

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)



ಅರಣ್ಯ ಭವನ, 18ನೇ ಅಡ್ಡ ರಸ್ತೆ,  
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E-file No. KFD/HOFF/A52K(GFL)/12/2021-FC-KFD

E-479746

Encl: 4 sets of the proposal hard copies

Date 15-06-2021

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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 2.354 Hectare of Forest Land in F. Sy.No. 91,126, 127 of Varaha and Sy.No 291 of Nagavandha villages in Haveri District and F.Sy. No.59 of Adaganti Village, Udagani Hobli and F.Sy.No.32 of Kaginala Village, Hosuru Hobli of Shikaripur Taluk Shimoga District (Haveri and Shimoga Forest Division) for Construction of rising main, gravity feeder and delivery chamber in favour of Executive Engineer, Dandavathi Reservoir Project Division, KNNL, Shikaripur  
**Proposal No. FP/KA/WATER/139640/2021 [FORM-A]**

- Ref:**
1. Online proposal [FORM-A PART-I] dated 11-05-2021 (resubmitted) of Executive Engineer, Dandavathi Reservoir Project Division, KNNL, Shikaripur and uploading of Acknowledgement online on 15-05-2021 for having delivered the hard copy of proposal to jurisdictional Deputy Conservators of Forests & Deputy Commissioners
  2. This office online communication dated 17-05-2021 to Deputy Conservator(s) of Forests, Haveri & Sagar Division(s) for further processing of the proposal
  3. Online submission of PART-II on 03-06-2021 by Deputy Conservator of Forests, Haveri Division [letter No. A5/GFL/Uduguni-Talagunda/Water/CR—2021-22/218 dated 02-06-2021]
  4. Online submission of PART-II on 07-06-2021 by Deputy Conservator of Forests, Sagar Division [letter No. B1/Land/FC/Tungabhadra Project/FP/KA/WATER/139640/2021 dated 07-06-2021]
  5. Online submission of PART-III on 11-06-2021 by the Chief Conservator of Forests, Dharwad Circle [letter No. A1/LND/FC/Water/139640/2021-22/300 dated 11-06-2021]

6. Online submission of PART-III on 11-06-2021 by the Chief Conservator of Forests, Shimoga Circle [letter No. A11/FC/Neeravari Adanagnti/GL-176/2021-22 dated 08-06-2021]

1. The Executive Engineer, Dandavathi Reservoir Project Division, KNNL, Shikaripur [USER AGENCY] has (re)submitted an online proposal [FORM-A PART-I] on 11-05-2021 seeking approval under the Forest (Conservation) Act, 1980 for Diversion of 2.354 hectare of forest land in F. Sy.No. 91,126, 127 of Varaha and Sy.No 291 of Nagavandha villages in Haveri District and F.Sy. No.59 of Adaganti Village, Udagani Hobli and F.Sy.No.32 of Kaginele Village, Hosuru Hobli, Shikaripur Taluk Shimoga District for Construction of rising main, gravity feeder and delivery chamber. The same was accepted by Nodal Officer (FCA) on 13-05-2021 for further processing. After receiving the Acknowledgement online on 15-05-2021 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 to the Deputy Conservator(s) of Forests, Haveri & Sagar Divisions 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	Village and Sy No.		Forest Land proposed for diversion (ha)	Name of Project Component	Status of Land
Shimoga	Shikaripura	Adaganti	59	0.034	Deliver Chamber	Protected Forest
				0.086	Gravity Feeder	
				0.053	Gravity Feeder	
				0.107	Raising Main	
		Kaginale	32	0.421	Gravity Feeder	
Haveri	Hirekerur	Nagavanda	291	0.473	Raising Main	Reserved Forest
				0.009	Deliver Chamber	
				0.021	Gravity Feeder	
		Varaha	153	0.275	Raising Main	
			127	0.377	Raising Main	
			91	0.161	Raising Main	
			126	0.337	Raising Main	
Total				2.354		

