



GOVERNMENT OF KERALA



No. C2/120/2019-FWLD

Forest & Wildlife (C) Department
18/11/2019, Thiruvananthapuram

From

The Additional Chief Secretary to Government

To

The Deputy Conservator of Forest (Central)
Ministry of Environment, Forest & Climate Change
Government of India, Regional Office (Southern Zone)
Kendriya Sadan, 4th Floor, E&F Wing
17th Main Road, Koramangala Bangalore-560034.

Sir,

- Sub: Forest & Wildlife Department - Forest (Conservation) Act - Proposal for diversion of 1.4318 ha of forest land under section 2 Forest (Conservation) Act, 1980 for widening of two lane National Highway into six lane National Highway from Vadakkenchery to Mannuthy under NHDP on behalf of NHAI Palakkad - Reg.
- Ref: Letter No.FC2-585012019 dated 04.11.2019 from the Principal Chief Conservator of Forests, (Forest Management)& Nodal Officer, F(C)Act, Thiruvananthapuram, Kerala.

I am to forward herewith 5 hard copies of the proposal along with the required appendices, duly recommended, for the diversion of 1.4318 ha of forest land (0.9984 ha of forest land in Peechi Wildlife Division and 0.4334 ha of forest land in Thrissur Forest Division) under section (2) of Forest (Conservation) Act, 1980 for widening of existing two Lane National Highway into Six Lane National Highway from Vadakkenchery to Mannuthy under NHDP in favour of National Highway Authority of India, for consideration and approval subject to the following conditions:-

1. Legal status of the forest land shall remain unchanged.
2. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.
3. The User Agency shall make online payment of cost of Compensatory Afforestation and Net

Present Value with ad-hoc CAMPA through e - payment module of forest clearance portal.
(foreste clearance.nic.in)

4. The State Government shall charge the Net Present Value of the diverted forest land of 1.4318 ha from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 28.03.2008 and 09.05.2008 in IA Nos 826 in 566 with related IA's in WP(C)202/1995.

5. Additional amount of Net Present Value 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 State Government by the User Agency. The User Agency shall furnish an undertaking to this effect.

6. All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal ([https:// parivesh.nic.in/](https://parivesh.nic.in/)).

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 the Ministry of Environment, Forest & Climate Change vide letter No. 11-9/1998-FC(pt) dated 05.07.2013 shall be furnished before Stage-II clearance.

8. The layout plan of the proposal shall not be changed without prior approval of Central Government.

9. No labour camp shall be established on the forest land.

10. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.

11. The forest area shall be used for the purpose for which it is granted. The total forest area utilized for this project shall not exceed 1.4318 ha.

12. The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of Govt. of India.

13. The period of diversion under this approval shall be co-terminus with the period of lease to be

granted in favour of the user agency or the project life, whichever is less.

14. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).

15. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife shall apply.

16. Violation of any of these conditions will amount to violation of Forest (Conservation) Act,. 1980 and action would be taken as per the Ministry of Environment, Forest & Climate Change Guideline F. No.11- 42/2017-FC dated 29/01/2018.

It is requested to grant approval on the above proposal and to communicate the same to State Government at the earliest.

Yours faithfully,


DR.ASHA THOMAS IAS
ADDITIONAL CHIEF SECRETARY

✓ Copy to:- The Principal Chief Conservator of Forests, (Forest Management) & Nodal Officer,
F(C)Act, Thiruvananthapuram, Kerala.