

ಕರ್ನಾಟಕ ಸರ್ಕಾರ

GOVERNMENT OF KARNATAKA

ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ

(ಅರಣ್ಯ ಪಡೆ ಮುಖ್ಯಸ್ಥರು) ರವರ ಕಛೇರಿ

Office of
Principal Chief Conservator of Forests
(Head of Forest Force)



ಅರಣ್ಯ ಭವನ, 18ನೇ ಅಡ್ಡ ರಸ್ತೆ

ಮಲ್ಲೇಶ್ವರಂ, ಬೆಂಗಳೂರು-560 003.

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E-office File No. KFD/HOFF/A5-2(GFL)/22/2018-FC

Date: 16-12-2020

Encl. 12. Pages 3 sets Compliance

To,

The Additional Chief Secretary to Government
Forest, Environment and Ecology Department
M.S. Building, Bengaluru - 560 001

Sir,

Sub: Diversion of 0.352 hectare of forest land in Sy No. 56 of Kollur village, Kundapur Taluk, Udupi District for construction of Vented Dam for providing water scheme to Kollur village, Kundapur Forest Division in favour of the Executive Officer, Sri Mookambika Temple, Kollur

Proposal No. FP/KA/WATER/26128/2017 [Stage-I approved]

- Ref:**
1. Government of India, Ministry of Environment, Forests and Climate Change, Regional Office (Southern Zone), Bengaluru letter F.No. 4-KRB 1141/2018-BAN/1285 dated 11-12-2018 [Stage-I approval]
 2. This office letter of even No. dated 04-01-2019 [communication of Stage-I approval seeking compliance of conditions]
 3. Executive Officer, Sri Mookambika Temple, Kollur letter No. SMTK/ENGG/639/01/14-15 dated 11-09-2019 [Compliance Report]
 4. Deputy Conservator of Forests, Kundapura Division letter No. DMN/CR-50/DFL/2015-16 dated 29-02-2020 [Compliance Report]
 5. Chief Conservator of Forests, Mangaluru Circle letter No. A3/viva-47/venteddamkolluru(FC)/2017-18 dated 16-03-2020 [Compliance Report]

The Government of India vide Ref (1) has accorded 'in-principle' (Stage-I) approval under the Forest (Conservation) Act, 1980 for diversion of 0.352 hectare of forest land in Sy No. 56 of Kollur village, Kundapur Taluk, Udupi District for construction of Vented Dam for providing water scheme to Kollur village, Kundapur

Forest Division in favour of the Executive Officer, Sri Mookambika Temple, Kollur subject to the conditions stipulated therein. Accordingly, this office vide Ref (2) communicated the same to filed officers and User Agency to seek compliance of conditions stipulated by Government of India.

In response, the User Agency vide Ref (3) has submitted the Compliance Report to the Deputy Conservator of Forests, Kundapura Division, who after verification of the same has vide Ref (4) submitted the condition-wise compliance to the conditions of Stage-I approval to the Chief Conservator of Forests, Mangaluru Circle and who in turn has vide Ref (5) has submitted the same to this office.

Based on the reports received as above, the status of Compliance to the conditions of Stage-I approval is as under.

Condition of Stage-I approval dated 11-12-2018		Status of compliance
1	The legal status of forest land shall remain unchanged.	Legal status of the diverted forest land remains unchanged. The same will be monitored by the Karnataka Forest Department in future too.
2	The demarcation of the proposed forest area shall be carried out by erecting cement concrete pillars duly numbered at an interval of 20 meters at the cost of User Agency, before Stage-II approval.	The User Agency has demarcated the proposed forest area by erecting four feet high Reinforced Cement Concrete pillars.
3	The cost of raising plantation of ten times the number of trees to be felled shall be realized from the user agency. The Karnataka Forest Department will raise the plantation preferably near the project site by planting tall seedlings and maintain the same at least for five years.	<p>The User Agency has paid an amount of Rs. 24,40,000/- towards cost of raising plantation of ten times the number of trees to be felled (156 trees) @ Rs. 2.44 lakh for every 16 or less trees through the FC web portal in the following installments.</p> <p>i) Rs.16,64,000/- on 17-07-2019 ii) Rs. 1,56,000/- on 11-09-2019 iii) Rs. 6,20,000/- on 14-10-2020</p> <p>Total Rs. 24,40,000/-</p> <p>Payment Page Print taken from FC web portal and the copies of the Bank challan certified by the Bank are enclosed as ANNEXURE-I, IA & IB respectively.</p>
4	The State Government shall charge the Net Present Value of the diverted forest land measuring 0.352 ha from User Agency as per the orders of the Hon'ble Supreme Court dated: 28-03-	The User Agency has paid an amount of Rs. 3,67,136/- towards the Net Present Value for 0.352 ha @ Rs. 10.43 lakh per ha to the Ad-hoc-CAMPA on 17-07-2019 through Syndicate Bank, Kollur Branch vide UTR

