

TAMILNADU FOREST DEPARTMENT
Wildlife Division, Nagapattinam

From

Abhishek Tomar ,I.F.S.,
Wildlife Warden,
Nagapattinam.

To

1. The Divisional Engineer
Highways department,
(Construction and
Maintenance)
Thennamara salai,
Mayiladuthurai.
2. The Divisional Engineer
Highways department,
(Construction and Maintenance),
Mahalakshmi nagar, Palpannaichery,
Nagapattinam.

Ref.No. 2930/2013/D Dt: 11.07.2024

Sir,

Sub: Forests - Revised demand notice for diversion of 0.53 ha of forest land in Pudupattinam RF Bit-1 For reconstruction of new bridge in stretch of 18/4 Puthur - Puthupattinam Palayar road in favour of the Divisional Engineer (Highways), Construction and Maintenance, Nagapattinam- Reg

- Ref:
1. The Government of India
Ref. No F.No.4/TNB012/2017/CHN/1239, Dated: 07.08.2017.
 2. This Office Ref. No 2930/2013/D/Dated 10.09.2018,
14.04.2019, 06.05.2019, 24.05.2014, 05.09.2019, 21.02.2020.
 3. The Divisional Engineer (Highways) Nagapattinam Ref. No
151/2017/A4 Dated: 10.03.2020, 20.08.2020.
 4. Show cause notice issued by the MOEF & CC Regional office
Chennai. F.No 4-TNB012/2017-CHN/1132, Dated 05.10.2023
 5. This Office reference No 2930/2013/D Dated 27.06.2024
 6. This Office reference No 2930/2013/D Dated 04.07.2024

Vide reference 5 and 6 cited above, revised demand notice was issued for processing of stage II clearance for the proposal mentioned in reference 1 above. After consultation with nodal office in Chennai, it has come to the notice that NPV rate has not been applied correctly in reference 5 and 6. Accordingly corrections have been made and revised demand notice is issued for necessary action.

Revised Demand Notice

With reference to the above, Stage I Forest Clearance has been given by The Govt. of India MOEF&CC New Delhi vide ref. 1st cited for diversion of 0.53 ha of forest land in Pudupattinam RF Bit-I of this division. Based on the conditions stipulated, demand notice has been issued by Wildlife Warden Nagapattinam vide reference 2nd above. The Highways department remitted the amount demanded by forest department vide reference 3rd cited.

However the demand notice mentioned in reference 2 above has to be corrected because it does not ensure compliance of all the conditions mentioned in reference 1 above. The Net present value calculation is wrong in both area and also the per hectare value to be used. Since user agency has already paid NPV for 0.15 ha, they need to pay NPV only for balance 0.38ha area. Also the per hectare value to be used should be ECO-CLASS II under dense category which is 11,16,900/- rupees per hectare. Also the demand notice has asked for payment of 64,483/- rupees towards lease rent which is not supposed to be remitted in State CAMPA account.

So in light of above observations regarding demand notice issued by reference 2 above and also to ensure compliance of all conditions as mentioned in stage I permission, a revised demand notice is hereby issued as above. Based on the demand notice, the user agency is directed to pay an amount of **3,30,050/-** (Rupees Three lakhs sixty thirty thousand and fifty only) by generating challan through the MOEF&CC Web portal (PARIVESH) as directed by the govt. of India MOEF&CC (Ad-hoc CAMPA) Ref. No 1-1/2011-CAMPA dated 04.11.2011.

It is further added that after remittance of above amount only, further processing of proposal can be done. It is also submitted that the proposal is pending for more than seven years. The stage I permission issued via reference 1 above is valid for five years. Already notice has been issued by MoEFCC, GoI, as to why stage I permission should not be revoked. So early action to be taken to remit the demand amount and submit the compliance report.

