of property and life due to heavy torrential rains, cloud burst and massive flash-floods in many parts of the state in June 2013. This natural calamity resulted in complete loss of road connectivity and communications; loss of human lives; large scale damage to personal and civic infrastructure property; Huge loss of tourist accommodation facilities, natural alteration in local ecology; complete disruption of civic services in affected towns; impacts on local and regional livelihood and loss of tourism footprint; complete disruption in pilgrimage; etc. The Government of Uttarakhand since then had been in the process of providing immediate relief and rehabilitation, and in perspective of the disaster preparedness for future and restoration of normalcy of life and business, has initiated the process of long term planning, recovery, reclamation and reconstruction under the aegis of State Disaster Management Authority (SDMA).

The Uttarakhand Emergency Assistance Project for Tourism (UEAP) targets enhanced economic growth and provision of livelihood opportunities for local communities through tourism infrastructure development with a focus on preservation and development of natural and cultural heritage and incidental services. The Program supports the state of Uttarakhand to develop the tourism sector as a key driver for economic growth.

## **C. Location of Project –**

Under this subproject the damaged tourism assets are being constructed so that the interest and faith of the tourists in Uttarakhand regarding tourism can be revived and

the economy of the state which is mostly dependent on the tourism can be invigorated. This project is mostly on Char Dham Yatra Route and Kailash Mansarover Yatra Route. It is divided in total eight packages in which package 1 is in district Pithoragarh which covers the Kailash Mansarover Yatra Route in Block Dharchula and Milam Glacier Trek Route in Block Munsyari.

Package 2 is in district Bageshwar which is in block Kapkot which covers the Pindari Glacier Trek Route. There were total 9 sub-projects in which 5 sub-projects are dropped due to non feasible land & lacking of track routs. So now in 4 sub projects construction of FRP huts is going on. Sites detail is given below in table-1.



The Huts in following locations have been proposed as FRP Huts because the panels of FRP huts are light weight and can be erected quickly on the site, No maintenance is required for the upkeep of FRP structures. The FRP shelters can be easily moved in case of emergency and natural calamity. A description of proposed sites' along with area of land required is given below in Table-1:

<b>Table-1 : Description of Locations of Dist Bageswar</b>			
<b>Category</b>	<b>Type of Huts</b>	<b>No.</b>	<b>Requirement of Land (Sq.m)</b>
Supi	FRP	5	400
Jhuni	FRP	5	400
Dhakuri	FRP	5	400
Badiyakot	FRP	5	400

#### **D- Objective of Project**

The program objectives are:

- To revive the interest and faith of the tourists in Uttarakhand for tourism.
- To enhance economic growth of the region.



- To provide livelihood opportunities for local communities through tourism infrastructure development, with a focus on preservation and development of natural and cultural heritage and incidental services.

### **E. Impact and Outcome**

The expected impact of the Program is increased volume of domestic and international tourists to destinations within the state of Uttarakhand. The expected outcome of the Program is enhanced tourism environment in the state of Uttarakhand.

The outputs of the Program are:

1. Improve basic urban infrastructure and services at tourist destinations and attractions.
2. Improve connectivity
3. Enhance quality of natural and cultural attractions. Greater participation by local communities in tourism-related economic activities
5. Strengthened capacity of sector agencies and local communities for planning, development, management, and marketing of tourist destinations and attractions
6. Enhance livelihood opportunity for local community .

Location of Project Site

### **F. Measures to Minimize Impact**

Minimization of resettlement was achieved mainly by reducing the corridor of impact. based on the availability of Right of Way (RoW) and likely improvement strategy, it was agreed in consultation to reduce the corridor of impact in habitation and community area. To avoid temporary disruption of livelihood of project side vendors/Squatters, and to control the increasing ambient noise level in public places as construction activities and other mechanical devices Noise pollution Rules 2000 has been enacted by the Govt of India in exercise of its powers conferred under the Environment act 1986.

Rule 5 restricts the use of loud speakers/public address system and sound producing equipments. A written permission is necessary for using such equipment So It is decided that the construction work will not implemented in project site between the duration of 10.00pm to 6.00am to avoid Noise Pollution/environmental impact.

### **G. SCOPE of the Subproject**

2. The scope of this due diligence study is to assess the status on land availability for the construction of FRP Huts in Bageswar District under UEAP project . It will ascertain and advocate possible social safeguard issues prior to the possible funding under the investment program. The report is based on review of available documents like SAR Social Safeguards Due Diligence Report

and DPR and site assessment through project site visits and conducting focus group discussions.

3. The main sub-project components include: Developing a eco-FRP Huts with all facilities– Provision of Visitors Facilitation Center, tourist accommodations. Appropriate landscape development .
4. Consultations were carried out with the departmental authorities, district administration and project official prior to start of ADB's intervention for possible financing to the project.. Consultations with local people were carried out to know about their perception and acceptance to the proposed construction of FRP Huts, consultations were carried out among the women group in the surrounding villages with an objective to make them aware about the project development and to include them as part of stakeholders. Site visits were made to all the project components area.

#### **H. Objective of Due Diligence Report**

Objective of Due Diligence report is to

1. Determine whether the subproject is free of any resettlement impact e.g. land acquisition, displacement, adverse impacts on income and livelihood of both titled and non titled displaced persons .
2. Review the present field situation of this subproject is accordance with ADBs safeguard Policy Statement SPS 2009.

#### **I. Requirement of Due Diligence Report-**

The construction of FRP huts under this project does not envisage the permanent land acquisition and resettlement impact because all structures will be constructed on available government land . Since there is no encroachment noticed of any permanent land acquisition and resettlement. Therefore there are no expected impacts on private/public land, private properties. No negative impacts on livelihood are envisaged.

#### **J. Indigenous Peoples**

The tribal population of Uttarakhand constitutes around 2.9 % of total population and concentrated in the remote/forest areas of Tarai and Bhabar and higher reaches of Pithoragarh, Chamoli, Uttarkashi districts, and Jaunsar-Bhabar area of Dehradun district. Among all 13 districts of the state, Udham Singh Nagar with a tribal population of 42.1% is at the top, followed by Dehradun (38.2%), Pithoragarh (6.69%) and Chamoli (4.2%). In fact these four districts of Uttarakhand contribute about 94% of total tribal population.

In this subproject not a single household or person of indigenous community will be negatively impacted (Annexure-II). Instead, they will enjoy the same benefits as other

people of the state i.e. the project will help them in restoring their livelihood opportunities through increased tourist influx in the state. The subproject is categorized as “Category C” for Indigenous Peoples and hence, no indigenous people plan (IPP) is required. However, an Indigenous Peoples Planning Framework (IPPF) is in place to suggest mitigation measures for all negative impacts on indigenous people.

#### **K. Scope of Land Acquisition and Resettlement**

The construction of FRP Huts under this subproject does not envisage the permanent land acquisition and resettlement impacts and hence, the subproject is categorized as “Category C” for involuntary resettlement (IR) as per ADB’s Safeguard Policy Statement (SPS-2009). The sites for proposed 20 FRP Huts in Bageswar district is selected on government land currently under the possession of government departments. A no objection certificate has been procured from concerned government departments. The proposed designs for all sites do not necessitate additional private land and hence no impact on people and community or involuntary resettlement is envisaged.

The land was acquired through departmental transfer. Site visit during the social due diligence work also revealed that the project site is well demarcated and boundary has already been placed and there are no encroachments or squatters. Therefore, no action is required as far as preparation of Resettlement Plan (RP) is concerned. However, a Resettlement Framework (RF) has been prepared for the entire project to help advocating negative social impacts and suggesting mitigation measures accordingly.

