

ಕರ್ನಾಟಕ ಸರ್ಕಾರ
GOVERNMENT OF KARNATAKA

ಉಪ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿಗಳು,
ಬಳ್ಳಾರಿ ವಿಭಾಗ, ಬಳ್ಳಾರಿ ರವರ ಕಛೇರಿ

Office of the
Deputy Conservator of Forests
Ballari Division, Ballari



ರೇಡಿಯೋ ಪಾರ್ಕ್, ಐಟಿ ಕಾಲೇಜ್ ಎದುರುಗಡೆ,
ಕಿರು ಮೃಗಾಲಯ ಆವರಣ, ಬಳ್ಳಾರಿ-583102

Radio Park, Opp. ITI College,
Mini Zoo Compound, Ballari
Telephone: 08392-240797
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No.M1/MNG/Marwa/2482/(Road)/2022-23(No. 153210)/2022-23

Dated: 05.03.2025

Demand Notice

Sub : Diversion of 3.028 ha of forest land in Tumbaraguddi RF, Jiganahalli Village, Sandur Taluk, Ballari District for approach road [connecting from Main Road to Mining Area ML No.2482] passing through forest area in favour of M/s Marwa Mining Company, Kudligi – Reg.,
(Proposal No. FP/KA/MIN/153210/2022 [FORM-A]).

- Ref:1) Online Application No. FP/KA/MIN/153210/2022 [FORM-A]
2) The Government of India letter No. 4-KRB1442/2023-BAN/416
Dated:11.11.2024.
3) The Government of Karnataka letter No. FEE 06 FLL 2024(e)
Dated : 21.11.2024.
4) Letter No. KFD/HOFF/A5-1(MNG)/5/2022-FC Dated : 28/30.11.2024 of the
Principal Chief Conservator of Forests (Forest Conservation), Bangalore
5) M/s Marwa Mining Company, Kudligi letter dated 04.03.2025.

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With reference to the above subject, the Government of India, Ministry of Environment, Forest & Climate Change (Forest Conservation Division), Bangalore has accorded In-principle / Stage-I clearance approval for diversion of 3.028 ha of forest land in Tumbaraguddi RF, Jiganahalli Village, Sandur Taluk, Ballari District for approach road [connecting from Main Road to Mining Area ML No.2482] passing through forest area in favour of M/s Marwa Mining Company, Kudligi imposing certain conditions vide letter under Ref(2). In this regard, the Government of Karnataka has also directed to submit the compliance report to conditions stipulated in Stage-I approval vide letter under Ref(3).

In this regard, the Principal Chief Conservator of Forests (Forest Conservation) & Nodal officer, Bangalore has directed the User Agency to make all statutory payments (Net Present Value, Compensatory and other stipulated charges) mentioned in Stage-I approval through Government of India web portal and also directed the undersigned to issue the Demand Notice to User Agency as per conditions stipulated by Government of India vide letter under Ref(4).

Further, it is observed that, the Government of India, Ministry of Environment, Forest & Climate Change (Forest Conservation Division), Bangalore has imposed following conditions regarding Raising of Compensatory Afforestation in non-forest land.

The conditions reproduced herewith ;

4. *The non-forest land identified for the purpose of raising Compensatory in Sy. No.93 & 94, Tumti village, Torangal Hobli, Sandur Taluk, Ballari District shall be transferred and mutated in favour of Forest Department. The State Government shall notify such mutated area into RF/PF under relevant act / rules before grant of final/Stage-II approval under Adhiniyam. A copy of such notification shall be submitted along with compliance report and also uploaded in Parivesh portal.*
5. *The User Agency shall transfer the cost of raising and maintaining the compensatory afforestation over an extent 3.034 ha of non forest land at the current wage rate in consultation with State Forest Department in the account of CAMPA of the concerned State through online portal. The scheme shall include demarcation of CA area using appropriate fencing, provision for planting of suitable species for better survival and SMC works and appropriate provision for anticipated cost escalation for the works scheduled for subsequent years. The CA will be maintained for 10 years.*
6. *Compensatory Afforestation shall be raised over an extent of 3.043 ha of non forest land identified in in Sy. No.93 & 94, Tumti village, Torangal Hobli, Sandur Taluk, Ballari District within two years from the date of Stage-II Clearance and maintained thereafter by the State Forest Department at the cost of the User Agency. The CA will be maintained for 10 years.*

As mentioned in the above conditions, initially, M/s Marwa Mining Company, Kudligi has identified CA land in Sy.No. 93 & 94 of Tumati Village, Sandur Taluk, Ballari District over an extent of 3.034 hectares.

Later on, M/s Marwa Mining Company, Kudligi has identified the alternate CA land in Sy.No.1/1 of Tumati Village, Sandur Taluk, Ballari District over an extent of 3.028 hectares. In this regard, the undersigned has issued CA Suitability Certificate vide letter dated : 10.07.2023 and mentioned as "*the said land parcel has spars scrub jungle and abundance of grasses. Because of lack of top soil and undulating landscape, it is partially suitable for afforestation (i.e 400 seedlings per hectare)*". Therefore, Out 3.028 ha, 40% of the area (i.e.1.2112 ha) in Sy.No. 1/1 of Tumati Village, Sandur Taluk, Ballari District and Remaining 60% of the area considered as per first proviso in Rule - 13(1) of the VSESA, 1980 i.e. 1.8168 ha X 2 times (twice in extent) = 3.6336 ha in Sy.No. 9(part), 13B(part) & 18(part) of Tonasigeri, Tonasigere Reserve Forest in Sandur Taluk, Ballari District. Thus, total CA charges to be recovered for 4.8448 ha (1.2112 ha + 3.6336 ha).

