

भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सडक परिवहन एंव राजमार्ग मंत्रालय) परियोजना कार्यान्वयन इकाई : चित्तूर.

National Highways Authority of India

(Ministry of Road Transport & Highways)

Project Implementation Unit - Chittoor.

ड. नं. 2-1273/1F, बी. वी. रेड्डी कॉलोनी, चित्तूर, आंध्र प्रदेशा - 517001 D. No. 2-1273/1F, B. V. Reddy colony, Chittoor, Andhra Pradesh - 517001

दूरभाषा Tel : 08572 - 357715 ई-मेल E-mail : chittornhaipiu@gmail.com, piuchittoor@nhai.org NHAI/PIU-CTR/18002/Forest/CTR/Pkg-IV/2022/ ४१८

Date: 04.11.2022

To, The District Forest Officer Thiruvallur Division Thiruvallur.

Sub: NHAI-PIU-Chittoor - Forest - Forest (Conservation) Act, 1980 - Chennai Circle -Tiruvallur Forest Division - Proposal (No. FP/TN/Road/53276/2020) for diversion of 14.029 Ha of forest land in Tiruvallur Forest Division for construction of six lane highways green field corridor from Chittoor to Thatchur road (NH 716B) lies in 3.4186 Ha of area in Thirumalairajupettai resered Forests and 10.6103 Ha of forest area in Nediyam Reserved Forests of Tiruvallur District in favour of the Project Director, NHAI-PIU-Kancheepuram - EDS raised by Special Secretary ECC&F, Chennai -Compliance - Reg.

Ref: 1. Special Secretary (Forests), ECC&F. Lr. No. 17849/FR.10/2022-1, dt: 27.10.2022.

2. District Collector, Tiruvallur. Lr. No. R.Dis/F2/24342/2020, dt: 15.02.2021.

3. Dy. IGF, MoEF&CC. File No. 11-43/2013-FC, dt: 26.02.2019.

Sir,

This has reference to the Special Secretary ECC&F, Chennai letter 1st cited above, wherein raised EDS as under:

1. The provisions of Forest (Conservation) Rules, 2022 shall apply to the proposals submitted online through Parivesh portal and which have not been accepted by the Nodal Officer before 28.06.2022 and as per the Forest (Conservation) Rules, 2022, proposal involving forest land of five hectares or more shall be forwarded by the Nodal Officer (FCA) along with the recommendation of the Project Screening Committee. As the subject proposal has been recommended by the Nodal officer. Additional Principal Chief Conservator of Forests (FCA) on 13.10.2022. I am to request you to clarify the reason for submitting the proposal without the recommendation of Project Screening Committee to Government.

Reply: It is clearly stated that the proposal submitted online through Parivesh portal and which have not been accepted by the Nodal Officer before 28.06.2022 and required recommendation by the Project Screening Committee for proposal involving forest land of five hectares or more as per Forest (Conservation) Rules 2022. The proposal was accepted by the Nodal Officer on 29.06.2021 and requested for submitting hard copies (Timeline detail sheet is hereby enclosed). Accordingly, hard copies were submitted to DFO, Thiruvallur and subsequently acknowledgment receipt of DFO was uploaded in Parivesh Portal on 29.07.2021. Hence, the EDS raised by the Special Secretary ECC&F may not be applicable for instant proposal.

2. As per the format prescribed in Form-I for linear projects in the Comprehensive guidelines of Forest (Conservation) Act, 1980, the District Collector's Certificate in respect of Forest Rights Act, 2006 shall contain the signature along with the Full Name and official seal of the District Collector. However, the User Agency has furnished only the Xerox copy of the said Certificate.

<u>Reply</u>: It is clearly stated in vide reference 3rd cited above, MoEF&CC clarified that as per the provision under Forest (Conservation) amendment rules, 2016 the compliance under FRA is not required for consideration of in-principle approval. This has to be furnished by the State Government for consideration of the proposal by the Ministry for final approval. However, the original FRA certificate along with signature and official seal of the District Collector, Thiruvallur obtained and furnished to Nodal Officer/PCCF Chennai through special messenger on 01.11.2022 (Acknowledge of the receipt is enclosed).

In view of the above, you are hereby requested to accord In-Principle (Stage-I) FC approval at the earliest in the interest of the National Project.

Thanking you,

Yours faithfully,

Encl: As above

(R. PRASANTH)
DGM (T) & Project Director

Copy submitted to:

- 1. Special Secretary (Forests), ECC&F, Secretariat, Chennai-9 for kind information.
- 2. RO, NHAI, Vijayawada for kind information.
- 3. PCCF / Nodal Officer, Chennai-32 for information and necessary action please.
- 4. Conservator of Forests, Chennai Circle, Chennai-06 for information and necessary action please.