#### **L. Grievance Redress Mechanism**

The Grievance Redress Mechanism (GRM) for this project to be implemented in three levels. The first level and most accessible and immediate venue for the fastest resolve of grievances is the PIU, chiefly through the resettlement safeguards officer and Project Manager, with assistance from the safeguards consultants of the PMU/PIU. Grievances at this level will be resolved through continuous interactions with affected persons and the PIU and will answer queries and resolve grievances regarding various issues including land acquisition, structures acquisition, livelihood impacts, entitlements, and assistance. Corrective measures will be undertaken at the field-level itself within seven days. All grievances will be documented with full information of the person and issue. If any grievances remain unresolved at the first level, the PIU's Program Manager, should activate the second level of the GRM by referring the issue (with written documentation) to the local Grievance Redress Committee (GRC) of the concern division, who will, based on review of the grievances, address them in consultation

with the Safeguards Officer of the PIU, and affected persons. A hearing will be called, if necessary, where the affected person can present his concern/issues. The process will promote conflict resolution through mediation.

The project (UEAP), funded by Asian Development Bank has established Centralized GRC for all Sectors at PMU Level and in five worst affected districts ( Rudraprayag, Uttarkashi, Chamoli, Bageshwar and Pithoragarh) out of 13 districts of Uttarakhand. The DDMOs have been deputed in all the 13 districts as Nodal officers for Grievance Redress Mechanism, a dedicated toll free phone number for the grievances and complaints from any stakeholders or individuals. There is a well organized grievance redressal mechanism. The toll free number is 0135-2708376 and email address is greivancepmu@gmail.com.

The project has a designated Grievance Officer in each district of the state. The PIU also act as an instrument for receiving the grievances at grass root level. As the project till now does not have any permanent impact for both physical and economical there is very little scope of grievance among the residents of the Project Impact Area. There are some temporary impacts on the livelihood of some movable vendors and/or squatters. Till now no grievances has been received from the DPs of the Project Impact Area.

The grievances can also be forwarded to the Asian Development Bank's website [www.adb.org](http://www.adb.org).

#### **M. GENDER ISSUES**

The FRP Huts are proposed to be developed on Govt. land and hence, no question of negative social impact or gender inequalities. The project will not have any such impact on women except some potential employment scope . However, during preparatory stage, consultations and focused group discussions were carried out among the women group in the surrounding villages of the project site to create awareness about the upcoming development activities and their livelihood opportunities that are likely to come up. Consultation will be a continuing activity during implementation of the project.

#### **N. PUBLIC CONSULTATIONS**

Public consultation and information disclosure is an integral part of the social assessment process. During the project formulation stage and preparation of DPR consultation were held with all the stakeholders for incorporating their views. Considerable dialogue was held with the EA/IA during the due diligence process and this will continue throughout the construction and implementation process. In order to provide awareness about the project, informal discussions and consultations were also carried out with the local people

in surrounding villages of the each proposed site during visits for due diligence study. No major social issues were raised during the consultation process. Consultation will be continued with all stake holders including the civil society during the project implementation. The brief description of consultations have been carried out with officers and community are given below-Annexure-1

S.N.	Location	Date
1	Jhuni	11-11-2014
2	Supi	11-11-2014
3	Badiyakot	15-11-2014

#### O. DETAILS AND STATUS OF THE WORK

45 huts in 9 locations at Kapkot block of District Bageswar has been proposed. Due to non availability of land and track routs 5 sites have been dropped. The brief progress report is given in Table-2-

**Table 2 : Details and status of the work**

	Construction of FRP in Bageswar	Packag e	Land Status	No of Huts prop osed	FRP	Work progress
1	Supi	UK UEAP - T(KM VN)/N TL/02( R2)	Owned by Tourism Deptt.	5	FRP Huts	5 hut has installed, septic tank work has been completed. In current bathroom plinth work is in progress
2	Jhooni		Owned by Tourism Deptt.	5	-do-	ground leveling completed and plinth work is in progress
3	Badiyakot		Owned by Tourism Deptt.	5	-do-	5 hut installed and inner floor work has been completed approach work is in progress
4	Dhakuri		Dan nama	5	-do-	Site changed
5	Pindari		----		-do-	<b>Dropped</b>
6	Kafni		----		-do-	<b>Dropped</b>
7	Pakuwa		----		-do-	<b>Dropped</b>
8	Borbadla		----		FRP Huts	<b>Dropped</b>
9	Kathalia		----		-do-	<b>Dropped</b>

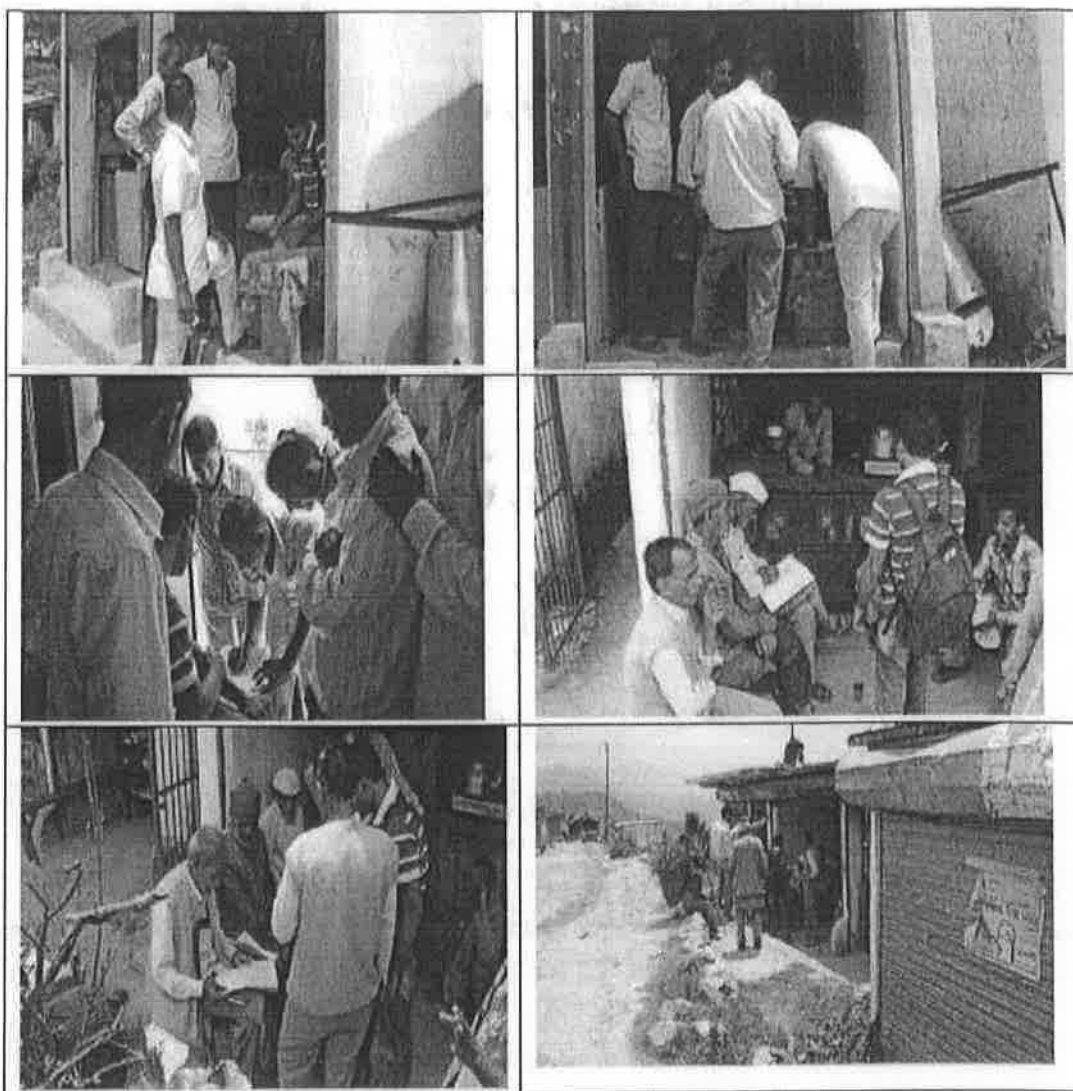
**P. Conclusion**

The results of this Due Diligence study concludes that, there should be no issues of land acquisition and payment of compensation related to this project, if the detailed designs for the project does not change substantially. In case any claims or complaints are submitted during the project implementation period, an effective and efficient Grievance Redress Mechanism, being already in place, will enhance provision of timely and sensible hearings and facilitate solutions.