Breakup details of Demand Notice

S.No	Condition No	Description	Details of Demand	Amount (Rs)
1	iii) Remittance of NPV	The State Government shall charge the Net Present Value of the diverted forest land measuring 0.53 ha (if the extent of 0.15 ha of forest land included in the 0.53 ha proposed for diversion under subject proposal, then NPV for an extent of 0.38 ha may be collected) from the User Agency as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA Nos.826 with related IA's in Write Petition (Civil)No.202/1995.	NPV for 0.15 ha of land has already been paid by the user agency for an amount of 1,40,850/- rupees only. NPV amount for 0.38 ha of land is 4,24,422/- rupees (0.38 *11,16,900/-) . Above NPV rate under the category of ECO CLASS –II (Dense Category) is calculated based on the guidelines issued by the Govt of India in GOI MOEF&CC, New Delhi Ref No 5-3/2011/FC Vol-I Dated 19.01.2022,	4,24,422/-

2	v) Compensatory Afforestation	In part II of the online application, DFO, Nagapattinam Wildlife Division has mentioned that an area of 0.53 ha of forest land in Sirkazhi RF has been identified for compensatory afforestation with the financial outlay of Rs.8,06,946. The CA details like map with DGPS co-ordinates, CA scheme etc., shall be furnished and to be uploaded in web portal.	On perusal of the CA proposal for 8,06,946/- it is observed that the above amount includes three components – 1. Cost of raising the mangrove plantation and 10 years maintenance – 97,096 /- rupees only. 2. Chain link fencing – 2,12,180/- rupees only. 3. NPV value for 0.53 ha – 4,97,670/- rupees only. NPV amount has been already asked in S.No.1 Also it is not possible to carry out chain link fencing in swamp area of the RF proposed for mangrove afforestation. Also the cost for raising and maintaining of mangrove plantation for 10 years is not sufficient as per current rates. Hence a revised CA scheme has been prepared based on current rates to take up mangrove planting along with maintenance for 10 years in 0.53ha area in pudupattinam Bit-1 RF for an amount of 1,70,374/- rupees only.	1,70,374/- rupees only
3	vi) Penal Compensatory Afforestation	State Government shall carry out Penal Compensatory Afforestation (PCA) in degraded forest area in equivalent extent of area in violation of FCA, 1980 at the cost of the User Agency	Extent of area in violation of FCA, 1980 is 0.38ha. Hence an amount of Rs.1,22,154/- (Rupees one lakh twenty two thousand one hundred and fifty four only) is required to undertake mangrove plantation with 10 year	1,22,154

			maintenance in Pudupattinam Bit I RF over an area of 0.38ha.	
			Total amount to be remitted by the Highways department as per revised demand issued now	7,16,950/-
			Amount remitted by the Highways department on 20.08.2020 and hence to be adjusted in NPV	3,86,900/-
			Balance Amount to be Remitted	3,30,050/-

- Encl:1. CA Scheme for Compensatory afforestation (0.53 Ha)
2. CA Scheme for Penal Compensatory afforestation (0.38 Ha)
3. Copy of notice Issued by GOI. MoEFCC.

Yours Faithfully,
Sd/ Abhishek Tomar,
Wildlife Warden,
Nagapattinam.

1. Copy to Chief Conservator of Forests, Trichy Circle, Trichirapalli.
2. Copy to the Superintending Engineer, Highways Department, (Construction and Maintenance circle), Subramaniapuram, Trichirapalli-20.
3. The Assistant Divisional Engineer, (Construction and Maintenance) Thenpathi, Sirkazhi Post, Mayiladuthurai District.
4. The Forest Range Officer, Sirkazhi Range.

//t.c.b.o//

S. Sankar Kumar
11/07/24
Superintendent

Collectorate Complex, Nagapattinam, ✉ wlwngp@gmail.com

☎ 04365 253092

Estimate for Planting of Mangrove seedlings (Compensatory Afforestation Scheme for the diversion of 0.53 ha of Forest land in Pudhupattinam RF)

Total Area: 0.53 Ha

Wages Rate: Rs.650.85

Sl. No.	Name of work	FSR / SSR item No.	Quantity	Unit	Rate	Per	Amount
1	2	3	4	5	6	7	8
1	PLANTING						
1	Aligning and Marking	FSR 24-25 (5.2)	265	nos	898.17	1000	238
2	Sand and Silt under Water (SS20B) Earth work excavating and depositing on bank with initial lead of 10m & initial lift of 2m in Slush and silt under water upto 0.75m depth requiring the aid of basket and vessels (SS20B)	PWD SOR Date 2023-24 W-0056	277	M3	112.32	1	31113
3	Collection of Mangrove seedlings from pichavaram and Muthupet mangrove areas (since seed availability is limited in Cuddalore & Mayiladuthurai district) and transporting the seeds in vehicle and by head load to planting sites	Local Rate	350	Nos	9.00	1	3150
4	Planting of mangrove seedlings on either side of the canals	As per planting model estimate	350	Nos	42.00	1	14700
5	Total						49201
6	LWF @1%						311
7	Plantation protection mazdoor 1 No. 25 working days per month	FSR 24-25	6 month x 0.053 No		650.85		5174
8	Contingencies including documentation charges, unforeseen expenditure etc.,						311
	Total						54997
Cost Per Ha.							103767


