

केवल सरकारी प्रयोग के लिए

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नर्मदा नियंत्रण प्राधिकरण  
NARMADA CONTROL AUTHORITY

पचासीवी बैठक की कार्यसूची  
AGENDA FOR THE EIGHTY FIFTH MEETING

स्थान : समिति कक्ष,  
श्रम शक्ति भवन,  
रफी मार्ग, नई दिल्ली

समय : 11.00 बजे  
Time : 11.00 AM

Venue : Committee Room,  
Shram Shakti Bhawan,  
Rafi Marg, New Delhi

दिनांक : 26 मार्च, 2012  
Date : 26 March, 2012

इन्दौर  
मार्च, 2012  
Indore  
March, 2012

**AGENDA FOR THE 85<sup>th</sup> MEETING OF NARMADA CONTROL AUTHORITY**

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**AGENDA FOR THE 85<sup>TH</sup> MEETING OF NARMADA CONTROL AUTHORITY**

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**ITEM NO. 85-1 (856) - CONFIRMATION OF THE MINUTES OF 84<sup>TH</sup> MEETING OF NCA**

The minutes of 84<sup>th</sup> meeting of NCA were circulated by NCA Secretariat vide letter No. D-6 (84)/2011/2125-56 dated 8<sup>th</sup> November, 2011 to the Members and Invitees of NCA with the request to furnish their comments within 21 days from issue of the Minutes. Comments from Ministry of Water Resources, GoMP, GoM and GoG were received as detailed below –

**1. Comments from Ministry of Water Resources (Received vide letter No. 33/5/2011-PR dtd. 28/11/2011 (Annexure : 85-1))**

S.No.	Item No.	Reference/Text as appeared in the Minutes	Suggested Modifications
1.	Item No. 84-7 (846)- Payment of WRLDC fees and charges in regard to SSP, chargeable under Unit-III (Power)	On Page No. 10, last para  “After deliberations, the Authority decided that the matter be discussed by GoG with the Authorities of WRLDC/WRPC and sorted out accordingly.”	“Authority after deliberations ratified the above payments, but in future all such payments will be made by SSNNL/Government of Gujarat under O&M charges of Unit-III after getting verified bills from NCA. Though no payment will be made in this regard by NCA/SSCAC, but they would provide necessary assistance in the matter.”

**2. Comments from Govt. of Madhya Pradesh (received vide letter No. 2426/751/NVDA/E/W/2011 dtd. 26/11/2011 (Annexure: 85-2))**

S.No.	Item No.	Reference/Text as appeared in the Minutes	Suggested Modifications
1.	Item No. 84-5 (844):Methodology for assessment of utilizable flow in the Narmada Basin	Page-8/Para-3/Line-2  “by GoMP”	to be replaced by  “from the projects in Narmada Basin.”

2.	--do--	Page-8/Para-4	<p>to be added at the end of the 4<sup>th</sup> Para-</p> <p>“Therefore it is necessary that the points raised by GoMP on formulation as approved by SSRRC in calculating utilizable flow need to be looked.”</p>
3.	Item No. 84-6 (845): Applicability of Clause IV (5) of NWDT Award for use of surplus water during spilling of SSP	Page-9, Para-2	<p>After 1<sup>st</sup> sentence following to be added-</p> <p>“He pointed out that firstly the issue applicability of Clause-IV (5) of NWDT pertaining to the interpretation of provisions made in this Clause by the States GoMP and GoG with respect to present scenario, when we have not yet achieved to completion of all storages including Sardar Sarovar Dam in Narmada Basin.”</p>
4.	Item No. 84-7 (846)- Payment of WRLDC fees and charges in regard to SSP, chargeable under Unit-III (Power)	Page-10	<p>A new para after the 4<sup>th</sup> para from bottom as detailed below to be added-</p> <p>“Vice-Chairman, NVDA, GoMP pointed out that being NCA as an implementing and controlling Authority the membership of WRPC shall be taken by NCA only and charges to the membership of WRPC shall be shared by the party States as per provision of NWDT Award. GoMP had informed already in this regard to NCA”.</p> <p>(This amendment will also be applicable with reference to the Minutes of Item No. 84-8 (847) and 84-9 (848).</p>

**ITEM NO. 85-2 (857)- REVIEW OF ACTION TAKEN ON EARLIER DECISIONS OF NCA**

**(A) Compensation of forest land going under submergence**

In terms of the NWDT Award, compensation for the forest land coming under submergence is required to be paid to the respective State Governments. However, as forest land is not available for sale, there has been dispute on the manner of calculation of compensation.