ENVIRONMENT, CLIMATE CHANGE & FOREST(FR.10) DEPARTMENT, SECRETARIAT, CHENNAI 9.

Letter No.17849/FR.10/2022-1, dated 27.10.2022

From Thiru.K.Rajkumar, I.F.S., Special Secretary (Forests).

To
The Principal Chief Conservator of Forests
(Head of Forest Force),
Chennai-32.

Sir.

Ref:

Sub: Forests - Forest (Conservation) Act, 1980 - Chennai Circle - Tiruvallur Forest Division - Proposal (No.FP/TN/Road/53276/2020) for diversion of 14.029 ha of forest land in Tiruvallur Forest Division for construction of six lane highways green field corridor from Chittoor to Thatchur road (NH 716B) lies in 3.4186 ha of area in Thirumalaira jupettai Reserved Forests and 10.6103 ha of forest area in Nediyam Reserved Forests of Tiruvallur District in favour of the Project Director, National Highways Authority of India, PIU-Kancheepuram, Chennai - Regarding.

Your Letter No.TS3/41320/2020, dated 21.10.2022.

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I am directed to invite your attention to the reference cited and to state that, the provisions of Forest (Conservation) Rules, 2022 shall apply to the proposals submitted online through Parivesh portal and which have not been accepted by the Nodal Officer before 28.06.2022 and as per the Forest (Conservation) Rules, 2022, proposal involving forest land of five hectares or more shall be forwarded by the Nodal Officer (FCA) along with the recommendation of the Project Screening Committee. As the subject proposal has been recommended by the Nodal Officer, Additional Principal Chief Conservator of Forests (FCA) on 13.10.2022, I am to request you to clarify the reason for submitting the proposal without the recommendation of Project Screening Committee, to Government.

2. Further, as per the format prescribed in Form-I for linear projects in the Comprehensive guidelines of Forest (Conservation) Act, 1980, the District Collector's Certificate in respect of Forest Rights Act, 2006 shall contain the signature along with the Full Name and official seal of the District Collector. However, the User Agency has furnished only the xerox copy of the said Certificate. I am,

therefore directed to request you to obtain and send the original certificate of the District Collector, Tiruvallur with his full name and authenticated seal, to Government, for further consideration of the proposal.

Yours faithfully,

M. Megala 27/10/2022

for Special Secretary (Forests)

FORM-I

(for linear projects)
Government of Tamil Nadu
Office of the District Collector, Tiruvallur

No.R.Dis/F2/24342/2020

Dated:15.02.2021

TO WHOMSOEVER IT MAY CONCERN

In compliance of the Ministry of Environment and Forests (MOEF), Government of India's letter No.11-9/98-FC (pt) dated 3rd August 2009 wherein the MOEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 ('FRA' for short) on the forest land proposed to be diverted for non-forest purposes read with MOEF's letter 5th February 2013 wherein MOEF issued certain relaxation in respect of linear projects, it is certified that 14.02.90 Hectares of Forest land in Pallipattu Reserve Forest proposed to be diverted in favour of National Highways Authority of India for the formation of Green field corridor from Chittoor to Thatchur Section of NH-716B in Tiruvallur District falls within jurisdiction of Puniyam, Kellpudi, Samanthawada and Thirumalrajapettai Villages of Pallipattu Taluk.

It is further certified that

- a) The complete process for identification and settlement of rights under the FRA has been carried out for the entire 14.02.90 Hectares in Pallipattu RF area proposed for diversion. A copy of records of all consultations and meetings of the Forest Rights Committee(s), Gram Sabha(s), Sub-Division Level Committee(s) and the District Level Committee are enclosed as annexure 1 to 1 annexure.
- b) The diversion of forest land for facilities managed by the Government as required under section 3(2) of FRA have been completed and the Gram Sabhas have given their consent to it.
- c) The proposal does not involve recognized rights of Primitive Tribal Groups and Pre-agricultural communities.

Encl: As above.

P.PONNIAH, I.A.S.,
District Collector,
Tiruvallur District.

