

1.	The legal status of forest land shall remain unchanged	:	Yes legal status of forest land shall continue as forest															
2.	The Compensatory Afforestation (CA) over the non –forest land equal extent to 1.28 ha. of proposed to be utilized for mining and other allied activities shall be raised and maintained by the State Forest Department from funds to be provided by the user Agency.	:	We have already paid an amount of Rs 3,26,400 (1.28 hax 2.55 lakhs) towards for raising of CA through e payment mode vide transactions date 30-3-2016 & 30-7-2016 . A copy of payment proof/ evidence is enclosed as Annexure A &B															
3.	The Non-forest land identified for compensatory afforestation in Sy.No 68/8, 68/2A, 68/1, 68/7, 68/6B, 124/1B & 1C of Kabbinala Village, Karkala Taluk of Udupi District shall be transferred and mutated in favour of the State Forest Department..	:	An extent of 5.47 acres i.e 2.213 ha of non forest land i.e Patta land has been transferred in favour of KFD for raising CA purposes & registerd on 27-01-2016 in the Sub-Registrar, Karkala. MR H5/2015-16, Kraya 29-02-2016															
4.	Non-forest land which is transferred and mutated in favour of the State forest Department for the purpose of Compensatory afforestation shall be declared as reserved Forest under section – 4 or Protected Forest under section 29 of the Indian Forest Act, 1927 or under the relevant section(s) of the local Forest Act. The Nodal Officer must report compliance within a period of 6 months from the date of grant of final approval and send a copy of the original notification declaring the non-forest land under Section-4 or Section – 29 of the Indian Forest Act, 1927 or under the relevant section of the local Forest Act as the case may be to Govt of India M/o Environment and Forests, Regional office (Southern Zone), Kendriya sadan, 4 th floor E & F wings, 17 th main Road, 2 nd Block, Koramangala, Bangalore – 560034 for information and record.	:	2.213 hactors of patta land mutated in favour of Karnataka Forest . Enclosed all RTC's.															
5.	The user agency shall transfer the cost of raising and maintaining the compensatory afforestation for a period of 7 years at the current wage rate, to the State Forest Department.	:	We have already paid an amount of Rs 3,26,400 (1.28 hax 2.55 lakhs) towards for raising of CA through e payment mode vide transactions date 30-3-2016 & 30-7-2016 . A copy of payment proof/ evidence is enclosed as Annexure A &B															
6.	The State Government shall charge the Net Present Value of the forest area diverted under this proposal from the user agency as per the orders of the Hon'ble Supreme Court dated 28-03-2008, 24-04-2008 and 09-05-2008 in writ Petition (Civil) No. 202/1995 and the guidelines issued by the Govt. of India, M/o. Environment and Forests, vide its letter No. 5-3/2007-FC dated 05-02-2009 in this regard.	:	User Agency has paid an amount of Rs. 13,02,490 lakhs towards 1.713 ha of forest land @ Rs.7.30 lakhs/ha, as they had paid Rs.3.13 lakhs earlier towards diversion of 0.50ha. Details as follows: <table><tr><td>Area (ha)</td><td>Rate of NPV(lakh)</td><td>Total</td></tr><tr><td>0.5</td><td>6.26</td><td>3,13,000</td></tr><tr><td>1.713</td><td>7.3</td><td>12,50,490</td></tr><tr><td>0.5</td><td>(Differentail NPV collected at Rate of Rs 7.3 lakh)Rs365000-313000=52000/-</td><td>52,000</td></tr><tr><td></td><td></td><td>13,02,490</td></tr></table>	Area (ha)	Rate of NPV(lakh)	Total	0.5	6.26	3,13,000	1.713	7.3	12,50,490	0.5	(Differentail NPV collected at Rate of Rs 7.3 lakh)Rs365000-313000=52000/-	52,000			13,02,490
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7.	At the time of payment of the Net Present Value (NPV) at the present rate, the User agency shall furnish an undertaking to pay the additional amount of NPV, if so determined, as per the final decision of the Honble Supreme Court of india.	:	Already furnished undertaking vide dated 30-07-2016 on Rs 100/- e stamp paper at the tim compliance report submitted for stage - 2. Now once again we have uploaded															

			undertaking for payment of Additional NPV as Annexure -D
8.	The state Government shall assess the area of forest land located within the mining lease which was used for non-forest purposes during different years without obtaining approval under Forest (conservation) Act, 1980 and intimate the same to the Ministry of Environment and Forest.	:	Complied and accordingly charges for payments assessed i.e for 1.28 ha already deposited
9.	The state Government shall raise Penal Compensatory afforestation from the funds to be realized from the User agency, over degraded forest land double in extent to the forest land utilized for non- purpose without obtaining approval under Forest (Conservation) Act, 1980.	:	User Agency has paid an amount of Rs. 6,52,800/-(2.56ha x 2.55 lakhs 2 times) towards raising of Penal CA through e payment mode with e-payment mode vide transactions date 30-3-2016 & 30-7-2017
10.	The State Government shall realize from the user agency Penal NPV @ 20% of the rates applicable on the date of grant of the stage I approval, of forest land utilized for non- forest purpose without obtaining approval under the Forest(conservation) Act 1980 for each year or fraction thereof. (Explanation: In case a patch of forest land has been utilized for non- forest purpose without obtaining approval under the FC Act for 3 years, penal NPV to be realized in respect of such forest land will be at the Rate of 60% of the rates applicable on the date of grant of Stage I approval).	:	User Agency has paid an amount of Rs. 7,47,520 @ Rs. 7.30 lakhs/ha. i.e. $1.28 \times 7.30 = 7.4752$ @ 80% NPV through e payment mode vide transactions dated 30-3-2016 & 30-7-2016.
