

## TAMILNADU FOREST DEPARTMENT

From  
Dr. H. Malleshappa, I.F.S.,  
Principal Chief Conservator of Forests  
(Head of Department)  
Panagal Maaligai, Saidapet,  
Chennai - 600 015.

To  
The Principal Secretary to Government,  
Environment and Forests Department,  
Secretariat,  
Chennai 9.

**C. No. TS4/ 40477/2018, Dated: 24.05.2019**

Sub: Forests – Forest (Conservation) Act, 1980 – Trichy Circle – Trichy Division – Proposal for diversion of 0.83916 ha (now revised to 0.49884 ha) of forest land for the use of drinking water to 135 habitations in Trichy District – Online proposal by the User Agency, Assistant Engineer, RWS, TWAD Board, Trichy – Regarding.

Ref: 1. Online application uploaded by the User Agency Assistant TWAD Board, Trichy (FP/TN/WATER/30065/2017).  
2. PCCF ref. No. TS4/40477/2017, dt. 11.12.2017 and 11.05.2018.  
3. Additional particulars uploaded by the User Agency on 04.04.2018 and 26.07.2018.  
4. Acknowledgement of District Collector /Chief Conservator of Forests / District Forest Officer, Trichy received and uploaded by the User Agency on 07.12.2018.  
5. PCCF ref.No. TS4/40477/2017, dt. 12.12.2018.  
6. Part II of Form A uploaded by the District Forest Officer, Trichy on 11.02.2019.  
7. Part III of Form A uploaded by the Chief Conservator of Forests , Trichy on 06.03.2019

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I wish to state that the User Agency the Assistant Engineer, RWS, TWAD Board, Trichy has furnished online application under Section 2 of Forest (Conservation) Act, 1980 in the prescribed format of Form A – Part I for diversion of 0.83916 ha (now revised to 0.49884 ha) of forest land for the use of drinking water to 135 habitations in Vaiyampatty and Marungapuri Unions of Trichy District.

The User Agency has uploaded the proposal in the prescribed format of Form A - Part I - under Section 2 of the Forest (Conservation) Act, 1980 for diversion of fresh



forest area in the online submission and Monitoring of Forests Clearances Proposal (OSMFCP) portal.

The User Agency has proposed diversion of 0.83916 ha of forest land for a period of (A.1.x of proposal format) 100 years and then revise the proposal to an extent of 0.49884 ha forest land.

In this regard, it is submitted that the User Agency has uploaded the following Certificates/Undertaking Certificate along with the online proposal of Form A – Part I.

1. Letter of Authorisation.
2. Survey of India Toposheet for the proposed land for diversion.
3. Geo referenced Map of the forest land proposed for diversion with GPS points.
4. Justification for locating the project in Forest land.
5. Certificate obtained from the District Collector, Trichy District about settlement of rights under Forest Rights Act 2006 in the prescribed format.
6. Area requirement for the project.
7. Certificate regarding no violation of the provisions of the Forest (Conservation) Act, 1980 has occurred and all relevant conditions with respect to diversion of forest land for non-forest uses have been compiled by TWAD, Trichy.
8. Certificate regarding no other alternate land available for the project.
9. Certificate obtained from the District Collector, Trichy District about no alternate suitable non-forest land is available for the project.
10. Form A signed copy of the proposal.
11. Certificate for the demand for forest land for the project is minimum.
12. Certificate that, TWAD Board, Trichy is willing to pay the NPV, Additional NPV, Lease amount as fixed by the Forest Department.
13. Certificate regarding payment for Compensatory afforestation, Compensation will be made by TWAD Board, Trichy as and when required by the Tamil Nadu Forest Department.
14. Certificate regarding cost of felling of trees and transportation cost of the trees if any will be bear by the TWAD, Board, Trichy.



Further the User Agency has reported in the justification report that the areas do not have sustainable ground water potential. The water served from the existing power pump and hand pump schemes in these rural areas are not sufficient to cater the full demand of the people. At present, due to sufficient monsoon yield from the open wells have reduced. The power pump and hand pump water supply schemes are giving less quantity of water in most of habitations of this area.

In order to provide a better level of water supply to the areas the combined water supply scheme is designed for the base year 2016 and the intermediate and ultimate stage years are 2026 and 2036. The detailed project report has been administratively sanctioned for Rs.46.32 crore to install and Rs. 0.939 crore for annual maintenance in GO.Ms.No. 169/MA&WS/WS3 Department, Dt. 25.11.2016.

The source for the water supply scheme is located in River Cauvery at Mayanoor Barriage. It is also certified that after considering all alternatives, this is the only and found to be feasible for the proposed work and the required area is the minimum need for this purpose. Thus this land is absolutely essential for the proposed work.

In the reference 6<sup>th</sup> cited, the District Forest Officer, Trichy has uploaded the Form A Part II with the field inspection notes dated: 11.02.2019 and the proposed site for combined water supply to 135 habitations in Vaiyampatty and Marungapuri Union of Tiruchirapalli district pipeline works for Rural habitations in Manaparai and Thuvarakurichy Range by TWAD board was inspected by the District Forest Officer on 08.02.2019. During the field inspection by the District Forest Officer, Trichy the actual area for the above project is 0.141596 ha only in Kodumpatty RF, Puthanatham RF, Kayamalai RF and Thatchamalai RF.