# **Annexure-1 Public Consultations Progress Pictures**











## ENVIRONMENTAL ASSESSMENT

What is EA's Assessment on Following?

Likely to be classified as:

- Category A under the EIA Notification of 2006 of GOI
- Category B Under the EIA Notification of 2006 of GOI
- Does not warrant a categorization as it is not covered in the list of projects/ activities under the Notification of of2006 of GOI
- Unknown

The project site is not:

- Within 10Km from the boundary of protected areas and inter-state and International boundaries as defined under EIA Notification of2006 of GOI
- A part of national park or sanctuaries and tiger reserve areas ( notified as defined under Indian wildlife (protection) Act, 1972)
- Near to reserved forest or protected forest as defined under Forest (Conservation) Act, 1980 (amended in 1988)



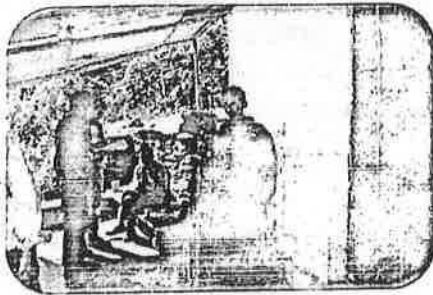
Photographs of Public Consultation at different sites



Public Consultation at Supi



Public Consultation Jhuni



Public Consultation at Kharkia



Public Consultation at Badiyakot

## Public Consultation Record

PUBLIC CONSULTATION RECORD  
(जन-परामर्श अभिलेख)

Name of the Project : Uttarakhand Emergency Assistance Programme  
(उत्तराखण्ड आपदाकालीन सहायक अभियोजन)

Project Package No. : UK/UEA/17 (GMVNYDDN/0 (ADB LOAN NO. 3055-IND))

Location to be improved (सुधारा हेतु चयनित स्थल) : तलाई गाँव (सुधी ग्राम विकास), Talai village, Supi

Place of Public Consultation (जन-परामर्श हेतु चयनित स्थल) : तलाई गाँव (village Talai)

Tehsil/ Village (तहसील/गाँव) : Kaptkot (कप्तकोट), Supi

District (जिला) : गंगोतर, Bageshwar

Date (दिनांक) : 10-11-2014.

List of the stakeholder/ Participant in Public Consultation  
(जन सुमधार्थ में उपस्थित साझेदार/प्रतिभागी)

क्र. सं.	Name & Address (नाम एवं पता)	Occupation (व्यवसाय)	Signature (हस्ताक्षर)
11	अशपाल सिंह तालुली	ग्राम प्रधान	
12	बसुन्दी देवी	बुजानगर	बसुन्दी देवी
13	मान सिंह	बुजानगर	मान सिंह
14	Bhupal Singh Takuli	Farmer	
15	Darshan Singh Adhikari	Ex. Army person	
16	Bhupal Singh Takuli	Business	
17	Dulwant Singh	Business	
18	नरेश्वर सिंह	बुजानगर	नरेश्वर सिंह
19	जीम सिंह	बुजानगर	जीम सिंह
20	अशराम सैठ	बुजानगर	अशराम सैठ
21	नरेश्वर सिंह	बुजानगर	नरेश्वर सिंह

**PUBLIC CONSULTATION RECORD**  
(जन-परामर्श अभिलेख)

Name of the Project : Uttarakhand Emergency Assistant Programme  
(उत्तराखण्ड आपदासमय सहायक परियोजना)

Project Package No. : UKUEAP T (GMVNYDDN) (ADB LOAN NO 1053-IND)

Location to be improved (सुधारा हेतु चयनित स्थान) : Jhuni (बून्नी)

Place of Public Consultation (जन-परामर्श हेतु चयनित स्थान) : Jhuni Kaladhar, बून्नी संघ पड़ोस Palkhwa

Tehsil/ Village (तहसील/गाव) : Kaphot, Jhuni

District (जिला) : Bageshwar

Date (दिनांक) : 11-11-2014

**List of the stakeholder/ Participant in Public Consultation**  
(जन सुनवाई में उपस्थित साझेदार/प्रतिभागी)

क्र.सं.	Name & Address (नाम एवं पता)	Occupation (व्यवसाय)	Signature (हस्ताक्षर)
1	आनंदमती देवी	साथ-पुकार	आनंदमती देवी
2	रवि शर्मा	रेजिस्ट्रार	रवि शर्मा
3	गोविंद-दास	श्रमिक	गोविंद-दास
4	प्रदीप सिंह	कृषि	प्रदीप सिंह
5	कुन्दन सिंह	कृषि	कुन्दन सिंह
6	चन्द सिंह	कृषि	चन्द सिंह
7	सीम सिंह	कृषि	सीम सिंह
8	लाला सिंह	कृषि	लाला सिंह
9	उत्तम सिंह	कृषि	उत्तम सिंह
10	अमर सिंह	कृषि	अमर सिंह
11	बलराम सिंह	कृषि	बलराम सिंह
12	अपार सिंह	जमीन मालिक	अपार सिंह
13	राम सिंह	जमीन मालिक	राम सिंह





## **Annexure 5: Consultations with Stakeholders**

- 1- Meeting with District Tourism Development Officer, Dated: 23<sup>rd</sup> August 2013:** A preliminary meeting with DTDOs of 05 most affected districts has conducted in presence of ADB Safeguard Mission Team (Environment & Social Safeguard Specialists). The details of selection criteria need and ownership of each and every location was discussed in light of ADB's Safeguard Policy Statement 2009. An orientation was given by the ADB Experts to the field team members on how to fill the Environment, Involuntary Resettlement & Indigenous People Impact Assessment Categorization Checklist covering all locations in the 05 Districts. A tentative list of location was finalized as a result of this meeting.
  
- 2- Meeting with 05 District Teams constituted to verify the locations, Dated: 19<sup>th</sup> September 2013:** One day meeting was organized with an objective to brief the ADB procedure to verify the locations and finalized in the light of ADB SPS 2009. The format of Sub-project Appraisal Report (SAR) preparation was briefed to each team and explained the format of Resettlement Plan (RP) and Initial Evt. Examination (IEE) preparation. A letter to all District Magistrates, line departments & DTDOs were sent to inform about the site visit of the teams. The purpose of the letter was to arrange meetings and consultations with various stakeholders to discuss the UEAP Tourism sub-projects and finalize the locations accordingly with the inputs of Social, Environment, Engineers, Architect from project with assistance of F-PIU team members.
  
- 3- Stakeholder Consultation by Project Team in 05 Districts, Date: 20th to 25th Sept. 2013:** A numbers of meetings, consultations and stakeholder interaction were done by the district level team during the visit. The District Administration and line agencies were consulted about the location details, various components and activities are to be undertaken in the project. A mutual understanding was developed with the concerned departments and district authorities. Almost all the sites were covered by the team members except the inaccessible locations, which are damaged in the recent disaster. The transect walk was done by each team and locations were closely observed from social and environmental point of view. The consultations were organized with the local communities and discussed the upcoming activities and the probable benefits coming as a result of implementation of the project. All were informed about the objectives of the project.

