

By online / E-mail.

TAMILNADU FOREST DEPARTMENT

From

To

Thiru Syed Muzammil Abbas, I.F.S.,  
Principal Chief Conservator of Forests,  
(Head of Forest Force)  
Panagal Maaligai, Saidapet,  
Chennai - 15.

The Additional Chief Secretary to  
Government,  
Environment, Climate Change and  
Forests Department,  
Secretariat, Chennai 9.

C. No. TS3/20007/2021 Dated: 09.07.2022.

Madam,

Sub: Forest (Conservation) Act, 1980 – Proposal for diversion of 0.858 ha of forest land in Manali RF for formation of road between Kavarapettai-Satyavedu Road (K.S. Road) to Manali through Manali RF to a length of 1430m and width of 6.00m in Tiruvallur Forest Division in Tiruvallur District in favour of the Block Development Officer, Gummidipoondi, Tiruvallur District - Proposal forwarding off - Regarding.

- Ref: 1 Online forest clearance proposal uploaded by the Block Development Officer, Gummidipoondi, Tiruvallur District - Proposal No. FP/TN/Road/44426/2020
- 2 Part-II of Form-A uploaded by the District Forest Officer, Tiruvallur Division on 25.10.2021
- 3 Part-III of Form-A uploaded by the Conservator of Forests Chennai Circle on 28.04.2022

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I wish to state that in the reference 1<sup>st</sup> cited, the Block Development Officer, Gummidipoondi, Tiruvallur District has uploaded online forest clearance proposal under Section 2 of Forest (Conservation) Act, 1980 for diversion of 0.858 ha of forest land in Manali RF for formation of road between Kavarapettai-Satyavedu Road (K.S. Road) to Manali through Manali RF to a length of 1430m and width of 6.00m in Tiruvallur Forest Division in Tiruvallur District under proposal No. FP/TN/Road/44426/2020.

1) Brief details of the project are given below.

i) 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.



ii) Name of the project in which forest land required reported as K.S. Road to Manali. (Kavarapettai-Satyavedu Road to Manali)

iii) In the short narrative of the proposal for which forest land is required, the User Agency has stated that diversion of forest land is required for formation of road between K.S. Road to Manali (PUR-R59) 0/0-1/310km, Manali from 1/310 to 2/740 through Manali RF in Gummidipoondi block in Tiruvallur District.

iv) The User Agency has reported that area required in forest area is for 0.858 ha., and non forest land required for the project is Zero ha.,

v) On behalf of User Agency – Block Development Officer, Gummidipoondi, Kottakarai, Gummidipoond, Tiruvallur District - the present incumbent Officer of Block Development Officer, Gummidipoondi, Kottakarai, Gummidipoond, Tiruvallur District has uploaded the proposal in the prescribed format. Legal status of the User Agency is reported as State Government (Department).

vi) In the section of uploading details of proposal seeking prior approval of Central Government under the Act for diversion of forest land for the project already submitted in the past reported as NIL

vii) Diversion of 0.858 ha of forest has been requested in Tiruvallur Forest Division of Tiruvallur District. Name of the village in which forest land requested has been reported as Manali. The User Agency has furnished the component wise breakup details of land required for the project as road.

viii) Location map of the forest land proposed to be diverted in kml file of google earth, Scanned copy of Survey of India topo sheet indicating the boundary of forest land proposed to be diverted, Scanned copy of Geo referenced location map has been furnished.

ix) Note containing justification for locating the project in forest area has been furnished.

a) The User Agency has stated that, copy of map indicating location of alternative examined is not provided and reason for not providing such map is recorded as alternate route has not been examined for the project.

x) The User Agency has stated that this project is likely to generate permanent/ regular employment for 5000 persons and temporary employment for 4500 persons.



xi) The User Agency has stated that this project does not involve displacement of people due to the project, cost-benefit analysis for the project is not required, this project not requires clearance under the Environment (Protection) Act, 1986.

xii) The User Agency has reported that the project or part thereof is not located in any protected area or their Eco sensitive zone, and this project or a part thereof is not located in a Scheduled area.

xiii) The User Agency has stated that, the process for settlement of Rights under the Forest Rights Act 2006 on the forest land proposed to be diverted has been completed and uploaded a copy of certificate issued by the District Collector, Tiruvallur letter dated 29.03.2021.

xiv) The User Agency has not furnished the details of compensatory Afforestation land to be provided to the Forest Department in lieu of diversion of forest land required for the work.

The user agency has stated that non-forest or revenue forest land is not required to be provided by the user agency

xv) In the additional information details section, following documents have been uploaded.

a) Certificate issued by the District Collector, Tiruvallur District that no alternate non forest land is available for taking up the work of improvement to road from K.S. Road to Manali chainage km 1/310 to km to km 2/740 length of 1.430 km pertaining to Gummidipoondi taluk of Tiruvallur District and the best possible alignment requires the utilization of the Reserve Forest land.

b) Certificate issued by the District Collector to bear the cost of compensatory afforestation., to bear the cost of exploitation of trees in the project., to pay the Net Present Value of the forest land required for the project, to pay the additional amount of Net Present Value of the forest land required for the project, to pay the cost towards lease rent.

c) Certificate issued by the user agency on the habitations located and beneficiaries of the project.

d) Certified that the user agency has not violated any provisions of the Forest Conservation Act, 1980 in seeking the minimum forest land required for the project.

e) Area requirement Statement

-Length of the road – 1430m



-Width of the road – 6.00m (3.75m carriageway)

-Area required 8580 sq.m or 0.858 ha

f) DGPS co-ordinates of the proposed road alignment area has not been furnished.

2) The District Forest Officer, Tiruvallur Division has forwarded the proposal along with Site Inspection report and recommendation of the proposal to the Conservator of Forests, Chennai Circle on 25.10.2021 and resubmitted the proposal on 06.02.2022 and 19.04.2022 with the details called for by the Conservator of Forests, Chennai Circle.

Details furnished in the Part-II of Form A by the District Forest Officer, Tiruvallur Division is furnished below.

i) The legal status of the proposed site of diversion of 0.858 ha of forest land requested for the project is Reserved Forests.

As per the site inspection report and recommendation of the project uploaded by the District Forest Officer, Tiruvallur Division, name of the forest land reported as Manali RF.

ii) The District Forest Officer has reported that, density of the forest area is 0.4 and Eco class of forest area is four.

iii) In the Part-II of Form-A, the District Forest Officer has reported that species wise and girth class wise enumeration of trees in the area is NIL.

There are no planted trees or spontaneous tree growth available in the proposed forest diversion area of 0.858 ha forest ;and of Manali RF.

iv) Vulnerability of the forest area to erosion reported as the area is plain and is not subjected to severe soil and water erosion

v) The District Forest Officer has reported that Wild boar, Spotted deer, Jackal, Porcupine etc., are present in and around the forest land proposed for diversion. The forest area proposed for diversion is not part of National Park, Wildlife Sanctuary, Biosphere Reserve, Tiger Reserve, Elephant corridor, Wildlife migration corridor etc., and not located within the eco-sensitive zone of the protected area notified under Wildlife (Protection) Act, 1972 and not located within 1 km boundary of NP/WLs etc., for the forest land proposed for diversion. There is no rare/ endangered / unique species of flora and fauna found in the area.

vi) There is no protected archaeological/ heritage site/ defense establishment or any other important monument is located in the area.



vii) Requirement of forest land as proposed by the User Agency is unavoidable and bare minimum for the project and no work in violation of the Act or guidelines has been carried out.

viii) Forest area proposed for diversion is 0.858 ha and there is no felling of trees involved.

a) Forest area proposed for diversion in this project proposal is 0.858 ha and the District Forest Officer has not proposed CA scheme.

