

By on-line / E-mail.

TAMILNADU FOREST DEPARTMENT

From
Dr. H. Malleshappa, I.F.S.,
Principal Chief Conservator of Forests
(Head of Department),
Panagal Maaligai, Saidapet,
Chennai - 600 015.

To
The Principal Secretary to Government,
Environment and Forests Department,
Secretariat,
Chennai 600 009

C. No. TS4/21927/2015 Dated: 21.01.2019.

Sir,

Sub: Forests - Forest (Conservation) Act, 1980 - Tirunelveli Circle/Kanyakumari Forest Division - Proposal for diversion of 0.88ha of forest land for laning of NH-47B Nagercoil to Kavalkinaru - Online proposal submission by the User Agency ie. Project Director, National Highways Authority of India PIU, Kanyakumari - Compliance report sending of - Stage II approval requested -Regarding.

Ref: 1. Government of India, Ministry of Environment, Forests and Climate Change, Regional Office (South Eastern Zone), Chennai Lr. F. No. 4-TNB011/2017-CHN/0701, dated 09.05.2018.
2. Government letter No. 1700/Genl/2018, dt. 07.0-6.2018.
3. Government letter No. 21555/FR-10/2016.

With reference to the Government of India letter's cited, I wish to inform that, compliance report on the conditions imposed for forest area diversion has to be furnished to the Government of India through online, so that Stage-II approval can be uploaded in the web portal.

Hence the Compliance report on Stage I approval for the diversion of 0.88ha of forest land for laning of NH-47B Nagercoil to Kavalkinaru - Online proposal submission by the User Agency ie. Project Director, National Highways Authority of India PIU, Kanyakumari district is furnished below for onward transmission to the Government of India through web portal.

Sl.No	Conditions	Reply
1	Legal status of the diverted forest land shall remain unchanged	Necessary undertaking is annexed in the compliance report of user agency
2	The demarcation of the proposed forest area shall be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of User Agency	As per the direction erection of concrete pillars were carried out by the user agency
3	As recommended by the Standing Committee of NBWL, the State Forest Department shall carry out plantation and maintenance of 100 saplings (indigenous species) for every tree to be felled in the diverted forest area at the cost of the user agency and map along with DGPS co-ordinates of the degraded forest land where plantation has to be carried out shall be furnished along with the compliance report	The proposal of planting will be done any identified area in R.F. and on its completion report with map will be submitted
4	The Project Proponent should contribute under corporate social responsibilities (CSR) in the interest of Kanniyakumari Wildlife Sanctuary and local livelihood and social development	As per the compliance report of the User Agency the contributions under CSR activities are stated to be carried out and also ensured that the same will be continued for the welfare of the local people and social development
5	The State Government shall charge the Net Present Value of the diverted forest land measuring 0.88 ha. from the User Agency as per the orders of the Hon'ble Supreme Court dated:28.03.2008 and 09.05.2008 in I.A.Nos.826 in 566 with related IA's in Writ Petition (Civil) No.202/1995;	The payment of NPV was paid by user agency
6	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	Undertaking enclosed
7	The funds received from the User Agency towards Compensatory Afforestation, Net Present Value (NPV) etc under this project shall be deposited in the Corporation bank account of the Tamil Nadu State CAMPA. The User Agency shall compulsory deposit the NPV and other levies only by generating challan through the Ministry's website	The funds received from the agency have been deposited under CAMPA. The chellan is enclosed
8	The layout plan of the proposal shall not be changed without the prior approval of the Central Government ;	Instructions noted by the User Agency and the same will be complied.