### **Objectives of UEAP for the Tourism Sector are:**

- 4- To rehabilitate & reconstruct affected tourism infrastructure in affected Districts.
- 5- To build resilient infrastructure (Multipurpose Halls/ Shelters) for increasing emergency preparedness for a range of hazards such as cloud bursts, storm surges, floods, earthquakes, landslides etc.
- 6- To increase tourist accommodating capacity by constructing environment friendly tents & huts.
- 7- To support local Economic Growth by restoring tourism in the affected areas and enhancing tourist accommodation capacity



# Annexure-2: IR Checklist

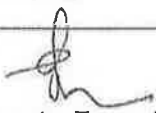
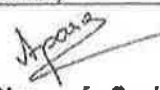

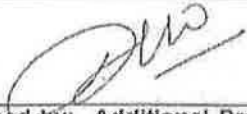

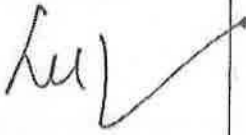


**INVOLUNTARY RESETTLEMENT IMPACT CATEGORIZATION**

Date: 4<sup>th</sup> December 2013

<b>A. Instructions</b>			
<p>(i) The project team completes and submits the form to the Environment and Social Management Cell (ESMC) for endorsement by ESMC Director, and for approval by the Chief Compliance Officer (CCO).</p> <p>(ii) The classification of a project is a continuing process. If there is a change in the project components or/and site that may result in category change, the Sector Division submits a new form and requests for re-categorization, and endorsement by ESMC Director and by the CCO. The old form is attached for reference.</p> <p>(iii) In addition, the project team may propose in the comments section that the project is highly complex and sensitive (HCS), for approval by the CCO. HCS projects are a subset of category A projects that ADB deems to be highly risky or contentious or involve serious and multidimensional and generally interrelated potential social and/or environmental impacts.</p>			
<b>B. Project Data</b>			
Country/Project Title	No./Project	Loan 3055 – IND Uttarakhand Emergency Assistance Project (UEAP)	
Department/ Division		Tourism Department, Government of Uttarakhand	
Processing Stage		Sub-Project Appraisal Report (SAR) preparation	
Modality		Sub-Projects: Construction of FRP Huts/Tented Accommodation in 05 most affected Districts of Uttarakhand namely Chamoli, Rudraprayag, Uttarkashi, Pithoragarh & Bageshwar	
<input type="checkbox"/> Project Loan	<input type="checkbox"/> Program Loan	<input type="checkbox"/> Financial Intermediary	<input type="checkbox"/> General Corporate Finance
<input type="checkbox"/> Sector Loan	<input type="checkbox"/> MFF	<input checked="" type="checkbox"/> Emergency Assistance	<input type="checkbox"/> Grant
<input type="checkbox"/> Other financing modalities:			
<b>C. Involuntary Resettlement Category</b>			
<input checked="" type="checkbox"/> New		<input type="checkbox"/> Re-categorization — Previous Category [    ]	
<input type="checkbox"/> Category A	<input type="checkbox"/> Category B	<input checked="" type="checkbox"/> Category C	<input type="checkbox"/> Category FI
<b>D. Comments</b>			
<p><b>Project Team Comments:</b> In Tourism Sector under ADB Emergency assisted UEAP, the construction of shelters and huts is proposed to assist disaster affected population, also considering the future preparedness to provide emergency evacuation shelters to tourists &amp; pilgrims. The establishment of these structures is expected to be within the existing right-of-way and government land specifically on tourism department's own campus or land; therefore no land acquisition is envisaged in the project. The NOCs have already been obtained from the concerned departments. Hence, no Involuntary Resettlement Impact is assessed under the project till date.</p>		<p><b>ESMC Comments:</b> In Tourism Sector under ADB Emergency assisted UEAP, the construction of shelters and huts is proposed to assist disaster affected population, also considering the future preparedness to provide emergency evacuation shelters to tourists &amp; pilgrims. The establishment of these structures is expected to be within the existing right-of-way and government land specifically on tourism department's own campus or land; therefore no land acquisition is envisaged in the project. The NOCs have already been obtained from the concerned departments. Hence, no Involuntary Resettlement Impact is assessed under the project till date.</p>	



E. Approval	
Proposed by: Field PIU Garhwal (Garhwal Mandal Vikas Nigam)	Reviewed by: Social Safeguard Specialist, PIU Tourism - Environment & Social Management Cell (ESMC)
 (Sign. of Deputy Team Leader, Field PIU Garhwal)	 (Sign. of Social Safeguard Specialist, PIU Tourism)
Date:	Date:
 Pratap Singh Shah	
(Sign. of Team Leader, Field PIU Garhwal - GMVN) General Manager Garhwal Mandal Vikas Nigam Ltd. 84/1, Rajpur Road, D. Dun	Endorsed-by: Additional Project Manager, PIU Tourism
Date:	Date:
Endorsed by: Authorised Signatory, Field PIU Garhwal - GMVN	Approved by: Project Manager, PIU Tourism
 Managing Director Garhwal Mandal Vikas Nigam Ltd Dehradun	
Date:	Chief Compliance Officer: The project is not coming under HCS. Date:





**INVOLUNTARY RESETTLEMENT IMPACT CATEGORIZATION**  
**Involuntary Resettlement Impact Categorization Checklist**  
**FRP District- Bageshwar**

Probable Involuntary Resettlement Effects	Yes	No	Not Known	Remarks
<b>Involuntary Acquisition of Land</b>				
1. Will there be land acquisition?		√		In Tourism Sector under ADB assisted as part of Tourism Restoration Drive, decided to construct dwelling units in the form of cottages/ tented accommodation made of eco- friendly FRP material. This will compensate for the loss of accommodation units and would require minimum concrete works thus saving cost and would be in tune with the economic balance of the region. It would strengthen our coping mechanism and reviving the Tourism in the affected areas. These huts can be either addition/ extension to existing Tourist Rest Houses or new ones on route some popular destinations in affected areas. Actual needs for FRP huts based on climatic vulnerability, population load especially of pilgrim tourists on the route, eco sensitivity and socio-economic condition of the locality have been assessed by the PMU teams, which visited the affected districts from 20-23 Sep, 2013 to assess actual ground situation. The establishment of FRP huts is expected to be within the existing right-of-way and rest houses or available government land and no land acquisition is envisaged. However, the NOCs have already been obtained from the concerned department.
2. Is the site for land acquisition known?		NA		Government of Uttarakhand (GOU) prepared a list of subprojects along with locations. All sites belong to tourism department or other Govt. deptt.
3. Is the ownership status and current usage of land to be acquired known?		NA		The land belongs to state govt.
4. Will easement be utilized within an existing Right of Way (ROW)?		√		
5. Will there be loss of shelter and residential land due to land acquisition?		√		The loss of shelter and residential land is unlikely to occur as the reconstruction activities are envisaged to be within available govt. land.
6. Will there be loss of agricultural and other productive assets due to land acquisition?		√		There is no loss of agricultural and productive assets.
7. Will there be losses of crops, trees, and fixed assets due to land acquisition?		√		There is no impact foreseen on crops and during the construction phase of subproject.



8. Will there be loss of businesses or enterprises due to land acquisition?		√		There is no loss of businesses or enterprises caused by the construction of shelters
9. Will there be loss of income sources and means of livelihoods due to land acquisition?		√		No loss
<b>Involuntary restrictions on land use or on access to legally designated parks and protected areas</b>				
10. Will people lose access to natural resources, communal facilities and services?		√		There is no impact due to the sub activities.
11. If land use is changed, will it have an adverse impact on social and economic activities?		√		No impact envisaged as no change proposed in land-usage.
12. Will access to land and resources owned communally or by the state be restricted?		√		
<b>Information on Displaced Persons:</b>				
Any estimate of the likely number of persons that will be displaced by the Project? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes if yes, approximately how many?				
Are any of them poor, female-heads of households, or vulnerable to poverty risks? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes				
Are any displaced persons from indigenous or ethnic minority groups? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes				

Note: The project team may attach additional information on the project, as necessary.