 WildLife Warden
 Nagapattinam


**Model Estimate for 1st year maintenance of Mangrove Plantation
(Pudhupattinam RF)**

Total Area : 0.53 Ha

Wages Rate: Rs.650.85

Sl. No.	Name of work	FSR / SSR item No.	Quantity	Unit	Rate	Per	Amount
1	2	3	4	5	7	8	0
1	Earth work excavation and depositing on bank with initial lead of 10 m and initial lift of 2 m in slush and silt under water up to 0.75 m depth requiring the aid of basket and vessels (SS 20 B) I) Feeder Canel II) Distribution canal	PWD SOR 2023-24 W 0056	58	M3	112.32	1	6515
2	Plantation Protection Mazdoor	FSR 2024-25	0.795 days		650.85		517
3	Total						7032
4	LWF @1%						65
5	Contingency	Ls					142
6	Grand Total						7239

Rate Per Ha

13658.00

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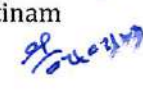
**Compensatory Afforestation Scheme for the diversion of 0.53 ha of Forest
land in Pudhupattinam RF**

Total Area in Ha **0.53**

Sl.no	Name of Work	Year	Total Amount (Rupees)	Rate Per Ha @Rs.
1	Planting	1st	54,997.00	1,03,767.92
2	1 st year Maintenance	2nd	7,239.00	13,658.49
3	2 nd year maintenance	3rd	7,963.00	15,024.53
4	3 rd year maintenance	4th	8,759.00	16,526.42
5	4th Year maintenance	5th	9,635.00	18,179.25
6	5th Year maintenance	6th	10,599.00	19,998.11
7	6th Year maintenance	7th	11,659.00	21,998.11
8	7th Year maintenance	8th	12,825.00	24,198.11
9	8th Year maintenance	9th	14,108.00	26,618.87
10	9th Year maintenance	10th	15,519.00	29,281.13
11	10th Year maintenance	11th	17,071.00	32,209.43
			1,70,374.00	

Specification

1. Estimates for the above has been prepared as per the Model Estimate for campa received in the Principal Chief Conservator of Forests (HOFF), Chennai ref.no.TS4/22483/2022 dated.13.10.2022 and FSR 2024-25



04/07/24
Wildlife Warden
Nagapattinam
 


Estimate for Planting of Mangrove seedlings (Penal Compensatory Afforestation Scheme for the diversion of 0.38 ha of Forest land in Pudhupattinam RF)

Total Area: 0.38 Ha

Wages Rate: Rs.650.85

Sl. No.	Name of work	FSR / SSR item No.	Quantity	Unit	Rate	Per	Amount
1	2	3	4	5	6	7	8
1	PLANTING						
1	Aligning and Marking	FSR 24-25 (5.2)	190	nos	898.17	1000	171
2	Sand and Silt under Water (SS20B) Earth work excavating and depositing on bank with initial lead of 10m & initial lift of 2m in Slush and silt under water upto 0.75m depth requiring the aid of basket and vessels (SS20B)	PWD SOR Date 2023-24 W-0056	199	M3	112.32	1	22352
3	Collection of Mangrove seedlings from pichavaram and Muthupet mangrove areas (since seed availability is limited in Cuddalore & Mayiladuthurai district) and transporting the seeds in vehicle and by head load to planting sites	Local Rate	251	Nos	9.00	1	2259
4	Planting of mangrove seedlings on either side of the canals	As per planting model estimate	251	Nos	42.00	1	10542
5	Total						35324
6	LWF @1%						224
7	Plantation protection mazdoor 1 No. 25 working days per month	FSR 24-25	6 month x 0.038 No		650.85		3710
8	Contingencies including documentation charges, unforeseen expenditure etc.,						174
	Total						39432
Cost Per Ha.							103768


