

ಕರ್ನಾಟಕ ಸರ್ಕಾರ

GOVERNMENT OF KARNATAKA

ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ  
(ಅರಣ್ಯ ಪಡೆ ಮುಖ್ಯಸ್ಥರು) ರವರ ಕಚೇರಿ

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



ಅರಣ್ಯ ಭವನ, 18ನೇ ಅಡ್ಡರಸ್ತೆ  
ಮಲ್ಲೇಶ್ವರಂ, ಬೆಂಗಳೂರು-560 003.

Aranya Bhavan, 18<sup>th</sup> Cross  
Malleshwaram, Bengaluru-560 003

Telephone: 080 2334 6472

Email: apceffc@gmail.com

E-office File No. KFD/HoFF/A5-4(GFL)/09/2018-FC

E-62692

Encl. 4 sets

Date 29-01-2022

01-02

To,

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

Sir,

**Sub:** Diversion of 11.00 hectare of forest land in Thattekere Village Sy No. 91 and 100 (Madeshwara State Forest), Maralawadi Hobli, Kanakapura Taluk, Ramanagar District (Bannerghatta National Park) for development of Bangalore Ring Road (STRR Phase-II NH-948 A) for a length of 57.8 km from Ramanagara in Ramanagara of Karnataka State to Peddamadhagondapalli in Krishnagiri District of Tamil Nadu State (KM 82.200 to KM 140.000) in favour of the Project Director, National Highways Authority of India, Project Implementing Unit, Bengaluru – 560 073

**Proposal No. FP/KA/ROAD/49295/2020 [Form-A]**

- Ref:**
1. Online Proposal [FORM-A PART-I] dated 05-11-2020 (re-submitted) of Project Director, National Highways Authority of India, Project Implementing Unit, Bengaluru r/w uploading of Acknowledgement on 14-01-2020 for having delivered the hard copies of the proposal to jurisdictional Deputy Conservators of Forests & Deputy Commissioner
  2. This office online communication dated 22-01-2021 to Deputy Conservator(s) of Forests, Baneerughatta National Park, Ramanagara and Bangalore Urban Division(s) for further processing of the proposal
  3. Online submission of PART-II by Deputy Conservator of Forests, Bangalore Urban Division on 12-11-2021 [Letter No. A7/Land Lease/NHAI/CR-87/2020-21/2068 dated 12-11-2021]
  4. Online submission of PART-II by Deputy Conservator of

Forests, Ramanagara Division on 12-11-2021 [Letter No. A5/Bhoomi/FC/STRR/CR-69/2021-22/1406 dated 23-12-2021]

5. Online submission of PART-II by Deputy Conservator of Forests, Bannerghatta National Park Division on 01-12-2021 [Letter No. A5/BNP/Bhoomi/NHAI/CR-2020-21/854 dated 16-12-2021]

6. Online submission of PART-III by Chief Conservator of Forests, Bengaluru Circle on 04-01-2022 [Letter No. A11/Bhoomi/CR-69/2021-22 dated 03-01-2022]

1. The Project Director, National Highways Authority of India, Project Implementing Unit, Bengaluru [USER AGENCY] vide ref (1) has submitted an online proposal [FORM-A PART-I] through FC web portal seeking approval under Section 2(ii) of the Forest (Conservation) Act, 1980 for diversion of 11.00 hectare of forest land in Thattekere Village Sy No. 91 and 100 (Madeshwara State Forest), Maralawadi Hobli, Kanakapura Taluk, Ramanagar District (Bannerghatta National Park) for development of Bangalore Ring Road (STRR Phase-II NH-948 A) for a length of 57.8 km from Ramanagara in Ramanagara of Karnataka State to Peddamadhagondapalli in Krishnagiri District of Tamil Nadu State (KM 82.200 to KM 140.000). After acceptance of the proposal by Nodal Officer (FCA) on 05-11-2020 for further processing, the User Agency has delivered the hard copies of the proposal to Deputy Conservator of Forests, Ramanagara Division & Deputy Commissioner, Ramanagara District and to Deputy Conservator of Forests, Bangalore Urban Division and Deputy Commissioner, Bangalore Urban District and also to Deputy Conservator of Forests, Bannerghatta National Park Division and has uploaded the acknowledgment on the web portal on 14-01-2021. Accordingly, an online communication was made by Nodal Officer vide ref (2) to the Bannerghatta National Park, Ramanagara and Bangalore Urban Division(s) for further processing of the proposal under FC Act.

2. **Location details and Component wise break up:** Location details of the forest land proposed for diversion are given below.

