

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-3/2018-19

E-office File No. KFD/HOFF/A5-3(GFL)/13/2018-FC

Encl.

E-65855

Date 22-04-2020

29

To,

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

Sir,

Sub: Diversion of 6.073 hectare of forest land in Guduginakoppa Village Sy No. 40 and Udri Village Sy No. 103 & 164, KasabaHobli, SorabaTaluk, Shivamogga District (Sagar Forest Division) for laying of 110 KV S/C line on DC Towers from the existing 110/11 KV Thogarsi Substation to the proposed 1x10 MVA 110/11 KV Substation at Kuppagudde in Soraba Taluk, Shivamogga District in favour of the Executive Engineer (Electrical), Major Works Division, Karnataka Power Transmission Corporation Limited (KPTCL), Shivamogga
Proposal No. FP/KA/TRANS/38788/2019

- Ref:**
1. Online proposal [FORM-A PART-I] dated 30-04-2019 (resubmitted) of the Executive Engineer (Electrical), Major Works Division, Karnataka Power Transmission Corporation Limited (KPTCL), Shivamogga r/w uploading of Acknowledgement on 07-06-2019 for having delivered the hard copies of proposal to jurisdictional Deputy Conservator of Forests and Deputy Commissioner
 2. This office online communication dated 20-06-2019 to Deputy Conservator of Forests, Sagar Division for further processing of proposal
 3. Online submission of PART-II on 22-11-2019 by Deputy Conservator of Forests, Sagar Division r/w online reply dated 14-02-2020 to EDS Query [Letter No. R1/Land/EC/GI

1190/2019-20 dated 25-11-2019 and 14-02-2020 - Hard copy of proposal]

4. Online submission of PART-III on 27-11-2019 by Chief Conservator of Forests, Shivamogga Circler/w online reply dated 06-03-2020 to EDS Query of Nodal officer[Letter No. A11/FC/Kuppagudde KPTCL/GL-7458/19-20 dated 03-12-2019 and 05-03-2020 - Hard copy of proposal]

1. The Executive Engineer (Electrical), Major Works Division, Karnataka Power Transmission Corporation Limited (KPTCL), Shivamogga[USER AGENCY] vide Ref (1) has (re)submitted an online proposal in FORM-A PART-I through FC web portal on 30-04-2019 seeking approval for diversion of 6.073 hectare of forest land in Guduginakoppa Village Sy No. 40 and Udri Village Sy No. 103 & 164, KasabaHobli, SorabaTaluk, Shivamogga District (Sagar Forest Division) for laying of 110 KV S/C line on DC Towers from the existing 110/11 KV Thogarsi Substation to the proposed 1x10 MVA 110/11 KV Substation at Kuppagudde in SorabaTaluk, Shivamogga District. The same was accepted by the Nodal Officer on 22-05-2019 for further processing. After uploading of the Acknowledgement online by the USER AGENCY on 07-06-2019 for having delivered the hard copies of the proposal to the jurisdictional Deputy Conservator of Forests and Deputy Commissioner, the online link was forwarded to the Deputy Conservator of Forests, Sagar Division on 20-06-2019 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	Sy No.	Name of Project Component	Corridor		Forest extent proposed for diversion (ha)		Legal status of land
				Length (m)	Width (m)	Segment wise extent	SyNo. wise extent	
Shivamogga District, Sorabataluk, KasabaHobli	Guduginakoppa	40	Transmission line	301.44	22	0.663168	0.663168	Reserved Forest [Udri State Forest]
	Udri	164		420.92	22	0.926024	4.20607	
				146.21	22	0.321662		
				869.98	22	1.913956		
				474.74	22	1.044428		
						547.29	22	
	Total			2761			6.073	

3. **DCF, Sagar Division Report:** The Deputy Conservator of Forests, Sagar Division has inspected the site on 03-11-2019 and has vide Ref (3) submitted the Site Inspection Report along with details of the site in PART-II of the proposal to the Chief Conservator of Forests, Shivamogga Circle, duly recommending the proposal.

Main features of the proposal as reported by the Deputy Conservator of Forests, Sagar Division r/w the reports of Chief Conservator of Forests, Shivamogga Circle and also that of ICT Centre of Forest Department are as follows.

- a. The forest land proposed for diversion is not much prone to soil erosion.
- b. The forest land proposed for diversion lies in a general landscape of Eco-class-II (Littoral and Swamp Forests) with 0.25 Canopy Density.
- c. There are 232 trees in different girth classes in the forest land proposed for diversion. Major tree species include *Terminalia tomentosa*, *Semecarpus anacardium*, *Xylocarpus*, *Diospyros melanoxylon*, *Terminalia paniculata*, *Albizia amara*, *Pterocarpus marsupium*, *Acacia auriculiformis* among others.
- d. Major wild animals found in and around the area include the Spotted deer, Sambar, Muntjac, Wild pig, Fox, Hare, Porcupine, Sand boa, Viper, Cobra, Peafowl, Great Indian hornbill among others.
- e. There are no other rare endangered / unique species of flora and fauna reported in the proposed area.
- 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.
- g. The forest land proposed for diversion is not located within Eco-Sensitive Zone (ESZ) of any Protected Area notified under Wildlife (Protection) Act, 1972.
- h. 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.
- 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 site on 23-11-2019 and has, vide Ref (4) submitted the Site Inspection Report along with recommendation in PART-III.
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 to pay the charges towards Net Present Value (NPV) of the forest land proposed for diversion.**