The Authority in its 73<sup>rd</sup> meeting had decided to abide by the guidelines of the Director General, Forests (formerly known as Inspector General, Forests) and Special Secretary to the Ministry of Environment & Forests Gol, in the matter of payment of compensation of forest land coming under submergence of Sardar Sarovar Project. Govt. of Madhya Pradesh, however, disagreed with the suggested formula and decided to go in for arbitration, in accordance with the relevant provisions in the Award, extracted below.

- Where any dispute or difference arises with respect to the compensation payable to any of the States or Union of India refers the matter in dispute to arbitration.
- In the event of differences between the Arbitrators, such dispute or difference shall be referred to an Umpire who shall be appointed in that behalf by the Chief Justice of India.
- The decision of the Arbitrators, or as the case may be of the Umpire shall be final and binding on the parties and shall be given effect to by them

The Authority in its 75<sup>th</sup> meeting held on 29<sup>th</sup> Nov. 2005 asked the Govt. of Gujarat to proceed in the matter as per relevant clause of the Arbitration Act. During the 83<sup>rd</sup> meeting of the Authority held on 25<sup>th</sup> October 2010, the representative of GoG had informed that due to unwillingness of the Arbitrator appointed by them earlier, the arbitration proceedings could not make much progress and the process to appoint another Arbitrator was started. During 84<sup>th</sup> meeting held on 13.09.2011 the representative of GOG informed that Mr. Ashok Narayan had been appointed as new Arbitrator, who would start functioning shortly.

The representative of Govt. of Madhya Pradesh informed that Arbitrator had been appointed by GOMP also, and shall start his work as soon as the Arbitrator from GOG was appointed. Representative of GOG clarified that both the members would work together as part of an Arbitration committee

Govt. of Madhya Pradesh & Gujarat may like to report further progress in the matter.

**(B) Implementation of order of Hon'ble High Court of Madhya Pradesh, Jabalpur in W.P. No. 6056/2009.**

- (i) The NCA Secretariat in order to ensure effective monitoring of the implementation programmes of R&R in compliance to the final judgment dated 11.11.2009 of Hon'ble High Court of MP, at Jabalpur in Writ Petition No. 6056 of 2009 has constituted four monitoring teams vide order dated 23.8.2010 for the assessment & monitoring of the ground realities with regard to implementation of R&R progress related to Indira Sagar and Omkareshwar Canal Projects. Accordingly, two meetings of monitoring teams were held in the office of the Director (IA&R), NCA on 03.09.2010 & 08.2.2011 wherein, *modus operandi* including a programme was evolved for collecting information related to Land Acquisition, impact on displaced/affected persons & families, canal special compensation package (only for hardship cases) on the lines of interim directions of the Hon'ble Supreme Court dated 05.05.2010.
- (ii) The NCA in compliance to the direction/judgment dated 11.11.2009 of the Hon'ble High Court of MP in WP No. 6056 of 2009 submitted Eight Quarterly Monitoring Reports in the Hon'ble High Court of Madhya Pradesh and the last one was submitted on 31.10.2011 for the quarter ending September, 2011.
- (iii) The Government of MP, had filed a SLP No. 34065 in the Hon'ble Supreme Court against the final judgment/order of the Hon'ble Court dated 11.11.2009 to grant stay on the judgment of the Hon'ble High Court of Madhya Pradesh. The Hon'ble Supreme Court finally disposed off the SLP on 2<sup>nd</sup> August, 2011 and set aside the judgment of the Hon'ble High Court of Madhya Pradesh, dated 11.11.2009.
- (iv) The NBA had filed a MCC No. 288 of 2011 in WP No. 6056 of 2009 in the Hon'ble High Court of MP seeking direction from the Hon'ble High Court to Respondent (NCA) for compliance of final judgment dated 11.11.2009 and also for making quarterly report available to the Petitioner. The Hon'ble High Court in its judgment dated 20.12.2011(Annex 85-6) has disposed off the Petition without any role of monitoring to NCA.