District, Taluk, Hobli	Village	Sy No.	Forest extent proposed for diversion (ha)	Legal Status of Land
Ramanagara District, Kanakapura Taluk, Maralwadi Hobli	Thattekere	91	5.28	Madeshwara Reserve Forest (Bannerghatta National Park)
		100	5.72	
<b>Total</b>			<b>11.00</b>	

\*Mysore Government Notification No. R.8091-5-Ft.13-13-4 dated 11-04-1914 (Gazette No. R. 4919-Ft. 112-13-7 dated 20-11-1915)

Component wise breakup of the forest land proposed for diversion is given below.

Name of Project component		(Length x Width)	Forest extent proposed for diversion (ha)
1	Carriageway	2006 X 28.5	5.72
2	Shoulder	1852 X 28.5	5.28
Total			11.00

3. **DCF, Bangalore Urban Division Report:** The Deputy Conservator of Forests, Bangalore Urban Division has vide ref (3) reported that the site has been inspected by him along with the Assistant Conservator of Forests, South Sub-division, Bangalore and Range Forest Officer, Anekal Range on 12-11-2021 and states that the said project does not pass through any forest land in Bangalore Urban Division.
4. **DCF, Ramanagara Division Report:** The Deputy Conservator of Forests, Ramanagara has inspected the site on 06-11-2021 and vide ref (4) reported that the said project does not pass through any forest land in Ramanagara Division.
5. **DCF, Bannerughatta National Park Division Report:** The Deputy Conservator of Forests, Bannerughatta National Park Division has inspected the site on 17-11-2021 and vide ref (3) has submitted his report along with recommendation in PART-II to Chief Conservator of Forests, Bengaluru. Main features of the proposal based up on the Deputy Conservator of Forests, Bannerughatta National Park report r/w report of Chief Conservator of Forest, Bengaluru and that of ICT Centre of Forest Department are summarized below.
  - a. The forest land proposed for diversion is gentle slope and is not vulnerable to soil erosion.
  - b. The forest land proposed for diversion is in general landscape of eco-class III (Tropical Dry Deciduous Forests) with a canopy density up to 0.56 (Dense Forest).
  - c. As per Item 4(ii) of PART-II, there are 470 trees in different girth classes in the forest land proposed for diversion. Main species include *Azadirachta indica*, *Hardwickia binata*, *Feronia elephantum*, *Lagerstroemia parviflora*, *Albezzia amara*, *Diasporus melanoxyton*, *Terminalia chebula*, *Zizyphus xylopyrus*, *Wrightia tinctoria*, *Terminalia paniculate*, *Santalum album*, *Dendrocalamus strictus*, *Dalbergia latifolia*, *Delonix regia*, *Cassia fistula*, *Terminalia bellarica*, *Ixora parviflora*, *Syzigium cumini*, *Cassia siamea*, *Zizyphus jujube*, *Holoptelia integrifolia*, *Ficus bengalensis*, *Acacia auriculaformis*, *Alangium lamarckii*, *Schrebera swictinioibes*, *Terminalia tomentosa*, *Adina cordifolia*, *Butea monosperma* and *Gmelina arborea* etc.

- d. Major wild animals present in and around the project area include the elephant, slender loris, leopard, gaur, sambar, honey badger, spotted deer etc,
  - e. There are rare / endangered / unique species of flora such as *decalepis hamiltonii* etc, and fauna such as elephants and slender loris etc, reported in the forest land proposed for diversion.
  - f. The forest land proposed for diversion is a part of Bannerughatta National Park which is also an elephant corridor for the migration of elephants.
  - g. There are no protected/ archaeological/ heritage sites or defence establishments or important monuments in the area.
  - h. There is no violation reported under Forest (Conservation) Act, 1980.
  - i. The requirement of forest land for the project is bare minimum and unavoidable.
6. **CCF, Bengaluru Circle Report:** The Chief Conservator of Forests, Bengaluru has not inspected the site personally. However, agreeing with the recommendation made by the Deputy Conservators of Forests, Bannerughatta National Park Division, the Chief Conservator of Forests, Bengaluru has also recommended the proposal. Specific comments of the Chief Conservator of Forests, Bengaluru are mentioned in PART-III of the proposal cited under ref (5) above.
7. **Net Present Value (NPV):** The User Agency is required to pay the Net Present Value (NPV) of forest land proposed for diversion as per Para 3.1 to 3.4 of the FC Guidelines communicated by Government of India, Ministry of Environment, Forests and Climate Change, New Delhi vide F.No. 5-2/2017-FC dated 28-03-2019. **the User Agency will be required to pay the applicable charges as per the order issued vide the Government of India, Ministry of Environment, Forests and Climate Change (Forest Conservation Division), New Delhi letter F.No. 5-3/2011-FC(Vol-I) dated 06-01-2022 (guidelines regarding revised rates of NPV) and dated 19-01-2022 (regarding proposals applicable for revised rate of NPV).** The User Agency has submitted an Undertaking to pay the Net Present Value (NPV) of the forest land proposed for diversion.
8. **Compensatory Afforestation (CA):** In accordance with the provisions of para 2.5(i)(a) of the FC Guidelines communicated by Government of India, Ministry of Environment, Forests and Climate Change, New Delhi vide F.No. 5-2/2017-FC dated 28-03-2019, the User Agency is exempted from the requirement of providing the non-forest land for compensatory afforestation purpose and the compensatory afforestation can be raised and maintained at the cost of User Agency on degraded forest land twice in extent of the forest area proposed for diversion. Accordingly, the **Deputy Conservator of Forests, Banagalore Rural Division has identified a**

