

FC2- 1649/2019



Forest Headquarters,
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Date 26.02.2021

From

Principal Chief Conservator of Forests,
(Forest Management) &
Nodal Officer, F(C)Act,
Forest Headquarters, Vazhuthacaud,
Thiruvananthapuram – 695014.

To

Principal Secretary,
Forest & Wildlife Department,
Secretariat, Thiruvananthapuram.

Sir,

Sub :- Forest & Wildlife Department – Diversion of 0.0745 ha of forest land for the upgradation of Punalur-Muvattupuzha Highway in Ambanar Forest Station of Pathanapuram Range by the Executive Engineer, KPWD, KSTP, Ponkunam – Compliance Report - regarding.

Ref :-

1. Government of India, Ministry of Environment, Forest & Climate Change letter No. F.No.4-KLB 1208/2019-BAN/09 dated 13.04.2020.
2. Government letter No. 115/C3/2019/F&WLD dated 09.06.2020.
3. Letter No. PL3-5808/2014 dated 15.09.2020 of Divisional Forest Officer, Punalur.

Kind attention is invited to the subject and references cited. Government of India as per the referred 1st above to convey the Central Government in-principle approval (stage I clearance) under section 2 of Forest (Conservation) Act, 1980 for diversion of 0.0745 ha of forest land for the upgradation of Punalur-Muvattupuzha Highway in Ambanur Forest Station of Pathanapuram Range by the Executive Engineer, KRWD, KSTP, Ponkunnam subject to the conditions stipulated therein. A compliance report on the conditions is submitted herewith for favour of kind information and onward submission to Government of India.

Sl. No.	Conditions	Compliance report
1.	The legal status of the forest land shall remain unchanged.	Complied.

2.	The boundary of the forest land to be diverted shall be suitably demarcated on ground at the project cost as per the directions of concerned Divisional Forest Officer.	Complied.
3.	The cost of raising plantation of ten times the number of trees to be felled shall be realized from User Agency. The location of the area identified for raising the plantation shall be furnished for considering Stage-II clearance.	Complied. An amount of Rs.61,000/- was remitted in the Corporation Bank account No. 150746110951723 towards the cost of raising plantation of ten times the number of trees to be felled.
4.	The State Government shall charge the Net Present Value for 0.0745 ha of forest land area to be diverted under this proposal 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 Writ Petition (Civil) No. 202/1995.	Condition complied by User Agency. User Agency made payment of Rs. 55,875/- in the Corporation Bank account No. 150746110951723 towards Net Present Value for 0.0745 ha of forest land to be diverted.
5.	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.	Complied by User Agency. An undertaking to the effect has been submitted by User Agency.
6.	All the funds received from the User Agency under the project shall be transferred/deposited to CAMPA fund only through (https://parivesh.nic.in/).	Complied by User Agency.

	State Government shall complete the settlement of rights, in term of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) act 2006, if any on the forest land to be diverted and submit the documentary evidence as prescribed by the Ministry in it's letter No. 11-9/1998-FC dated 3 rd August 2009 read with 05.07.2003, in support thereof.	Complied by User Agency. User Agency submitted FRA certificate and marked as Annexure-I.
8.	The layout plan of the proposal shall not be changed without prior approval of Central Government	Complied by User Agency.
9.	The User Agency shall construct Box Culverts or other similar structures for easy movement of Wildlife.	Complied by User Agency.
10.	No labour camp shall be established on the forest land.	Necessary direction issued to the User Agency.
11.	Sufficient firewood, preferably the alternate fuel shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.	Complied by User Agency.
12.	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.	Complied by User Agency.
13.	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 0.0745 ha.	Complied. An undertaking is submitted on this behalf.

14.	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.	Complied. An undertaking is submitted on this behalf.
15.	The period of diversion under the 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 lesser.	Agreed by User Agency.
16.	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/).	Complied by User Agency.
17.	Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of Forest and Wildlife.	Will be strictly adhered.

Yours faithfully,

Enclosure:

Principal Chief Conservator of Forests
(Forest Management) & Nodal Officer,
F(C) Act

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26/2/21