During 84<sup>th</sup> Meeting, it was decided that decision of Hon'ble Supreme court be informed to Hon'ble High court of MP for seeking appropriate direction on this issue. In view of the above decision of the Hon'ble High Court of Madhya Pradesh dated 20.12.2011, the NCA or its officials are now not required to do monitoring R&R programmes of Indira sagar and Omkareshwar Canal Projects.

This is for information of the Authority.

**(C) Recruitment Rules (RR) for appointment of Independent Members of NCA**

NCA in its 84<sup>th</sup> Meeting held on 13<sup>th</sup> September 2011 at Delhi concluded that the Recruitment Rules for the post could be amended to include contract appointment with upper age limit of 65 years and their terms and conditions could also be suitably amended. The above decision of the NCA was further examined in the Ministry of Water Resources and a proposal seeking approval for raising the age limit up to 65 years and appointment on contract basis in respect of four independent Members in Narmada Control Authority was sent to DoPT. In this regard, DoPT has observed as under:-

- (1) As per clause 7 of NWS 1980, the scales of pay and other conditions shall be as applicable to Central Govt. employee. Accordingly, provisions in the Recruitment Rules for the post of Independent Members, NCA, shall be in terms of the guidelines of DoPT issued from time to time.
- (2) The existing Rules provide for the method of appointment as deputation (ISTC). As already mentioned, in their note dated 17.09.2003, the method of appointment '**short-term contract**' is also a form of deputation for considering officers belonging to Non-Government agencies like PSUs, autonomous bodies, universities, etc. to consider them for post in Central Govt. offices/autonomous bodies.
- (3) On the issue of raising age limit up to 65 (sixty five) years, the guidelines of DoPT issued in OM No.26012/6/2002-Estt(A) dated 9<sup>th</sup> December, 2002 regarding grant of extension/re-employment to Central Govt. Servants beyond the age of superannuation has been referred to. Instructions contained in para 9 of aforesaid DoPT O.M. are as under:
  - (i) Re-employment: No proposal for employing a government servant beyond the age of superannuation of 60 years shall be considered.
  - (ii) No person can be appointed/re-appointed to Central Govt. service after the age of superannuation of 60 years through contract.

From the above, it may be concluded that the NCA proposal for (a) Raising the age limit up to 65 years and (b) Appointment on contract basis for the four posts of Independent Members has not been agreed to by the DoPT.

As DoPT does not permit the above proposal, MoWR vide their letter No.36/6/2010-PR dated 6<sup>th</sup> March, 2012 (**Annex-85-7**) directed NCA to suitably amend the Recruitment Rules for the appointment of Independent Members of NCA on contract appointment by raising the upper age limit to 65 years by amending Clause 7 of the Narmada Water Scheme as under;

Existing	Proposed
<p><b>Officers and Servants of the Authority:</b></p> <p>The Authority may from time to time appoint or employ such and so many officers and employees as it thinks fit and remove or dismiss them, under the rules &amp; regulations applicable to the appointment, removal and dismissal of the Central Government officers and employees. All such officers and employees shall be subject to the sole control of the Authority. The Authority, may, with the previous approval of the Central Government, make regulations to regulate conditions of service of all such officers and employees in respect of residential accommodation, house rent allowance, travelling allowance, daily allowance, conveyance allowance and medical reimbursement. The scales of pay and other services conditions shall be as applicable to Central Government employees.</p>	<p><b>Officers and Servants of the Authority:</b></p> <p>The Authority may from time to time appoint or employ such and so many officers and employees as it thinks fit and remove or dismiss them, under the rules &amp; regulations applicable to the appointment, removal and dismissal of the Central Government officers and employees. All such officers and employees shall be subject to the sole control of the Authority. The Authority, may, with the previous approval of the Central Government, make regulations to regulate conditions of service of all such officers and employees in respect of residential accommodation, house rent allowance, travelling allowance, daily allowance, conveyance allowance and medical reimbursement. The scales of pay and other services conditions shall be as applicable to Central Government employees. <i>“However, in the case of appointment of Independent Members of NCA, the age limit shall be 65 years and the mode of appointment shall be on deputation failing which on contract basis beyond 60 years”.</i></p>