11.	The State Government of Karnataka shall initiate necessary action in accordance with provisions of the Karnataka Forest Act, 1963 against the user agency for using the forest land for mining purpose without requisite approval from the competent authority. The enquiry in the Forest Offence Case booked against the user agency shall be completed before grant of the stage –II approval under the Forest (Conservation) act, 1980 for the said forest land.	:	The DCF, Kundapur has already submitted the report to higher authority vide their order No.A3/ATA/41/2014-15 (Moodabidre) dated 14-07-2016 & they have ordered for confiscation of 3,433 MT building stones extracted unintentionally, to the Government, duly imposing compound fee of Rs. 49,500/- in FOC No. 41/2014-15 dated 16-09-2014.
12.	The name of the officials responsible for the violation of the F(C) Act, 1980 shall be intimated to Regional office, Bangalore for initiating appropriate proceedings under Section – 3A and Section –3B of the Forest (Conservation) Act, 1980.		Replies already submitted on 1-10-2016 by nodal officer to GOK and GOI.
13.	Following activities shall be under taken by the User Agency at the project cost:-		
a)	A plan containing appropriate mitigative measures to minimize soil erosion and choking of streams shall be prepared and implemented.		Soil erosion, choking of streams totally avoided as per the directions of Deputy director, Department of Mines & Geology, Government of Karnataka.
b)	Planting of adequate drought hardy plant species and sowing of seeds in the appropriate area within the mining lease to arrest soil erosion.		Soil erosion has been taken for consideration it has been arrested wherever possible; whole area is rocky.
c)	Construction of check dams, retention/toe walls to arrest sliding down of the excavated material along the contour.		No chances have been left out for the sliding down of excavated material.
d)	Stabilize the overburden dumps by appropriate grading / benching so as to ensure that angles of repose at any given place is less than 28°		It is less than 28° as per norms dictated by Mines & geology department
e)	Strict adherence to the prescribed top soil management.		Top soil management has not been violated and same has been monitored by Geologist, Department of mines & Geology.
14.	The user agency shall make online payment of the cost of the compensatory afforestation and Net Present Value with Adhoc-CAMPA through e-payment module of Forest clearance portal forest clearance.nic.in.		The User Agency has paid necessary charges on 30-03-2016 and 30-07-2016 towards CA, PCA NPV etc., to the tune of Rs. 31,94,705/- through e-payment mode.

15.	The user Agency shall obtain the Environmental Clearance as per the provisions of the Environmental (Protection) Act. 1986, if required.	Member secretary, SEIAA, Karnataka has issued EC vide certificate no SEIAA 35 MIN2020 dated 19/6/2020.
16.	User Agency shall ensure demarcation of boundary of safety Zone (7.5 metre strips all along the other boundary of the mining lease area), and its protection by erecting adequate number of 4 feet high RCC boundary pillars inscribed with DGPS co-ordinates and deploying adequate number of 4 feet high RCC boundary pillars inscribed with DGPS co-ordinates and deploying adequate number of watchers under the supervision of the State Forest Department.	User Agency has erected 4feet high RCC pillars at 20 mtrs interval around the proposed forest area wherever possible . Same has been confirmed periodically by forest officials.
17.	In case of mining leases adjoining the habitation stretch of the boundary of the safety zone of the lease adjacent to the habitation/roads should be properly fenced by the user agency at the project cost to protect the vegetation / regeneration activities in the safety one.	No adjoining mining leases
18.	Safety Zone shall be maintained as green belt around the raining lease and to ensure dense canopy cover in the area, regeneration shall be taken in this area by the user agency at the project cost under the supervision of State Forest Department.	As the safety zone is rocky, greenery cannot be achieved.
19.	Afforestation on degraded forest land, to be selected elsewhere measuring one and half times the area of forest land under safety zone shall also be done by the user agency at the project cost under the supervision of the State Forest Department.	User Agency paid amount of Rs. 1.65495 lakhs towards 1.5 times of safety zone area i.e., $0.433 \times 1.5 = 0.6495$ ha. Though e payment mode vide transactions date 30-3-2016 & 30-7-2016
20.	User Agency either itself or through the State Forest Department shall undertake gap planting and soil and moisture conservation activities to restock and rejuvenate the degraded upon forests (having crown density less than 0.4), if any located in the area within 100m. from outer perimeter of the mining lease.	Entire area is rocky.
21.	The User agency shall undertake mining in a phased manner after taking due care for reclamation of the mined over area. The concurrent reclamation plan shall be executed by the user agency from the very first year, and an annual report on implementation thereof shall be submitted to the Nodal Officer Forest (Conservation) Act. 1980, Government of Karnataka and additional Principal Chief Conservator of Forests (Central), Ministry of Environment and Forests Regional Office (Southern Zone) Bangalore. If it is found from the annual report that the activities indicated in the concurrent reclamation plan are not being executed by the User Agency, the Nodal Officer or the Additional Principal Chief Conservator of Forrest (Central) may direct that the mining activities shall remain suspended till such time, such reclamation activities are satisfactorily executed.	Quarry plan has already been submitted to APCCF (FC) & nodal officer and it has been approved by GOI.
22.	Adequate care shall be taken to check any rolling of over burdens/dumps beyond diverted area and also to check soil erosion caused due to mining activities.	Building quarry has been monitored and controlled as per mines & geology Act.
23.	No labour camp shall be established on the forest land.	Not established
24.	The User Agency shall provide firewood preferably alternate fuel to the labourers and the staff working at the site so as to avoid any damage and pressure on the adjacent forest areas.	No damage to adjacent rocky forest areas

25.	The boundary of the mining lease and safety zone shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, forward and back bearing and distance from pillar to pillar, before Stage-II approval.		Already undertaken as per directions
26.	The forest land shall not be used for any purpose other than that specified in the proposal.		For building stone material quarry only
27.	Any other condition that the Addl. P.C.C.F. (Central, Regional Office, Bangalore may impose from time to time for protection, improvement of flora and fauna in the forest area and public convenience, shall also be applicable.		Submitted an undertaking as Annexure E
28.	The user agency and State Government shall ensure compliance to provisions of the all Acts Rules, Regulations and Guidelines, for the time being in force, as applicable to the project.		Noted
29.	Violation of any of the conditions shall invite penal action as deemed fit by the Additional Principal Chief Conservator of Forest (Central), Regional office, Bangalore.		Noted
30.	The compensatory Afforestation (CA) shall be raised over 1.28 ha. Identified non-forest land in Sy. No. 68/8, 68/2A, 68/1, 68/7, 68/6B. 124/1B & 124/1C Kabbinala village Karkala Taluk of Udupi District land at the cost of user agency. The State Government shall obtain prior permission of Central Government for any change of Compensatory Afforestation site.		Noted
31.	The Non-Forest land for compensatory afforestation shall be notified by the State Government as RF/PF under Indian Forest Act. 1927 or State Forest Act within a period of 6 months and Nodal Officer (FCA) shall report the compliance within 6 months.		Reported
32.	Handing and taking over of commencement of work in the land shall be done within a period of two year from the date of issue of Stage –II approval. The forest land shall be used only for the purpose for which it is diverted.		Quarrying Commenced immediately after getting lease from Mines & Geology.
33.	The GPS readings and location map of the degraded forest land selected for raising Penal Compensatory Afforestation shall be communicated to ministry of Environment and Forests, Govt. of India, Regional Office, Bangalore within 30 days of transfer of the forest land.		Submitted.
