

GOVERNMENT OF KARNATAKA

ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ

(ಅರಣ್ಯಪಡೆ ಮುಖ್ಯಸ್ಥರು) ರವರ ಕಛೇರಿ

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



ಅರಣ್ಯ ಭವನ, 18ನೇ ಅಡ್ಡರಸ್ತೆ,

ಮಲ್ಲೇಶ್ವರಂ, ಬೆಂಗಳೂರು-560 003

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Date 24-02-2021

Encl. 3 *Sett Compline Report*

To,

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

Sir,

Sub: Diversion of 0.986 hectare of forest land in Sy. No. 178 of Khatak Chincholi village, Bhalki Taluk, Bidar District for construction of Water Treatment Plant, laying of water pipeline and Approach Road in favour of the Executive Engineer, Karnataka Urban Water Supply and Drainage Board, Bidar.

Proposal No. FP/KA/WATER/28708/2017

- Ref:**
1. Government of India, Ministry of Environment, Forests and Climate Change, Integrated Regional Office, Bengaluru letter F.No. 4-KRB 1167/2018-BAN/170 dated 01-05-2019 [*Stage-I approval*]
 2. Government of Karnataka letter No. FEE 62 FLL 2018 dated 25-05-2019 [*communication of Stage-I approval*]
 3. Communication of Stage-I approval and seeking Compliance Report in respect of conditions of Stage-I approval by this office e-mail dated 06-05-2019 to User Agency & field officers.
 4. Executive Engineer, Karnataka Urban Water Supply and Drainage Board, Bidar letter No. KWB/EE/BDR/TEC/AE-1/2020-21/659/a dated 23-10-2020 [*Compliance Report in respect of conditions of Stage-I approval*]
 5. Deputy Conservator of Forests, Bidar Division letter No. A5/LD/Khatakchincholli Sy No:178/CR-11/2018-19 dated 06-01-2021 [*Compliance Report submitted to CCF Kalburgi*]
 6. Chief Conservator of Forests, Kalburgi Circle letter No.A4/CCF/F.L/Release/Ka.chinchili/CR-6/2018-19/2277 dated 12-01-2021 [*submission of Compliance Report in respect of conditions of Stage-I approval*]

The Government of India vide Ref (1) have accorded 'in-principle' (Stage-I) approval for diversion of 0.986 hectare of forest land in Sy No. 178 of Khatak Chincholi village, Bhalki Taluk, Bidar District for construction of Water Treatment Plant, Laying of Water Pipeline and Approach Road in favour of the Executive

Engineer, Karnataka Urban Water Supply and Drainage Board, Bidar subject to fulfillment of certain conditions stipulated therein.

Based on Stage-I approval for the project, the Government of Karnataka vide Ref (2) has directed to submit the Compliance Report in respect of conditions of Stage-I approval.

Accordingly, this office vide Ref (3) has informed the User Agency and Field officers to submit the compliance report in respect of the conditions of Stage-I approval.

In response, the User Agency vide Ref (4) has submitted the compliance report to the Deputy Conservator of Forests, Bidar Division, who after verification has, vide Ref (5), submitted the condition-wise Compliance Report to the Chief Conservator of Forests Kalburgi Circle, who has further submitted the same vide Ref (6) to this office.

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

Stage-I approval condition		Status of Compliance
1	The legal status of Forest land shall remain unchanged.	It will be monitored by the Forest Department in future. Moreover, the User Agency has agreed to comply with the condition.
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, wherever possible.	The User Agency has demarcated the proposed forest area by erecting cement concrete pillars duly numbered at an interval of 20 meters. Undertaking and Photographs of the same are enclosed. [ANNEXURE-I and I (a)]
3	User Agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.	The User Agency has agreed to restrict the felling of trees to minimum number in the diverted forest land and also agreed for tree felling under the strict supervision of the State Forest Department. The payment for the cost of felling (Rs. 65,000/-) is already made by the User Agency as per the Demand sought by the Deputy Conservator of Forests, Bidar. The photo copy of the cheque for the said payment of Rs. 65,000/- in the name of the Deputy Conservator of Forests, Bidar Division dated 12-06-2019 is