# Annexure-3: IP Checklist





Govt. of Uttarakhand

Program Implementation Unit  
Uttarakhand Emergency Assistance Project (Tourism)  
Government of Uttarakhand  
Pandit Deendyal Upadhaya Paryatan Bhawan, Near ONGC Helipad  
Garhi Catt, Dehradun -248003

Tel: 91-135-2559987, Fax: 91-135-2559988 E-mail: utdb.pmu@gmail.com

Utt  
Sing

Ref:

Date:

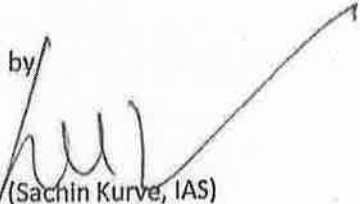
**Declaration for the Categorization of Indigenous People**

It is hereby declared that the two sub-projects included (i) Construction of Multipurpose Shelters/Halls in 05 most affected Districts of Uttarakhand namely Chamoli, Rudraprayag, Uttarkashi, Pithoragarh & Bageshwar & (ii) Construction of FRP Huts/Tented Accommodation in 05 most affected Districts of Uttarakhand namely Chamoli, Rudraprayag, Uttarkashi, Pithoragarh & Bageshwar under "Uttarakhand Emergency Assistance Project" in Tourism Sector are coming in Category "C" of Indigenous People Development as per SPS 2009.

A detailed survey and a number of consultations were undertaken during the site visits in all project areas for the analysis of social and environment impact due to the implementation of these sub-projects. The sub-projects of tourism sector are coming under Involuntary Resettlement Category "C" as per ADB's Safeguard Policy Statement (SPS 2009). It has been observed that few project sites are nearby Scheduled Tribe dominant villages especially in Pithoragarh and Chamoli Districts, but the STs living in these villages do not have connection to distinct habitation or territories or natural resources. Their cultural, economic, social and political institutions are not different from other residents of the sub-project area. Their language is same as the other residents of the sub-project area. Their livelihood system is again not indigenous in nature.

In line of the above findings/justification and ADB's Safeguard Policy Statement (SPS 2009), the above sub-projects of PIU Tourism, UEAP falls in Category "C" of Indigenous People Development.

by

  
(Sachin Kurve, IAS)

Project Manager, Tourism UEAP



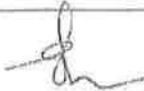




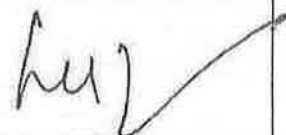


**INDIGENOUS PEOPLES IMPACT CATEGORIZATION**

DATE: 4<sup>TH</sup> DECEMBER 2013

<b>A. Instructions</b>	
<p>(i) The project team completes and submits the form to the Environment and Social Management Cell (ESMC) for endorsement by ESMC Director, and for approval by the Chief Compliance Officer (CCO).</p> <p>(ii) The classification of a project is a continuing process. If there is a change in the project components or/and site that may result in category change, the Sector Division submits a new form and requests for re-categorization, and endorsement by ESMC Director and by the CCO. The old form is attached for reference.</p> <p>(iii) The project team indicates if the project requires broad community support (BCS) of Indigenous Peoples communities. BCS is required when project activities involve (a) commercial development of the cultural resources and knowledge of indigenous peoples, (b) physical displacement from traditional or customary lands; and (c) commercial development of natural resources within customary lands under use that would impact the livelihoods or the cultural, ceremonial, or spiritual use that define the identity and community of Indigenous peoples.</p> <p>(iv) In addition, the project team may propose in the comments section that the project is highly complex and sensitive (HCS), for approval by the CCO. HCS projects are a subset of category A projects that ADB deems to be highly risky or contentious or involve serious and multidimensional and generally interrelated potential social and/or environmental impacts.</p>	
<b>B. Project Data</b>	
<p>Country/Project No./Project Title : Loan 3055 – IND Uttarakhand Emergency Assistance Project (UEAP)</p> <p>Department/ Division : Tourism Department, Government of Uttarakhand</p> <p>Processing Stage : Sub-Project Appraisal Report (SAR) preparation</p> <p>Modality : Sub-Projects: Construction of FRP Huts/Tented Accommodation affected Districts of Uttarakhand namely Chamoli, Rudraprayag, Pithoragarh &amp; Bageshwar</p> <p><input type="checkbox"/> Project Loan      <input type="checkbox"/> Program Loan      <input type="checkbox"/> Financial Intermediary      <input type="checkbox"/> General Corporate Finance</p> <p><input type="checkbox"/> Sector Loan      <input type="checkbox"/> MFF      <input checked="" type="checkbox"/> Emergency Assistance      <input type="checkbox"/> Grant</p> <p><input type="checkbox"/> Other financing modalities:</p>	
<b>C. Indigenous Peoples Category</b>	
<p align="center"><input checked="" type="checkbox"/> New      <input type="checkbox"/> Recategorization — Previous Category <input type="checkbox"/></p>	
<p><input type="checkbox"/> Category A      <input type="checkbox"/> Category B      <input checked="" type="checkbox"/> Category C      <input type="checkbox"/> Category F1</p>	
<p>D. Project requires the broad community support of affected Indigenous Peoples communities.      <input type="checkbox"/> Yes      <input checked="" type="checkbox"/> No</p>	
<b>E. Comments</b>	
<p><b>Project Team Comments:</b> The sub-project will equally benefit all the population groups and consequently not differentially or adversely affect any group.</p>	<p><b>ESMC Comments:</b> The sub-project will equally benefit all the population groups and consequently not differentially or adversely affect any group. There is no impact envisaged on Indigenous People.</p>
<b>E. Approval</b>	
<p><b>Proposed by:</b> Field PIU Garhwal (Garhwal Mandal Vikas Nigam)</p>	<p><b>Reviewed by:</b> Social Safeguard Specialist, PIU Tourism - Environment &amp; Social Management Cell (ESMC)</p>



 (Gambhir Singh) (Sign. of Deputy Team Leader, Field PIU Garhwal) Date:	 (Aparna Pandey) (Sign. of Social Safeguard Specialist, PIU Tourism) Date:
 Pratap Singh Shah (Sign. of Team Leader, Field PIU-Garhwal-GMVN) General Manager Garhwal Mandal Vikas Nigam Ltd. 241, Rajpat Road, D. Dun Date:	 Endorsed by: Additional Project Manager, PIU Tourism Date:
Endorsed by: Authorised Signatory, Field PIU Garhwal - GMVN  Managing Director Garhwal Mandal Vikas Nigam Ltd Date:	Approved by: Project Manager, PIU Tourism  Chief Compliance Officer: The project is not coming under HCS. Date:



## INDIGENOUS PEOPLES IMPACT CATEGORIZATION

### Indigenous Peoples Impact Screening Checklist

FRP District: Bageshwar

KEY CONCERNS (Please provide elaborations on the Remarks column)	YES	NO	NOT KNOWN	Remarks
<b>A. Indigenous Peoples Identification</b>				
1. Are there socio-cultural groups present in or use the project area who may be considered as "tribes" (hill tribes, scheduled tribes, tribal peoples), "minorities" (ethnic or national minorities), or "Indigenous communities" in the project area?	/	✓		Compared to national average of 8%, only around 3% of scheduled (STs) are present in Uttarakhand st
2. Are there national or local laws or policies as well as anthropological researches/studies that consider these groups present in or using the project area as belonging to "ethnic minorities", scheduled tribes, tribal peoples, national minorities, or cultural communities?		NA		As per the Constitution (Sche Tribes) (Uttar Pradesh) Order, 196 as inserted by Act 29 of 2000 'Jaunsari' community residing in and Chakrata block (historically k as Jaunsar Bhabar) of Dehradun d are notified schedule tribes and the inhibited them is a notified sch area. Administratively, no land ca sale and purchase by outsiders in 1 areas. This and other STs groups, if present in or using the project are belonging to them is confirmed d the field investigations.
3. Do such groups self-identify as being part of a distinct social and cultural group?		NA		
4. Do such groups maintain collective attachments to distinct habitats or ancestral territories and/or to the natural resources in these habitats and territories?		NA		
5. Do such groups maintain cultural, economic, social, and political institutions distinct from the dominant society and culture?		NA		Scheduled tribes are mainstreamed the dominant society and culture.
6. Do such groups speak a distinct language or dialect?		NA		With the mainstreaming, such gr speak the local language and e generation also speaks the dis dialect amongst themselves.
7. Has such groups been historically, socially and economically marginalized, disempowered, excluded, and/or discriminated against?		NA		