The Authority may like to deliberate and decide.

**(D) Providing data of water releases from important heads and escapes in the Narmada Main Canal in Gujarat to Rajasthan.**

The issue of providing data of water releases from important heads & escapes to NMC in Gujarat to Rajasthan was discussed in the 83<sup>rd</sup> Meeting of NCA wherein it was decided to seek opinion of CWC. The CWC had given its opinion vide letter dated 6<sup>th</sup> April, 2011 and opined that "the requirement of data mentioned by GoR was normal and reasonable for working out the losses in NMC between HR of the NMC and Gujarat – Rajasthan border". The same was discussed in 84<sup>th</sup> Meeting held on 13.09.2011. However, the GoG representative was not agreeable to the opinion of CWC particularly about the rational for seeking the data on the quantum of water releases at every off-take point of NMC for calculation of losses in NMC. It was decided that the matter may be referred back to CWC who may convene a meeting of technical representatives from both the states. Thereafter whatever decision is given by CWC should be accepted by all. NCA directed that Member (D&R), CWC should hold a meeting with the representatives of both GoG and GoR and sort out the issue. Efforts are being made to hold above meeting at the earliest.

This is for the information of the Authority.

**(E) Methodology for assessing utilizable flow in the Narmada Basin:**

There was differences of opinion between GoMP and NCA Secretariat on whether the utilizable flow and utilized flow were the same and also on the parameters concerning change in storage and carry over storage. The matter was discussed in the 84<sup>th</sup> Meeting of NCA held on 13<sup>th</sup> September, 2011 wherein it was decided to refer it back to SSRRC to reconsider the issue in the light of observations of GoMP in its meeting being held on the same day.

The SSRRC in its 26<sup>th</sup> Meeting held on 13<sup>th</sup> September, 2011 deliberated on the issue and decided to form one Technical Sub-Group comprising one Member not below the rank of the Chief Engineer from each party State and one Senior Officer from CWC under the chairmanship of the Executive Member, NCA. The party States were requested to send their nominations. In response, GoM, GoR and GoMP have already sent the nominations of their designated officers. The GoG vide their letter No.NCA-2011-1133-N dated 9<sup>th</sup> January, 2012 (**Annexure: 85-8**) instead of sending their nomination has questioned the need to constitute any such committee to examine the viewpoint of GoMP which is contrary to the provisions of the Narmada Water Disputes Tribunal (NWDT)

Award. As per above letter of GOG the present accounting method is correct, appropriate and scientific and in accordance with the provisions of NWDT Award and is as per the SSRRC decision. As per GoG the issue raised by GoMP is the issue which has been discussed and deliberated before the NWDT award and the final decision & orders has considered all the viewpoints of all the parties and no further review of the same is required nor NCA is competent to undertake such review.

The Members of Authority may like to deliberate over the issue and sort out the issue.

**(F) Decisions/Resolutions passed in the NCA meetings which amount to modifying the provisions of the NWDT Award**

The Agenda item was discussed in the 84<sup>th</sup> meeting of NCA and it was decided that the NCA Secretariat shall critically examine each of the decisions/resolutions from legal angle in consultation with the authorized representatives of all the four party States and bring out the same in the next meeting of NCA. Accordingly, all the party States have been requested to nominate their representatives to have detailed discussion in the matter as decided in the 84<sup>th</sup> meeting of NCA vide letter No. D-6 (85)/2011/230 dtd. 22.2.2012 enclosed as **Annexure: 85-9**. Response of party states are yet to be received.

