



ABSTRACT

Forests – Tirunelveli Circle / Tirunelveli Forest Division - Diversion of 0.1196 ha. of forest land in Wolf Hill Reserved Forests for laying of drinking water pipe line for Combined Water Supply Scheme (CWSS) to Reddiarpatti and other 63 Rural habitations of Palayamkottai in Tirunelveli District in favour of Executive Engineer, Tamil Nadu Water Supply and Drainage Board, Tirunelveli under Section 2 of Forest (Conservation) Act, 1980 – Orders – Issued.

Environment and Forests (FR.10) Department

G.O.(Ms) No.86

Dated : 21.11.2020

சார்வரி, கார்த்திகை – 06 ,

திருவள்ளூர் ஆண்டு –2051

Read :

1. From the Principal Chief Conservator of Forests Letter No.TS4/42954/2019, dated 19.05.2020.
2. Government letter No.6502/FR.10/2020-1,dated 21.07.2020.
3. From the Principal Chief Conservator of Forests Letter No.TS4/42954/2019, dated 23.09.2020.

ORDER:

The Principal Chief Conservator of Forests in his letter first read above has furnished the proposal for diversion of 0.1196 ha. of forest land in Wolf Hill Reserved Forests for laying of drinking water pipe line for Combined Water Supply Scheme (CWSS) to Reddiarpatti and other 63 Rural habitations in Tirunelveli District in favour of Executive Engineer, Tamil Nadu Water Supply and Drainage Board, Tirunelveli for a period of 20 years, under Section 2 of Forest (Conservation) Act, 1980.

2. In the Government letter second read above, the Government have conveyed the State Government's in-principle approval (Stage-I) under Section 2 of Forest (Conservation) Act, 1980 for diversion of 0.1196 ha. of forest land in Wolf Hill Reserved Forests for laying of drinking water pipe line for Combined Water Supply Scheme (CWSS) to Reddiarpatti and other 63 Rural habitations of Palayamkottai in Tirunelveli District for a period of 20 years in favour of Executive Engineer, Tamil Nadu Water Supply and Drainage Board, Tirunelveli under general approval category as per the provisions made in the revised hand book of guidelines under Forest (Conservation) Act, 1980 for critical development initiatives for public utility, subject to certain conditions and requested to furnish the compliance report after satisfying all the conditions stipulated therein within a period of 5 years.

3. The Principal Chief Conservator of Forests in his letter third read above has furnished the compliance report in respect of the conditions stipulated in the Stage-I approval accorded for the said proposal and he has requested to issue final approval under General approval category for diversion of 0.1196 ha. of forest land in Wolf Hill Reserved Forests for laying of drinking water pipe line for Combined Water Supply Scheme (CWSS) to Reddiarpatti and other 63 Rural habitations in Tirunelveli District.

4. The Government after careful examination, accord the State Government's final (Stage-II) approval under Section 2 of Forest (Conservation) Act, 1980 for diversion of 0.1196 ha. of forest land in Wolf Hill Reserved Forests of Tirunelveli Range of Tirunelveli Forest Division for laying of drinking water pipe line for Muthur – Sivanthipatti Road water supply Combined Water Supply Scheme (CWSS) to Reddiarpatti and other 63 Rural habitations of Palayamkottai in Tirunelveli District for drinking water purpose only, for a period of 20 years in favour of Executive Engineer, Tamil Nadu Water Supply and Drainage Board, Tirunelveli under general approval category for critical development initiatives for public utility, subject to the following conditions:-

- 1) The legal status of the diverted forest land shall remain unchanged;
- 2) Felling of trees of spontaneous origin shall not be carried out.
- 3) The demarcation of the proposed forest area shall be carried out by erecting 4 feet height cement concrete pillars duly numbered at an interval of 20 mts. at the cost of User Agency.
- 4) The User Agency shall pay the Net Present Value (NPV) of the diverted forest area at the rates stipulated by the Ministry of Environment, Forests and Climate Change from time to time, 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 IAs in Writ Petition (Civil) No.202/1995.
- 5) 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 the User Agency. The User Agency shall furnish an undertaking to the effect.
- 6) The User Agency has to pay the cost of raising Compensatory Afforestation and maintenance of plantation, Protection of plantation etc. as fixed by the Forest Department and willingness to deposit additional amount if any suggested and demanded subsequently.
- 7) The User Agency shall be responsible for any loss to Flora and Fauna in the surroundings and shall take all possible measures to conserve the same.
- 8) The total forest area utilized for the project shall not exceed 0.1196 ha. and the forest land shall not be used for any other purpose other than that specified in the proposal.

- 9) The lease rent should be realized from the User Agency as per G.O.Ms.No.272, Environment and Forests (FR.XIII) Department, dated 15.04.1991 and subsequent changes.
 - 10) Period of lease is twenty years. The User Agency has to apply renewal proposal before 6 months of expiry of lease with the State Forest Department.
 - 11) Any other conditions that the District Forest Officer, Tirunelveli 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;
 - 12) In the event of failure to comply with any of the above conditions, the User Agency is liable for penal action as per Forest (Conservation) Rules, 2003 and action would be taken as per the Guidelines issued by the Ministry of Environment, Forests and Climate Change.
5. The Principal Chief Conservator of Forests is directed to take necessary action accordingly and send a report to Government in due course.

(BY ORDER OF THE GOVERNOR)

**SANDEEP SAXENA
ADDITIONAL CHIEF SECRETARY TO GOVERNMENT**

To

- ✓ The Principal Chief Conservator of Forests
(Head of Department), Chennai-15.
The Additional Director General of Forests (Central),
Government of India,
Ministry of Environment, Forests and Climate Change,
Regional Office (South Eastern Zone),
No.1st & 2nd Floor, HEPC Building,
Cathedral Garden Road,
Nungambakkam, Chennai-34.
The Inspector General of Forests,
Government of India,
Ministry of Environment, Forests and Climate Change,
Paryavaran Bhawan, CGO Complex,
Lodhi Road, New Delhi - 110 003.

Copy to:-

- The District Collector, Tirunelveli.
The Additional Principal Chief Conservator of Forests (Forest Conservation Act),
O/o. the Principal Chief Conservator of Forests, Chennai-15.
The Chief Conservator of Forests,
Tirunelveli Circle, Tirunelveli-627 007.
The District Forest Officer and Wildlife Warden,
Tirunelveli Forest Division, Tirunelveli-627 007.

The Executive Engineer,
Tamil Nadu Water Supply and Drainage Board,
Project Division, 1st Floor, Seevalaperi Road,
Shanthi Nagar,
Tirunelveli-627 002.
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// Forwarded By order //

Q. Varugi

SECTION OFFICER

21/11/2020