District Collector

DATE: 9/2/202)

The Punniyam Reserved Forest area of 1.9656 Ha in Punniyam Village under Pallipattu Range, Tiruttani Forest Division belongs to Forest department to be diverted to National Highway Authority of India. Gram Sabha Meeting at Gram Panchayat Office has been carried out on date 19/2/2021 for No objection for the Construction of Six lane Highway Green Field Corridor From Chittoor to Thatchur Section of NH -716B - FRA. The Proposal does not involve recognized right of primitive Tribal Group, Pre- Agricultural Communities and other traditional forest dwellers in Punniyam Reserved Forest in Punniyam Village, Taluka, Thiruvallur District, under.....D.UNNIYOM......Gram Panchayat. the provision of settlement of rights under the scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Right) Act, 2006 (FRA) is not applicable and there is no objection from Gram PanchayatPunniyam..... to hand over the Punniyam Reserved Forest land of 1.9656 Ha to National Highway Authourity of India.

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K. Jin & Jose S. W. Kelyr

DATE: 09, 02.2021

Thirumalrajpettai Reserved Forest area of 3.4186 Ha Thirumalrajpettai Village under Pallipattu Range, Tiruttani Forest Division belongs to Forest department to be diverted to National Highway Authority of India. Gram Sabha Meeting at Gram Panchayat Office has Construction of Six lane Highway Green Field Corridor From Chittoor to Thatchur Section of NH - 716B - FRA. The Proposal does not involve recognized right of primitive Tribal Group, Pre-Agricultural Communities and other traditional forest dwellers in Thirumalrajpettai Reserved Forest in Thirumalrajpettai Village, Pallipattu Taluka, Thiruvallur District, under.....T.H.R.V.MAL.R.A.J.1.P.E.J.T.A.J.......Gram Which comes Hence the provision of settlement of rights under the Panchayat. scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Right) Act, 2006 (FRA) is not applicable and there is no objection from Gram Panchayat THIRUMALRAIPETTA!... to hand over the Thirumalrajpettai Reserved Forest land of 3.4186 Ha to National Highway Authourity of India.

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DATE: 10-02-2021

The Keelapudi Reserved Forest area of 3.1762 Ha in Keelapudi Village under Pallipattu Range, Tiruttani Forest Division belongs to Forest department to be diverted to National Highway Authority of India. Gram Sabha Meeting at Gram Panchayat Office has been carried out on date 10-02-202) for No objection for the Construction of Six lane Highway Green Field Corridor From Chittoor to Thatchur Section of NH -716B - FRA. The Proposal does not involve recognized right of primitive Tribal Group, Pre- Agricultural Communities and other traditional forest dwellers in Keelapudi Reserved Forest in Keelapudi Village, Taluka, Pallipattu Thiruvallur District, under...... Samanthaxxa Keelapudi....Gram Panchayat. comes the provision of settlement of rights under the scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Right) Act, 2006 (FRA) is not applicable and there is no objection from Gram PanchayatKeelapudi..... to hand over the Keelapudi Reserved Forest land of 3.1762 Ha to National Highway Authourity of India.

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DATE: 10.02.2021.

The Samanthawada Reserved Forest area of 5.4685 Ha in Samanthawada Village under Pallipattu Range, Tiruttani Forest Division belongs to Forest department to be diverted to National Highway Authority of India. Gram Sabha Meeting at Gram Panchayat Office has been carried out on date . 10.02.202) for No objection for the Construction of Six lane Highway Green Field Corridor From Chittoor to Thatchur Section of NH -716B - FRA. The Proposal does not involve recognized right of primitive Tribal Group, Pre- Agricultural Communities and other traditional forest dwellers in Samanthawada Reserved Forest in Samanthawada Village, Pallipattu Taluka, Thiruvallur District. Which the provision of settlement of rights under the scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Right) Act, 2006 (FRA) is not applicable and there is no objection from Gram Panchayat ... Saman Havada..... to hand over the Samanthawada Reserved Forest land of 5.4685 Ha to National Highway Authourity of India.

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பொடுள்: 42

பாற்கையில் காணும் திமட கியக்கோ, 8த்திய சிகடுக்குவன காத்தியும் அவற்கள்ள கடித்தல் த மேவள்கேற் 200வட்டும், von கிற்படிடு வட்டம். புண்ணியம், கூறப்புடி, சுரமு ந்தனாடி மற்றும் தீடுமால் நாதம்-பேட்டை திறங்கள்கள் சில புல வண்கள்வ 14.0289 கிறைக்குடர் அவத்துறைக்கே டுகுத்தும்றன தேலங்களை தேசிய டுதுத்துறை தித்தூற் டுதல் தச்சூர் வறை NH 716B தியத்திற்காக கல வடுப்பு செய்வதற்காக Forest Rights Act, 2006- in us FRA Certificate

BENJETIC Goment.