9	The user agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage/ tree felling	Instructions noted by the User Agency and the same will be complied.
10	Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it shall be the responsibility of the user agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora and fauna	Instructions noted by the User Agency and the same will be complied.
11	The User Agency shall construct retaining walls and check walls wherever required by consulting the District Forest Officer concerned, at the project cost	After completion of the work, the retaining wall will be provided by the user agency wherever required as per the direction of the District Forest Officer
12	The construction of culverts/ bridges, if any, over the natural streams/ rivers/ canals shall be done in such a manner that it does hamper the natural course of water, does not give rise to water-logging, and also does not hamper movement of wild animals;	Instructions noted by the User Agency and it will be monitored in the event of the construction
13	The user agency shall raise Strip/ Avenue plantations on both sides and at the central verge of the road at the project	Noted by the User Agency and it will be monitored at the time of planting activities
14	The User Agency shall endeavour to avoid felling of trees existing on the forest land proposed to be utilized. Wherever necessary, the trees shall be felled only under the strict supervision of the District Forest Officer concerned;	Noted by the User Agency and it will be monitored at the time of execution of work
15	Wherever feasible the State Forest Department shall carryout translocation of trees at the cost of user agency	Noted by the User Agency and it will be monitored at the time of execution of work
16	Roadside cutting and fillings which require engineering support shall be provided as per the instructions of the District Forest Officer concerned so as to stabilize the soil;	Noted by user agency and the work is under progress for which necessary photographs are attached in the Annexure V of the Compliance Report of User Agency
17	The dug out material/ overburden shall be dumped outside the forest area. No storage of any material shall be done in the forest area proposed;	Noted by the User Agency and it will be monitored at the time of execution of work
18	The total forest area utilized for the project shall not exceed 0.88 ha. and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. User Agency shall furnish an undertaking to this effect;	Necessary undertaking is annexed in the compliance report

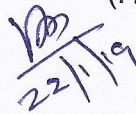
19	Original copy of the RoFR certificate issued by the District Collector concerned shall be furnished along with the compliance report	Necessary original certificate from the District Collector is annexed in the compliance report
20	State Government and the user agency shall implement mitigation measures and other conditions as recommended by the Standing Committee of NBWL vide Ministry's letter No.6-26/2018/WL dated:19.04.2018 at the project cost.	Activities to be carried out is explained by the User Agency in the compliance report
21	The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government	Undertaking enclosed.
22	User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being inforce, as applicable to the project;	Undertaking enclosed.
23	Any other conditions that the Central Government or Additional Principal Chief Conservator of Forests (Central) of Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the user agency	Undertaking enclosed.
24	The Progress of the Compensatory Afforestation under the jurisdiction of the Kanniyakumari Forest Division shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Regional Office to upload the same in the web portal	Instructions noted. Compensatory Afforestation for this project is proposed to carry out during 2019-20. After getting sanction of APO for the Compensatory Afforestation, the work will take up and after taking up Compensatory Afforestation it will be monitored by the circle head and after that the monitoring report will be submitted.
25	In the event of failure to comply with any of the above conditions the user agency is liable for penal action as decided by the Additional PCCF(Central) Regional Office, Chennai	Undertaking enclosed.

Since the conditions stipulated in the Government of India letters cited have been fulfilled by the User Agency, I request that Government of India may be addressed for the issue of Stage - II final approval of Government of India for the diversion of 0.88ha of forest land for laning of NH-47B Nagercoil to Kavalkinaru - Online proposal submission by the User Agency ie. Project Director, National Highways Authority of India PIU, Kanniyakumari District for a period of 25 years.
Encl.: As stated above.

Yours faithfully


22/1/19

for Principal Chief Conservator of Forests
(Head of Department)


22/1/19

Bmail, NHAS, Nagascoil on 27.12.2018.

12/27/2018

NEFT RTGS CHALLAN

D1

AGENCY COPY

NEFT / RTGS CHALLAN for Ad-HOC CAMPA

Date : 27-12-2018

Agency Name.	NATIONAL HIGHWAY AUTHORITY OF INDIA TIRUNELVELI
Application No.	6198180014
MoEF/SG File No.	4-TNB011/2017-CHN
Location.	TAMILNADU
Address.	National Highway Authority of India - Tirunelveli Tirunelveli
Amount(In Rs)	31678000/-

Amount in Words :Three Crore Sixteen Lakh Seventy-Eight
Thousand Rupees Only

NEFT/RTGS to be made as per following
details;

Beneficiary Name:	TAMILNADU CAMPA
IFSC Code:	CORP0000371
Pay to Account No.	150876198180014 Valid only for this challan amount.
Bank Name & Address:	Corporation Bank Lodhi Complex Branch, Block 11,CGO Complex, Phase I, Lodhi Road, New Delhi -110003

- This Challan is strictly to be used for making
payment to CAMPA by NEFT/RTGS only
- This challan is valid only for seven days.