This is for information of the Authority.

**(G) Payment of WRLDC fees and charges in regard to SSP, chargeable under unit-III (Power)**

This matter was also discussed in the 84<sup>th</sup> NCA meeting held on 13.09.2011, wherein the Authority decided that the matter be discussed by GoG with the authorities of WRLDC/WRPC and sort out accordingly. MoWR, GoI, vide their letter dated 28.11.2011 requested modification in the Minutes of 84<sup>th</sup> NCA meeting under agenda Item No 84-7 (846). This is already reflected in the item No. 85-1 (856), S.No. 1.

During the 48th Power Sub Committee meeting of NCA, held on 19.01.12, CE(E&M), SSNNL, mentioned that, the verified bills along with the letter from Ministry of Water Resources, New Delhi be sent to SSNNL for payment

Chairman, Power Sub-Committee informed that under the provisions of Indian Electricity Grid Code (IEGC), BBMB & SSP generating stations are treated as Intra state Generating Stations and presently RLDC charges are not being levied on BBMB. He

further informed that NCA had discussed this matter with the concerned authorities of NLDC/WRLDC and it is learnt that for getting exemption from RLDC fess & charges NCA has to file a petition in CERC.

The Committee after deliberations decided that:

1. NCA will write a letter to WRLDC with a request to raise bills in the name of SSNNL and authorize SSNNL to make such payments under unit-III.
2. NCA will discuss with BBMB, regarding non-inclusion of BBMB in the list of payees for RLDC fees & charges and to file petition in CERC for seeking exemptions from payment of WRLDC fees & charges.

NCA may like to deliberate and accord approval for:

1. Hiring services of a counsel for filing petition in CERC for seeking exemption from payment of RLDC fees & charges and for other Petitions filed in CERC in which NCA has been named as respondent.
2. Authorizing SSNNL for receiving all such bills of WRPC/WRLDC in the name of SSNNL for making such payments under unit-III.

#### **(H) Membership of WRPC**

The representatives from Maharashtra & Madhya Pradesh stated that being a nodal agency, NCA should represent SSP in WRPC, however if there are constraints related to O & M activities being faced by SSNNL, Power Subcommittee of NCA is the appropriate forum and on the recommendation of Power Subcommittee, the matter can be taken up with appropriate forum of WRPC by NCA. Further, SSNNL can also attend the meeting with NCA, as and when required. The Committee after detailed deliberations concluded that in the interest of all the three power beneficiary states NCA should be a member of WRPC.

The Authority may like to deliberate and approve.

**Item No. 85-3 (858)- PERMISSION FOR TAKING UP PHASE-I CONSTRUCTION OF PIERS, OVER BRIDGE AND INSTALLATION OF GATES IN OPEN OR RAISED POSITION AT SSP**

**(A) PROGRESS ON R&R ISSUE**

The 'Opinion' dated 10.06.2011 delivered by the GRA-Maharashtra which *interalia* state that the NCA may consider to file an application before the Hon'ble Supreme Court for seeking permission for Phase-I construction since this proposal will not result in any additional submergence was discussed in the 84<sup>th</sup> Meeting of NCA held on 13.09.2011 wherein it was decided that there was no need to approach the Hon'ble Supreme Court at this stage, and GOM was requested to expedite the delivery of packages/compensation by 31<sup>st</sup> December, 2011.

Subsequently the Task Force of NCA in its 21<sup>st</sup> Meeting held on 30.11.2011 reviewed the R&R progress with reference to Phase-I proposal and decided as follows:

- The NVDA, GOMP should prepare a revised Action Plan with time line based on ground realities for the payment of 2<sup>nd</sup> installment to the balance 1457 PAFs and accomplish the task on priority.
- The GOM should complete additional work of allotment of 1 ha. agricultural land/extension of Economic Package to balance 333 PAFs (major sons/major unmarried daughters) and submit Action Taken Report to GRA and NCA Secretariat for further needful.

