

ಕರ್ನಾಟಕ ಸರ್ಕಾರ

GOVERNMENT OF KARNATAKA

ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ
(ಅರಣ್ಯ ಪಡೆ ಮುಖ್ಯಸ್ಥರು) ರವರ ಕಛೇರಿOffice of
Principal Chief Conservator of
Forests
(Head of Forest Force)ಅರಣ್ಯ ಭವನ, 18 ನೇ ಅಡ್ಡ ರಸ್ತೆ,
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E-file No. KFD/HOFF/A52K(GFL)/17/2021-FC-KFD

Encl 3 sets proposals

E-502613

Date 12-10-2021

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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 4.966 hectare of forest land in Hothenkatte & 8 villages in Shikaripura, Sagara and Soraba Taluks, Shivamogga District (Sagar Forest Division) for construction of Rising Main, Gravity Feeder and Delivery Chamber in favour of Executive Engineer, Dandavathi Reservoir Project Division, KNNL, Shikaripura

Proposal No. FP/KA/IRRIG/142337/2021

- Ref:**
1. Online proposal [FORM-A PART-I] resubmitted on 08-07-2021 of Executive Engineer, Dandavathi Reservoir Project Division, KNNL, Shikaripura
 2. This office online communication dated 22-07-2021 to Deputy Conservator of Forests, Sagar Division for further processing of the proposal
 3. Online submission of PART-II by Deputy Conservator of Forests, Sagar Division on 23-09-2021 [Letter No. B1/Land/FC/GL-142337/2021-22 dated 22-09-2021]
 4. Online submission of PART-III by Chief Conservator of Forests, Shivamogga Circle on 28-09-2021 [Letter No. A11/FC/Neeravari-Kotipura/GL-1720/21-22 dated 28-09-2021]

1. Executive Engineer, Dandavathi Reservoir Project Division, KNNL, Shikaripura[USER AGENCY] has submitted an online proposal [FORM-A PART-I] vide Ref (1) on 08-07-2021 seeking approval under the Forest (Conservation) Act, 1980 for diversion of 4.966 hectare of forest land in Hothenkatte & 8 villages in Shikaripura, Sagara and Soraba Taluks, Shivamogga District (Sagar Forest Division) for construction of Rising Main, Gravity Feeder and Delivery Chamber. The same was accepted by Nodal Officer (FCA) on 14-07-2021 for further processing. After receiving the acknowledgement online on 19-07-2021 for submission of 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, Sagar 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 / Division	Forest extent proposed for diversion (ha)	Legal Status of Land
Shivamogga District, Sagar Division	3.182	Reserved Forest
	1.784	Protected Forest
Total	4.966	

District, Taluk, Hobli	Village	Sy No.	Name of Project Component	Forest Land proposed for diversion (ha)
Shivamogga District, Shikaripura Taluk, Kasaba Hobli	Hothanakatte	72	Gravity Feeder-North Branch	0.278
			Gravity Feeder-South Branch	0.613
			Rising main	0.462
			Delivery Chamber	0.006
		58	Gravity Feeder-South Branch	0.297
	Kotipura	78	Raising Main	0.598
	Mallapura	22, 13 & 9	Gravity Feeder-South Branch	0.802
	Chikkalavatti	75 & 54	Gravity Feeder-North Branch	0.321
	Madab Siddapura	29	Gravity Feeder-South Branch	0.058
	Herkalavathi	44 & 45	Gravity Feeder-North Branch	0.38
		44	Raising Main	0.015
Shivamogga District, Soraba Taluk, Ulavi Hobli	Indihalli	272	Gravity Feeder-North Branch	0.584
	Malalikoppa	57	Gravity Feeder-North Branch	0.207
Shivamogga District, Sagara Taluk, Kasaba Hobli	Korlikoppa	67	Gravity Feeder-South Branch	0.345
Total				4.966

- 3. DCF, Sagar Division Report:** The Deputy Conservator of Forests Sagar Division has inspected the spot on 21-07-2021 and has submitted the Site Inspection Report, the details of the area along with the recommendation in the PART-II of the proposal vide Ref (3) to Chief Conservator of Forests,

Shivamogga Circle. Main features of the proposal based on the DCF Sagar Report r/w the report of the CCF, Shivamogga Circle and technical analysis carried out at ICT Centre of Forest Department, are as follows:

- a. The forest land proposed for diversion is in general landscape of Eco-Class-III (Moist Deciduous Forests) with Canopy Density from 0.1 up to 0.3
- b. The proposed pipeline will be laid 2.00-meter underground, so there will be minimum soil erosion in diversion land
- c. As per Item 4(ii) of PART-II, there are 1421 trees in various girth classes in the forest land proposed for diversion. Main species include *Anogeissus Latifolia*, *Pterocarpus Marsupium*, *Butea Monosperma*, *Terminalia Alata*, *Tectona Grandis*, *Acacia Auriculiformis*, *Lannea Coromandelica*, *Terminalia Bellarica*, *Lagerstroemia Lanceolata*, *Diospyros Melanoxylon*, *Diospyros Montana*, *Careya Arborea*, *Dalbergia Latifolia*, *Randea Dumetorum*, *Wrightia Antidysenterica*, *Albizia Odoratissima*, *Albizia Procera*, *Terminalia Paniculata*, *Grewia Tiliaefolia*, *Bombox Ceiba*, *Ziziphus Oenoplia*, *Acacia Consinna*, *Santalum Album*, *Ficus Bengalensis*, *Gmelina Arborea*, *Mangifera Indica* Among Others.
- d. Major wild animals present in and around the project area include Hanuman languor, Leopard, Spotted deer, Wild boar, Malabar grey hornbill, King fisher, etc.
- e. There are no other rare / endangered / unique species of flora and fauna reported around the forest area proposed for diversion.
- f. 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.
- 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. The forest land proposed for diversion is not located within Eco-Sensitive Zone (ESZ) of any Protected Area notified under Wildlife (Protection) Act, 1972.
- i. There are no Protected/ Archeological/ Heritage Sites/ Defence establishments located in the proposed area.
- j. The forest area proposed for diversion is the bare minimum and unavoidable.