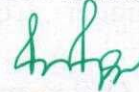
	2008 and 09-05-2008 in IA Nos. 826 in 566 with related IA's in Writ Petition (Civil) No. 202/1995.	No. P19071780285272 through the FC web portal <i>(included in total transaction of Rs. 20,31,136/- on this date)</i> . Payment Page Print taken from FC web portal is already enclosed as ANNEXURE-I.
5	Additional 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 User Agency. User Agency shall furnish an undertaking to this effect.	The User Agency has submitted an Undertaking dated 11-09-2019 to that effect. [ANNEXURE-II]
6	Agency should ensure that Compensatory levies are deposited in the State Compensatory Afforestation Fund notified under Compensatory Afforestation fund Act, 2016 and explained in the Office memorandum issued by Ministry of Environment, Forest & Climate Change vide No. 11-100/2015-FC(Vol.III) dated 28-09-2018.	Complied with as stated in compliance of Condition No. 3 and 4 above.
7	Necessary certificates/ documents under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act 2006 as per the guidelines issued by Ministry of Environment & Forests vide letter No. 11-9/1998-FC (Pt) dated: 05-07-2013 shall be furnished before Stage-II Clearance.	The User Agency has obtained and furnished the necessary certificate in FORM-II (for Nonlinear projects) issued by the Deputy Commissioner, Udupi District vide No. LND/PDR/CR/253/2017/E-21979 dated 30-01-2018. [ANNEXURE-III]
8	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 0.352ha.	The User Agency has submitted an Undertaking dated 11-09-2019 to that effect. [ANNEXURE-II]
9	Any other condition that the Additional Principal Chief Conservator of Forests (Central), Regional Office, Bangalore may impose from time to time for protection, improvement of flora and fauna in the forest area and public convenience, shall also be applicable	The User Agency has submitted an Undertaking dated 11-09-2019 to that effect. [ANNEXURE-II]

10	Violation of any of the conditions shall invite penal action, as deemed fit by the Additional Principal Chief Conservator of Forest (Central), Regional Office, Bangalore.	The User Agency has submitted an Undertaking dated 11-09-2019 to that effect. [ANNEXURE-II]
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In view of the abovementioned compliance to conditions of Stage-I approval as reported by the field officers, it is requested to move the matter with the Government of India, Ministry of Environment, Forests and Climate Change, Integrated Regional Office, Bengaluru seeking final (Stage-II) approval for Diversion of 0.352 hectare of forest land in Sy No. 56 of Kollur village, Kundapur Taluk, Udupi District for construction of Vented Dam for providing water scheme to Kollur village, Kundapur Forest Division in favour of the Executive Officer, Sri Mookambika Temple, Kollur.

The relevant documents in 3 sets are submitted herewith for kind perusal and further action. Timeline of the proposal taken from the FC web portal is also enclosed herewith for reference.

Yours Faithfully



(Rajiv Ranjan IFS)


Principal Chief Conservator of Forests
(Forest Conservation) and Nodal Officer (FCA)

Copy to the Chief Conservator of Forests, Mangaluru Circle, Mangaluru for necessary action.

Copy to the Deputy Conservator of Forests, Kundapur Division, Kundapur for information.

Copy to the Executive Officer, Sri Mookambika Temple, Kollur post, Udupi District 576 220 for information.

O/C


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16-12-2020
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