

TAMILNADU FOREST DEPARTMENT

From

Akhil Thampi, IFS.,
District Forest Officer,
Thanjavur Division,
Thanjavur - 613403.

To

The Executive Engineer,
TWAD Board,
Maintenance Division,
313, Public Office Road,
Velipalayam,
Nagapattinam - 611 001

C.No. 4137/2021/D dated: 06.01.2022.

Sir,

Sub: Forests - Forest (Conservation) Act, 1980 - Thanjavur Circle/Thanjavur Division - Proposal for diversion of forest land of 0.1925 ha of forest land in Maharajapuram RF for creation of additional source of pump house at Ayyanallur to CWSS to 893 habitations in Nagapattinam District in favour of TWAD Board, Nagapattinam - State Government's in principle approval (Stage-I) - Accorded - compliance report to be submitted - Regarding.

Ref: 1) Online application uploaded by the User Agency - The Executive Engineer, Maintenance Division, TWAD Board, Nagapattinam dt: 25.05.2021. (FP/TN/WATER/142613/2021)
2) Principal Chief Conservator of Forests (Head of Department), Chennai-15 Ref.No: TS4/20484/2021 dt: 14.06.2021
3) Principal Chief Conservator of Forests (Head of Department), Chennai-15 Ref.No: TS4/20484/2021 dt: 17.08.2021 & 24.09.2021.
4) District Forests Officer, Thanjavur Ref.No.3811/2021/D dt.30.07.2021 and 26.10.2021
5) Government of Tamil Nadu, Environment, Climate Change & Forests (FR.10) Department, Secretariat, Chennai - 9 Letter no. 18921/FR.10/2021-1, dated: 24.12.2021
6) Principal Chief Conservator of Forests (Head of Department), Chennai-15 Ref.No: TS4/20484/2021 dt: 03.01.2022

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With reference to the above subject and the letters cited in the 5th and 6th reference, it is informed that State Government's in-principle approval (Stage-I) under Section 2 of Forest Conservation Act, 1980 for diversion of 0.1925 ha of forest land in Maharajapuram Reserved Forests for construction of footbridge (175m x 11.00m = 1925 sq.m or 0.1925 ha) for creation of additional source with pump house at Ayyanallur under CWSS to 893 habitations in Nagapattinam District has been approved vide 5th reference cited. Further it is informed that only after the receipt of the compliance report on the below mentioned conditions, the proposal will be considered for final approval and the proposed forest land will be transferred to the User Agency, until then final approval will not be issued.

Sl.No	Conditions stipulated by Government of India	Demand
1.	The legal status of the land shall remain unchanged and shall remain as Reserved Forests.	Will not be changed
2.	The demarcation of the proposed forest area shall be carried out by erecting 4 feet height cement concrete pillars duly numbered at an interval of 20 mts at the cost of user Agency	The User Agency has to erect 4 feet height cement concrete pillars duly numbered at an interval of 20 metres both sides in the diverted area (no of cement concrete pillars erected in the field and its GPS co-ordinates have to be furnished)
3.	The User Agency shall pay the Net Present Value of the diverted forest area at the rates stipulated by the Ministry of Environment and Forests from time to time, as per the orders of the Hon'ble Supreme Court Order dated 28.03.2008 and 09.05.2008 in IA Nos. 826 in 566 with related IAs in Writ Petition (Civil) No.202/1995.	The Net Present Value (NPV) of the proposed forest area to be diverted has been calculated as Rs. 1,20,505/- (Rupees One Lakh Twenty Thousand Five Hundred and Five Only) at the rate of Rs. 6,26,000/- per hectare for Open Forest, Eco-Value Class-III, Degraded Forest, Tropical Dry Deciduous Forests based on the guideline issued by the Ministry vide letter no. 5-3/2007-FC dated 05.02.2009. The User Agency is requested to generate challan for making payment from the Ministry's online web portal.
4.	The User Agency shall remit Compensatory Afforestation amount as demanded by the Forest Department.	The User Agency is requested to remit Rs.31,21,109/- (Rupees Thirty One Lakhs Twenty One Thousand One Hundred and Nine Only) as Compensatory Afforestation amount by generating challan from the Ministry's online web portal.
5.	The User Agency shall plant and maintain ten times the number of trees felled on the diverted land to maintain the green cover at the project cost in degraded areas of Maharajapuram Reserved Forest as guided by the Forest Department.	The User Agency shall give necessary "Undertakings" to plant and maintain ten times the number of trees felled on the diverted land to maintain the green cover at the project cost in degraded areas of Maharajapuram Reserved Forest as guided by the Forest Department.
6.	The fund from the User Agency towards Net Present Value under this project and Compensatory Afforestation cost shall be deposited by generating challan from the Ministry's online web portal UTR No and date should be furnished.	The User Agency is requested to generate challan for making Net Present Value and Compensatory Afforestation cost payment from the Ministry's online web portal.

