

ಕರ್ನಾಟಕ ಸರ್ಕಾರ

GOVERNMENT OF KARNATAKA

ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ  
(ಅರಣ್ಯ ಪಡೆ ಮುಖ್ಯಸ್ಥರು) ರವರ ಕಛೇರಿ

Office of

Principal Chief Conservator of Forests  
(Head of Forest Force)



ಅರಣ್ಯ ಭವನ, 18ನೇ ಅಡ್ಡರಸ್ತೆ

ಮಲ್ಲೇಶ್ವರಂ, ಬೆಂಗಳೂರು-560 003

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E-office File. No.KFD/HoFF/A5-4(GFL)/47/2019-FC

E-96885

Enclosures :- 3 A/c's + 3 CD's

Date 31-07-2021

03-08-2021

To,

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

Sir,

**Sub:** Diversion of 16.8014 (*revised from 14.0567 hectare*) of forest land in various Survey Numbers of Thoppahalli, Mandyala, Sunnakallu, Yendaguttapalli, Rayalpadu and Guntapalli villages, Srinivasapur Taluk, Kolar District for widening (Two-Laning with Paved Shoulder) of existing State Highway (SH-85) from Chintamani to Andhra Pradesh Border (total length 39.8 km) under Karnataka State Highway Improvement Project (KSHIP-III) in favour of the Executive Engineer, Karnataka State Highway Improvement Project (KSHIP), Tumkur

**Proposal No. FP/KA/ROAD/40347/2019 [Form-A]**

- Ref:**
1. Online Proposal [FORM-A PART-I] dated 18-08-2020(re-submitted) of the Executive Engineer, Karnataka State Highway Improvement Project (KSHIP), Tumkur r/w uploading of Acknowledgement on 24-09-2020 for having delivered the hard copies of the proposal to jurisdictional Deputy Conservator of Forests & Deputy Commissioner and letter dated online EDS reply vide letter dated 28-06-2021 [letter No. EE/KSHIP/Bengaluru/KSHIP-/2021-22/76 dated 28-06-2021]
  2. This office online communication dated 29-09-2020 to Deputy Conservator(s) of Forests, Chikkaballapur and Kolar Division(s) for further processing of the proposal and online EDS query to User Agency and Field Offices vide letter dated 16-04-2021
  3. Online submission of PART-II by Deputy Conservator of Forests, Chikkaballapur Division on 17-02-2021 [No hard

*copies received]* and online EDS reply on dated 26-04-2021

4. Online submission of PART-II by Deputy Conservator of Forests, Kolar Division on 25-02-2021 [*Letter No.A7/LND/FC/CR-36/2018-19 dated 17-02-2021*] and online EDS reply on dated 13-07-2021
  5. Online submission of PART-III by Chief Conservator of Forests, Bengaluru Circle on 23-03-2021 [*Letter No.A11/BHOOMI/CR-85/2020-21 dated 19-03-2021*] and online EDS reply on dated 20-07-2021
1. Executive Engineer, Karnataka State Highway Improvement Project (KSHIP), Tumkur [**USER AGENCY**] vide Ref (1) has 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 16.8014 (*revised from 14.0567 hectare*) of forest land in various Survey Numbers of Thoppahalli, Mandyala, Sunnakallu, Yendaguttapalli, Rayalpadu and Guntapalli villages, Srinivaspur Taluk, Kolar District for widening (Two-Laning with Paved Shoulder) of existing State Highway (SH-85) from Chintamani to Andhra Pradesh Border (total length 39.8 km) under Karnataka State Highway Improvement Project (KSHIP-III). 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, Chikkaballapura Division & Deputy Commissioner, Chikkaballapura District and also to Deputy Conservator of Forests, Kolar Division and Deputy Commissioner, Kolar District and has uploaded the Acknowledgment on the web portal on 24-09-2020. Accordingly, an online communication was made by Nodal Officer vide Ref (2) to the Deputy Conservator of Forests, Chikkaballapura Division, and Deputy Conservator of Forests, Kolar Division 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
Kolar District, Srinivaspur Taluk, Royalpad Hobli	Nachagadde	15	0.0787	*Nachagadde Minor Forest
		16	0.0072	
	Thadigol	348	1.9494	
		349	0.5187	
	Madrankapalli	47	0.4843	*Madrankapalli Minor Forest
	Royalpad	269	0.4612	

	Yendaguttapalli	15	0.2281	
	Mandyala	24	0.0853	
		159	0.1791	
		145	0.5768	
	Royalpad	268	1.5786	
	Sunnakal	68	0.8662	
	Gontapalli	16	3.5229	
		17	2.6054	
		18	1.4858	
		112	1.4376	
	Yendaguttapalli	54	0.6181	**Royalpod State Forest (Block-I)
Kolar District, Srinivasapur Taluk, Nelavanki Hobli	Thopalli	98	0.118	

\*Mysore Government Notification No. G. 12673-82-Ft.185-24-7 dated 11-04-1920 (Gazette No. G. 7022-Ft. 33-30-86 dated 08-01-1931)

\*\*Mysore Government Notification No. G. 2245-Ft-96-95 dated 27-08-1896 (Gazette No. G. 1205-Ft-261-27-7 dated 26-07-1928)

Component wise breakup of the forest land requirement for the project is given below.

