

TAMILNADU FOREST DEPARTMENT

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

To
The Additional Chief Secretary to
Government,
Environment and Forests Department,
Secretariat,
Chennai 600 009.

C.No. TS4/30910/2020 Dated: 05.11.2020.

Sir,

Sub: Forests - Forest (Conservation) Act, 1980 -Trichy Circle /
Pudukkottai Division - Proposal for diversion of 0.12 ha for
providing 0.70 mld water supply to TNSCB housing for all (HFA)
project area for 1920 tenements at Narimedu of Pudukkottai
District - Online proposal submission by the User Agency ie.
TWAD Board, Tirunelveli - Regarding.

- Ref: 1. Online application uploaded by the User Agency - The
Assistant Engineer, TWAD Board, Pudukkottai dt.
02.09.2020. (FP/TN/Water/49039/2020).
2. Principal Chief Conservator of Forests, Chennai ref.No.
TS4/39010/2020, dt. 22.09.2020.
3. The Executive Engineer, TWAD Board, Pudukkottai letter dt.
24.09.2020
4. Principal Chief Conservator of Forests, Chennai ref.No.
TS4/39010/2020, dt. 25.09.2020.
5. Acknowledgements uploaded by the user agency on
24.09.2020.
6. Part-II proposal along with field inspection report of the DFO
received from the District Forest Officer, Pudukkottai on
06.10.2020.
7. Revised Part-III proposal along with field inspection report of
the CCF received from the Chief Conservator of Forests,
Trichy on 25.10.2020.

I wish to state that the User Agency TWAD Board, Pudukkottai) has furnished
online application under Section 2 of Forest (Conservation) Act, 1980 in the
prescribed format of Form A - Part I for diversion of 0.12 (1600mx0.75m) of forest
land for providing 0.70 mld water supply to TNSCB housing for all (HFA) project area
for 1920 tenements at Narimedu of Pudukkottai 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 forest area diversion for a period of (A.1.x of proposal format) 99 years. The following Certificates and Undertaking were uploaded by the User Agency (ie.) The Assistant Engineer, TWAD Board, Pudukkottai.

1. Signed copy of Form A .
2. Letter of Authorisation.
3. KML file of Google earth
4. Geo referenced map for the Forest land proposed for diversion.
5. Survey of India topo - sheet indicating boundary of forest land proposed area to be diverted.
6. Justification for locating the project in Forest land
7. Certificate obtained from the District Collector, Pudukkottai District about settlement of Tribes under Forest Rights Act 2006 in the prescribed format vide No. E2/12149/2020, dt. 19.08.2020..
8. Undertaking to bear the cost of exploitation of trees and the cost of Compensatory Afforestation in double the area of degraded forest land in lieu of the forest land to be diverted for the project.
9. Undertaking for the payment of Net Present Value of the forest land required for the purpose of providing 0.70 mld water supply to TNSCB housing for all (HFA) project area for 1920 tenements at Narimedu of Pudukkottai District ,
10. Undertaking for the payment of Additional Net Present Value of the forest land required for the above purpose as per the orders of the Hon'ble Supreme Court of India in future.
11. Undertaking for the payment of cost towards lease rent as fixed by the Forest Department at the time of sanction along with any escalation for the forest land to be diverted.

12. Undertaking given by the User Agency stated that no violation of Forest (Conservation) Act, 1980 will be carried out for providing 0.70 mld water supply to TNSCB housing for all (HFA) project area for 1920 tenements at Narimedu of Pudukkottai District ,
13. Undertaking to bear the cost of raising and maintenance of Compensatory Afforestation as well as cost of protection and regeneration of safety zone etc. as per the scheme prepared by the State Government for providing 0.70 mld water supply to TNSCB housing for all (HFA) project area for 1920 tenements at Narimedu of Pudukkottai District ,
14. Certificate for Land Alternation contains the following certificates.
 - i. Certified that the demand for forest land for the project is minimum.
 - ii. Certified that no alternative suitable non-forest land is available for the project.
15. Certificate obtained from the District Collector, Pudukkottai District about no alternative suitable non-forest land is available for the project vide District Collector's ref.No. 12149/2020/E2, dt. 18.09.2020.

In the reference 6th cited, the DFO, Pudukkottai has inspected the proposed project area on 06.10.2020 and recommended the proposal since there is no alternate path to carry the water, no biological organism is harmed during the project and laying of pipeline is very essential for the survival of human beings.

The Chief Conservator of Forests, Trichy in the reference 7th cited has stated that the proposed pipeline will run along the Pudukkottai – Killukottai – Maniyaarapatty road which already has right of way through Pudukkottai kaspera Reserved Forest and endorsed his recommendations for the above project since it is meant to supply drinking water to 1920 tenements at Narimedu and 1750 habitations in Pudukkottai District.

The District Forest Officer, Pudukkottai & the Chief Conservator of Forests, Trichy have uploaded the Part-II and Part-III in the references 6th and 7th cited.

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 Additional Principal Chief Conservator of Forests (FCA) / Nodal Officer (Forest Conservation Act).

The area proposed for diversion of 0.12 ha for supply drinking water to 1920 tenements at Narimedu in Pudukkottai 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 shall 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 IAS 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. All the funds received from the User Agency under the project shall be transferred /deposited to respective State CAMPA fund only through the chalan generated in the web portal (<https://parivesh.nic.in>)
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.

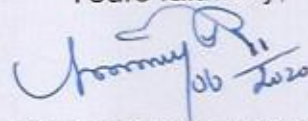
9. The lease rent should be realized from the User Agency as per G.O.Ms.No.272, E&F(FR.XIII) Dept. dated 15.04.1991.
10. The layout plan of the proposal shall not be changed without prior approval of Government.
11. No labour camp shall be established on forest land.
12. The User Agency shall send renewal proposal one year before expiry of lease period.
13. The Forest Department may impose any other conditions in the interest of conservation /protection and development of forests.
14. The Compliance report shall be uploaded on e-portal (<http://Parivesh.nic.in>)

The proposal is sent herewith duly recommended by the Additional Principal Chief Conservator of Forests (Forest (Conservation) Act) /Nodal Officer, Forest (Conservation) Act, 1980 of the State of Tamil Nadu.

I request that the proposal may kindly be considered at State Government level and approval may be accorded for diversion of 0.12 ha for supply drinking water to 1920 tenements at Narimedu in Pudukkottai District for a period of 20 years.

Encl: as above.

Yours faithfully,



for Principal Chief Conservator of Forests
(Head of Department)

by
6.11.2020

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 0.12 ha for providing 0.70 mld water supply to TNSCB housing for all (HFA) project area for 1920 tenements at Narimedu of Pudukkottai District
Proposal No. (FP/TN/Water/49039/2020).

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 —

Date: 5.11.2020

Place: Chennai.

Signature:

Principal Chief Conservator of Forests
Name: (Head of Department)
Chennai - 15.

Official Seal: