

ಕರ್ನಾಟಕ ಸರ್ಕಾರ

GOVERNMENT OF KARNATAKA

ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ  
(ಅರಣ್ಯ ಪಡೆ ಮುಖ್ಯಸ್ಥರು) ರವರ ಕಚೇರಿ  
Office of  
Principal Chief Conservator of  
Forests  
(Head of Forest Force)



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E-office File No. KFD/HOFF/A52K(GFL)/21/2021-FC

E-529135

Encl: 3 sets of the proposal hard copies

Date 27-07-2023

To,

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

Sir,

Sub: Diversion of 0.9831 hectare of forest land in Sy. No. 163 of Janmane Village Sirsi Taluk, Uttara Kannada District (Sirsi Forest Division) for Establishing new 1x10MVA, 110/11kV substation, Transmission line and approach road to substation in favour of Executive Engineer (Ele) Major Works Division, KPTCL, Uttara Kannada District functioning at Vidyut Nagar, Karwar Road, Hubballi

**Proposal No. FP/KA/Substation/148026/2021**

- Ref: 1. Online FC application [FORM-A PART-I] dated 05-10-2021 (resubmitted) of Executive Engineer (Electrical), Major Works Division, KPTCL, Vidyut Nagar, Karwar Road, Hubballi and uploading of acknowledgment on 20-11-2021 for having delivered the hard copies of the proposal to jurisdictional Deputy Conservator of Forests and Deputy Commissioner
2. This office online communication dated 27-12-2021 to the Deputy Conservator of Forests, Sirsi Division for further processing of the proposal
3. Online submission of PART-II on 24-01-2023 by the Deputy Conservator of Forests, Sirsi Division [Letter No. A3/FC/CR-25/2022-23/2659 dated 11-01-2023] r/w online reply dated 27-2023 to the latest EDS query [Letter No. A3/GFL/FC/CR-25/2022-23/671 dated 14-06-2023]
4. Online submission of PART-III on 07-02-2023 by the Conservator of Forests, Kanara Circle, Sirsi [Letter No. B2/GFL/CR-35/2022-2023 dated 06-02-2023] online reply dated 27-07-2023 to the latest EDS query [Letter No. B2/GFL/CR-35/Substation/2022-23/877 dated 11-07-2023]
1. The Executive Engineer (Electrical), Major Works Division, Karnataka Power Transmission Corporation Limited (KPTCL), Uttara Kannada District

functioning at Vidyut Nagar, Karwar Road, Hubballi vide Ref (1) has (re)submitted a proposal [FORM-A PART-I] through FC web portal on 05-10-2021 seeking diversion of 0.9831 hectare of forest land in Sy. No. 163 of Janmane Village Sirsi Taluk, Uttara Kannada District (Sirsi Forest Division) for Establishing new 1x10MVA, 110/11kV substation, Transmission line and approach road to substation. The same was accepted by the Nodal Officer (FCA) on 06-11-2021 for further processing. After receiving the acknowledgement online on 20-11-2021 from User Agency for having delivered hard copies of the proposal to the jurisdictional Deputy Conservator of Forests and Deputy Commissioner, the online link was forwarded by this office vide Ref (2) to the Deputy Conservator of Forests, Sirsi Division for field verification and further processing under Section 2 of the Forest (Conservation) Act, 1980.

2. **Location and Component wise break up:** Location details and Component-wise breakup of the forest land proposed for diversion is given below.

District, Taluk & Hobli	Village & Sy. No.	Components	Forest land proposed for diversion (ha)	Legal status of land
Uttar Kannada District, Sirsi Taluk, Sampakanda Hobli	Sy. No. 163 of Janmane Village	Transmission Line (113.6 m x 22 m)	0.25	Reserved Forest
		Road	0.0331	
		Sub-station	0.70	
		<b>Total</b>	<b>0.9831 ha</b>	

3. **DCF, Sirsi Division Report:** The Deputy Conservator of Forests, Sirsi Division has inspected the spot on 01-11-2022 vide reference (3) has submitted his report (PART-II) along with Site Inspection Report to Conservator of Forests, Kanara Circle, Sirsi. Main features of the proposal based on the DCF, Sirsi Report r/w the report of the CF, Kanara Circle and that of the ICT Centre of Forest Department are as follows.

- The forest land proposed for diversion is in general landscape of Eco-Class-I with canopy density up to 1 (Very Dense Forest).
- As per Item 4(ii) of PART-II, there are 1924 trees on the forest area proposed for diversion. Main tree species include *Tectona grandis*, *Vateria indica*, *Butea monosperma*, *Lagerstroemia lanceolata* and miscellaneous species.
- There are no rare / endangered / unique species of flora and fauna reported around the forest area proposed for diversion.