k. There is no violation reported under Forest (Conservation) Act, 1980.

4. **CCF, Shivamogga Circle Report:** The Chief Conservator of Forests, Shivamogga Circle has inspected the proposed area personally on 25-09-2021 and has vide Ref (4) submitted Site Inspection Report in PART-III. Agreeing with the recommendation made by the Deputy Conservator of Forests, Sagar Division, the Chief Conservator of Forests, Shivamogga Circle has also recommended the proposal.
5. **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 03-07-2021) to pay the charges towards Net Present Value (NPV) of the forest land proposed for diversion.**
6. **Compensatory Afforestation (CA):** As the instant proposal is a fresh proposal under FC Act, the User Agency is required to provide an equivalent extent of suitable non-forest land in accordance with FC guidelines. During the processing of previous offline FC proposal, the User Agency has identified the following private non-forest land for raising compensatory afforestation:

District	Village	Sy No.	Extent in Hectare
Shivamogga District, Shikaripura Taluk, Kasaba Hobli	Hariharapura	63	5.10
		65	1.43
	Total		6.53

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 03-07-2021 to pay the stipulated CA charges.**

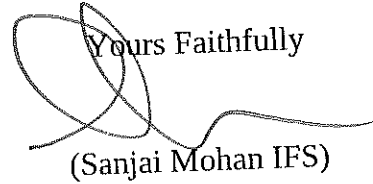
Further, the User Agency has enclosed the CA land information in the form of KML file, Topo Map, Geo- referenced map along with the GPS readings and RTCs for above two land parcels in Item L and additional information details of PART-I of the proposal. Further, the Deputy Conservator of Forests, Sagar Division has inspected the site of above CA land and has enclosed the CA land suitability Certificate dated 01-07-2021 in the prescribed format. He has also enclosed a CA scheme. The hard copies of the CA land information are enclosed herewith.

7. **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 but has uploaded the undertaking to submit the said document. **The User Agency is being informed again to obtain the said certificate in prescribed format and submit a copy.**

Considering the essential nature of the project and the recommendation of the field officers, it is requested to move the proposal to Government of India for according 'in-principle' (Stage-I) approval under Forest (Conservation) Act, 1980 for diversion of 4.966 hectare of forest land in Hothenkatte & 8 villages in of Shikaripura, Sagara and Soraba Taluks, Shivamogga District (Sagar Forest Division) for construction of Rising Main, Gravity Feeder and Delivery Chamber in favour of Executive Engineer, Dandavathi Reservoir Project Division, KNNL, Shikaripura 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.


(Sanjai Mohan IFS)

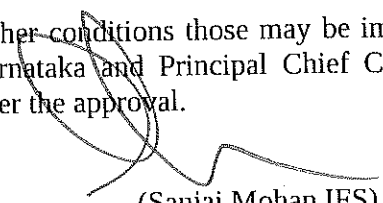
Principal Chief Conservator of Forests
(Head of Forest Force)

Copy to the:

1. Chief Conservator of Forests, Shivamogga Circle Sirsi for information.
2. Deputy Conservator of Forests, Sagar Division, Sagar for information
3. The Executive Engineer, Dandavathi Reservoir Project Division, Karnataka, Neeravari Nigama Limited, Shikaripur- 577427 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.

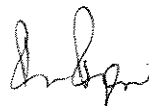

(Sanjai Mohan IFS)
Principal Chief Conservator of Forests
(Head of Forest Force)

PART – IV

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

<p>Detailed opinion & 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>Recommended for diversion of 4.966 hectare of forest land in Hothenkatte & 8 villages in of Shikaripura, Sagara and Soraba Taluks, Shivamogga District (Sagar Forest Division) for construction of Rising Main, Gravity Feeder and Delivery Chamber in favour of Executive Engineer, Dandavathi Reservoir Project Division, KNNL, Shikaripura 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/IRRIG/142337/2021</p>
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Signature:



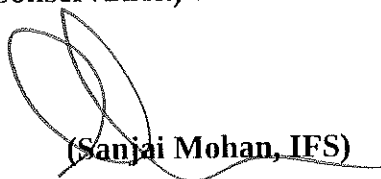
Name:

(Rajiv Ranjan, IFS)

Designation:

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

Signature:



Name:

(Sanjai Mohan, IFS)

Designation:

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

N.D.O. No. 27/2021-22

(Official Seal)

Dated 25/10/2021