BANK COPY

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Bank Name & Address:	Corporation Bank Lodhi Complex Branch, Block 11,CGO Complex, Phase I, Lodhi Road, New Delhi -110003

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payment to CAMPA by NEFT/RTGS only
- This challan is valid only for seven days.

After making successful payment, User Agencies may send a line of confirmation through
Email: helpdeskampa@corpbank.co.in

12/27/2018

AGENCY COPY

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CNRBR52018/122700

428799

27 DEC 2018

417

FORM - II
(for projects other than linear projects)
Government of Tamil Nadu
Office of the District Collector, Nagercoil

Roc. No. M1/32121/2015

Dated: 12 .03.2016

TO WHOMSOEVER IT MAY CONCERN

In compliance of the Ministry of Environment and Forests (MoEF), Government of India's letter No. 11-9/98-FC(Pt.), Dated 3rd August 2009 wherein the MoEF Issued guidelines on submission evidences for having initiated and completed the process of settlement of rights under the Scheduled Tribes and other Traditional Forest Dwellers (Recognition of Forest Rights) Act 2006 ("FRA", for short) on the forest land proposed to be diverted for non forest purposes, It is certified that in Therkkumalai West R.F. the total extent is 906.51 hectares , out of this 0.88 hectares of forest Highway Authority of India, Nagercoil for laying four lane road from Kavalkinaru to Nagercoil (NH 47B) in Kanniyakumari District falls within jurisdiction of Thoivalai village in Thoivalai Taluk.

- (a) The forest land proposed to be diverted is a Reserved Forest which was notified as Wildlife Sanctuary as per G.O.Ms. No. 128 Environment & Forests (FR-V) Department dated 20.11.2007. There is no scheduled tribes population in the forest area proposed to be diverted for non- forest purposes.
- (b) The process for Identification and settlement of rights under the FRA of the 0.88 hectares of forest land proposed for diversion does not arise, since no Tribals or Traditional Forest Dwellers are found in the area proposed for diversion in Therkkumalai West R.F. the question of Forest Rights Committee(s), Gram Sabha(s), Sub - Division Level Committee(s) and the District Level Committee does not arise.
- (c) The diversion of forest land for facilities managed by the Government as required under section 3(2) of the FRA does not arise in respect of this land.
- (d) This proposal does not involve rights of primitive Tribals Groups and Pre-agricultural communities.


14-3-16 2/2
District Collector,
Kanniyakumari


14/3/2016

R.O.C.No. M1/32121/2015

Office of the Collector's Office,
Nagercoil.
Dated: 21.01.2016

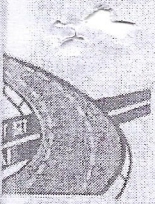
Certificate

This is certified that there is no Primitive Scheduled Tribes or Pre- Agricultural Communities found in the Forest land an extent of 0.88 hectares which is proposed to be diverted for the project of Four laning of Nagercoil to Kavalkinaru section from km 0/0 to 16/376 of NH-47B of Forest land in Thoivalai Village, Thoivalai Taluk, Kanniyakumari District.


24-1-16
District Collector,
Kanniyakumari.

9/4

To
The District Forest Officer,
Nagercoil.



Phone : +91 4652 279155

Website : <http://www.nhai.org>

mail : nhaingercoll@gmail.com
kanya@nhai.org

भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय)

NATIONAL HIGHWAYS AUTHORITY OF INDIA

(Ministry of Road Transport and Highways)

उप महाप्रबंधक (तकनीकी) सह परियोजना निदेशक के कार्यालय

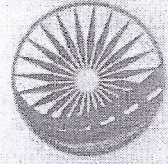
परियोजना कार्यान्वयन इकाई

Office of the Deputy General Manager (Tech) cum Project Director

Project Implementation Unit

नंबर. 314E, K.P. सड़क, अय्यप्पन मंदिर के पास, पार्वतीपुरम, नागरकोविल- 629 003. तमिलनाडु


No. 314E, K.P. Road, Near Ayappan Koil, Parvathipuram, Nagercoil-629 003, Tamilnadu.