		enclosed as [ANNEXURE-X (a)]
4	The cost of raising plantation of ten times the number of trees to be felled shall be realised from the user agency. The Forest Department will raise the plantation preferably near the project site by planting tall seedlings and maintain the same at least for five years. The location of the area for raising the plantation shall also be furnished.	<p>The User Agency has paid an amount of Rs.14,64,000/- towards the cost of raising plantation of ten times the number of trees to be felled (45 no.) to Ad-hoc CAMPA Account through e-payment portal Generated Challan on the following dates.</p> <ol style="list-style-type: none"> 1. Rs.10,24,000/- on 13-06-2019 [included in the total amount of Rs. 18,15,758/-] 2. Rs.68,000/- on 15-10-2020 3. Rs.3,72,000/- on 29-09-2020 <p>Copy of Payment Page Print taken from FC Web portal is enclosed. [ANNEXURE-X]</p>
5	The State Government shall charge the Net Present Value of the diverted forest land measuring 0.986 ha from the user agency as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA Nos.826 in 566 with related IA's in Writ Petition (Civil) No.202/1995.	<p>The User Agency has paid an amount of Rs. 7,91,758/- towards NPV for 0.986 ha of forest land @ Rs.8.03 lakh per ha to Ad-hoc CAMPA through e-payment portal on 13-06-2019 <i>[included in total amount of Rs. 18,15,758/-]</i>.</p> <p>Copy of Payment Page Print taken from FC Web portal is enclosed. [ANNEXURE-X]</p>
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.	<p>The User Agency has agreed to comply with the condition and has submitted a consolidated Undertaking in this regard. [ANNEXURE-II]</p>
7	User 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-	<p>The User Agency has made the payment to Ad-hoc CAMPA through e-payment module of Forest Clearance portal- forestclearance.nic.in as mentioned in Sl. No. 3 & 4. [ANNEXURE-X]</p>

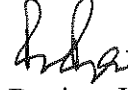
	100/2015-FC(Vol.III) dated 28/09/2018.	
8	The layout plan of the proposal shall not be changed without prior approval of Central Government.	The User Agency has agreed to comply with the condition and has submitted a consolidated Undertaking in this regard. [ANNEXURE-III]
9	No labour camp shall be established on the forest land.	The User Agency has agreed to comply with the condition and has submitted a consolidated Undertaking in this regard. [ANNEXURE-IV]
10	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.	The User Agency has agreed to comply with the condition and has submitted a consolidated Undertaking in this regard. [ANNEXURE-V]
11	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 0.986 ha.	The User Agency has agreed to comply with the condition and has submitted a consolidated Undertaking in this regard. [ANNEXURE-VI]
12	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.	The User Agency has agreed to comply with the condition and has submitted a consolidated Undertaking in this regard. [ANNEXURE-VII]
13	Any other condition that the Additional Director General 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 agreed to comply with the condition and has submitted a consolidated Undertaking in this regard. [ANNEXURE-IX]
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.	The User Agency has agreed to comply with the condition and has submitted a consolidated Undertaking in this regard. [ANNEXURE-VIII]

In view of the above mentioned 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 & Climate Change to accord final (Stage-II) approval under Section 2(ii) of the Forest (Conservation)**

Act, 1980 for diversion of 0.986 hectare of forest land in Sy. No. 178 of Khatak Chincholi village, Bhalki Taluk, Bidar District for construction of Water Treatment Plant, Laying of Water Pipeline and Approach Road in favour of the Executive Engineer, Karnataka Urban Water Supply and Drainage Board, Bidar, for a period of Twenty (20) years.

The relevant documents in 3 sets are submitted here with for kind perusal and further action. The present status (Timeline) of the proposal obtained from the web-portal is also appended for necessary action.

Yours Faithfully



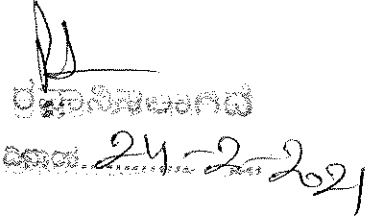
(Rajiv Ranjan, IFS)

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

Copy to the:

1. Chief Conservator of Forests, Kalburgi Circle, Kalburgi for information.
2. Deputy Conservator of Forests, Bidar Division, Bidar, for information.
3. Executive Engineer, Karnataka Urban Water Supply and Drainage Board, Maniyar Taleem, Water Tank Fort Road, Near Osman unj post office Bidar – 585 401 for information.

c/c



24-2-2021