Further, it is brought to your notice that, Para No. 1.22(i) of Chapter-1 of the Consolidated Guidelines and Clarification issued under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980, states that,

“(i) 2% of total project cost towards the cost of implementation of the Wildlife Management Plan and/or 0.5% of the project cost towards the cost of implementation of Soil and Moisture Conservation Plan, as the case may be, shall be charged from the user agency and deposited into the account of CAMPA and the same may be intimated to the MoEF&CC for the purpose of obtaining approval under the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980”.

“(ii) In respect of linear projects, the stipulated norms of 2% and 0.5% towards the cost of Wildlife Management Plan and Soil and Moisture Conservation Plan, as provided in the Ministry's guidelines dated 08.06.2022, will be proportionate to the extent of forest land involved instead of total project cost or actual cost of implementation of such Plans, whichever is more, should be charged from the user agency;”

It is mentioned in Form-A of this [vide Proposal No. FP/KA/MIN/153210/2022] proposal, total area involved is 4.072 Ha, out of this 3.028 Ha of Forest land and 1.044 Ha is non-Forest land. As per second proviso of Para No. 1.22(i) of Chapter-1 of the Consolidated Guidelines and Clarification issued under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980, the stipulated norms of 2% and 0.5% towards the cost of Wildlife Management Plan and Soil and Moisture Conservation Plan should be charged from the User Agency to the extent of forest land involved.

Hence, the details amount to be remitted as per the applicable rates at present for the above referred proposal are calculated as here under;

Sl. No	Specific activities	Extent in ha	Current CA charges applicable (Rate / ha)	Total amount payable (In Rs.)
1	Net Present Value (Condition No.1)	3.028 ha	12,28,590/-	37,20,171.00
2	Compensatory Afforestation (as per CA suitability issued)	3.028 ha X 40% = 1.2112 Ha	18,36,000/-	22,23,763.00
		3.028 ha X 60% = 1.8168 Ha X 2 times = 3.6336 Ha	18,36,000/-	66,71,290. 00
3	Cost of Wildlife Management Plan @2% of total project cost			2,97,446.00*
	Total project cost as mentioned in Form-A of Proposal No. FP/KA/MIN/153210/2022.		Rs.2,00,00,000.00	
	Forest area involved in extent. [Total area involved in this project 4.072 Ha, out of this 3.028 Ha of Forest land and 1.044 Ha is non-Forest land]		3.028 Ha	
	Project cost for 3.028 Ha of Forest area [Rs. 2,00,00,000.00 / 4.072 Ha = Rs. 49,11,591.35/- X 3.028 Ha = 1,48,72,299.00		1,48,72,299.00	
	Cost of Wildlife Management Plan @2%		2,97,446.00	

Sl. No	Specific activities	Extent in ha	Current CA charges applicable (Rate / ha)	Total amount payable (In Rs.)
4	Cost of Soil and Moisture Conservation Plan @0.5% of total project cost			74,362.00*
	Total project cost as mentioned in Form-A of Proposal No. FP/KA/MIN/153210/2022.		Rs.2,00,00,000.00	
	Forest area involved in extent. [Total area involved in this project 4.072 Ha, out of this 3.028 Ha of Forest land and 1.044 Ha is non-Forest land]	3.028 Ha		
	Project cost for 3.028 Ha of Forest area [Rs. 2,00,00,000.00 / 4.072 Ha = Rs. 49,11,591.35/- X 3.028 Ha = 1,48,72,299.00]		1,48,72,299.00	
	Cost of Soil and Moisture Conservation Plan @0.5%		74,362.00	
Total				1,29,87,032.00

(Rs. One Crore twenty-nine lakhs eighty-seven thousand and thirty-two only).

Note for '' you have not submitted Wildlife Management Plan and Soil & Moisture Conservation Plan. Therefore, it is directed to submit the plan for Soil and Moisture Conservation and obtain approval from Competent Authority.*

Procedure for payment: This Demand Notice is to be uploaded on FC web portal (www.parivesh.nic.in) for acceptance by the Nodal Officer. After acceptance by the Nodal Officer, a Challan should be generated from the web portal for payment to the account mentioned in the Challan and submit the original remittance challan to this office for further action.

Further, it is directed to submit the compliance report (ink-signed hard copies) in 8 sets along with documents through Range Forest Officer, Sandur South Range, Sandur & Assistant Conservator of Forests, Ballari for field verification and further processing.

Deputy Conservator of Forests,
Ballari Division, Ballari.

To,

M/s Marwa Mining company,
687, 13th ward, Umer manzil,
Kudligi – 583135
Vijayanagar District.