7.	The 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. The User Agency shall furnish an undertaking to the effect.	The User Agency shall give necessary "Undertakings" regarding 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
8.	The User Agency shall be responsible for any loss to Flora and Fauna in the surroundings and shall take all possible measures to conserve the same.	The User Agency shall give necessary "Undertakings" that the User Agency shall be responsible for any loss to Flora and Fauna in the surroundings and shall take all possible measures to conserve the same.
9.	The forest land shall not be used for any other purpose other than that specified in the proposal.	The User Agency shall give necessary "Undertakings" that the total forest area utilized for the project shall not exceed 0.1925 hectares and to be used only for the work specified in the proposal.
10.	The lease rent should be realized from the User Agency as per G.O.Ms.No.272, Environment & Forests (FR.XIII) Department, dated 15.04.1991	The lease rent will be fixed by the State Forest Department as per G.O.Ms.No.272, Environment & Forests (FR.XIII) Department dated 15.04.1991. The User Agency has to make an agreement with the District Forest Officer and provide necessary "Undertaking" that lease rent will be paid by the User Agency every year till date of expiry of the lease.
11.	The period of lease is 20 years. The User Agency should send renewal proposal one year before expiry of lease.	The User Agency will give necessary "Undertaking" for applying of renewal of proposal before one year of expiry of lease with the State Forest Department.

Encl: A copy of the letter cited in 5th & 6th reference.

Sd/- Akhil Thampi
District Forest Officer,
Thanjavur Division,
Thanjavur.

Copy submitted to Chief Conservator of Forests, Tiruchirappalli Circle,
Tiruchirappalli for kind information.

Copy submitted to Conservator of Forests, Thanjavur Circle for kind information.

Copy communicated to Forest Range Officer, Kumbakonam for kind information.

//t.c.b.o//

Superintendent

07.01.2022

Endt.No.TS4/20484/2021

Office of the Principal Chief Conservator
of Forests (Head of Department),
Panagal Building, Saidapet,
Chennai - 15.
Dated: 03. 01.2022.

**(Government of Tamil Nadu, Environment , Climate change and Forests (FR-10)
Department, Secretariat. Chennai 9 Letter No. 18921/FR-10/2021-1, dt. 24.12.2021)**

Copy communicated to the District Forest Officer, Thanjavur division for necessary action. He is requested to send the Demand Notice to the User Agency for payment of NPV and Compensatory Afforestation cost as per the Government order. He is also requested to send the Compliance report on all the condition as stipulated in the Government of Tamil Nadu letter cited after obtaining compliance report from the User Agency at the earliest. Separate action may be taken to fell and dispose the trees at the cost of User Agency and report the fact to this office.

Sd/- V. Naganathan
for Principal Chief Conservator of Forests
(Head of Department)

To

The District Forest Officer, Thanjavur division, Thanjavur.
The Chief Conservator of Forests, Trichy Circle, Trichy.
The Executive Engineer, TWAD Board, Maintenance division,
313, Public Office Road, Vellipalayam, Nagapattinam 611 001.

The Assistant Engineer is requested to obtain demand letter for payment of NPV and Compensatory Afforestation cost from the District Forest Officer, Thanjavur division, upload the same in the web portal for acceptance and then generate challan through web portal and paid the amount. He is requested to upload he compliance report in the web portal with a copy o the District Forest Officer, Thanjavur division.

/True Copy/ By Order/

P. Anand
Senior Draughting Officer
03/01/2022



**ENVIRONMENT, CLIMATE CHANGE
& FORESTS(FR.10) DEPARTMENT,
SECRETARIAT, CHENNAI 9.**

Letter No.18921/FR.10/2021-1, Dated :24.12.2021

From
Tmt.Supriya Sahu, IAS.,
Principal Secretary to Government.