The project proposal is executed by TWAD board is very essential to provide drinking water facilities to 135 Rural Habitations in Vaiyampatty and Marungapuri. 2 unions of Trichy District. So the proposal is recommended for 0.141596 ha under the Forest (Conservation) Act, 1980.

The User Agency has submitted necessary undertaking on Compensatory Afforestation expenditure, Net present value, Additional Net Present Value and Annual Lease rent. The diversion is proposed for a project which may reduce the water scarcity in 135 Rural Habitations in Vaiyampatty and Marungapuri unions. Diversion of the



particular stretch may not cause much disturbance to wildlife and will not adversely affect eco system. Taking into consideration of the facts stated above, District Forest Officer has recommended the User Agency's proposal for diversion of the forest land.

In the reference 5<sup>th</sup> cited, the Chief Conservator of Forests, Trichy Circle has recommended the proposal for diversion of forest land 0.142 ha forest land in respect of Kodumpatty RF, Puthanatham RF, Kayamalai RF and Thatchamalai RF in Trichy as requested by TWAD board.

Further, he also stated that the project is for providing drinking water to villages, involves 0.141 ha. Reserved Forests where no tree felling is needed it can be accepted.

As this project will reduce the water scarcity in 135 habitations in Trichy District, the Chief Conservator of Forests Trichy has recommended the proposal.

In this regard, it is submitted that the User Agency has uploaded all the certificates /undertaking certificates as required in this proposal.

The proposal is sent herewith duly recommended in the part IV format proposal by the Principal Chief Conservator of Forests (FCA) / Nodal Officer (Forest Conservation Act).

The area proposed for diversion of 0.141596 ha of forest land for laying of pipeline from 135 Habitations in Trichy District is recommended and forwarded to the Government of Tamilnadu for approval Subject to the following conditions.

1. The legal status of the land shall remain unchanged and remain as Reserved Forests.
2. Felling of trees of spontaneous origin shall not be carried out. User Agency shall furnish an undertaking to this effect.
3. The demarcation of the proposed forest area shall be carried out by erecting 4 feet height cement concrete pillars duly numbered at an interval of 20 mts. at the cost of User Agency.
4. The User Agency shall pay the Net present value of the diverted forest area at the rates stipulated by the Ministry of Environment and Forests from time to time, as per the orders of the Hon'ble Supreme Court Order dated 28.03.2008 and 09.05.2008 in IA Nos. 826 in 566 with related IA in Writ Petition (Civil) No.202/1995.
5. The Additional amount of the Net Present Value (NPV) of the diverted forestland 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 the effect.



6. The User Agency has to pay the cost of raising Compensatory Afforestation and maintenance of plantation, Protection of plantation etc. as fixed by the Forest Department and willingness to deposit additional amount if any suggested and demanded subsequently.
7. The User Agency shall be responsible for any loss to Flora and Fauna in the surroundings and shall take all possible measures to conserve the same.
8. The forest land shall not be used for any other purpose other than that specified in the proposal.
9. The lease rent should be realized from the User Agency as per G.O.Ms.No.272, E&F(FR.XIII) Dept. dated 15.04.1991 and subsequent changes.
10. Period of lease is twenty years. The User Agency has to apply renewal proposal before 6 months of expiry of lease with the State Forest Department.
11. The District Forest Officer may impose any other condition in the interest of conservation /protection and development of forests.

The proposal is sent herewith duly recommended by the Additional Principal Chief Conservator of Forests (Forest (Conservation) Act, 1980) /Nodal Officer, Forest (Conservation) Act, 1980 of the State of Tamil Nadu. I request that the proposal may kindly be considered and Government of India approval may please be obtained for diversion of 0.141596 ha of forest land for the use of drinking water to 135 habitations in Vaiyampatty and Marungapuri unions of Trichy District as requested by the User Agency ie. Executive Engineer, TWAD Board, Trichy for a period of twenty years.

Yours faithfully,

*[Signature]* 27/5/19

for Principal Chief Conservator of Forests  
(Head of Department)

*[Signature]*  
27/5/19



#### PART IV

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

Name of the work: Forest (Conservation) Act, 1980 – Proposal for diversion of 0.83916 ha (now revised to 0.49884 ha) of forest land for the use of drinking water to 135 habitations in Trichy District.

Proposal No.: (FP/TN/WATER/30065/2017).

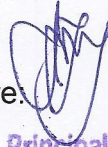
17. Detailed opinion and specific recommendation of the State Forest Department. for acceptance or otherwise of the proposal with remarks.

(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 0.141596 hectare for drinking -  
- water purpose -

Date:

Place:

Signature: 

Name :

Principal Chief Conservator of Forests  
(Forest Conservation Act)  
Chennai - 600 015.

Official Seal: