

ಕರ್ನಾಟಕ ಸರ್ಕಾರ

GOVERNMENT OF KARNATAKA

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



ಅರಣ್ಯ ಭವನ, 18ನೇ ಅಡ್ಡರಸ್ತೆ,  
ಮಲ್ಲೇಶ್ವರಂ, ಬೆಂಗಳೂರು- 560003.  
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Old File No.A5(3)/GFL/CR-12/2017-18

E-Office File No. KFD/HOFF/A5-3(GFL)/10/2018-FC

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E-64667

Date:22-10-2019

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To,

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

Sir,

**Sub:** Diversion of 0.0909 hectare of forest land in Sy No. 10 of Pandavapura village, Kasaba Hobli, Pandavapura Taluk, Mandya District for construction of Ambedkar Bhavan in favour of Assistant Director, Department of Social Welfare, Pandavapura, Mandya District. **Proposal No. FP/KA/Others/29220/2017**

- Ref:**
1. Online FC Proposal dated 20-09-2017 of the Assistant Director, Department of Social Welfare, Pandavapura, Mandya District and uploading of 'Acknowledgement' on 09-01-2018 for having delivered the hard copy of proposal to jurisdictional DCF & DC.
  2. This office online communication dated 12-01-2018 to the Deputy Conservator of Forests, Mandya Division for further processing.
  3. Online submission of PART-I on 23-06-2018 by the Deputy Conservator of Forests, Mandya Division, Mandya r/w the latest reply dated 28-06-2019 of the online EDS query [Letter No. C1/Land/Ka.M./Sa/2023/2017-18 dated 06-02-2019].
  4. Online submission of PART-III by the Chief Conservator of Forests, Mysuru Circle, Mysuru r/w the latest reply dated 29-06-2019 of the online EDS query of Nodal Officer [Letter No. C1/Land/Lease/CR-3/2018-19 dated 29-06-2019].

1. The Assistant Director, Department of Social Welfare, Pandavapura, Mandya District [USER AGENCY] vide Ref (1) has submitted the above mentioned online proposal in FORM-A seeking permission under Section 2 of the Forest (Conservation) Act 1980 for diversion of 0.0909 hectare of forest land in Sy No. 10 of Pandavapura village, Kasaba Hobli, Pandavapura Taluk, Mandya District for construction of Ambedkar Bhavan. After uploading of the 'Acknowledgement' on 09-01-2018 by the User Agency for having delivered the



hard copy of the proposal to jurisdictional Deputy Conservator of Forests and Deputy Commissioner, an online communication was made by this office vide Ref (2) to the Deputy Conservator of Forests, Mandya Division for field verification and further processing of the proposal. Accordingly, the Deputy Conservator of Forests, Mandya Division, and the Chief Conservator of Forests, Mysuru Circle, have submitted their reports in PART-II and PART-III vide Ref (3) and (4), respectively.

2. **Location and Component wise breakup of forest land requirement:** The details of the location of forest land and component wise requirement are given below.

District, Taluk and Hobli	Village	Sy No.	Name of Project Component	Forest Extent proposed for diversion (ha)	Legal status of land
Mandya District, Pandavapura Taluk, Kasaba Hobli	Pandavapura	10	Ambedkar Bhavan Building	0.0909	Deemed Forest

3. **DCF, Mandya Division Report:** The Deputy Conservator of Forests, Mandya Division has inspected the site on 19-02-2018 and has submitted the 'Site Inspection Report' along with the details and recommendation in PART-II of the proposal. Main features of the proposal based on the DCF, Mandya Division report read with reports of the Chief Conservator of Forests, Mysuru Circle and that of the ICT Centre of Karnataka Forest Department are as under.

- The forest land proposed for diversion falls in general landscape of Eco-Class-IV (Tropical Thorn Forests) and having a canopy density of about 10%. **However, the canopy density in the land proposed for diversion, as verified from google image, is between 0.4 and 0.7.**
- As per Item 4 (ii) of PART-II, the forest land proposed for diversion has 19 trees in from 31-60 cm and above girth classes. Major tree species include *Tectona grandis*, *Mangifera indica*, *Tamarindus indica*, etc. [Note: The DCF, Mandya Division has reported 22 trees in his Site Inspection Report. However, the online information provided in Part-II in this regard may be adopted for the present purpose].
- The forest land proposed for diversion is not subject to soil erosion.
- There are no wild animals and rare/endangered/unique species of flora and fauna reported in the area.
- 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.



- 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, etc., located within one km from the boundary of the forest land proposed for diversion.
  - h. There are no Protected Archaeological/ Heritage site/ Defence Establishment or any other important monument located in the area.
  - i. The requirement of forest land as proposed for diversion by the User Agency is unavoidable and bare minimum for the project.
  - j. The User Agency has not carried out any work in the area in violation of the Act or guidelines issued under the Act.
4. **CCF, Mysuru Circle Report:** The Chief Conservator of Forests, Mysuru Circle has inspected the site on 16-10-2018 (*wrongly mentioned as 30-11-2018 in Item 15 of PART-II/III*). He has submitted his Site Inspection Report along with the details and recommendation in PART-III.
5. **Compensatory Afforestation:** 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 on this matter), which provides exemption from raising Compensatory Afforestation (CA), however mandates planting of ten times the number of trees likely to be felled. However, the User Agency will have to make payment in accordance with the letter Old File No. A5(3).GFL.CR.28/2009-10 and E-office File No. KFD/HOFF/A5-3(GFL)/34/2019-FC [E-88289] dated 26-06-2019 of the PCCF (HOFF) for any tree felling required for the purpose of execution of the project.
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. 5-2/2017-FC dated 28-03-2019. **The User Agency has agreed to pay the charges towards Net Present Value (NPV).**
7. **Stratus 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-III (for non-linear projects)** issued by the Deputy Commissioner, Mandya District 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 again to obtain the said certificate in prescribed format and submit ink-signed copy.**

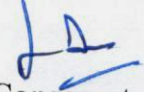
Under the above circumstances and agreeing with the recommendation of the field officers, it is requested to recommend the proposal to the Government of



India for according the 'in-principle' (Stage-I) approval under Section 2 of the Forest (Conservation) Act, 1980 for diversion of 0.0909 hectare of forest land in Sy No. 10 of Pandavapura village, Kasaba Hobli, Pandavapura Taluk, Mandya District for construction of Ambedkar Bhavan in favour of Assistant Director, Department of Social Welfare, Pandavapura, Mandya District for a period of 20 years subject to production of RoFR Compliance Certificate by the User Agency in FORM-III issued by the jurisdictional Deputy Commissioner, and further subject to the conditions appended in Annexure 'A'.

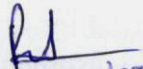
The proforma particulars along with the relevant documents in 3 sets are submitted herewith for kind perusal and further action.

Yours Faithfully

  
Principal Chief Conservator of Forests  
(Head of Forest Force)

**Copy to:**

1. The Chief Conservators of Forests, Mysuru Circle for information.
2. The Deputy Commissioner, Mandya District for information and with a request to issue the RoFR Compliance Certificate in **FORM-III (for non-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 as mentioned above. A copy of the prescribed format is enclosed.
3. The Deputy Conservators of Forests, Mandya Division for information.
4. The Assistant Director, Department of Social Welfare, A.Venkateshan Building, Opp. PLD Bank, Pandavapura, Mandya District - 571 434 for information **and further action to obtain and submit the original Certificate of RoFR Compliance at the earliest.**

  
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ದಿನಾಂಕ 24-10-2019

4-35pm



### ANNEXURE 'A'

1. The legal status of Forest land shall remain unchanged and it shall continue to be forest land.
2. The lessee shall pay lease rent as fixed by the Government from time to time.
3. The User Agency has to pay the Net Present Value (NPV), Compensatory planting Charges, Lease Rent and other government dues as per applicability and norms.
4. The leased area should be used for the purpose for which it is granted. In case the land is not used for the stipulated purpose within one year or when it is no longer needed for the stipulated purpose, the area shall be resumed back. The Chief Conservator of Forests / Deputy Conservator of Forests concerned are authorized to take necessary action in this regard.
5. In case of any violations, the proposal Forest Land shall be liable for forfeiture under Section 82 of Karnataka Forest Act 1963.
6. No residential buildings shall be permitted in the proposed forest area.
7. The Karnataka Forest Act, 1963 and Rules, 1969 and other relevant Acts & Rules will be applicable for any violation.
8. The User Agency shall ensure that there should be no avoidable damage caused to the local fauna and other flora.
9. The User Agency would take action to place nests for birds on the trees that are retained/grown in the diverted land.
10. No labour camp shall be established on the forest land.
11. Any damage to forest area due to such works shall be compensated by the User Agency. The extent of damage shall be assessed by the concerned Deputy Conservator of Forests.
12. The lessee shall not sub-lease, mortgage or hypothecate the forest area.
13. The User Agency shall also abide by all the conditions imposed upon by Government of India, the Government of Karnataka and Principal Chief Conservator of Forests (Head of Forest Force).



Principal Chief Conservator of Forests  
(Head of Forest Force)



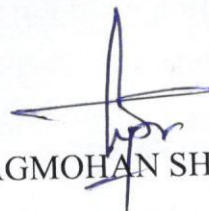


**PART – IV**

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

<p>Detailed opinion &amp; specific recommendation of the State Forest Department for acceptance or otherwise of the proposal with remarks.</p> <p>(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).</p>	<p><b>Recommended for diversion of 0.0909 hectare of forest land in Sy No. 10, Pandavapura village, Kasaba Hobli, Pandavapura Taluk, Mandya District for construction of Ambedkar Bhavan in favour of Assistant Director, Department of Social Welfare, Pandavapura, Mandya District for a period of 20 years subject to production of RoFR Compliance Certificate by the User Agency in FORM-III issued by the jurisdictional Deputy Commissioner, and further subject to the conditions appended in Annexure 'A'.</b></p> <p><b>[Proposal No. FP/KA/Others/29220/2017 ]</b></p>
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Signature:



Name:

**JAGMOHAN SHARMA IFS**

Designation:

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

(Official Seal)

Countersigned by :



Name:

**PUNATI SRIVIDHAR IFS**

Designation:

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

(Official Seal)

N.D.O. No: **13**/2019-20

Date: **22**/10/2019