ix) In the site inspection report, the District Forest Officer has reported that the Block Development Officer, Gummidipoondi Block, Tiruvallur District submitted a proposal for the diversion of 0.858 Ha of Reserved Forest land in Manali Reserved Forest for the formation of road from K.S.Road (Kavirapettai-Satyavedu Road) to Manali Village via Manali Reserved Forest under the jurisdiction of Gummidipoondi Range, Tiruvallur Forest Division, Tiruvallur District. The proposed project site was inspected on 09.10.2021 and again on 21.10.2021. The Manali Forest Block was notified as Reserved Forest under Section 16 of Tamil Nadu Forest Act, 1882 vide Government Order dated 23<sup>rd</sup> September, 1893, No. 843, Revenue with an extent of 547.96 Ha (1354 acre). The forest type of tropical dry evergreen forests distributed in the Reserved Forest. During 1960s converted as cashew plantation and scattered cashew trees are also seen. The density class is Open Forest with eco-value IV. Wild animals such as wild pigs, porcupine, hare, jackals etc are said to be present in the forests.

Five numbers of public rights of way were admitted in the notification. Except Right of Way No. 4, none of them is identifiable in the field due to dense scrub growth and various afforestation schemes implemented in the reserved forest. The proposed road is a cart tract from Kavarapettai-Satyavedu Road to Manali Village. It enters the Reserved Forest from Survey No 1028 of Sirupuzhalpettai village and exit in Survey No 90 of Manali village. It enters the northern boundary of the reserved forest and runs South from Sirupuzhalpettai village then South westerly up to the boundary of the reserved forest to Manali village, for a distance of about 1430 meters inside the reserved forests. The width of the existing track varies from 3.5 to 4.4 meters. proposed road does not match with any of the notified rights of way hence not a Right of Way. This pathway was used as coupe road collection and transport of cashew and continue to use cart track Manali



Village to Kavarapettai-Satyavedu Road as public way. This track is marked in 1972 SoI topographic map 65C/3 and 2011 OSM 44O3,

x) In the recommendation of the project proposal, the District Forest Officer has reported that, though 5 public rights of way were admitted in the notification, except Right of Way No. 4, none of them is identifiable in the field due to dense scrub growth and various afforestation schemes implemented in the reserved forest. This pathway was used as coupe road for collection and transport of cashew and continue to use cart track from Manali Village to Kavarapettai-Satyavedu Road as public way. This cart track is marked in 1972 SoI topographic map 66c/3 and 2011 OSM 44O3.

The proposed carriage width is 3.75m and for brim 2.20 m for 1430m length within Manali reserved forest block under the jurisdiction of Gummidipoondi Range, Tiruvallur Division. This path way is not a right of way but the only approach to the 4 Revenue Villages viz, Manali, Erukkuvay, Serpedu and Edakandigai and no alternate road available from K.S.Road (Kavarapettai-Satyavedu Road). The proposed diversion of forest land to an extent of 8580 sqm (0.858 Ha) only is the bare minimum and highly essential for the local people. Hence the diversion of 8580 sqm of forest land in Manali Reserved Forest is recommended subject to the condition that a linear avenue plantation to be raised on either side of the road to prevent further biotic interference at the cost of the user agency.

3) The Conservator of Forests, Chennai Circle has inspected the area on 18.02.2022 and endorsed the details provided by the District Forest Officer and recommended the proposal. Forest clearance proposal forwarded through web portal on 28.04.2022.

4) The User Agency has requested forest area diversion for a period of 50 years. The District Forest Officer, Tiruvallur Division and the Conservator of Forests, Chennai Circle have recommended the diversion of forest area for a period of 20 years.

Based on the recommendations made by the District Forest Officer and Conservator of Forests, diversion of forest land is recommended for 20 years.

5) State Government may accord diversion of forest land of less than one hectare in each case for non forestry purposes under the Forest (Conservation) Act, 1980, for creation of critical development and security related infrastructure of



Government Departments under the general approval of Section 2 of Forest (Conservation) Act, 1980 guidelines. Construction and widening of road is one of the work allowed under general approval list.