KEY CONCERNS (Please provide elaborations on the Remarks column)	YES	NO	NOT KNOWN	Remarks
8. Are such groups represented as "Indigenous Peoples" or as "ethnic minorities" or "scheduled tribes" or "tribal populations" in any formal decision-making bodies at the national or local levels?		NA		The ST population is given reserved and additional benefits for economic, educational, political empowerment, etc. under the national and local laws.
<b>B. Identification of Potential Impacts</b>				
9. Will the project directly or indirectly benefit or target Indigenous Peoples?		√		The project will target people in general and will not specifically impact any Indigenous Peoples.
10. Will the project directly or indirectly affect Indigenous Peoples' traditional socio-cultural and belief practices? (e.g. child-rearing, health, education, arts, and governance)		√		No land acquisition and resettlement impact is envisaged on the population due to the reconstruction of damaged infrastructure under the project. No impact on any of the existing activities or practices of the STs is anticipated.
11. Will the project affect the livelihood systems of Indigenous Peoples? (e.g., food production system, natural resource management, crafts and trade, employment status)		√		No tribal land will be acquired under the project. The project will not disturb the existing practices of the Indigenous Peoples. A social assessment to be conducted will confirm the project impacts on STs if any.
12. Will the project be in an area (land or territory) occupied, owned, or used by Indigenous Peoples, and/or claimed as ancestral domain?		√		
<b>C. Identification of Special Requirements</b>				
<i>Will the project activities include:</i>				
13. Commercial development of the cultural resources and knowledge of Indigenous Peoples?		√		The overall objective of the project is to restore and rehabilitate the existing infrastructure facilities that disrupted the life and livelihood of affected people due to disaster. It will have positive impacts on the overall socio-economic development of the area. The project will not involve commercial development of cultural and intellectual resources of Indigenous Peoples and any other community groups.
14. Physical displacement from traditional or customary lands?		√		Neither the physical displacement nor economic displacement of STs is anticipated. It will however be confirmed by the social impact assessment.





KEY CONCERNS (Please provide elaborations on the Remarks column)	YES	NO	NOT KNOWN	Remarks
15. Commercial development of natural resources (such as minerals, hydrocarbons, forests, water, hunting or fishing grounds) within customary lands under use that would impact the livelihoods or the cultural, ceremonial, spiritual uses that define the identity and community of Indigenous Peoples?		√		The project aims to restore rehabilitate the damaged and washed away tourism assets and supportive structures in Uttarakhand state. It does not target the commercial development of natural resources in customary lands of any IPs.
16. Establishing legal recognition of rights to lands and territories that are traditionally owned or customarily used, occupied or claimed by indigenous peoples?		√		
17. Acquisition of lands that are traditionally owned or customarily used, occupied, or claimed by indigenous peoples?		√		No tribal land will be acquired.

**D. Anticipated project impacts on Indigenous Peoples**

Project component/ activity/ output	Anticipated positive effect	Anticipated negative effect
Restoration and rehabilitation of the damaged and washed away tourism assets or supportive structures in worst affected districts of disaster in Uttarakhand state.	No specific impact is identified to IPs.	No specific impact is identified to IPs.

Note: The project team may attach additional information on the project, as necessary.



## **Annexure-4: NOCs**



# कार्यालय प्रभागीय वनाधिकारी, बागेश्वर वन प्रभाग बागेश्वर

Email- [dfobageshwar@rediffmail.com](mailto:dfobageshwar@rediffmail.com)/[dfobageshwar03gmail.com](mailto:dfobageshwar03gmail.com)

दूरभाष नं०- 05963-220249 फ़ैक्स नं०- 05963-220209

पत्रांक

1303 / 12-1-2

बागेश्वर

दिनांक : 14/10/2015।

सेवा में,

कार्यक्रम प्रबन्धक,  
परियोजना क्रियान्वयन यूनिट, पर्यटन(कुमाऊँ)  
उत्तराखण्ड, आपदा सहायता परियोजना,  
ओक पार्क हाउस मल्लीताल, नैनीताल।

दि. 2/11/15  
सं. - 28/2  
पुनर्वास मण्डल विकास विभाग, नैनीताल  
ब्लॉक पार्क हाउस  
नैनीताल-263001

प्र. सं. नं०  
21/2/15

विषय :-

तहसील कपकोट के जिला बागेश्वर में हाइब्रिड/एफ0आर0पी0 हट्स की स्थापना के संबंध में।

संदर्भ :-

आपका पत्रांक-3993/पी0आई0यू0(केएमवीएन)/2014-15 दिनांक 19.09.2015।

संदर्भ:-

उपरोक्त संदर्भित पत्र के क्रम में तहसील कपकोट के अन्तर्गत ग्राम सूपी, झुनी, जैकुनी, मदिशाकोट (काली) और ढाकुरी (धूर) में हाइब्रिड/एफ0आर0पी0 हट्स की स्थापना आरंभित इन हट्स एन पंचायत भूमि के अन्तर्गत न आने की स्थिति में प्रभाग को कोई आपत्ति नहीं है।

भवदीय,

(एम0बी0सिंह)

प्रभागीय वनाधिकारी  
बागेश्वर वन प्रभाग बागेश्वर।



# कार्यालय प्रभागीय वनाधिकारी, बागेश्वर वन प्रभाग बागेश्वर

Email- [dfo\\_bageshwar@rediffmail.com](mailto:dfo_bageshwar@rediffmail.com)/[dfobageshwar03gmail.com](mailto:dfobageshwar03gmail.com)

दूरभाष नं०:- 05963-220249 फ़ैक्स नं०:- 05963-220209

पत्रांक 1303 / 121-2 बागेश्वर

दिनांक : 14/10/2015।

सेवा में,

कार्यक्रम प्रबन्धक,  
परियोजना क्रियान्वयन यूनिट, पर्यटन(कुमाऊँ)  
उत्तराखण्ड, आपदा सहायतित परियोजना,  
ओक पार्क हाउस मल्लीताल, नैनीताल।

दि. 2/11/15  
सं. - 28/2  
पुनर्वास मन्त्रालय, सिमाई तालाब  
ओक पार्क हाउस  
नैनीताल - 26001

प्रो. डी. ए. ए.  
21/11/15

विषय :-

तहसील कपकोट के जिला बागेश्वर में हाइब्रिड/एफ0आर0पी0 हट्स की स्थापना के संबंध में।

संदर्भ :-

आपका पत्रांक-3993/पी0आई0यू0(केएमवीएन)/2014-15 दिनांक 19.09.2015।

महोदय,

उपरोक्त संदर्भित पत्र के क्रम में तहसील कपकोट के अन्तर्गत ग्राम सूपी, धुनी, जैकुनी, राधियातगेर (काली) और ढाकुरी (धूर) में हाइब्रिड/एफ0आर0पी0 हट्स की स्थापना आरंभित इन व वन भंडारण शूमे के अन्तर्गत न आने की स्थिति में प्रभाग को कोई आपत्ति नहीं है।

भवदीय,

(एम0बी0सिंह)  
प्रभागीय वनाधिकारी  
बागेश्वर वन प्रभाग बागेश्वर।

8- प्रश्नगत नॉन जेब 10 भूमि आवंटन के पूर्व जमींदारी विनाश एवं मू-सुधार अधिनियम की धारा-132 के समकक्ष एवं अन्य सुसंगत प्राविधानों का अनुपालन जिलाधिकारी द्वारा सुनिश्चित किया जायेगा।