<u>வனவே சித்தார் டிதல் நச்சூர் வரை அகைக்கப்படவுள்ள</u> Egitu Ols BACOON NH-716 B July Sport So Or Gily Spinis Go Or Gily Spinis Colajoin along my se Of 138 know Bour Bour BESE FRA Centificate allying Forest Rights Act, 2006 - in up Albiguius 2006 am Egolo Janu Free giphonan Bai Beanin Gorgina & Comin By மாவயம், பள்ளிய்யுக் வடிடம், புண்ணையம், கிறப்புய, சிருத்தவாடா, 155 yris & Blance Jaggio Bucone John Amu Brechesonin Bussey To 01504 free agregioner Buygar Filonomio Boirdoman அறுப்பி வைக்க குறை ஒப்புதல் கோரப்படுத்தையு

File No.11-43/2013-FC

Government of India Ministry of Environment, Forest and Climate Change (FC Division)

Indira Paryavaran Bhawan Jor Bagh Road, Aliganj New Delhi-110003

Dated: January, 2019

To,

The Principal Secretary/Secretary (Forests)
All States/UTs Governments

Sub: Compliance of the Schedule Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006-regarding

Sir,

I am directed to refer to Forest (Conservation) amendment Rules 2016 as amended on 06th March, 2017 wherein inter-alia it has been provided that:

- (e) the District Collector shall
- (i) complete the process of recognition and vesting of forest rights in accordance with the provisions of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (2 of 2007) for the entire forest land indicated in the proposal.
- (ii) obtain consent of each Gram Sabha having jurisdiction over the whole or a part of the forest land indicated in the proposal for the diversion of such forest land and compensatory and ameliorative measures, if any, having understood the purposes and details of diversion, wherever required; and
 - (iii) forward his findings in this regard to the Conservator of Forests
- (f) the entire process referred to in clause (e) shall be completed by the District Collector within the time period stipulated in these rules for grant of in-principle approval under the Act to the proposal.
- (g) the Conservator of Forests shall examine the factual details and feasibility of the proposal, carry out site inspection in case the area of forest land proposed to be diverted is more than forty hectares, and forward the proposal along with his recommendations to the Nodal Office.

I am also directed to refer to references/communications received from various State Governments seeking clarification on whether FRA certificate is to be submitted before Stage-II compliance or it has been submitted along-with proposal for seeking Stage-I approval.

It is clarified that within the time period stipulated for compliance of stage-I

condition, Deputy Commissioner shall complete the process of compliance of FRA (including forwarding its findings to the concerned CF). Hence for the purpose of the MoEF&CC, as per the provision under Forest (Conservation) amendment rules, 2016 the compliance under FRA is not required for consideration of in-principle approval. This has to be furnished by the state Govt. for consideration of the proposal by the ministry for final approval.

In view of the above, the State Governments are requested to adhere the provisions contained in Forest (Conservation) Amendment Rules, 2016 for FRA purpose while forwarding the proposal for seeking prior approval under Section 2 of Forest (Conservation) Act, 1980 to this Ministry for consideration.

Dy. Inspector General of Forests

Copy to:

- 1. Prime Minister's Office
- 2. Secretary, Ministry of Mines, Government of India
- 3. Secretary, Ministry of Coal, Government of India
- 4. Secretary, Ministry of Petroleum and Natural Gas, Government of India
- 5. Principal Chief Conservator of Forests, all State/UT Governments
- 6. Nodal Officer, the Forest (Conservation) Act, 1980, all State/ UT Governments
- 7. All Regional Offices, Ministry of Environment, Forest and Climate Change (MoEF&CC), GoI.
- 8. Joint Secretary in-charge, Impact Assessment Division, MoEF&CC, GoI
- 9. All Assistant Inspector General of Forests/ Directors in the Forest Conservation Division, MoEF&CC, GoI/Director, ROHQ, MoEF&CC, GoI/TO(FC)/TO(RoHQ).
- 10.Sr. Director (Technical), NIC, MoEF&CC with a request to place a copy of the letter on website of this Ministry.
- 11.Sr. PPS to the Secretary, MoEF&CC
- 12.Sr. PPS to the Director General of Forest & Special Secretary, MoEF&CC, GoI
- 13.Sr. PPS to the Addl. Director General of Forests (Forest Conservation), MoEF&CC, GoI.

Shrawan Kumar Verma) Dy. Inspector General of Forests

0/0

12/3/19

भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

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National Highways Authority of India

(Ministry of Road Transport & Highways)
Project Implementation Unit - Chilloon

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NHAI/PIU-CTR/19028/CTR-EC/2022/776

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Date: 01,11.2022

To,
The Principal Chief Conservator of Forests (Head of Forest Force),
Velachery,
Chennai 32.