6) Based on the recommendation made by the District Forest Officer, Tiruvallur Division and Conservator of Forests, Chennai Circle, proposal received for diversion of 0.858 ha of forest land in Manali RF for formation of road between Kavarapettai-Satyavedu Road (K.S. Road) to Manali through Manali RF to a length of 1430m with width of 6.00m in Tiruvallur Forest Division in Tiruvallur District seeking approval under Section 2 of Forest (Conservation) Act, 1980 by the Block Development Officer, Gummidipoondi, Tiruvallur District is recommended to the Government for consideration subject to the following conditions.

a) The legal status of the diverted forest land remains unchanged.

b) The demarcation of the proposed forest land shall be carried out by the User Agency by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at their cost.

c) The User Agency has to pay the Net Present Value of proposed forests diversion area which will be fixed as per the guidelines of Hon'ble Supreme Court of India /Government of India.

d) The User Agency has to bear the additional amount of Net Present Value which will be fixed as per the guidelines of Hon'ble Supreme Court of India as fixed by Forest Department in future. The user agency has to furnish undertaking to this effect.

e) Amount towards Net Present Value of diverted forest area under the project shall be transferred/ deposited to CAMPA fund only through e-portal (<https://parivesh.nic.in/>)

f) The user agency has to raise linear avenue plantation on either side of the road to prevent further biotic interference at the cost of user agency in consultation with the District Forest Officer concerned.

g) The User Agency has to pay the cost towards annual lease rent for the forest area diversion period as fixed by the Forest Department at the time of sanction along with any escalation for the forest land to be diverted of the above project in future for the entire project period.



h) The total forest area utilized for the project shall not exceeds 0.858 ha for with a length of 1430 m and to a width of 6.00m (3.75m carriage way and 2.25m shoulder-brim) in Manali RF.

i) The forest land proposed to be diverted shall under any circumstances be transferred to any other agencies/department or person without prior approval.

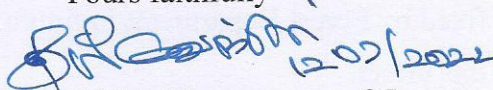
j) Period of lease can be twenty (20) years. The User Agency has to apply renewal proposal before one year of expiry of lease with the State Forest Department.

k) The user agency shall upload the compliance report in the web portal.

7) The proposal is sent herewith duly recommended by the Additional Principal Chief Conservator of Forests (Forest Conservation Act) / Nodal Officer of Forest (Conservation) Act, 1980 of the State of Tamil Nadu. I request that the proposal may be considered and approval may be issued for diversion of 0.858 ha of forest land in Manali RF for formation of road between Kavarapettai-Satyavedu Road (K.S. Road) to Manali through Manali RF to a length of 1430m with width of 6.00m in Tiruvallur Forest Division in Tiruvallur District seeking approval under Section 2 of Forest (Conservation) Act, 1980 in favour of the Block Development Officer, Gummidipoondi, Tiruvallur District for a period of 20 years.

Encl: As stated above.

Yours faithfully

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

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12/27/2022



PART - IV

(To be filled 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 0.858 ha of forest land in Manali RF for formation of road between Kavarapettai-Satyavedu Road (K.S. Road) to Manali through Manali RF to a length of 1430m and width of 6.00m in Tiruvallur Forest Division in Tiruvallur District in favour of the Block Development Officer, Gummidipoondi, Tiruvallur District - Proposal No. FP/TN/Road/44426/2020

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)

"Recommend!"  
Signature:

(2/2)

Name Designation : Tmt. V. Karunapriya, I.F.S.,  
Additional Principal Chief Conservator of Forests  
(Forest Conservation Act), O/o the Principal Chief  
Conservator of Forests (Head of Forest Force), Chennai.

Date : 08-06-2022

Place: Chennai-15.