

ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ
(ಅರಣ್ಯ ಪಡೆ ಮುಖ್ಯಸ್ಥರು) ರವರ ಕಛೇರಿ

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



ಅರಣ್ಯಭವನ, 18ನೇ ಅಡ್ಡರಸ್ತೆ
ಮಲ್ಲೇಶ್ವರಂ, ಬೆಂಗಳೂರು-560 003.

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E-office File No. KFD/HoFF/A5-4(GFL)/4/2019-FC

E-78548

Date 23-07-2021

03-08

To,

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

Sir,

Diversion of 3.61 ha of Forest Land in Chilañdvadi RF, Muguru SF and Bilikal SF for Providing Drinking Water Supply for Kodihalli and 298 Habitations under DBOT in Kanakapura Taluk of Ramanagara District in favour of the Executive Engineer, Rural Drinking Water and Sanitation Department, Ramanagara.

PROPOSAL No. FP/KA/WATER/39356/2019[FORM-A]

1. Online Proposal [FORM-A PART-I] dated 23-06-2020 (re-submitted) and reply to EDS query dated 30-06-2021 [letter No. MEil/EE/Kodihalli-FC/2021-22/545-547 dated 01-07-2021] by the Executive Engineer, Rural Drinking Water and Sanitation Department, Ramanagara, r/w uploading of Acknowledgement on 30-06-2020 for having delivered the hard copies of the proposal to jurisdictional Deputy Conservator of Forest(s) and Deputy Commissioner
2. This office's online communication dated 02-07-2020 to Deputy Conservator of Forest(s), Cauvery Wildlife, Bannerghatta National Park and Ramanagara Division(s) for further processing of the proposal and online EDS query raised to User Agency and concerned DCF's vide letter dated 27-04-2021
3. Online submission of PART-II by Deputy Conservator of Forests, Ramanagara Division on dated 02-03-2021 [Letter No. A4/LND/FC/CR-21/2020-21/1827 dated 05-03-2021] and online EDS query reply dated 12-07-2021
4. Online submission of PART-II by Deputy Conservator of Forests, Bannerghatta National Park Division on 02-03-2021 [Letter No. A4/BSV/Drinkingwater/CR- /2020-21/1344 dated 02-03-2021] and online reply to EDS query on dated 12-07-2021

5. Online submission of PART-II by Deputy Conservator of Forests, Cauvery Wildlife Division on 08-12-2020 [Letter No. A4/LND/DW-1228/2018-19 dated 17-03-2021] and online EDS reply dated 12-07-2021 [letter No. A4/Land/DW-1228/2018-19 dated 05-07-2021]
 6. Online submission of PART-III by Chief Conservator of Forests, Bengaluru Circle on 25-03-2021 [Letter No. A11/LAND/CR-90/2020-21 dated 15-03-2021] and online EDS reply on dated 13-07-2021
 7. Online submission of PART-III by Chief Conservator of Forests, Chamarajanagara Circle on 25-03-2021 [Letter No. C1/LND/Watersupply/FC/P.No-39356/2020-21 dated 23-03-2021] and online EDS reply dated 07-07-2021 [letter dated 07-07-2021]
1. The Executive Engineer, Rural Drinking Water and Sanitation Department, Ramanagara [USER AGENCY] vide Ref (1) has (re)submitted an online proposal [FORM-A PART-I] through FC Web Portal seeking approval under Section 2 of the Forest (Conservation) Act, 1980 for diversion of 3.61 ha of Forest Land in Chilandvadi RF, Muguru SF and Bilikal SF for Providing Drinking Water Supply for Kodihalli and 298 Habitations under DBOT in Kanakapura Taluk of Ramanagara District. After acceptance of the proposal by Nodal Officer (FCA) for further processing, the User Agency has delivered the hard copies of the proposal to Deputy Conservator of Forests, Cauvery Wildlife Division and Deputy Commissioner, Chamarajanagara District and also Bannerughatta National Park Division, Ramanagara Division and Deputy Commissioner, Ramanagara District has uploaded the Acknowledgment on the web portal on 30-06-2020. Accordingly, an online communication was made by Nodal Officer (FCA) vide Ref (2) to the Deputy Conservator(s) of Forests, Cauvery Wildlife, Bannerughatta National Park and Deputy Conservator of Forests, Ramanagara Division for further processing of the proposal under FC Act.
 2. **Location details and Component-wise breakup of forest land requirement:**
The details of location and component-wise requirement of the forest land are given below.

