



भारत सरकार

GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE

Integrated Regional Office

Kendriya Sadan, IVth Floor, E& F Wings, 17th Main Road,

IInd Block, Koramangala, Bangalore – 560 034,

Tel.No.080-25635901, E.Mail: rosz.bng-mef@nic.in



BY SPEED POST

F.No.4-KLB 1188/2019-BAN/

Dated the 16th July, 2021

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To

The Additional Chief Secretary,
Government of Kerala,
Forests & Wildlife (C) Department,
Secretariat, Thiruvananthapuram,
Kerala, PIN – 695 001.

Subject: Diversion of 0.95 ha. of forest land in Kunjithanny village in Munnar Division, Idukki District for the implementation of Upper Sengulam Small Hydro Electric Project in favour of Kerala State Electricity Board (KSEB).

Sir,

Please refer to the State Government's letter No.C3/6/2019/FWLD dated 16/02/2019 and 03/09/2019 on the above mentioned subject seeking prior approval of the Central Government under Section'2' of the Forest (Conservation) Act, 1980. The in-principle (Stage-I) approval to the project was accorded by the Central Government vide letter of even number dated 26st November, 2019. The State Government vide letter No. C3/198//2020-FWLD dated 26/06/2021 has reported compliance to the conditions stipulated by the Central Government in the in-principle approval.

After careful consideration of the proposal of the State Government, I am directed to convey Central Government's approval (**Stage-II**) under Section'2' of Forest (Conservation) Act, 1980 for diversion of 0.95 ha. of forest land in Kunjithanny village in Munnar Division, Idukki District for the implementation of Upper Sengulam Small Hydro Electric Project in favour of Kerala State Electricity Board (KSEB) subject to the following conditions:-

1. The legal status of forest land shall remain unchanged.
2. The boundary of the forest land to be diverted shall be suitably demarcated on ground at the project cost as per the directions of concerned Divisional Forest Officer.
3. User Agency shall restrict the felling of trees to minimum number in the diverted forest land and trees shall be felled under the strict supervision of the State Forest Department.
4. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the user agency.
5. Catchment Area Treatment Plan shall be implemented as per the approved plan.
6. The layout plan of the proposal shall not be changed without prior approval of Central Government.

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7. No labour camp shall be established on the forest land.
8. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
9. The forest area shall be used for the purpose for which it is granted. The total forest area utilized for the project shall not exceed 0.95 ha.
10. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, Department or person without prior approval of Government of India.
11. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.
12. User Agency shall provide free water for forest related activities / projects.
13. Any other condition that the Ministry of Environment, Forest and Climate Change may stipulate from time to time in the interest of conservation, protection and development of Forest and Wildlife.
14. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guideline F.No.11-42/2017-FC dated 29/01/2018.
15. The State Government and user agency shall comply the provisions of all the Acts, Rules, Regulations, Guidelines, NGT order & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.

Yours sincerely,



(R. Padmawathe)

Deputy Inspector General of Forests (Central)

Copy to:-



1. The Principal Chief Conservator of Forests (HoFF), Forests Deptt, Government of Kerala, 'Vanalakshmi', 1st Floor, Forest Headquarters, Vazhuthacaud, Thiruvananthapuram-695 014, Kerala.
2. The Principal Chief Conservator of Forests (Forest Management) & Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Government of Kerala, 'Vanalakshmi', 1st Floor, Forest Headquarters, Vazhuthacaud, Thiruvananthapuram, PIN- 695 014, Kerala.
3. The Chief Engineer (Civil-I&P), Kerala State Electricity Board Ltd., O/o Chief Engineer, Civil, Investigation & Planning, 2nd Floor, Vidyuthi Bhavanam, Pattom, Thiruvananthapuram-695004, Kerala.
4. Guard file.



(R. Padmawathe)

Deputy Inspector General of Forests (Central)



16/7/21

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