- d. 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.
  - e. There are no National Park/ Wildlife Sanctuary/ Biosphere Reserve/ Tiger Reserve/ Elephant Corridor/ Wildlife Migration Corridor within one kilometer from the boundary of the forest land proposed for diversion.
  - f. The forest land proposed for diversion is not located within Eco-Sensitive Zone (ESZ) of any Protected Area notified under Wildlife (Protection) Act, 1972.
  - g. There are no Protected/ Archaeological/ Heritage Sites/ Defence establishments located in the proposed area.
  - h. The forest area proposed for diversion is the bare minimum and unavoidable.
  - i. There is no violation reported under the Forest (Conservation) Act, 1980.
4. **CF, Kanara Circle Report:** The Conservator of Forests, Kanara Circle has inspected the site on 06-02-2023 and has submitted his report in PART- III vide Ref (4). Agreeing with the Deputy Conservator of Forests, Sirsi Division, the Conservator of Forests, Kanara Circle has also recommended the proposal.
5. **Compensatory Afforestation (CA):** The forest area proposed for diversion is less than one hectare and is governed by Para 3.2 (viii)(b) of the Government of India FC Guidelines (*old version, as the new version is silent in this regard*), which provides exemption from raising Compensatory Afforestation (CA). However, the Para 2.6(i) of the latest FC Guidelines mandates planting of ten times the number of trees likely to be felled (subject to a minimum of 100 plants). In present case, there are 1924 trees on forest land as reported in Item 4(ii) of PART-II of the proposal. **The User Agency has submitted an Undertaking to pay the applicable Compensatory Afforestation (CA) charges.**
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. 5-3/2011-FC dated 06-01-2022. **The User Agency has submitted an Undertaking to pay the Net Present Value (NPV) of the forest land proposed for diversion.**
7. **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 obtained/ furnished the requisite **Certificate in FORM-II (for Non-linear / Hybrid projects)** issued by the jurisdictional Deputy Commissioner as per Annexure II 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 being informed to obtain the said certificate in prescribed format and submit a copy.

Under the above circumstances and agreeing with recommendation of the field officers, it is requested to move the proposal with the Government of India, Ministry of Environment, Forests and Climate Change, Integrated Regional Office (Southern Zone), Bengaluru for according 'in-principle' (Stage-I) approval under Forest (Conservation) Act, 1980 for diversion of 0.9831 hectare of forest land in Sy. No. 163 of Janmane Village Sirsi Taluk, Uttara Kannada District (Sirsi Forest Division) for Establishing new 1x10MVA, 110/11kV substation, Transmission line and approach road to substation in favour of Executive Engineer (Ele) Major Works Division, KPTCL, Uttara Kannada District functioning at Vidyut Nagar, Karwar Road, Hubballi for a period of Twenty (20) years subject to production of RoFR Certificate in FORM-II (for Non-linear / Hybrid projects) and further subject to the conditions appended in Annexure 'A'.

Yours Faithfully



(Rajiv Ranjan, IFS)

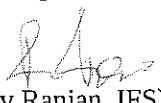
Principal Chief Conservator of Forests  
(Head of Forest Force)

Copy to the:

1. Conservator of Forests, Kanara Circle, Sirsi for information.
2. Deputy Conservator of Forests, Sirsi Division for information.
3. The Executive Engineer (Electrical), Major Works Division, Karnataka Power Transmission Corporation Limited (KPTCL), Uttara Kannada District functioning at Vidyut Nagar, Karwar Road, Hubballi - 580024 for information.

#### 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 (CP) charges, cost of extraction of trees, land lease rent and any other levies as per the conditions of approval.
3. User Agency shall provide chain link fence/boundary wall at its own cost all along the boundary of the forest area in consultation with the jurisdictional Deputy Conservator of Forests.
4. The User Agency shall demarcate the lease area in the manner specified at the time of approval at its own cost.
5. The lessee shall not sub-lease, mortgage & hypothecate the forest area.
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.

  
(Rajiv Ranjan, 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)*

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).	<b>Recommended for diversion of 0.9831 hectare of forest land in Sy. No. 163 of Janmane Village Sirsi Taluk, Uttara Kannada District (Sirsi Forest Division) for Establishing new 1x10MVA, 110/11kV substation, Transmission line and approach road to substation in favour of Executive Engineer (Ele) Major Works Division, KPTCL, Uttara Kannada District functioning at Vidyut Nagar, Karwar Road, Hubballi for a period of Twenty (20) years and subject to production of RoFR Certificate in FORM-II (for Non-linear / Hybrid projects) and further subject to the conditions appended in Annexure 'A'.</b>  <b>Proposal No. FP/KA/Substation/148026/2021</b>
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Signature:



Name:

**(Vijay Sharma, IFS)**

Designation:

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

Signature:



Name:

**(Rajiv Ranjan, IFS)**

Designation:

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

N.D.O. No.

/2023-24

(Official Seal)

Dated

/07/2023