9- इस संबंध में सिविल अपील संख्या-1132/2011(एस0एल0पी0)/(सी) संख्या-3109/2011 श्री जगपाल सिंह एवं अन्य बनाम पंजाब राज्य एवं अन्य तथा सिविल अपील सं0-436/2011/SLP(C) NO 20203/2007 झारखण्ड राज्य व अन्य बनाम पाकुर जागरण मंच व अन्य में मा0 सर्वोच्च न्यायालय द्वारा दिये गये आदेश दि0-जनवरी, 2011 में मा0 सर्वोच्च न्यायालय के आदेश एवं अन्य संगत निर्देशों का भी अनुपालन सुनिश्चित किया जायेगा।

10- आवंटन की अवधि समाप्त होने अथवा उपरोक्त शर्तों बिन्दु संख्या-01 से 09 में से किसी भी शर्त का उल्लंघन होने की स्थिति में प्रश्नगत भूमि निर्माण सहित राजस्व विभाग में निहित हो जायेगी, जिसके लिए कोई प्रतिकर देय नहीं होगा।

कृपया इस संबंध में नियमानुसार अप्रेत्तर कार्यवाही सुनिश्चित करते हुए शासनादेश के परिप्रेक्ष्य में जिला स्तर से निर्गत आदेश एवं इस शासनादेश की शर्तों के अनुपालन स्थिति से यथा समय शासन को अवगत कराने का कष्ट करें।

भवदीय,

(संतोष बडोनी)  
उप सचिव।

पू0पू0संख्या-1575/समदिनांकित/2015

प्रतिलिपि निम्नलिखित को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित।

- 1- सचिव, पर्यटन विभाग, उत्तराखण्ड शासन।
- 2- आयुक्त एवं सचिव, राजस्व परिषद उत्तराखण्ड, देहरादून।
- 3- आयुक्त, कुमाऊं मण्डल, नैनीताल।
- 4- निर्देशक, एन0आई0पी0, सचिवालय परिसर, देहरादून।
- 5- गार्ड फाइल।

आज्ञा से,

(आलोक कुमार सिंह)  
अनुसचिव।



संख्या- /XVIII(I)/2015-18(128)/201

प्रेषक,  
संतोष बडोनी,  
उप सचिव,  
उत्तराखण्ड शासन।  
सेवा में,  
जिलाधिकारी,  
बागेश्वर।

महा प्र. (प्र) / P.C.O.

प्र. नि.  
23/6/15

देहरादून: दिनांक 20 जून, 2011

राजस्व अनुभाग-2

विषय:- जनपद बागेश्वर में ए0डी0बी0 सहायता एफ0आर0पी0 हदस की स्थापना हेतु कुल 0.201 हे0 भूमि पर्यटन विभाग, उत्तराखण्ड शासन को नि:शुल्क हस्तांतरित किये जाने के संबंध में।

महोदय,

उपर्युक्त विषयक आपके पत्र संख्या-4398/11-23/एल0ए0सी0/2014-15 दि0-08.08 2015 के संदर्भ में मुझे यह कहने का निदेश हुआ है कि श्री राज्यपाल, जनपद बागेश्वर की तहसील कपकोट के राजस्व उप निरीक्षक क्षेत्र बढियाकोट के ग्राम कालों (बढियाकोट) के खाता सं0-60 वं खसरा सं0-2871 मध्ये 0.340 हे0, श्रेणी-10(4) बं0 ना0 आ0, ग्राम बाछम तोक धाकुडी के खात सं0-138 के खसरा सं0-5721 मध्ये 0.040 हे0, श्रेणी-10(4) बं0 ना0 आ0, ग्राम झुनी के खात सं0-69 के खसरा सं0-4108 मध्ये 0.040 हे0, श्रेणी-9(3) बं0 ना0 आ0, ग्राम सौरग के खात सं0-91 के खसरा सं0-1302 मध्ये 0.040 हे0, श्रेणी-9(3) बं0 ना0 आ0 तथा ग्राम बाछम तोव जैकुनी के खाता सं0-12 के खसरा सं0-5074 मध्ये 0.040 हे0, श्रेणी-9(3) बं0 ना0 आ0, इर प्रकार 05 ग्रामों की कुल 0.200 हे0 भूमि को वित्त अनुभाग-3 के शासनादेश सं0-280/वित्त अनुभाग-3/2002 दि0-11.02.2002 के प्राविधानों के अधीन निम्नलिखित शर्तों/प्रतिबन्धों के अधीन पर्यटन विभाग, उत्तराखण्ड शासन को नि:शुल्क हस्तान्तरित किये जाने की सहर्ष स्वीकृति प्रदान करते हैं :-

- 1- भूमि पर कोई धार्मिक अथवा ऐतिहासिक महत्व की इमारत न हो।
- 2- जिस परियोजना के लिए भूमि हस्तान्तरित की जा रही है वह एक अनुमोदित परियोजना है और उसके लिए शासन से सहमति प्राप्त हो चुकी हो।
- 3- हस्तान्तरित भूमि यदि प्रस्तावित कार्य से भिन्न प्रयोजन के लिए उपयोग की जाये तो उसके लिये मूल विभाग से पुनः अनुमोदन प्राप्त करना होगा।
- 4- यदि भूमि की आवश्यकता न हो या 3 वर्षों तक हस्तान्तरित भूमि प्रस्तावित कार्य के लिए उपयोग में नहीं लाने जाती है तो वह मूल विभाग में स्वतः ही निहित हो जायेगी।
- 5- जिस प्रयोजन हेतु भूमि हस्तान्तरित की जा रही है उससे भिन्न किसी अन्य प्रयोजन हेतु किसी अन्य व्यक्ति, संस्था, समिति अथवा विभाग आदि को मूल विभाग की सहमति के बिना भूमि हस्तान्तरित नहीं की जायेगी।

C.D.  
23/6/15  
G.M.C.A.

A.D.B  
16-07-15

उपरोक्त भूमि आवंटित की जा रही है उसकी पूर्ति के उपरान्त यदि भूमि अयोग्य

06. यदि विभाग को भूमि की आवश्यकता न हो या तीन (03) वर्षों तक हस्तान्तरित भूमि प्रस्तावित कार्य के लिये उपयोग में नहीं लायी जाती है तो वह मूल विभाग में स्वतः ही निहित हो जायेगी।
07. आवंटन की अवधि समाप्त होने अथवा उपरोक्त शर्तों विन्दु संख्या-01 से 06 तक में से किसी शर्त का उल्लंघन होने की स्थिति में प्रसंगत भूमि निर्माण सहित राजस्व विभाग में निहित हो जायेगी, जिसके लिये कोई प्रतिकर देय नहीं होगा।

भवदीय,

(भूपाल सिंह मनराल)  
जिलाधिकारी बागेश्वर।

संख्या- एवं दिनांक उक्तानुसार।

प्रतिलिपि:- निम्नांकित को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित।

- 01- सचिव, राजस्व उत्तराखण्ड शासन देहरादून।  
02- प्रबन्ध निदेशक, कुमायूँ मण्डल, विकास निगम, ओक पार्क हाउस नैनीताल।  
03- प्रभागीय वनाधिकारी, वन प्रभाग बागेश्वर।  
04- उपजिलाधिकारी, कपकोट /तहसीलदार कपकोट।  
05- जिला पर्यटन अधिकारी, बागेश्वर।

(भूपाल सिंह मनराल)  
जिलाधिकारी, बागेश्वर।

प्रेषक,

जिलाधिकारी,  
बागेश्वर।

सेवा में,

सचिव,  
पर्यटन विभाग,  
उत्तराखण्ड शासन,  
देहरादून।

संख्या-235 / ग्यारह-23 / एल0ए0सी0/2014-15 दिनांक 11 अक्टूबर 2015.  
विषय- ए0डी0वी0 सहायतित एफ0आर0पी0 हट्स लगाये जाने हेतु भूमि उपलब्ध कराने के सम्बन्ध में।

