

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)



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E-office File No. KFD/HOFF/A52K(GFL)/1/2020-FC
Encl: 3 sets of proposal hard copies

E-199616
Date 14-06-2022

17

To,

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

Sir,

Sub: Diversion of 3.4744 hectare of forest land in F. Sy. No. 91A, 93 & 97 of Virje Village, Karwar Taluk, Uttar Kannada District (Karwar Forest Division) for construction of approach road to Kaiga Township in favour of Nuclear Power Corporation of India Limited, Kaiga Generating Station, Karwar Taluk, Uttar Kannada District

Proposal No. FP/KA/Approach/43337/2019

- Ref:**
1. Online proposal [FORM-A PART-I] dated 08-09-2021 (resubmitted) of the Nuclear Power Corporation of India Limited, Kaiga Generating Station, Karwar Taluk, Uttar Kannada District and uploading of acknowledgment on 23-02-2021 for having delivered the hard copy of proposal to jurisdictional Deputy Conservator of Forests and Deputy Commissioner
 2. This office online communication dated 31-02-2021 to Deputy Conservator of Forests, Karwar Division for further processing of the proposal and letter of even number dated 12-04-2022 [EDS query by Nodal Officer]
 3. Online submission of PART-II on 15-03-2022 by Deputy Conservator of Forests, Karwar Division [Letter No. B4/GFL/FCA/CR-17/2021-22 dated 15-03-2022] and online reply dated 09-05-2022 to EDS query [letter No. A3/GFL/FCA/CR-17/2021-22 dated 07-05-2022]

4. Online submission of PART-III on 28-03-2022 by Chief Conservator of Forests, Kanara Circle [Letter No. B2/GFL/Approach Road-Kaiga/CR- /2021-22/3684 dated 22-03-2022] and online reply dated 12-05-2022 to EDS query [letter No. B2/GFL/Approach Road – Kaiga/CR-19/2021-22 dated 12-05-2022]

1. Nuclear Power Corporation of India Limited, Kaiga Generating Station, Karwar Taluk, Uttar Kannada District [USER AGENCY] has (re)submitted an online proposal [FORM-A PART-I] vide Ref (1) on 08-09-2021 seeking approval under the Forest (Conservation) Act, 1980 for diversion of 3.4744 hectare of forest land in F. Sy. No. 91A, 93 & 97 of Virje Village, Karwar Taluk, Uttar Kannada District (Karwar Forest Division) for construction of approach road to Kaiga Township. The same was accepted by Nodal Officer (FCA) on 28-09-2021 for further processing. After receiving the Acknowledgement online on 23-12-2021 for having delivered the hard copies of the proposal by the User Agency to the jurisdictional Deputy Conservators of Forests & Deputy Commissioners, the online link was forwarded by this office vide Ref (2) to the Deputy Conservator of Forests, Karwar Division for field verification and further processing under Section 2 of the Forest (Conservation) Act, 1980.
2. **Location details and Component wise break up:** Location details and Component wise breakup of the forest land proposed for diversion are given below.

District, Taluk & Hobli	Village and Sy No.	Name of Project Component	Forest Land proposed for diversion (ha)	Status of Land
Uttara Kannada District, Karwar Taluk, Ghadasayi Hobli	Virje Village F.sy numbers * 91A, 93, 97	Carriage way	1.482	Reserved Forest
		Drain	0.5928	
		Shoulders	0.5928	
		Berms	0.2964	
		Bridges, curves &nala	0.5104	
Total			3.4744	

3. **DCF, Karwar Division Report:** The Deputy Conservator of Forests Karwar Division has inspected the spot on 03-03-2022 and has submitted the Site Inspection Report, the details of the area along with the recommendation in the form of PART-II of the proposal vide Ref (3) to Chief Conservator of

Forests, Kanara Circle. Main features of the proposal based on the DCF Karwar Report r/w the report of the CCF, Kanara Circle and that of the ICT Centre of Forest Department are as follows.