6. **Compensatory Afforestation (CA):** In accordance with the provisions of Para 2.5 (i)(a) of the 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 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. Accordingly, **the Deputy Conservator of Forests, Sagara Division has identified an extent of 12.2 hectare of degraded forest land in Thadasalli Village Sy No. 70, UdaganiHobli, Shikaripura Taluk, Shivamogga District (Muttagi Minor Forest of Shiralkoppa Range, Sagar Forest Division) for CA purpose.** The Deputy Conservator of Forests has inspected the proposed CA site on 13-02-2020 and has issued the CA Land Suitability Certificate dated 13-02-2020 in the prescribed format. **The Deputy Conservator of Forests has uploaded the CA land related information such as KML File, Topo Map, Geo-referenced Map (along with GPS readings of all corners), CA Land Suitability Certificate and CA Scheme in Item 13 of PART-II of the proposal and has also submitted the hard copies.** Further, the User Agency has furnished an Undertaking to pay CA charges.
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. Accordingly, **the User Agency is being informed once again to obtain the said certificate in prescribed format and submit a copy.**

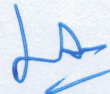
In light of the facts stated above, it is requested to move to the Government of India seeking 'in-principle' (Stage-I) approval under Forest (Conservation) Act, 1980 for diversion of 6.073 hectare of forest land in Guduginakoppa Village Sy No. 40 and Udri Village Sy No. 103 & 164, Kasaba Hobli, Soraba Taluk, Shivamogga District (Sagar Forest Division) for laying of 110 KV S/C line on DC Towers from the existing 110/11 KV Thogarsi Substation to the proposed 1x10 MVA 110/11 KV Substation at Kuppagudde in Soraba Taluk, Shivamogga District in favour of the Executive Engineer (Electrical), Major Works Division, Karnataka Power Transmission Corporation Limited (KPTCL), Shivamogga for a period of 30 years subject to production of FRA Certificate in

prescribed FORM-I (for Linear projects) and also subject to the conditions specified 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 (Time Line) of the proposal obtained from the FC web-portal is also appended for reference.

Yours Faithfully



(Punati Sridhar IFS)

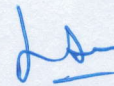
Principal Chief Conservator of Forests
(Head of Forest Force)

Copy to the:

1. Chief Conservator of Forests, Shivamogga Circle for information.
2. Deputy Conservator of Forests, Sagar Division for information.
3. Deputy Commissioner, Shivamogga District for information and with a request to issue the required **FRA Certificate in FORM-I (for Linear projects)** as prescribed in Annexure II of the latest FC Guidelines communicated by the Government of India, Ministry of Environment, Forests and Climate Change, New Delhi vide letter F.No. 5-2/2007-FC dated 28-03-2019 (*may be downloaded from www.parivesh.nic.in*). A copy of the prescribed Format is enclosed.
4. Executive Engineer (Electrical), Major Works Division, Karnataka Power Transmission Corporation Limited (KPTCL), Shivamogga for information and with a request to obtain the **FRA Certificate in FORM-I (for Linear projects)** as prescribed in Annexure II of the latest FC Guidelines communicated by the Government of India, Ministry of Environment, Forests and Climate Change, New Delhi vide letter F.No. 5-2/2007-FC dated 28-03-2019 and submit a copy. A copy of the prescribed Format is enclosed.

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), cost of extraction of trees if any, 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 undertake avenue plantation along the proposed road at project 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 one year 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 leased forest land.
8. No residential (other than approved at the time of forest clearance) 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 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.
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.



(Punati Sridhar 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>Recommended for moving to the Government of India seeking 'in-principle' (Stage-I) approval under Forest (Conservation) Act, 1980 for diversion of 6.073 hectare of forest land in Guduginakoppa Village Sy No. 40 and Udri Village Sy No. 103 & 164, KasabaHobli, SorabaTaluk, Shivamogga District (Sagar Forest Division) for laying of 110 KV S/C line on DC Towers from the existing 110/11 KV Thogarsi Substation to the proposed 1x10 MVA 110/11 KV Substation at Kuppagudde in SorabaTaluk, Shivamogga District in favour of the Executive Engineer (Electrical), Major Works Division, Karnataka Power Transmission Corporation Limited (KPTCL), Shivamogga for a period of 30 years subject to production of FRA Certificate in prescribed FORM-I (for Linear projects) and also subject to the conditions specified in Annexure 'A'.</p> <p>Proposal No. FP/KA/TRANS/38788/2019</p>
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(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).

Signature:

Name:

RAJIV RANJAN IFS

Designation:

***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. 45 2020-21

Date: 29 /04/2020

