

C no. 17318/2004

From: **GREENIVASACHARY**  
**MANAGING DIRECTOR, KNNL** Ministry of Environment & Forests  
F. No. 8-30/97-FC  
Government of India  
F.C. Division

To:  
1) SHRI G. JAYARAMIAH, DCF, SHIMOGA  
2) SHRI R.UDAY KUMAR, CF, SHIMOGA

Paryavaran Bhawan,  
CGO Complex, Lodhi Road,  
New Delhi - 110 003.  
Dated: 13-12-2004

To

✓ The Principal Secretary (Forests),  
Government of Karnataka,  
Bangalore.

Sub: Diversion of 449.55 hectare of forest land for Upper Tunga Project, Distt. Shimoga, Karnataka.

Sir,


I am directed to refer to your letter No.FEE 89 FGL 94 dated 16-12-1996 on the above mentioned subject, seeking prior approval of the Central Govt. in accordance with Section-2 of Forest (Conservation) Act, 1980 and to say that the proposal has been examined by the Advisory Committee constituted by the Central Government under Section 3 of the aforesaid Act.

After careful consideration of the proposal of the State Government and on the basis of the recommendation of the above mentioned Advisory Committee, Indian Board of Wildlife, Central Empowered Committee and the orders of the Hon'ble Supreme Court, the Central Government hereby conveys its approval under section 2 of Forest (Conservation) Act, 1980, for diversion of 449.55 hectare forest land for Upper Tunga Project, District Shimoga, Karnataka, subject to fulfilment of following conditions:-

1. Legal status of forest land shall remain unchanged.
2. Compensatory afforestation shall be raised and maintained over equivalent non-forest land by the State Forest Department.
3. The non-forest land for compensatory afforestation, shall be notified by the State Government as RF under section - 4 of the Indian Forest Act, 1927 or the State Forest Act, within a period of 6 months and Nodal Officer (Forest Conservation) shall report the same to the Government.
4. The compensatory afforestation, plantations shall be raised and maintained by the State Forest Department.
5. The State Government shall deposit all the funds including Net Present Value of diverted forest land with Compensatory Afforestation Fund Management and Planning Authority (CAMPA). Till such time the CAMPA intimates the Head of Account for deposition of funds, the funds will be maintained in the form of fixed deposits in a Nationalized Bank, in the name of concerned Nodal Officer/DFO by the State Government.
6. Demarcation of the area will be done on ground at project cost using four feet high RCC pillars. The pillars shall indicate serial numbers, forward and back bearings and distance between adjacent pillars.

7. Trees shall not be felled upto 2 metre below FRL.
8. Trees shall be felled under the supervision of State Forest Department and only when becomes necessary.
9. Islands of the Mandegadde Bird Sanctuary shall be raised sufficiently to avoid its submergence at the project cost under supervision of Wildlife wing of State Forest Department.
10. All the safeguards and conditions stipulated by the Indian Board of Wildlife (IBWL) shall be strictly followed.
11. Reservoir so created shall be declared as 'Reserved Forest' under Indian Forest Act, 1927 and regulated fishing rights shall be allowed.
12. Water will be provided free of cost to the Forest Department for raising nursery/plantations in nearby areas.
13. No labour camps shall be established on the forest land. Labourers shall be provided fuelwood after procuring it from the State Forest Development Corporation.
14. The catchment area treatment works shall be executed as per the plan under the supervision of the State Forest Department.
15. The forest land shall not be used for any purpose other than that specified in the proposal.
16. Any other condition that the State Government or the Chief Conservator of Forests (Central), Regional Office, Bangalore may impose from time to time in the interest of conservation, protection or development of forests.

Yours faithfully,



(ANURAG BAJPAI)

Assistant Inspector General of Forests

Copy to:-

1. The Principal Chief Conservator of Forests, Government of Karnataka, Bangalore.
2. Member Secretary, Central Empowered Committee for information.
3. The Chief Conservator of Forest (Central), Regional Office, Bangalore.
4. The Nodal Officer, Office of the PCCF, Government of Karnataka, Bangalore.
5. DIG (Wildlife), Ministry of Environment & Forests for information.
6. RO (Hq). New Delhi.
7. Director (IA), Ministry of Environment and Forests.
8. Shri A.D.N. Rao, Advocate, Supreme Court for information.
9. User Agency.
10. Monitoring Cell of FC Division
11. Guard file.

(ANURAG BAJPAI)

Assistant Inspector General of Forests

"ATTESTED"

  
Executive Engineer,

V.J.N.L., No.2, U.B.P. Division,

B.R. Project-577115