Name of component	Forest extent proposed for diversion (ha)
Carriageway	1.792
Earthwork	5.9372
PRoW (drain and utility)	3.6817
Toll Plaza and Rest Area	2.7447
Shoulder	2.6458
<b>Total</b>	<b>16.8014</b>

- DCF, Chikkaballapura Division Report:** The Deputy Conservator of Forests, Chikkaballapura Division has vide Ref (3) letter dated 26-04-2021 reported that the site has been inspected and reported that the said project does not passing through the any forest land of the Chikkaballapura Division.
- DCF, Kolar Division Report:** The Deputy Conservator of Forests, Kolar Division has inspected the proposed area on 14-12-2020 and 06-01-2021 and vide Ref (4) has submitted his Site Inspection Report along with recommendation in PART-II to Chief Conservator of Forests, Bengaluru Circle. Main features of the proposal based up on the Deputy Conservator of Forests, Kolar report r/w report of Chief Conservator of Forests, Bengaluru Circle and that of ICT Centre of Forest Department are summarized below.

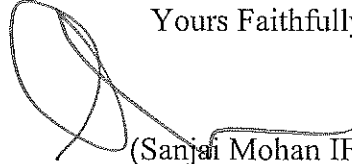
- a. The forest land proposed for diversion is flat with tree growth and thus not vulnerable to soil erosion.
- b. The forest land proposed for diversion is in general landscape of Eco-Class III (Tropical Dry Deciduous) with canopy density up to 0.4 (Open Forest). [Note: The entry made in Item 4(i) of PART-II may be read accordingly.]
- c. As per Item 4(ii) of PART-II, there are 2431 trees in different girth classes in the forest land proposed for diversion. Main species include *Eucalyptus spp*, *Pongamia pinnata*, *Azadirachta indica*, *Syzigium cumini*, *Cassia siamea*, *Ficus benghalensis*, *Tamarindus indica*, *Zizphus jujuba*, *Delonix regia*, *Terminalia bellerica*, *Feronia elephantum*, *Peltosform pterocarpum*, *Simaruba glauca*, *Terminalia arjuna*, *Acacia auriculiformis*, *Albezzia amara*, *Grevillea robusta*, *Butea monosperma*, *Acacia leucophloea*, *Albizia lebbeck*, *Bauhinia parviflora*, *Gliricidia maculata*, *Ficus religiosa*, *Terminalia paniculata*, *Holoptelia integrifolia*, *Millingtonia hortensis*, *Hardwickia binnata*, *Cassia fistula*, *Ficus mysorensis*, *Dalbergia Sisoo*, *Samanea saman*, *Thespesia populenea*, *Emblica officianalis*, *Mangifera indica*, *Acacia concinna*, *Acacia catechu*, *Aegle marmelos*, *Ailanthus excelsa*, *Wrightia tinctorial*, *Anogeissus latifolia*, *Buchanania lanzan*, *Carissa carandas*, *Dalbergia lanceolate*, *Diospyros melanoxylon*, *Diospyros montana*, *Eleodendron glaucum*, *Enterolobium cyclocarpa*, *Ficus tselia*, *Madhuca latifolia*.
- d. Major wild animals present in and around the project area include the black buck, sambar, spotted deer, wild boar, peacock and other birds.
- e. There are no rare / endangered / unique species of flora and fauna reported in and around the forest land proposed for diversion.
- f. There are no rare / endangered / unique species of flora and fauna reported in and around the forest land proposed for diversion.
- g. The forest land proposed for diversion does not form part of any National Park/ Wildlife Sanctuary/ Biosphere Reserve/ Tiger Reserve/ Elephant Corridor/ Wildlife Migration Corridor, etc.
- h. There are no National Park/ Wildlife Sanctuary/ Biosphere Reserve/ Tiger Reserve/ Elephant Corridor/ Wildlife Migration Corridor within one kilometre from the boundary of the forest land proposed for diversion.
- i. The forest land proposed for diversion is not located within Eco-Sensitive Zone (ESZ) of any Protected Area notified under Wildlife (Protection) Act, 1972.
- j. There are no Protected/ Archaeological/ Heritage Sites/ Defence establishments located in the proposed area.