District, Taluk, Hobli	Village	Sy No.	Extent (in Ha)	Name of Project Components	Forest extent proposed for diversion (ha)	Legal Status of land
Ramanagara District, Kanakapura Taluk, Uyyamballi Hobli	Chilandavadi Forest Village	1	3.111	Construction of Jack well cum pump house	0.12	*Chilandavadi State Forest
				Laying Of 610 mm Dia Ms Pipe Line & Electrical Transmission line	2.201	
				Laying Of 610 mm Dia Ms Pipe Line	0.119	

				Laying Of 90 mm To 63 Mm Dia Hdpe Pipe Line	0.099	
				Laying Of 75 mm Dia HDPE Pipe Line	0.571	
	Mugguru' Forest Village	1	0.103	Laying of 90 mm To 63 Mm Dia HDPE Pipe Line	0.103	**Mugguru State Forest
Ramanagara District, Kanakapura Taluk, Kodihalli Hobli	Billikal Forest Village	1	0.396	Laying of 200 mm Dia, HDPE Pipe Line	0.397	***Billikal State Forest
			3.61	Total	3.61	

*Mysore Government Notification No. A.F.1779-Ft.200.39-4 dated 26-09-1940

**Mysore Government Notification No. 3278-Ft. F. 155-95 dated 17-10-1900 (Gazette No. Ft.F.155.95 dated 15-06-1897)

***Mysore Government Notification No. 422-Ft, F-15-1900 dated 17-01-1901 (Gazette dated 10-04-1884)

3. DCF, Ramanagara Division Report: The Deputy Conservator of Forests, Ramanagara Division, Ramanagara has vide Ref (3) reported that the site has been inspected by him on 26-02-2021 and reported that the said project does not passing through the any forest land of the Ramanagara Division.

4. DCF, Bannerughatta National Park Division Report: The Deputy Conservator of Forests, Bannerughatta National Park Division has inspected the site on 22-02-2021 and vide Ref (4) has submitted his report along with recommendation in PART-II to the Conservator of Forests, Benagaluru Circle. Main features of the proposal based upon the Deputy Conservator of Forests, Bannerughatta National Park report r/w report of Conservator of Forests, Benagaluru Circle and that of ICT Centre of Forest Department are summarized below.

- The forest land proposed for diversion is a Gentle Slope not prone to soil erosion.
- The forest land proposed for diversion is in general landscape of Eco-class III (Tropical Dry Deciduous Forests) with Open Forest (Canopy Density of <0.4).
- As per Item 4(ii) of PART-II, there are no trees in the forest land proposed for diversion.
- Major wild animal present in and around the project area is the Elephant, Indian Gour, Leopard, Jackel, Wild dog, deer, Sambar, Wild boar Etc.
- There are rare / endangered / unique species of flora and fauna reported in and around the forest land proposed for diversion.
- The forest land proposed for diversion forms a part of Bannerughatta National Park which is also an elephant corridor.

g. The forest land proposed for diversion is located within Eco-Sensitive Zone (ESZ) of Bannerughatta National Park. Which is a Protected Area notified under Wildlife (Protection) Act, 1972.

h. There are no Protected/ Archaeological/ Heritage Sites/ Defence establishments located in the proposed area.

i. The forest area proposed for diversion is the bare minimum and unavoidable.

j. There is no violation reported under Forest (Conservation) Act, 1980.

5. DCF, Cauvery Wildlife Division Report: The Deputy Conservator of Forests, Cauvery Wildlife Division has inspected the site on 28-07-2020 and 27-10-2020 vide Ref (5) has submitted his report along with recommendation in PART-II to the Conservator of Forests, Chamarajanagara Circle. Main features of the proposal based upon the Deputy Conservator of Forests, Cauvery Wildlife Division report r/w report of Conservator of Forests, Chamarajanagara Circle and that of ICT Centre of Forest Department are summarized below.

a. The forest land proposed for diversion is a Gentle Slope not prone to soil erosion.

b. The forest land proposed for diversion is in general landscape of Eco-class III (Tropical Dry Deciduous Forests) with Dense Forest (Canopy Density of <0.6).

c. As per Item 4(ii) of PART-II, there are 245 trees in the forest land proposed for diversion. Main species include *Albizia amara*, *Chloroxylon swietenia*, *Zizyphus jujuba*, *Sapindus marginatus*, *Acacia catechu*, *Azadirachta indica*, *Hardwickia binata*, *Tamarindus indica*, *Grewia tiliaefolia*, *Ficus mysorensis* etc.,

d. Major wild animal present in and around the project area is the Elephant, Leopard, Jackal, Wild dog, etc.

e. There are rare / endangered / unique species of flora and fauna reported in and around the forest land proposed for diversion.

f. The forest land proposed for diversion does form the part of Cauvery Wildlife Sanctuary.

g. The forest land proposed for diversion is located within Eco-Sensitive Zone (ESZ) of Cauvery Wildlife Sanctuary which is a Protected Area notified under Wildlife (Protection) Act, 1972.

h. There are no Protected/ Archaeological/ Heritage Sites/ Defence establishments located in the proposed area.

i. The forest area proposed for diversion is the bare minimum and unavoidable.

j. There is no violation reported under Forest (Conservation) Act, 1980.