 04/07/24
 Wildlife Warden
 Nagapattinam


 4/10/24

**Model Estimate for Ist year maintenance of Mangrove Plantation
(Pudhupattinam RF)**

Total Area : 0.38 Ha

Wages Rate: Rs.650.85

Sl. No.	Name of work	FSR / SSR item No.	Quantity	Unit	Rate	Per	Amount
1	2	3	4	5	7	8	0
1	Earth work excavation and depositing on bank with initial lead of 10 m and initial lift of 2 m in slush and silt under water up to 0.75 m depth requiring the aid of basket and vessels (SS 20 B) I) Feeder Canel II) Distribution canal	PWD SOR 2023-24 W 0056	41	M3	112.32	1	4605
2	Plantation Protection Mazdoor	FSR 2024-25	0.57 days		650.85		371
3	Total						4976
4	LWF @1%						46
5	Contingency	Ls					168
6	Grand Total						5190

Rate Per Ha

13658.00

WildLife Warden
Nagapattinam

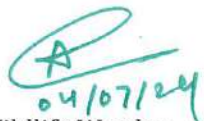


**Penal Compensatory Afforestation Scheme for the diversion of 0.38 ha of
Forest land in Pudhupattinam RF**

Total Area in Ha **0.38**

Sl.no	Name of Work	Year	Total Amount (Rupees)	Rate Per Ha @Rs.
1	Planting	1st	39,432.00	1,03,768.42
2	1 st year Maintenance	2nd	5,190.00	13,657.89
3	2 nd year maintenance	3rd	5,709.00	15,023.68
4	3 rd year maintenance	4th	6,280.00	16,526.32
5	4th Year maintenance	5th	6,908.00	18,178.95
6	5th Year maintenance	6th	7,599.00	19,997.37
7	6th Year maintenance	7th	8,359.00	21,997.37
8	7th Year maintenance	8th	9,195.00	24,197.37
9	8th Year maintenance	9th	10,115.00	26,618.42
10	9th Year maintenance	10th	11,127.00	29,281.58
11	10th Year maintenance	11th	12,240.00	32,210.53
			1,22,154.00	

Specification

1. Estimates for the above has been prepared as per the Model Estimate for campa received in the Principal Chief Conservator of Forests (HOFF), Chennai ref.no.TS4/22483/2022 dated.13.10.2022 and FSR 2024-25


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Wildlife Warden
Nagapattinam
 

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भारत सरकार

GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE

Regional Office (South Eastern Zone),

1st & 2nd floor, HEPC Building, No.34, Cathedral Garden Road,
Nungambakkam, Chennai - 600034, Tel. 044-28222041,

e-mail: ro.moefccc@gov.in / roefccc@gmail.com



F.No.4-TNB012/2017-CHN/1239

Date 07 August, 2017

To, The Principal Secretary to the Government of Tamil Nadu,
Environment & Forests Department,
Secretariat, Fort St. George, Chennai - 600 009.

Subject: Diversion of 0.53 ha of forest land in Pudupattinam Reserved Forests Bit-1 for reconstruction of New Bridge in the stretch of 18/4 Puthur-Puthupattinam Palayar road, in favour of the Divisional Engineer (Highways), Construction and Maintenance, Nagapattinam -reg

Sir,
Please refer to the State Government's letter 2762/FR.10/2017-2 dated 03.07.2017 and online Proposal No FP/TN/ROAD/8584/2014 seeking prior approval of the Central Government for diversion of forest land in accordance with Section '2' of Forest (Conservation) Act, 1980 for the above mentioned project.

After careful consideration of the proposal of the State Government, I am hereby directed to convey Central Government's approval in-principle (Stage-I) under Section '2' of Forest (Conservation) Act, 1980 for diversion of 0.53 ha of forest land in Pudupattinam Reserved Forests Bit-1 for reconstruction of New Bridge in the stretch of 18/4 Puthur-Puthupattinam Palayar road, in favour of the Divisional Engineer (Highways), Construction and Maintenance, Nagapattinam, subject to the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged.
- (ii) The demarcation of the proposed forest area shall be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of User Agency.
- (iii) The State Government shall charge the Net Present Value of the diverted forest land measuring 0.53 ha (if the an extent of 0.15 ha of forest land included in the 0.53 ha proposed for diversion under subject proposal, then NPV for an extent of 0.38 ha may be collected) from the User Agency as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA Nos.826 in 566 with related IA's in Writ Petition (Civil) No.202/1995.