BHARATMALA
ROAD TO PROSPERITY

Undertaking

We undertake to comply all the conditions mentioned in the In-Principal approval for NH-47B from MoEF, RO Chennai F.No. 4-TNB.011/2017/CHN/0896 dt. 09.05.2018. In the event of failure to comply with any of the above-mentioned conditions, we are liable for penal action as decided by the Additional PCCF (Central), Regional Office, Chennai.


(M. Muthudayar)

Deputy General Manager (Tech)

Cum

Project Director

NHAI, Nagercoil

Date:- 24.12.2018

Place:- Nagercoil

Corporate Office:

5 & 6, Sector-10, Dwarka, New Delhi-110 075.

Ph: 011-2507 4100 / 2507 4200

Website: www.nhai.org

Regional Office:

2nd & 3rd Floor, Vijay Krishna Plaza, No.1, Lake Area,

Melur Main Road, Mattuthavani, Madurai-625 007.

Ph: +91 452-2588999 E-mail: nhairomadurai@gmail.com, romadurai@nhai.org



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ई-मेल / E-mail : nhainagercoil@gmail.com
kanya@nhai.org

भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय)

NATIONAL HIGHWAYS AUTHORITY OF INDIA

(Ministry of Road Transport and Highways)

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परियोजना कार्यान्वयन इकाई

Office of the Deputy General Manager (Tech) cum Project Director
Project Implementation Unit

नंबर. 314E, K.P. सड़क, अय्यप्पन मंदिर के पास, पार्वतीपुरम, नागरकोविल- 629 003. तमिलनाडु

No. 314E, K.P. Road, Near Ayappan Koil, Parvathipuram, Nagercoil-629 003, Tamilnadu.



BHARATMALA
ROAD TO PROSPERITY

Undertaking

We undertake that the total forest area (Therkkumalai West Reserved Forest) utilized for this project shall not exceed 0.88 ha. 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 will be paid.

(M. Muthudayar)

Deputy General Manager (Tech)

Cum

Project Director

NHAI, PIU - Nagercoil

Date:- 04.01.2019

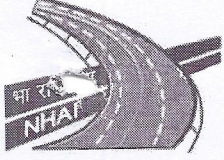
Place:- Nagercoil.

Corporate Office:

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kanya@nhai.org

भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय)

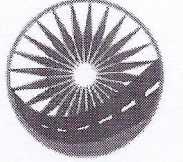
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No. 314E, K.P. Road, Near Ayappan Koil, Parvathipuram, Nagercoil-629 003, Tamilnadu.



BHARATMALA
ROAD TO PROSPERITY

Undertaking

We undertake that the provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project will be complied.

(M. Muthudayar)

Deputy General Manager (Tech)

Cum

Project Director

NHAI, PIU - Nagercoil

Date:- 04.01.2019

Place:- Nagercoil

Corporate Office:

G-5 & 6, Sector-10, Dwarka, New Delhi - 110 075.
Tel: 011-2507 4100 / 2507 4200
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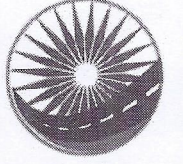
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Undertaking

We undertake that any other conditions that the Central Government or Addl. PCCF (Central) of Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, will be complied.

(M. Muthudayar)

Deputy General Manager (Tech)

Cum

Project Director

NHAI, PIU - Nagercoil

Date:- 04.01.2019

Place:- Nagercoil

Corporate Office:

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Tel: 011-2507 4100 / 2507 4200

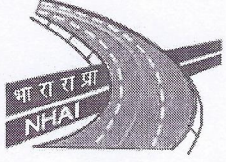
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भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय)

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उप महाप्रबंधक (तकनीकी) सह परियोजना निदेशक के कार्यालय

परियोजना कार्यान्वयन इकाई

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(M. Muthudayar)

Deputy General Manager (Tech)

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Project Director

NHAI, PIU - Nagercoil

Date:- 04.01.2019

Place:- Nagercoil

Corporate Office:

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