

I/57148/2023



भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST &
CLIMATE CHANGE

क्षेत्रीय कार्यालय, REGIONAL OFFICE

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**BY SPEED POST**

F.No.4-KRB 1339/2022-BAN/
Dated the 7th November, 2023

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To

The Additional Chief Secretary to Government of Karnataka,
Forest, Ecology & Environment Department,
M.S. Building, Dr. Ambedkar Veedhi,
Bangalore - 560 001.

Subject: Diversion of 4.5769 ha. of forest land in Sy.No.12, Siriyuru village, Shivamogga District (Bhadravathi Forest Division) for construction of Instrument Landing System (ILS) in Shivamogga Airport for Social/ Commercial purpose in favour of the Executive Engineer, Special Division, Public Works Department, Shivamogga - reg.

Sir,

Please refer to the State Government's letters No.FEE 06 FLL 2022 (e) dated 02/02/2022 and 15/06/2022 seeking prior approval of the Central Government in accordance with Section'2' of Forest (Conservation) Act, 1980 in respect of the above project. The in-principle (Stage-I) approval to the project was accorded by the Central Government vide letter of even number dated 25th July, 2022. The State Government vide letter No.FEE 06 FLL 2022 (e) dated 18/01/2023 and 02/11/2023 has reported compliance to the conditions stipulated by the Central Government in the in-principle approval.

After careful consideration of the proposal of the State Government, I am directed to convey Central Government's final approval (**Stage-II**) under Section'2' of Forest (Conservation) Act, 1980 for diversion of 4.5769 ha. of forest land (i.e.3.2429 ha. of forest land for construction of Instrument Landing System and 1.3340 ha. of forest land for realignment of existing road) in Sy.No.12, Siriyuru village, Shivamogga District (Bhadravathi Forest Division) for Shivamogga Airport in favour of the Executive Engineer, Special Division, Public Works Department, Shivamogga, subject to the following conditions: -

A. Conditions which need to be complied prior to issue of final approval by State Government and handing over of forest land to User Agency:

1. The conditions required to be adhered under Forests Right Act, 2006 as per the guidelines issued under Forest (Conservation) Act, 1980 shall be strictly complied with.
2. The State Government shall upload the KML file of the forest area diverted and CA area on the e-green watch portal with all requisite details.

B. Conditions which need to be complied after handing over of forest land to the User Agency by the State Government:

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1. The legal status of forest land shall remain unchanged.
2. The boundary of the forest land to be diverted shall be suitably demarcated on ground at the cost of User Agency as per the directions of concerned Divisional Forest Officer. The boundary between the forest area and the area proposed to be diverted shall be fenced at the cost of the user agency, to avoid encroachment, man-animal conflict, etc.
3. Compensatory Afforestation shall be raised over an extent of 9.88 ha. at Sy.No. 2, 3 and 4 of Emmedoddi village, Kudigere Hobli, Bhadravathi Taluk, Shivamogga District within three years from the date of Stage –II Clearance and maintained thereafter by the State Forest Department at the cost of the User Agency and at least 1000 plants per hectare shall be planted over identified non forest land. If it is not possible to plant so many saplings in the area identified for CA, then balance saplings will be planted in identified degraded forest land in Sy. No. 32 of Guddadaneralakere village of Anthergange State Forest as per prescriptions of approved working plan with provision for ten years maintenance. The CA scheme shall include demarcation non forest land using chain link fencing with provision for SMC work and planting of tall plants.
4. The 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 and the same shall be transferred to the designated CAMPA Account.
5. Tree felling shall be restricted to the barest minimum possible and under confirmation from the local forest officials.
6. All statutory clearances including Environment Clearance, if applicable shall be obtained before commencing the work in forest area.
7. Suitable signages for speed regulation and animal safety will be erected along the road through forest areas.
8. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
9. The layout plan of the proposal shall not be changed without the prior approval of the Central Government.
10. No labour camp shall be established on the forest land.
11. No additional or new paths will be constructed inside the forest area for transportation of construction materials for execution of the project work.
12. The forest land shall not be used for any purpose other than that specified in the project proposal.
13. The total forest area utilized for the project shall not exceed 4.5769 ha.
14. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.
15. The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government;
16. No damage to the flora and fauna of the adjoining area shall be caused.
17. The concerned Divisional Forest Officer, will monitor and take necessary mitigative measures to ensure that there is no adverse impact on the forests in the surrounding area.
18. The User Agency shall submit the annual self -compliance report in respect of the above stated conditions to the State Government and Integrated Regional Office, Bangalore by the end of March every year.
19. Any other condition that the Ministry of Environment, Forest and Climate Change may stipulate from time to time in the interest of conservation, protection and development of Forest and Wildlife.
20. The State Government and user agency shall comply the provisions of the all Acts,

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Rules, Regulations, Guidelines, NGT order & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.

21. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-FC dated 28.03.2019.

Yours faithfully,

(M.K.Shambhu)

Deputy Inspector General of Forests (Central)

Copy to:-

1. The Inspector General of Forests (ROHQ Division), Govt. of India, Ministry of Environment, Forests and Climate Change, Indira Paryavaran Bhavan, Agni Wing, Aliganj, Jor Bagh Road, New Delhi – 110 003.
2. The Principal Chief Conservator of Forests (HoFF), Forests Department, Govt. of Karnataka, Aranya Bhavan, 18th Cross, Malleswaram, Bangalore – 560 003.
3. The Principal Chief Conservator of Forests (FC) /Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Govt. of Karnataka, Aranya Bhavan, 18th Cross, Malleswaram, Bangalore – 560 003.
4. The Executive Engineer, Special Division, Public Works Department, Near KSRTC Bus Stand, Shivamogga -577 201.
5. Guard file.

(M.K.Shambhu)

Deputy Inspector General of Forests (Central)

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