3. **DCF, Haveri Division Report:** The Deputy Conservator of Forests Haveri Division has inspected the spot on 02-06-2021 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 to Chief Conservator of Forests, Dharwad Circle. Main features of the proposal based on the DCF Haveri Report r/w the

report of the CCF, Dharwad 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-IV (Tropical Thorn Forest) with 0.25 canopy density (Open Forest).
- b. As per Item 4(ii) of PART-II, there are 20 trees in various girth classes in the forest land proposed for diversion. Main species include *Acacia Auriculiformis*, *Aegle Marmelos*, *Pongamia Pinnata*, *Cassia Siamea*, *Holoptelea Integrifolia*, *Terminalia Tomentosa*, *Bombax ceiba*, Bamboo Spp. among others
- c. Wild animals found in and around the project area include Leopard, Jackal, Wild boar etc. *[Note: The entry made in Item 8(i) of PART-II of the proposal pertaining to Haveri Division may be read accordingly]*
- 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.
- e. The forest land proposed for diversion is not located within Eco-Sensitive Zone (ESZ) of any Protected Area notified under Wildlife (Protection) Act, 1972.
- f. 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.
- g. There are no Protected/ Archeological/ 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 Forest (Conservation) Act, 1980.

**4. DCF, Sagar Division Report:** The Deputy Conservator of Forests Sagar Division has inspected the spot on 06-06-2021 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 to Chief Conservator of Forests, Shimoga Circle. Main features of the proposal based on the DCF Sagar Report r/w the report of the CCF, Shimoga 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-III (Topical Dry Deciduous Forests) with 0.1 canopy density.
- b. As per Item 4 (ii) of PART-II, there are no trees to be felled on the forest land proposed for diversion.

- c. Wild animals found in and around the project area include Leopard, Sloth bear, Jackal, Spotted deer, Wild boar, Indian cobra, Green vine snake, Indian peafowl, Jungle fowl, Rain quail etc. *[Note: The entry made in Item 8(i) of PART-II of the proposal pertaining to Sagar Division may be read accordingly]*
  - d. There are no other rare / endangered / unique species of flora and fauna reported around the forest area proposed for diversion.
  - e. 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.
  - 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 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.
  - h. There are no Protected/ Archeological/ Heritage Sites/ Defence establishments located in the proposed area.
  - i. The forest area proposed for diversion is the bare minimum and unavoidable.
  - j. There is no violation reported under Forest (Conservation) Act, 1980.
5. **CCF, Dharwad Circle Report:** The Chief Conservator of Forests, Dharwad Circle has inspected the proposed area personally on 10-06-2021 and has submitted Site Inspection Report in PART-III online on 11-06-2021. Agreeing with the recommendation made by the Deputy Conservator of Forests, Haveri Division, the Chief Conservator of Forests, Dharwad Circle has also recommended the proposal.
6. **CCF, Shimoga Circle Report:** The Chief Conservator of Forests, Shimoga Circle has inspected the proposed area personally on 08-06-2021 and has submitted Site Inspection Report in PART-III online on 11-06-2021. Agreeing with the recommendation made by the Deputy Conservator of Forests, Sagar Division, the Chief Conservator of Forests, Shimoga Circle has also recommended the proposal.
7. **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. 5-2/2017-FC dated 28-03-2019. **The User Agency has submitted an Undertaking (dated**

23-03-2021) to pay the charges towards Net Present Value (NPV) of the forest land proposed for diversion.

8. **Compensatory Afforestation (CA):** The User Agency is required to provide an equivalent extent of suitable non-forest land in accordance with FC guidelines. Further, as per Government of Karnataka Order No. FEE 88 FLL 2016 dated 31-08-2016 pertaining to FC proposals of State Government User Agencies, such CA land needs to be a private land either as forest enclosure or adjoining an existing forest area in man-animal conflict zone. In addition, the User Agency is also required to pay the CA charges as per prevailing rates. Accordingly, the User Agency has furnished an Undertaking dated 23-03-2021 to pay the CA charges. Further, the User Agency has identified an extent of 2.354 Ha of following **private** non-forest land for raising compensatory afforestation.