area of 11.00 hectare of Degraded Forest Land in Benkinamadaga Village Sy No. 12, (Ujjani State Forest), Sasalu Hobli, Doddaballapur Taluk, Bangalore Rural District and Forest Division for raising CA. The Deputy Conservator of Forests, Bannerughatta National Park Division has uploaded the CA related information (KML file (showing 26.52 Ha instead 22.00 ha) and Maps) online in PART-II of the proposal. The CA related documents (*Topo Map, Geo-referenced Map along with GPS readings of all corners, CA Suitability Certificate dated 02-03-2021 and CA Scheme*) are enclosed herewith. The User Agency has also uploaded an undertaking to pay the compensatory afforestation charges.

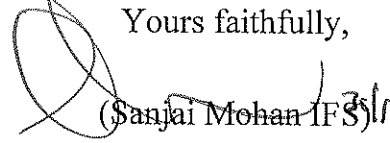
9. **Status of RoFR compliance:** With regard to compliance of the provisions of Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forests Rights) Act 2006 and Rules 2008, **the User Agency has not furnished the requisite Certificate in FORM-I (for linear projects)** issued by the jurisdictional Deputy Commissioner as per Annexure II of the FC Guidelines communicated by Government of India, Ministry of Environment, Forests and Climate Change, New Delhi vide F.No. 5-2/2017-FC dated 28-03-2019. Accordingly, **the User Agency is being informed again to obtain the said certificate in prescribed format and submit a copy.**
10. **Wildlife Clearance:** As the proposal involves diversion of forest land inside a Protected Area (Bannerughatta National Park), the User Agency will have to obtain the wildlife clearance for the proposal from the National Board for Wildlife. the Deputy Conservator of Forests and Wildlife Warden, Bannerghatta National Park has submitted wildlife proposal Part- I and II (*which has been filled by the User Agency*) to the Principal Chief Conservator of Forests (Wildlife) & Chief Wildlife Warden, Karnataka through Parivesh web-portal on 14-01-2022 for further processing for Wildlife Clearance. **The User Agency is being informed once again to obtain such wildlife clearance for the project**

In light of the facts stated above and agreeing with the recommendation made by the field officers, it is requested to move the proposal with the Government of India for according 'in-principle' (Stage-I) approval for diversion of 11.00 hectare of forest land in Thattekere Village Sy No. 91 and 100 (Madeshwara State Forest), Maralawadi Hobli, Kanakapura Taluk, Ramanagar District (Bannerghatta National Park) for development of Bangalore Ring Road (STRR Phase-II NH-948 A) for a length of 57.8 km from Ramanagara in Ramanagara of Karnataka State to Peddamadhagondapalli in Krishnagiri District of Tamil Nadu State (KM 82.200 to KM 140.000) in favour of the Project Director, National Highways Authority of India, Project Implementing Unit, Bengaluru – 560 073 for a period of 20 years subject to submission of RoFR Compliance

**Certificate in FORM-I (for Linear Projects) and further subject to the conditions appended in Annexure 'A'.**

The hard copy of the proposal along with the relevant documents in 3 sets is submitted herewith for further needful. The present status of the proposal obtained from the web-portal is also appended for information.

Yours faithfully,

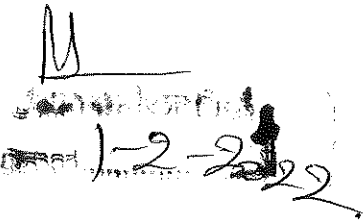


Principal Chief Conservator of Forests

(Head of Forest Force)

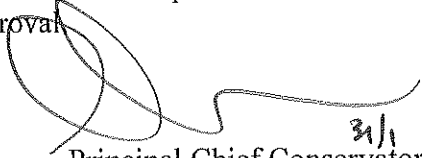
**Copy to the:**

1. Chief Conservator of Forests, Bengaluru Circle, Bengaluru for information.
2. Deputy Conservator(s) of Forests, Bannerghatta National Park/ Bengaluru Urban/ Bengaluru Rural/ Ramanagara Division(s) for information.
3. Project Director, National Highways Authority of India, Project Implementing Unit, Sy No. 13, 14<sup>th</sup> km, Nagasandra, Bengaluru-Tumakur (NH-4) Bengaluru-560073 for information with a request to obtain requisite **Certificate in FORM-I (for Linear projects)** issued by the jurisdictional Deputy Commissioner as per Annexure II of the FC Guidelines communicated by Government of India, Ministry of Environment, Forests and Climate Change, New Delhi vide F.No. 5-2/2017-FC dated 28-03-2019 (may be downloaded from FC web portal) at the earliest.