The matter was further discussed in 22<sup>nd</sup> meeting of the Task Force held on 08.01.2012 wherein, it was decided that, the GOM should make all efforts to complete the additional work related to allotment of 1 ha. land/extension or delivery of Economic Package to balance 323 PAFs (major sons/major unmarried daughters) by 31.01.2012. The Task Force of NCA also decided that GOG, in addition to Govt. land may also explore the possibility to purchase private land to allot Maharashtra PAFs (major sons/major daughters) who are willing to take the agricultural land in Gujarat.

The Governments of Madhya Pradesh and Maharashtra may inform the latest progress.

**(B) PROGRESS ON IMPLEMENTATION OF ENVIRONMENT SAFEGUARD MEASURES for SARDAR SAROVAR PROJECT :**

Environment Sub Group during its 48<sup>th</sup> meeting held on 01.04.2010, recommended the construction of spillway piers to full height, bridge and installation of gates (to be kept in raised position) with caution in the event of additional submergence or non-compliance of the Action Plan by the State Governments as presented below:-

(a) The Environment Sub Group would need a clear written assurance from the Central Water Commission that there would be no additional submergence due to proposed construction over and above what was considered while granting permission for raising the dam height to present level of EL 121.92m. In the event of any additional submergence, further construction work would be stopped forthwith.

- Status : Necessary clarifications were obtained from the CWC and are annexed at **(Annex 85-10)**

(b) The State Governments should submit immediately the Action Plans, including phased catchment area treatment, to complete the shortfalls, as identified by RCCF, MoEF, Bhopal, in the next three months and the funds required for the implementation of various measures should be ensured.

- Status : Copies of the communication received from Govt. of Maharashtra showing progress of works are enclosed at **Annexure : 85-11.**

(c) At this crucial stage of the Project, a closer monitoring by Narmada Control Authority would be necessary. The State Governments would submit quarterly progress reports to NCA, which would be periodically reviewed by this Sub Group.

- Status : Progress is being received from the party states. The construction works could not make progress for want of clearance from R& R angle. However to review the progress received, it is proposed to convene next meeting of the Environment Sub-group shortly.

**Item No 85-5 (860): REVIEW OF IMPORTANT DECISIONS TAKEN BY VARIOUS SUB-GROUPS/ SUB-COMMITTEES SINCE LAST MEETING OF NCA**

**1. TASK FORCE ON RESETTLEMENT AND REHABILITATION (R&R)**

**21<sup>st</sup> Meeting of Task Force on R&R held on 30.11.2011.**

- i. The Task Force decided that the GOMP should prepare a Revised Action Plan with time line based on ground realities for the payment of 2<sup>nd</sup> installment to the balance 1457 PAFs and accomplish the task on priority.
- ii. The GOM should complete additional work of allotment of 1 ha. agricultural land/extension of SRP to balance 333 PAFs (major sons/major unmarried daughters) and submit Action Taken Report to GRA and NCA Secretariat for further needful.
- iii. With regard to resolution of the problems related to balance major sons/major unmarried daughters in Maharashtra, the Task Force of NCA after assessing the ground realities and after considering the stipulations of NWDT Award, Clause - IV (2)(iv), wherein the PAFs have option to resettle either in Gujarat or in home State and also considering the stipulations under sub section IV (6) (i), recommends as follows:
  - iii (a) The balance 333 major sons/major unmarried daughters in Maharashtra is required to be allotted 1 ha. additional land as per Government Resolution dated 20.04.2007. In event, major sons/major unmarried daughters who are unwilling to take the land offered to them, GOM may offer Special Rehabilitation Package (SRP) to enable them to purchase 1 ha. of land. The Government of Maharashtra may also establish an institutional mechanism so that package is translated into purchase of agricultural land.
  - iii (b) Considering the compulsion and ground realities there is need to adopt a more liberal and practical approach taking into consideration of larger interest of the PAFs. The Gujarat Government may allot 1 ha. additional land to these major sons as per their policy after obtaining list of such PAPs from Collector, Nandurbar.
  - iii (c) The Task Force is of the view that allotment of 1 ha. additional land to major sons of Maharashtra in Gujarat on the basis ground realities does not involve alteration, amendment and modification of stipulations of NWDT Award on R&R. However, the decision of Task Force in this matter as on para iii (b) above, may be circulated



to party States for their concurrence after obtaining approval of the Chairman, NCA.