महोदय,

उपर्युक्त विषयक पर उपजिलाधिकारी, कपकोट के द्वारा तहसील कपकोट जनपद बागेश्वर में ए0डी0वी0 सहायतित एफ0आर0पी0 हट्स के निर्माण हेतु ग्राम सूपी पटवारी क्षेत्र लोहारखेत तहसील कपकोट के गैर ज0वि0ख0खा0 संख्या-153 श्रेणी 9(3)इ कृषि योग्य बंजर भूमि के पैमार्हसी खेत नम्बर 19304 मध्ये रकवा 0.080 है0. कुल 04 नाली भूमि का चयन किया गया है। यह भूमि माल अभिलेखों में श्रेणी 9(3)इ कृषि योग्य बंजर भूमि के रूप में दर्ज है, और राज्य सरकार के स्वामित्व की है। इसलिये इस परियोजना के लिए वित्त विभाग उत्तराखण्ड शासन देहरादून के कार्यालय ज्ञाप संख्या—280 / वि0अनु0-03 / 2002 देहरादून दिनांक 15 फरवरी 2002 एवं पत्र संख्या—111 / XXVii / (7)50(39) / 2014 दिनांक 09 जुलाई 2015 से प्रदत्त अधिकारों का प्रयोग करते हुए निम्न शर्तों के साथ प्रस्तावित भूमि का हस्तान्तरण पर्यटन विभाग, उत्तराखण्ड के नाम किये जाने की स्वीकृति प्रदान की जाती है:-

01. भूमि का हस्तान्तरण शासनादेश में निहित प्राविधानों के तहत निःशुल्क किया जाता है।
02. आवंटित भूमि का उपयोग शासन द्वारा अनुमोदित एवं स्वीकृत परियोजना के लिये शासन द्वारा परियोजना के लिए विहित समयावधि के अर्न्तगत किया जाना होगा।
03. आवंटित भूमि का किसी अन्य संस्था/विभाग को बिना राजस्व विभाग के पूर्वानुमोदन के हस्तान्तरण अमान्य होगा, अपितु सम्बन्धित विभाग को भूमि की आवश्यकता न होने की दशा में अतिरिक्त उपलब्ध भूमि को पुनः राजस्व विभाग को समर्पित करना होगा, राजस्व विभाग को उक्त भूमि की आवश्यकता होने की दशा में वापस लेने का अधिकार होगा।
04. आवंटित भूमि पर निर्माण कार्य करते समय वन सम्पदा को सुरक्षित रखने का दायित्व सम्बन्धित विभाग का होगा। निर्माण कार्य करते समय विद्यमान वृक्षों के पातन किये जाने की आवश्यकता पड़ने की दशा में वन विभाग से नियमानुसार पातन की स्वीकृति प्राप्त की जानी आवश्यक होगी।
05. हस्तान्तरित भूमि यदि प्रस्तावित कार्य से भिन्न प्रयोजन के लिये उपयोग की जाय तो राजस्व विभाग से पुनः अनुमोदन प्राप्त करना होगा।

06. यदि विभाग को भूमि की आवश्यकता न हो या तीन (03) वर्षों तक हस्तान्तरित भूमि प्रस्तावित कार्य के लिये उपयोग में नहीं लायी जाती है तो वह मूल विभाग में स्वतः ही निहित हो जायेगी।
07. आवंटन की अवधि समाप्त होने अथवा उपरोक्त शर्तों विन्दु संख्या-01 से 06 तक में से किसी शर्त का उल्लंघन होने की स्थिति में प्रश्नगत भूमि निर्माण सहित राजस्व विभाग में निहित हो जायेगी, जिसके लिये कोई प्रतिवर देय नहीं होगा।

भवदीय,

(भूपाल सिंह मनराल)  
जिलाधिकारी बागेश्वर।

संख्या- एवं दिनांक उक्तानुसार।

प्रतिलिपि:- निम्नांकित को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित।

- 01- सचिव, राजस्व उत्तराखण्ड शासन देहरादून।
- 02- प्रबन्ध निदेशक, कुमाऊँ मण्डल विकास निगम, ओक पार्क हाउस नैनीताल।
- 03- प्रभागीय वनाधिकारी, वन प्रभाग बागेश्वर।
- 04- उपजिलाधिकारी, कपकोट /तहसीलदार कपकोट।
- 05- ✓ जिला पर्यटन अधिकारी, बागेश्वर।

(भूपाल सिंह मनराल)  
जिलाधिकारी बागेश्वर।

5/11/15

पंजीकरण

प्रेषक,

जिलाधिकारी,  
बागेश्वर।

सेवा में,

सचिव,  
पर्यटन विभाग,  
उत्तराखण्ड शासन,  
देहरादून।

संख्या-236 / ग्यारह-23 / एल0ए0सी0 / 2014-15 दिनांक 4 अक्टूबर 2015,  
विषय- ए0डी0बी0 सहायतित एफ0आर0पी0 हट्स लगाये जाने हेतु भूमि उपलब्ध कराने के सम्बन्ध में।

महोदय,

उपर्युक्त विषयक पर उपजिलाधिकारी, कपकोट के द्वारा तहसील कपकोट जनपद बागेश्वर में ए0डी0बी0 सहायतित एफ0आर0पी0 हट्स के निर्माण हेतु ग्राम कालों (बदियाकोट) पटवारी क्षेत्र बदियाकोट तहसील कपकोट के गैर ज0वि0ख0खा0 संख्या-60 श्रेणी 10(4) बंजर नाकाबिल आबाद के पैमाईसी खेत नम्बर 2871 मध्ये रकवा 0.060 है0, कुल 03 नाली भूमि का चयन किया गया है। यह भूमि माल अनिलेखों में श्रेणी 10(4) बंजर नाकाबिल आबाद भूमि के रूप में दर्ज है, और राज्य सरकार के स्वामित्व की है। इसलिये इस परियोजना के लिए वित्त विभाग उत्तराखण्ड शासन देहरादून के कार्यालय ज्ञाप संख्या—260 / वि0अनु0-03 / 2002 देहरादून दिनांक 15 फरवरी 2002 एवं पत्र संख्या- 111 / XXVii / (7)50(39) / 2014 दिनांक 09 जुलाई 2015 से प्रदत्त अधिकारों का प्रयोग करते हुए निम्न शर्तों के साथ प्रस्तावित भूमि का हस्तान्तरण पर्यटन विभाग, उत्तराखण्ड के नाम किये जाने की स्वीकृति प्रदान की जाती है:-

01. भूमि का हस्तान्तरण शासनादेश में निहित प्राविधानों के तहत निःशुल्क किया जाता है।
02. आवंटित भूमि का उपयोग शासन द्वारा अनुमोदित एवं स्वीकृत परियोजना के लिये शासन द्वारा परियोजना के लिए विहित समयावधि के अन्तर्गत किया जाना होगा।
03. आवंटित भूमि का किसी अन्य संस्था / विभाग को विना राजस्व विभाग के पूर्वानुमोदन के हस्तान्तरण अमान्य होगा, अपितु सम्बन्धित विभाग को भूमि की आवश्यकता न होने की दशा में अतिरिक्त उपलब्ध भूमि को पुनः राजस्व विभाग को समर्पित करना होगा, राजस्व विभाग को उक्त भूमि की आवश्यकता होने की दशा में वापस लेने का अधिकार होगा।
04. आवंटित भूमि पर निर्माण कार्य करते समय वन सम्पदा को सुरक्षित रखने का दायित्व सम्बन्धित विभाग का होगा। निर्माण कार्य करते समय विद्यमान वृक्षों के पातन किये जाने की आवश्यकता पड़ने की दशा में वन विभाग से नियमानुसार पातन की स्वीकृति प्राप्त की जानी आवश्यक होगी।
05. हस्तान्तरित भूमि यदि प्रस्तावित कार्य से भिन्न प्रयोजन के लिये उपयोग की जाय तो राजस्व विभाग से पुनः अनुमोदन प्राप्त करना होगा।