19.4.17

- (iv) Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from User Agency.
- (v) In part II of the online application, DFO, Nagapattinam Wildlife Division has mentioned that an area of 0.53 ha of forest land in Sirkazhi RF has been identified for compensatory afforestation with the financial outlay of Rs.8,06,946. The CA details like map with DGPS co-ordinates, CA scheme etc shall be furnished and to be uploaded in web portal.
- (vi) State Government shall carry out Penal Compensatory Afforestation (PCA) in degraded forest area in equivalent extent of area in violation of FCA, 1980 at the cost of the user agency.
- (vii) Details of the degraded forest land to be identified for the Penal Compensatory Afforestation (PCA) i.e. Map with DGPS co-ordinates, CA scheme etc shall be furnished.
- (viii) The funds received from the User Agency towards Compensatory Afforestation and Net Present Value under this project shall be deposited in the respective bank account of the Tamil Nadu State CAMPA. The User Agency shall compulsorily deposit the CA and other levies only by generating challan through the Ministry's website.
- (ix) No tree shall be felled in the proposed forest land for diversion.
- (x) The muck generated in the earth cutting if any, will be disposed off at designated dumping sites and in no case the muck/debris will be disposed off in the Forest areas.
- (xi) The User Agency shall raise avenue plantations on both sides of the proposed road.
- (xii) State Government shall carry out mangrove plantation in nearby forest area at the cost of the user agency.
- (xiii) The Forestland proposed for diversion shall under no circumstances be transferred or subleased to any other agency, department or person without prior approval of the Central Government.
- (xiv) The layout plan of the proposal shall not be changed without the prior approval of the Central Government.

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- (xv) The User Agency shall obtain the Environment Clearance as per the Environment (Protection) Act 1986, if required.
 - (xvi) Minimal disturbance should be ensured by creating labour camps outside the forest area as far as possible and it will be the responsibility of the UA to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna.
 - (xvii) The total forest area utilized for the project shall not exceed 0.53 ha and the sanctuary area diverted shall not be used for any purpose other than those shown in the diversion proposal.
 - (xviii) User agency and the 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.
 - (xix) Any other condition that the Central Government or Addl. PCCF(Central) of Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the user agency.
 - (xx) The Progress of the Compensatory Afforestation under the jurisdiction of DFO, Nagapattinam Wildlife Division shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Regional Office.
 - (xxi) In the event of failure to comply with any of the above conditions the user agency is liable for penal action as decided by the Additional PCCF (Central), Regional Office, Chennai.


After receipt of the compliance report on above mentioned conditions, the proposal will be considered for final approval. Transfer of forest land to User Agency shall not be effected prior to the issue of final approval. This in-principle approval shall be valid for a period of 5 years. In the event of noncompliance of the above conditions, this in-principle approval shall automatically stand revoked after 5 years.


Yours faithfully,

(D.Sathiyar)
Conservator of Forests (Central)

Copy to:-

1. The Director General of Forests & Special Secretary to Govt. of India, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi - 110 003.

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2. The Principal Chief Conservator of Forests, Govt. of Tamil Nadu, Forest Department, No.1, Jeenis Road, Panagal Building, Saidapet, Chennai - 600 015.
 3. The Additional Principal Chief Conservator of Forests/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Govt. of Tamil Nadu, Forest Department, No.1, Jeenis Road, Panagal Building, Saidapet, Chennai - 600 015.
 4. The Director, RO(HQ) Division, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi - 110 003.
 5. The Divisional Engineer (Highways), Construction and Maintenance, Nagapattinam, Tamil Nadu.
 6. Guard file.


(D.Sathiyar)
Conservator of Forests (Central)



Date 18.8.2020

Branch Nagarkurnool

Received ₹ 386900/-

From Divisional Engineer (Civil) Nagarkurnool

For remittance of NEFT/RTGS by way of (i) Transfer (only NEFT), (ii) Cash (only NEFT), (iii) Cheque (NEFT/RTGS) using

Cheque No. 542769 / DT: 18.8.2020

favouring Forest & Wildlife Warden

A/c No. 10977884198

IFSC Code UBIN0534498

Beneficiary Bank & Branch Sindhya Nagar, Delhi

Amount ₹ 386900/-

Bank's Charges ₹

Total ₹

(Rupees only)

Counter Foil 100999142-V2_M073

For office use
UTR No.

Branch Manager