- k. The forest area proposed for diversion is the bare minimum and unavoidable.
- l. There is no violation reported under Forest (Conservation) Act, 1980
5. **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 of Forests, Kolar Division and Chikkabalapur 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 (5) above.
6. **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 submitted an Undertaking dated 21-05-2019 to pay the charges towards Net Present Value (NPV) of the forest land proposed for diversion.**
7. **Compensatory Afforestation (CA):** The User Agency being a State Government Agency is required to provide an equivalent extent of non-forest land towards Compensatory Afforestation. Accordingly, **the User Agency has proposed an extent of 16.9 Ha of non-forest land (Sarkari Karabu Gudda) in Bettada Hosahalli Village Sy No. 9, Kasaba Hobli, Kolar Taluk, Kolar district for Compensatory Afforestation purpose. The Deputy Commissioner, Kolar District vide Order No. LAQ/CR-10/2016-17 dated 24-04-2019 has ordered for transfer of the said land to Forest Department.** The process of mutation and formal transfer of the said land is underway. The Deputy Conservator of Forests, Kolar has inspected the said land on 05-02-2021 and has issued CA Land Suitability Certificate dated 12-07-2021. He has also submitted the CA Scheme. As the said land cannot support the required number of plants per hectare (1000), the Deputy Conservator of Forests, Kolar has identified an extent of 16.90 hectare of degraded forest land in Guntapalli Village Sy No. 16, Rayalpad Hobli, Srinivasapura Taluk, Kolar District to plant the remaining number of plants. The Deputy Conservator of Forests, Kolar has provided the CA related information for the proposal. The CA details in the form the Topo Map, Geo-referenced Map along with GPS readings of all corners, CA Suitability Certificate dated 12-07-2021 and CA Scheme are enclosed herewith. **Further, the User Agency has also submitted an Undertaking to pay the Compensatory Afforestation charges.**
8. **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 **FRA Certificate in FORM-I (for Linear 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. 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 16.8014 (revised from 14.0567 hectare) of forest land in various Survey numbers of Thoppahalli, Mandyala, Sunnakallu, Yendaguttapalli, Rayalpadu and Guntapalli villages, Srinivaspur Taluk, Kolar District for widening (Two-Laning with Paved Shoulder) of existing State Highway (SH-85) from Chintamani to Andhra Pradesh Border (total length 39.8 km) under Karnataka State Highway Improvement Project (KSHIP-III) in favour of the Executive Engineer, Karnataka State Highway Improvement Project (KSHIP), Tumkur 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 webportal is also appended for information.

Yours Faithfully  
  
(Sanjay Mohan IFS)  
Principal Chief Conservator of Forests  
(Head of Forest Force)

**Copy to the:**

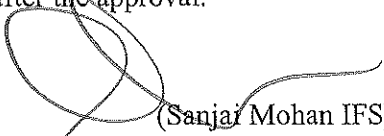
1. Chief Conservator of Forests, Bengaluru Circle, Bengaluru for information.
2. Deputy Conservator(s) of Forests, Kolar/Chikkaballapur Division for information.
3. The Executive Engineer, Public Works, Ports & Inland Water Transport Department, Karnataka State Highway Improvement Project (KSHIP) Division, No.2565, Sri Ranga Nilaya, Sira Gate, Tumkur-560 001 for information and with a request to obtain and submit the FRA Certificate in FORM-I (for Linear Projects) as mentioned above at the earliest.

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ದಿನಾಂಕ 3-8-2021  
4.15 PM

ok

### 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, 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 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.
6. No change in Land Use Plan on forest land shall be done except with prior approval of Government of India under FC Act 1980.
7. 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.
8. No residential or commercial buildings shall be permitted in the forest area proposed for diversion.
9. 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.
10. 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.
11. The Lessee shall ensure that no avoidable harm is caused to the fauna and flora in and around the proposed area.
12. 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.
13. The approval under the Forest (Conservation) Act, 1980 is subject to any other clearances necessary under the prevailing statutes.
14. 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.

  
(Sanjay Mohan IFS)  
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 diversion of 16.8014 (<i>revised from 14.0567 hectare</i>) of forest land in various Survey Numbers of Thoppahalli, Mandyala, Sunnakallu, Yendaguttapalli, Rayalpadu and Guntapalli villages, Srinivasapur Taluk, Kolar District for widening (Two-Laning with Paved Shoulder) of existing State Highway (SH-85) from Chintamani to Andhra Pradesh Border (total length 39.8 km) under Karnataka State Highway Improvement Project (KSHIP-III) in favour of the Executive Engineer, Karnataka State Highway Improvement Project (KSHIP), Tumkur for a period of 30 years subject to submission of FRA Certificate in FORM-I (for Linear projects) and further subject to the conditions appended in Annexure 'A'.</p> <p>[Proposal No. FP/KA/TRANS/38248/2019]</p>
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Signature:



Name:

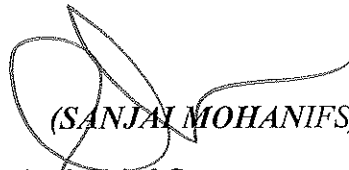
(RAJIV RANJAN IFS)

Designation:

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

(Official Seal)

Countersigned by:



Name:

(SANJAY MOHAN IFS)

Designation:

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

(Official Seal)

N.D.O. No: 16/2020-21

Date: 03-08-2021

