

TAMIL NADU FOREST DEPARTMENT

From.
Thiru.V.A.Saravanan,
District Forest Officer,
Karur Forest Division,
Karur.

To.
Executive Engineer,
TWAD Board,
RWS Division,
Karur.

C.No. 2293/ 2017 D Dated: 11.08.2023

Sir,

Sub: Forests – Forest (Conservation) Act, 1980 – Dindigul Circle/ Karur Division – Proposal for diversion of land 0.0512 Ha for Providing Combined Water Supply Scheme to Manmangalam and 71 other habitations in 11 in Karur District – State Government in principle approval (Stage-I) – Accorded – Compliance report requested – Regarding.

Ref: 1. User Agency Online Proposal No. FP/TN/WATER/32782/2018 Dated:27.03.2018 and revised proposal uploaded on 04.05.2018.
2. G.O.(Ms) No.117 Environment and Forests (FR.10) Department Dated:23.10.2019.
3. This office Ref.No.2293/2017 D Dated:18.02.2020.
4. Executive Engineer, TWAD Board, RWS Division, Karur Ref.No.F.CWSS to Manmangalam /JDO /2020 Dated:27.05.2020.

With reference to the above subject, I wish to state that, in 2019 the State Government had accorded principle approval (Stage-I) under Section-2 of Forest Conservation Act 1980 for diversion of 0.0512 Ha Forest land in Vangal Reserved Forest of Karur Forest Division for providing Combined Water Supply Scheme to Manmangalam and 71 other habitations in Karur District in favour of Executive Engineer, TWAD Board, RWS Division, Karur vide reference 2nd letter cited.

Based on that the user Agency had already paid the NPV amount of Rs.37,376/- by generating the challan in the PARIVESH web portal as per the demand raised by Forest Department vide reference letter 3rd cited. As per the conditions stipulated by the State Government, the user agency had to pay the cost of Rs.6,84,901/- for raising Compensatory Afforestation.

Further, it is informed that only after receipt of the compliance report on the below-mentioned condition, the proposal will be considered for final approval and the proposed forest land will be transferred to the User Agency under lease until then the final approval will not be issued.

S.No.	Conditions stipulated by the State Government	Demand
1.	The legal status of the land shall remain unchanged and shall remain as Reserved Forests.	The User Agency shall give necessary "Undertakings" regarding the legal status of the land shall remain unchanged and shall remain as Reserved Forests.

S.No.	Conditions stipulated by the State Government	Demand
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 (Number 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 IA's in Writ Petition (Civil) No. 202/1995 and Ministry's guideline No.5-3/2011-FC(Vol-I) Dated.06.01.2022 and Clarification issued vide letter Dated.19.01.2022 and 22.03.2022.	The User Agency has already paid an amount of Rs.37,376/- for the Net Present Value (NPV) of the proposed forest area to be diverted (0.0512) as demanded by the Forest Department. The Transaction No. and date furnished below: Transaction No. 045920200321430205 Dated.20.03.2020
4.	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 this 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.
5.	The User Agency shall pay the cost for raising and maintenance of Compensatory Afforestation as proposed by the State Government.	The User Agency is requested to pay the cost of Rs.6,84,901/- for raising and maintenance of Compensatory Afforestation as proposed by the Forest Department.
6.	The User Agency shall be responsible for any loss to Flora and Fauna in the surrounding and shall take all possible measures to conserve the same.	The User Agency shall give necessary "Undertakings" regarding the User Agency shall be responsible for any loss to Flora and Fauna in the surrounding and shall take all possible measures to conserve the same.
7.	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" regarding the forest land shall not be used for any other purpose other than that specified in the proposal.
8.	The lease rent should be realized from the User Agency as per G.O.Ms.No.272 E&F (FR.III) Dept. Dated: 15.04.1991 and subsequent changes.	The lease rent should be realized from the User Agency as per G.O.Ms.No.272 E&F (FR.III) Dept. Dated: 15.04.1991. The User Agency has to make an agreement with the District Forest Officer and provide necessary "Undertakings" the User Agency will pay that lease rent every year till date of expiry of the lease.
9.	Period of lease is twenty years. The User Agency has to apply renewal proposal before 6 months of expiry of lease with the State Forest Department.	The User Agency shall give necessary "Undertakings" regarding for applying renewal proposal before 6 months of expiry of lease with the State Forest Department.

S.No.	Conditions stipulated by the State Government	Demand
10.	The User Agency shall pay the Compensatory Afforestation amount by generating challan from the Ministry's online web portal. (https://parivesh.nic.in/) UTR No and date should be furnished.	The User Agency is requested to generate challan for making payment from the Ministry's online web portal (https://parivesh.nic.in/) and furnish the UTR No and date.
11.	The layout plan of the proposal shall not be changed without prior approval of Government.	The User Agency shall give necessary "Undertakings" regarding the layout plan of the proposal shall not be changed without prior approval of Government.
12.	No labour camp shall be established on the Forest land.	The User Agency shall give necessary "Undertakings" regarding No labour camp shall be established on the Forest land.
14.	Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action will be taken as per Ministry of Environment, Forests and Climate Change guidelines F.No.11-42/2017-FC, Dated:29.01.2018	If any violation in the above condition, action will be taken as per Ministry of Environment, Forests and Climate Change guidelines F.No.11-42/2017-FC, Dated:29.01.2018
15.	The District Forest Officer may impose any other condition in the interest of conservation/ protection and development of Forests.	The User Agency shall give necessary "Undertakings" regarding the District Forest Officer may impose any other condition in the interest of conservation/ protection and development of Forests.
16.	The Compliance report shall be uploaded on e-portal (https://parivesh.nic.in/).	The User Agency is requested to remit the CA amount and submit the compliance report in the web portal with all "Undertakings"

Moreover, it is informed that the Stage-I approval had been accorded more than 4 years ago for this project. As per the latest guidelines, if the user agency has not furnished the compliance report in the stipulated time the Principal approval (Stage-I approval) accorded for this project will be revoked. Hence, the User Agency has to fulfil all the stipulated conditions and submit the compliance report in the web portal at an earlier date. Otherwise, Stage-I approval given for this proposal by the State Government will be revoked as per the latest guidelines issued by the Government of India in other similar projects. Hence, I request early action in this regard.

Yours Faithfully
Sd/- V.A.Saravanan,
District Forest Officer,
Karur Forest Division,
Karur.

Copy submitted to the Principal Chief Conservator of Forests (HoFF), Chennai for favour of kind information.

Copy submitted to the Conservator of Forests, Dindigul Circle for favour of kind information.

// True Copy // By Order //


14/2/2023
Draughting Officer.