To
The Principal Chief Conservator of Forests
(Head of Department),
Chennai-15.

Sir,

Sub: Forests - Forest (Conservation) Act, 1980 –Thanjavur Circle /
Thanjavur Division - Proposal for diversion of forest land of
0.1925 Ha of forest land in Maharajapuram RF for creation of
addl. source with pump house for Ayyanallur CWSS to
893 habitations in Nagapattinam District in favour of TWAD
Board, Nagapattinam – State Government in-principle
approval (Stage-I) - Accorded.

Ref: Your letter No.TS4/20484/2021, dated: 29.10.2021.

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With reference to your letter cited, I am directed to convey the Government's in-principle approval (Stage-I) under Section-2 of Forest Conservation Act, 1980 for diversion of 0.1925 ha of forest land in Maharajapuram Reserved Forest for creation of additional source with pump house at Ayyanallur under Combined Water Supply Scheme (CWSS) to 893 habitations in Nagapattinam District in Thanjavur Forest Division in favour of the Executive Engineer, Maintenance, Tamil Nadu Water Supply and Drainage Board, Nagapattinam District, for a period of 20 years, under general approval category, as per the provisions made in the new hand book of guidelines under Forest (Conservation) Act, 1980, subject to the following conditions:-

- (i) The legal status of the land shall remain unchanged and shall remain as Reserved Forests.
- (ii) The demarcation of the proposed forest area shall be carried out by erecting 4 feet height cement concrete pillars duly numbered at an interval of 20 mts at the cost of User Agency.
- (iii) The User Agency shall pay the Net present Value of the diverted forest area at the rates stipulated by the Ministry of Environment and Forests from time to time, as per orders of the Hon'ble Supreme Court, dated 28.03.2008 and 09.05.2008 in IA Nos. 826 in 566 with related IAs in Writ Petition (Civil) No.202/1995.
- (iv) The User Agency shall remit Compensatory Afforestation amount as demanded by the Forest Department.
- (v) The User Agency shall plant and maintain ten times the number of trees felled on the diverted land to maintain the green cover at the project cost in degraded areas of Maharajapuram Reserved Forest as guided by the Forest Department.

- (vi) The fund from the User Agency towards Net Present Value under this project and Compensatory Afforestation cost shall be deposited by generating challan from the Ministry's online web portal. UTR No and date should be furnished.
- (vii) The 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. The User Agency shall furnish an undertaking to the effect.
- (viii) The User Agency shall be responsible for any loss to Flora and Fauna in the surroundings and shall take all possible measures to conserve the same.
- (ix) The forest land shall not be used for any other purpose other than that specified in the proposal.
- (x) The lease rent should be realized from the User Agency as per G.O.(Ms)No.272, Environment and Forests (FR.XIII) Department, dated 15.04.1991.
- (xi) The period of lease is 20 years.
- (xii) The User Agency should send renewal proposal one year before expiry of lease.
- (xiii) The Conservator of Forests and District Forest Officer may impose any other condition in the interest of conservation/ protection/ land development of forests.

2. I am also to inform you that only after receipt of the compliance report on above mentioned conditions, the proposal will be considered for final approval and transfer of protected land to User Agency shall not be effected prior to the issue of final approval. Further, this in-principle approval shall be valid for a period of 5 years and in the event of non compliance of the above conditions, this in-principle approval shall automatically stand revoked after 5 years.

Yours faithfully,

S. Mohamed Yousuf 28/12/2021
for Principal Secretary to Government
28.12.21

Copy to:

The Executive Engineer,
Maintenance Division,
Tamil Nadu Water Supply and Drainage Board,
Nagapattinam – 611 001.
The Deputy Director General of Forests (Central),
Government of India,
Ministry of Environment, Forests and Climate Change,
Integrated Regional Office,
1st Floor, Additional Office Block for GPOA,
Shastri Bhawan, Haddows Road,
Nungambakkam, Chennai-600 006.
The District Collector, Nagapattinam District.
The Additional Principal Chief Conservator of Forests (FCA),
Chennai-15.
The District Forest Officer,
Thanjavur District .
The Conservator of Forests,
Thanjavur.
Stock file/Spare copy