- a. The forest land proposed for diversion is in general landscape of Eco-Class-I (Moist Deciduous Forests) with dense forest (canopy density is up to 0.6).
 - b. As per Item 4(ii) of PART-II, there are 609 trees in different girth classes in the forest land proposed for diversion. Main species include *Tectona grandis*, *Terminalia paniculata*, *Lagerstroemia lanceolata*, *Mangifera indica*, *Lagerstroemia parviflora*, *Garcinia indica*, *Grewia tiliaefolia*, *Xyliaxylocarpa*, *Ficus racemosa*, *Dalbergia latifolia*, *Ficus religiosa*, *Embllica officianalis*, *Bombox ceiba*, *Terminalia bellerica*, *Syzigium cumini*, *Pongamia pinnata*, and others. [Note: The entry made in Item 4(ii) may be read accordingly.]
 - c. Seasonal migratory fauna is present in the forest land proposed for diversion. [Note: The entry made in Item 8(i) may be read accordingly.]
 - d. There are no Protected/ Archeological/ Heritage Sites/ Defence establishments located in the proposed area.
 - e. The forest area proposed for diversion is the bare minimum and unavoidable.
 - f. There is no violation reported under Forest (Conservation) Act, 1980.
4. **CCF, Kanara Circle Report:** The Chief Conservator of Forests, Kanara Circle has inspected the proposed area personally on 17-03-2022 and has vide Ref (4) has submitted Site Inspection Report in PART-III online. Agreeing with the recommendation made by the Deputy Conservator of Forests, Karwar Division, the Chief Conservator of Forests, Kanara Circle has also recommended the proposal.
5. **Net Present Value (NPV):** In accordance with the Para 3.1, 3.2 and 3.4 of the FC Guidelines communicated by the 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.**
6. **Compensatory Afforestation (CA):** In accordance with the provisions of para 2.5 (f) 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 being a central Government agency implementing a Central Government project is exempted from the requirement of providing the non-forest land for Compensatory Afforestation purpose and

the Compensatory Afforestation can be raised and maintained at the cost of User Agency on degraded forest land twice in extent of the forest area proposed for diversion. But the User Agency had identified the following non-forest land over an extent of 3.4744 hectare for raising compensatory afforestation.

District	Village	Sy No.	Extent
Uttara Kannada District, Kumta Taluk, KasabaHobli	Naganur	218	3.4744 Ha
Total			3.4744 Ha

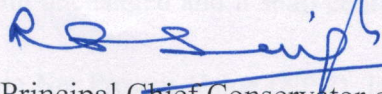
The non-forest land details in form of KML files, Topo-maps, Geo-referenced maps along with GPS readings, CA Schemes and CA suitability Certificates have been uploaded at Item 13 of PART-II (Honnavar Division). Further, **the User Agency has furnished an Undertaking to pay the applicable Compensatory Afforestation (CA) charges.**

- 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 Certificate in FORM-I (for Linear 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 consider moving to Government of India according 'in-principle' (Stage-I) approval under Forest (Conservation) Act, 1980 for diversion of 3.4744 hectare of forest land in F. Sy. No. 91A, 93 & 97 of Virje Village, Karwar Taluk, Uttar Kannada District (Karwar Forest Division) for construction of approach road to Kaiga Township in favour of Nuclear Power Corporation of India Limited, Kaiga Generating Station, Karwar Taluk, Uttar Kannada District for a period of Thirty (30) years and subject to the production of RoFR certificate in FORM-I 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 and also subject to 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.

Yours Faithfully


Principal Chief Conservator of Forests
(Head of Forest Force)

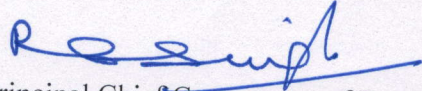
16/6/22

Copy to the:

1. Chief Conservator of Forests, Kanara Circle Sirsi for information.
2. Deputy Conservator of Forests, Karwar Division for information
3. **Nuclear Power Corporation of India Limited, Kaiga Generating Station, Karwar Taluk, Uttar Kannada District-581 400** for information and further action to obtain and **produce the RoFR Certificate in FORM-I (for Linear projects) 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.**

ANNEXURE 'A'

1. The legal status of forest land shall remain unchanged and it shall continue to be the forest land.
2. The User Agency shall pay the applicable Net Present Value (NPV), 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. 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.
7. No residential or commercial buildings shall be permitted in the forest area proposed for diversion.
8. No crushing / breaking of stones or labour camp shall be allowed inside forest area and all waste / debris generated shall be scientifically disposed off outside the forest area.
9. Any damage to forest area because of implementation of the project 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.
10. The Lessee shall ensure that no avoidable harm is caused to the fauna and flora in and around the proposed area.
11. No change in Land Use Plan shall be done unless prior approval of Government of India under FC Act is obtained.
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 and/or 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.


Principal Chief Conservator of Forests
(Head of Forest Force)

16/6/22

PART - IV

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

<p>Detailed opinion & 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 3.4744 hectare of forest land in F. Sy. No. 91A, 93 & 97 of Virje Village, Karwar Taluk, Uttar Kannada District (Karwar Forest Division) for construction of approach road to Kaiga Township in favour of Nuclear Power Corporation of India Limited, Kaiga Generating Station, Karwar Taluk, Uttar Kannada District for a period of Thirty (30) years and subject to the production of RoFR certificate in FORM-I 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 and also subject to conditions appended in Annexure 'A'.</p> <p>Proposal No. FP/KA/Approach/43337/2020</p>
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Signature:

Name:

(Vijay Sharma, IFS)

Designation:

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

Signature:

Name:

(Raj Kishore Singh, IFS)

Designation:

Principal Chief Conservator of Forests
(Head of Forest Force)

N.D.O. No. 16 /2022-23

(Official Seal)

Dated 17/06/2022