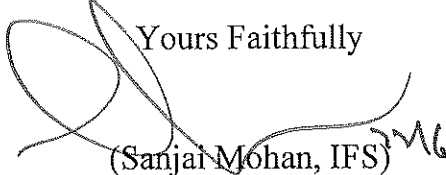
District	Village	Sy No.	Extent (in Ha)
Shimoga District, Shikaripur Taluk, Kasaba Hobli	Hariharapura	63	2.354
Total			2.354

9. **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 has submitted an Undertaking to submit the RoFR compliance before final approval.**

Under the above circumstances and agreeing with recommendation of the field officers, it is requested to move the proposal with the Government of India for according 'in-principle' (Stage-I) approval under Forest (Conservation) Act, 1980 for diversion of 2.354 Hectare of Forest Land in F. Sy.No. 91,126, 127 & 153 of Varaha and Sy.No 291 of Nagavandha villages in Haveri District and F.Sy. No.59 of Adaganti Village, Udagani Hobli and F.Sy.No.32 of Kaginele Village, Hosuru Hobli Shikaripur Taluk Shimoga District (Haveri and Shimoga Forest Division) for Construction of rising main, gravity feeder and delivery chamber in favour of Executive Engineer, Dandavathi Reservoir Project Division, KNNL, Shikaripur for a period of Twenty (20) 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

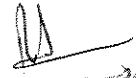
**Change, New Delhi vide F.No. 5-2/2017-FC dated 28-03-2019 and also subject to conditions appended in Annexure 'A'.**

The hard copy of the proposal along with the relevant documents in 3 sets is submitted herewith for further needful. The present status of the proposal obtained from the web-portal is also appended for necessary action.

Yours Faithfully  
  
(Sanjal Mohan, IFS)  
Principal Chief Conservator of Forests  
(Head of Forest Force)

**Copy to the:**

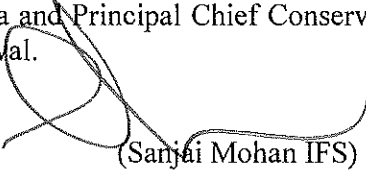
1. Chief Conservator of Forests, Dharwad Circle, Dharwad for information.
2. Chief Conservator of Forests, Shimoga Circle, Shimoga for information.
3. Deputy Conservator of Forests, Haveri Division, Haveri for information
4. Deputy Conservator of Forests, Sagar Division, Sagar for information
5. The Executive Engineer, Dandavathi Reservoir Project Division, KNNL, Shikaripur 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.**

  
ॐ नमो भगवते वासुदेवाय  
23-6-2021

O/C

## 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), Compensatory Afforestation (CA) charges, cost of extraction of trees (if required in future), 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 User Agency shall provide Signages of appropriate nature and dimensions all along the project road at regular intervals to create awareness among public regarding forest, wildlife and environment issues in consultation with the jurisdictional Deputy Conservator of Forests.
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. 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.
8. No residential or commercial buildings shall be permitted in the forest area proposed for diversion.
9. 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.
10. 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.
11. The Lessee shall ensure that no avoidable harm is caused to the fauna and flora in and around the proposed area.
12. No change in Land Use Plan shall be done unless prior approval of Government of India under FC Act is obtained.
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 and/or 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.

  
(Sanjay Mohan 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.  <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>	<b>Recommended for diversion of 2.354 Hectare of Forest Land in F. Sy.No. 91,126, 127 of Varaha and Sy.No 291 of Nagavandha villages in Haveri District and F.Sy. No.59 of Adaganti Village, Udagani Hobli and F.Sy.No.32 of Kaginele Village, Hosuru Hobli, Shikaripur Taluk Shimoga District (Haveri and Shimoga Forest Division) for Construction of rising main, gravity feeder and delivery chamber in favour of Executive Engineer, Dandavathi Reservoir Project Division, KNNL, Shikaripur for a period of Twenty (20) 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'.</b>  <b>Proposal No. FP/KA/WATER/139640/2021</b>
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Signature:

Name:

Designation:

  
(Rajiv Ranjan, IFS)

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

Signature:

Name:

Designation:

  
(Sanjai Mohan, IFS)

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

N.D.O. No. 10/2021-22

(Official Seal)

Dated 23/06/2021