34.	Violation of any of the conditions shall invite penal action, as deemed fit by the Additional, Principal Chief Conservator of Forests (Central), Regional Office Bangalore.		Noted
35.	The User Agency shall have to produce copy of quarrying lease / license granted by the Department of Mines and Geology to an extent of 0.70 ha.		Quarry lease no DKD406 already submitted
36.	The User Agency shall not carry out quarrying in the remaining 0.58 ha. Area which shall be utilized only for dumping of material and approach.		Yes
37.	The User Agency shall have to clear all dues, as assessed by the Department of Mines and Geology pertaining to the quantity of material removed from the additional area used for quarrying and furnish no dues certificate.		No dues
38.	The User Agency shall have to clear the Forest Development Tax dues, with regard to the quantity removed from additional area used for quarrying.	:	No dues
39.	The state Government shall charge the net present value of the Forest land diverted under this	:	Already paid

	proposal from the user agency as per the order of the dated 28-03-2008 and 09-05-2008 of the Hon'ble Supreme Court.		
40.	The user Agency shall have to pay compensatory afforestation; Penal compensatory afforestation charges and any other penalties as stipulated by Ministry of Environment and Forests, Government of India.	:	Already paid
41.	The user agency shall have to mutate and transfer non-forest compensatory afforestation land of 1.78 ha. in favour of Karnataka Forest Department.	:	Already mutated
42.	The lessee shall pay lease rent as fixed by the Government from time to time.	:	Already paid
43.	The lease tenure is for a period of 10(ten) years with effect from 2-11-2010 i.e. co-terminus with the approval already accorded by the MOEF vide its letter dated 2-11-2010(for an extent of 0.50 ha)	:	FC expired on 1/11/2020
44.	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 should be resumed to the Forest Dept. u/s 82 of Karnataka Forest Act, 1963. The concerned Chief Conservator of Forests/Deputy Act, 1963. The concerned Chief Conservator of Forests/Deputy Conservator of Forests is authorized to take necessary action in this regard.	:	Leased area used only for quarrying purpose.
45.	No residential building shall be permitted in the proposed forest area.	:	NO
46.	The Karnataka Forest Act, 1963 and Rules, 1969 and other relevant Acts and Rules will be applicable for any violation.	:	Noted
47.	The lessee shall take up planting work on the static dumps during the advance quarrying operations.	:	Noted
48.	Before closing the quarry lease the lessee shall reclaim the quarry and rehabilitate the dumping area at his cost/or deposit the cost to Forest Department as calculated by the Deputy Conservator of Forests/ State Government.	:	Quarrying carried out for only 2 months
49.	The lessee shall carry out soil and moisture conservation and other necessary measures around the forest area diverted as per the plan prepared in consultation with the Deputy Conservator of Forests.	:	Noted
50.	The lessee shall undertake to protect rigidly the leased area and forest land surrounding the area from the leased site and shall ensure that no smuggling/poaching activities taken place in this area.	:	Noted
51.	The lessee shall not cut any trees without prior permission of the Forest Department and all produce of permitted felling shall be handed over to the material (Stones, jelly etc) should be strictly as per transit rules in force.	:	Noted

52.	In case of violation of agreement condition the Deputy Conservator of Forest will have right to suspend the mining activities.	:	Noted
53.	The boundary of the quarry shall be fixed by the erecting the stone pillars of four feet height.	:	Wherever possible RCC pillars erected
54.	No new roads shall be made/opened inside the forest.		Noted
55.	Quarrying shall be contained within gently slope, not exceeding 30 degrees.	:	Executed as per Mines & Geology guidelines.
56.	The waste debris generated shall be disposed of properly.	:	Yes
57.	The user agency shall ensure that there should be no damage to the available fauna and other flora.	:	yes
58.	No labour camp shall be established on the forest land.		No labour camp established
59.	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.		Noted
60.	The lessee shall not sub-lease, mortgage or hypothecate the forest area.		Noted
61.	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).		Noted
62.	The project completion report with as built drawing using total station survey superimposed on original approved drawings clearly indicating and highlighting the variation, if any, shall be submitted immediately after completion of the project.		Noted
63.	No change/modification in the approved land use plan shall be done without the permission of the Principal Chief Conservator of Forests (HoFF), Karnataka.		Noted
64.	GPS reading and location maps of degraded forest land identified for compensatory afforestation as well as the forest land diverted shall be communicated to this office within 25 days of transfer of the forest land.		Already CA land mutated in the name of KFD
65.	Any other conditions imposed by the Principal Chief Conservator of Forests, (HoFF), Karnataka during the currency of the lease shall be complied with by the user agency.		Already submitted undertaking
66.	Any dispute or difference or claim arising out of or in connection with, or relating to the present contract or the breach, termination or invalidity thereof, shall be referred and settled under the Arbitration Centre- Karnataka (Domestic & International) Rules 2012, by one or more arbitrators appointed in accordance with its rules.		Noted