In pursuance to the decision of the Task Force, the approval of the Chairman, NCA has been solicited on 12.01.2012. Accordingly, the decision of Task Force was circulated to the party States for concurrence.

This is for information and ratification of the Authority.

- iv. The issue related to R&R of Madhya Pradesh PAFs in Gujarat need to be resolved bilaterally.
- v. All the concerned Authorities should take into consideration the stipulations of NWDT Award, directions of Hon'ble Supreme Court/High Courts, directions/decisions of NCA, R&R Sub-Group and Task Force of NCA in declaration of the PAFs.
- vi. The issue regarding PAP wise reconciliation at Taluka Alirajpur, Kukshi and Barwani in Madhya Pradesh (from 31<sup>st</sup> March to 2<sup>nd</sup> April, 2011), GRA and other disputed cases need to be resolved bilaterally.
- vii. The Task Force of NCA noted the status of various Court cases pending/disposed off in Hon'ble Supreme Court and Hon'ble High Court of Madhya Pradesh related to SSP, ISP and Indira Sagar and Omkareshwar Canal Projects. The observation made/decision taken by the Task Force is as follows :
  - The Task Force of NCA endorsed the decision taken by Executive Member, NCA and Chairman/Chairperson NCA in engaging Counsels and approving their Terms of References (TOR) which was in larger public interest.
  - The Task Force made it clear that the Government of India norms for engagement of the Counsels and payments as per the sanctioned schedule of fees in respect of Advocates borne on the panel approved by the Union Law Ministry are not applicable to NCA being Body Corporate, not a attached office or sub-ordinate office of the Government of India and also NCA is exclusively funded by State Governments namely; Gujarat, Maharashtra, Madhya Pradesh and Rajasthan without any contributions from the consolidated funds of Government of India.
  - The Task Force of NCA appreciated highly the role played/playing by the NCA Secretariat and Counsels of NCA namely; Shri Mukul Rohatgi and Shri Syed Naqvi in defending various court cases in general and specially the

Interlocutory Applications (IAs) 18-22 in Writ Petition (Civil) 328 of 2002 challenging decision of NCA in granting permission to raise Sardar Sarovar Dam (SSD) upto EL 121.92m. in Hon'ble Supreme Court and W.P.14765 of 2007 related to corruption and irregularities in implementation of R&R programmes in Madhya Pradesh concerning SSP.

- viii. The Task force was of the view that State Governments need to prepare an Action Plan for economic development incorporating various schemes of Central and State Governments and convergence of the same for ensuring sustainable development in the R&R villages.
- ix. PAP wise database need to be developed.
- x. The Governments of Madhya Pradesh, Maharashtra and Gujarat should publish Success Stories of R&R concerning their State.
- xi. The GIS based maps of submergence and R&R villages covering Quality of Life indicators need to be developed.

This is for information of the Authority.

**22<sup>nd</sup> Meeting of Task Force on R&R held on 08.01.2012.**

- (i) The Task Force decided that the GOM should make all efforts to complete the additional work related to allotment of 1 ha. land/extension or delivery of Economic Package to balance 323 PAFs (major sons/major unmarried daughters) by 31.01.2012.
- (ii) The Task Force of NCA has decided that GOG, in addition to Govt. land may also explore the possibility to purchase private land to allot Maharashtra PAFs (major sons/major unmarried daughters) who are willing to take the agricultural land in Gujarat.
- (iii) The Task Force decided that a Committee under Collector, Nandurbar should be constituted wherein, in addition to officials, the Members for Voluntary Agencies, PAFs representatives need to be included for delivering Economic Package to the eligible PAFs.

This is for information of the Authority.