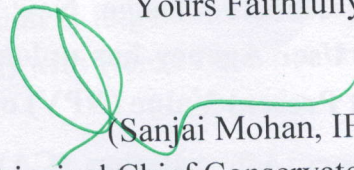
6. **CCF, Bengaluru Circle Report:** The Chief Conservator of Forests, Bengaluru Circle has not inspected the site personally. However, agreeing with the recommendation made by the Deputy Conservator(s) of Forests, Ramanagara Division and Bennurghatta Nationala Park Division, the Chief Conservator of Forests, Bengaluru Circle has also recommended the proposal. Specific comments of the Chief Conservator of Forests, Bengaluru Circle are mentioned in PART-III of the proposal cited Ref (6) above
7. **CCF, Chamarajanagara Circle Report:** The Chief Conservator of Forests, Chamarajanagar Circle has inspected the site on 22-03-2021. Agreeing with the recommendation of the Deputy Conservator of Forests Cauvery Wildlife Division, the Chief Conservator of Forests, Chamarajanagar Circle has also recommended the proposal. Specific comments of the Chief Conservator of Forests, Chamarajanagar Circle are mentioned in PART-III of the proposal cited at Ref (7) above.
8. **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 has uploaded/submitted an Undertaking agreeing to pay the Net Present Value (NPV) of the forest land proposed for diversion.**
9. **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 required to provide the non-forest land, equivalent to the area proposed for diversion for Compensatory Afforestation purpose and the Compensatory Afforestation can be raised and maintained at the cost of User Agency. Accordingly, **the User agency has identified a gross area of 4.37 hectare of Non-Forest Land in Veerasandra Village Sy No. 13, Uyyamballi Hobli, Kanakapura Taluk, Ramanagara District for raising CA. The User Agency has uploaded the CA related information (KML file and Maps) online in PART-I of the proposal. The CA related documents (Topo Map, Geo-referenced Map along with GPS readings of all corners, the Deputy Conservator of Forests, Cauvery Wildlife Division, Kollegal has provided CA Suitability Certificate dated 08-12-2020 and CA Scheme are enclosed herewith. The User Agency has also uploaded /submitted an Undertaking to pay the Compensatory Afforestation charges.**
10. **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-II (for Hybrid projects)** issued by the jurisdictional

Deputy Commissioner as per 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. However, the User Agency has submitted an Undertaking dated 06-05-2019 to obtain the required Certificate from the Deputy Commissioner and submit it. **The User Agency is being informed again to obtain the said certificate in prescribed format and submit the same.**

In light of the facts stated above, it is requested to move the proposal with the Government of India for according 'in-principle' (Stage-I) approval for diversion of 3.61 ha of Forest Land in Chilandvadi RF, Muguru SF and Bilikal SF for Providing Drinking Water Supply for Kodihalli and 298 Habitations under DBOT in Kanakapura Taluk of Ramanagara District in favour of the Executive Engineer, Rural Drinking Water and Sanitation Department, Ramanagara for a period of 20 years subject to submission of FRA 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 FC web portal is also appended for information.

Yours Faithfully



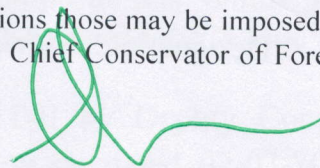
(Sanjai Mohan, IFS)
Principal Chief Conservator of Forests
(Head of Forest Force)

Copy to the:

1. Conservator of Forests, Chamarajanagara and Bengaluru Circles for information.
2. Deputy Conservator(s) of Forests, Cauvery Wildlife, Bannerughatta National Park and Ramanagara Divisions for information.
3. The Executive Engineer, Rural Drinking Water and Sanitation Department, Ramanagara-562 159 for information and with a request to obtain and submit the FRA Certificate in FORM-I (for Linear Projects) from the Deputy Commissioner, Chamarajanagara District as mentioned above 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 Plantation cost of extraction of trees (if any), land lease rent and any other levies as per the conditions of approval.
3. The User Agency shall demarcate the lease area in the manner specified at the time of approval at its own cost.
4. The lessee shall not sub-lease, mortgage & hypothecate the forest area.
5. The Lessee shall provide signages in appropriate dimensions and nature on both sides of the transmission line within forest limits for sensitisation of general public towards the forest, wildlife and environmental issues in consultation with the jurisdictional Deputy Conservator of Forests
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)

Detailed opinion & specific recommendation of the State Forest Department for acceptance or otherwise of the proposal with remarks.

(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.)

Recommended for moving the proposal with the Government of India for according 'in-principle' (Stage-I) approval for diversion of 3.61 ha of Forest Land in Chilandvadi RF, Muguru SF and Bilikal SF for Providing Drinking Water Supply for Kodihalli and 298 Habitations under DBOT in Kanakapura Taluk of Ramanagara District in favour of the Executive Engineer, Rural Drinking Water and Sanitation Department, Ramanagara for a period of 20 years subject to submission of FRA Certificate in FORM-II (for Hybrid projects) and further subject to the conditions appended in Annexure 'A'.
[Proposal No. FP/KA/WATER/39356/2019]

Signature:

(RAJIV RANJAN, IFS)

Name:

Designation:

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

(Official Seal)

Countersigned by :

Name:

(SANJAI MOHAN, IFS)

Designation:

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

(Official Seal)

N.D.O. No: 17/2021-22

Date: 03-07-2021
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