Sub: NHAI-PIU-Chittoor - Development of Six Lane Chittoor-Thatchur Highway of NH 716B from Km 0/000 (Varadharajula) to Km 116/100 (Kannigaipair) on Hybrid Annuity Mode under Bharatmala Pariyojana, in the State of Andhra Pradesh and Tamil Nadu - Proposal (No. FP/TN/Road/53276/2020) for diversion of 14.029 Ha of forest land in Tiruvallur Forest Division for construction of six lane highways green field corridor from Chittoor to Thatchur road (NH-716B) lies in 3.4186 Ha of area in Thirumalaira jupettai Reserved Forests and 10.6103 Ha of forest area in Nediyam Reserved Forests of Tiruvallur District - Submitting original FRA certificate - Reg.

Ref: Special Secretary (Forests) Lr. No. 17849/FR.10/2022-1, dt: 27.10.2022.

Sir.

This has reference to the letter above cited, wherein Special Secretary has raised EDS for diversion of 14.029 Ha of forest land.

In this regard, this office is submitting the original FRA certificate along with the signature and seal of the District Collector, Thiruvallur for taking necessary action.

Thanking you,

Yours faithfully,

Encl: As above

(T. ANANTA PADMANABHAN)
Site Engineer.

Site Engineer NHAL PIU. Chitton

TimeLine Details

Proposal received date at each stage of flow.

A. General Details

(i). Proposal No.: FP/TN/ROAD/53276/2020

(ii). Name of Project for which Forest Land is required: Construction of 6 lane Highway, Greenfield corridor from Chittoor – Thatchur road (NH 716B)

(iii). Short narrative of the proposal and Project/scheme for which the forest land is required: Construction of 6 lane Highway, Greenfield corridor from Chittoor – Thatchur road (NH 716B)

(iv). State: Tamil Nadu

(v). Category of the Project : Road

(vi). Shape of forest land proposed to be diverted: Linear

(vii). Area of forest land proposed for diversion(in ha.): 14.029

B. Time Line

	Proposal No.	Submitted by User	Shortcoming(if any) by Nodal	Resubmission of Proposal by User Agency	Query by Nodal Officer for submitting Hard Copies	receint		Circle		State Government	Regional Office	Stage-I Approva on	Stage-II IApproval on
2000000	FP/TN/ROAD/53276/2020	05/11/2020	24/02/2021	07/06/2021	29/06/2021	29/07/2021	Tiruvallur	Chennai :	Tamil :	Tamil Nadu:		900	
1000000	, .				-	,	:30/07/2021	01/06/2022	Nadu	21/10/2022			
2000000			30/11/2020	09/02/2021				(Tiruvallur)	15/07/2022				

C. Essential Details Sought History 2

Communication between Regional Office & State Government	Communication between State Government & Nodal Officer	Communication between Nodal Officer & Circle	Communication between Circle & Division	Communication between Division & User Agency
	Query raised by State Government (Tamil Nadu) on:30/10/2022	Query raised by Nodal Officer (Tamil Nadu) on:21/07/2022	Query raised by Circle (Chennai) on:01/08/2022	Query raised by DFO (Tiruvallur) on:02/08/2021
	011.30/10/2022	Replied by Circle(Chennai) on:14/09/2022	Replied by DFO (Tiruvallur) on:17/08/2022	Replied by UA on :14/02/2022
		Query raised by Nodal Officer (Tamil Nadu) on:26/09/2022	Query raised by Circle (Chennai) on:22/08/2022	Query raised by DFO (Tiruvaliur) on:21/02/2022
		Replied by Circle(Chennai) on:11/10/2022	Replied by DFO (Tiruvallur) on: 01/09/2022	Replied by UA on :22/02/2022
		Query raised by Nodal Officer (Tamil Nadu) on:01/11/2022	Query raised by Circle (Chennai) on:05/09/2022	
		Replied by Circle() on:	Replied by DFO (Tiruvallur) on: 07/09/2022	
			Query raised by Circle (Chennai) on:09/09/2022	
			Replied by DFO (Tiruvallur) on: 09/09/2022	
			Query raised by Circle (Chennai) on:27/09/2022	
			Replied by DFO (Tiruvallur) on:29/09/2022	
			Query raised by Circle (Chennai) on: 02/11/2022	
			Replied by DFO () on:	

NOTE:- Proposal is pending at DFO due to EDS raised by State Government .