## ANNEXURE 'A'

1. The legal status of forest land shall remain unchanged and it shall continue to be forest land.
2. The User Agency shall pay the applicable Net Present Value (NPV), Compensatory Afforestation (CA) charges, cost of extraction of trees, land lease rent and any other levies as per the conditions of approval.
3. The User Agency shall provide for display boards of specified dimensions and material at project cost for creating awareness on forest, wildlife and environment issues and speed limits at regular intervals all along the NH stretch within forest limits in consultation with the jurisdictional Deputy Conservator of Forests.
4. The User Agency shall demarcate the lease area in the manner specified at the time of approval at its own cost.
5. The lessee shall not sub-lease, mortgage & hypothecate the forest area.
6. The leased-out area should be used for the purpose for which it is granted. In case the land is not used for the stipulated purpose within two years or when it is no longer needed for the stipulated purpose, the area would stand resumed to the Forest Department.
7. No change in Land Use Plan on forest land shall be done except with prior approval of Government of India under FC Act 1980.
8. The application for renewal of the lease in the prescribed form and manner shall be submitted at least six months prior to the expiry of forest lease. In case no renewal is sought, the Lessee shall hand over the lease.
9. No residential or commercial buildings shall be permitted in the forest area proposed for diversion.
10. No crushing / breaking of stones or labour camp shall be allowed on forest land and all waste / debris generated shall be scientifically disposed off outside the forest area.
11. Any damage to forest area because of implementation of the proposal shall be compensated by the Lessee. The extent of damage shall be assessed by the jurisdictional Deputy Conservator of Forests/ Conservator of Forests/ Chief Conservator of Forests.
12. The Lessee shall ensure that no avoidable harm is caused to the fauna and flora in and around the proposed area.
13. In case, any violation of the provisions of the Karnataka Forest Act, 1963 & Rules, 1969 or other relevant Acts/Rules is reported during the lease period, the lease will be liable for forfeiture under Section 82 of Karnataka Forest Act, 1963. The Chief Conservator of Forests / Deputy Conservator of Forests concerned are authorized to take necessary action in this regard.
14. The approval under the Forest (Conservation) Act, 1980 is subject to any other clearances necessary under the prevailing statutes.
15. The User Agency shall also abide by other conditions those may be imposed by the Government of India, Government of Karnataka and Principal Chief Conservator of Forests (Head of Forest Force) before or after the approval.

  
Principal Chief Conservator of Forests  
(Head of Forest Force)





**PART – IV**

*(To be filled in by the Nodal Officer or Principal Chief Conservator of Forests or Head of Forest Department)*

<p>Detailed opinion &amp; specific recommendation of the State Forest Department for acceptance or otherwise of the proposal with remarks.</p> <p><i>(While giving opinion, the adverse comments made by concerned Conservator of Forests or Deputy Conservator of Forests should be categorically reviewed and critically commented upon).</i></p>	<p>Recommended for moving the proposal to Government of India for seeking Stage-I (in-principle) approval under Section 2 of the Forest (Conservation) Act, 1980 for diversion of 11.00 hectare of forest land in Thattekere Village Sy No. 91 and 100 (Madeshwara State Forest), Maralawadi Hobli, Kanakapura Taluk, Ramanagar District (Bannerghatta National Park) for development of Bangalore Ring Road (STRR Phase-II NH-948 A) for a length of 57.8 km from Ramanagara in Ramanagara of Karnataka State to Peddamadhagondapalli in Krishnagiri District of Tamil Nadu State (KM 82.200 to KM 140.000) in favour of the Project Director, National Highways Authority of India, Project Implementing Unit, Bengaluru for a period of 20 years subject to submission of RoFR Compliance Certificate in FORM-I (for Linear projects) and the conditions appended in Annexure 'A'. [Proposal No. FP/KA/ROAD/36126/2018]</p>
---	--

Signature:

Name:

(RAJIV RANJAN IFS)

Designation:

**Principal Chief Conservator of Forests  
(Forest Conservation) and Nodal Office (FCA)**

(Official Seal)

Countersigned by:

Name:

(SANJAL MOHAN IFS)

Designation:

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

(Official Seal)

N.D.O. No: 47/2021-22

Date: -01-2022

01-02

