



भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE
समन्वित क्षेत्रीय कार्यालय
INTEGRATED REGIONAL OFFICE
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BY SPEED POST

F.No.4-KRA1178/2019-BAN/ 1199
Dated the 9th December, 2021

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 41.2081 ha. of forest land in Babiganahalli and 21 other villages in various Taluks and Districts (Gubbi and Tiputur Taluks of Tumkur District, Arasikere Taluk of Hassan District, Kadur and Tarikere Taluks of Chikkamagalur District and Bhadravathi Taluk of Shivamogga District) for widening of existing 2 lane to 4 lane of National Highway (NH -206) from Tumkur to Shivamogga Section under NHDP (12+310 km to 217+000 km) in favour of the Project Director, National Highways Authority of India (NHAI), Project Management Unit, Chitradurga -reg.

Sir,

Please refer to the State Government's letter No. FEE 101 FLL 2018 dated 18/01/2019 and 14/02/2019 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 20th February, 2019. The State Government vide letter No.FEE 101 FLL 2018 dated 23/02/2021 and 26/11/2021 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 41.2081 ha. of forest land in Babiganahalli and 21 other villages in various Taluks and Districts (Gubbi and Tiputur Taluks of Tumkur District, Arasikere Taluk of Hassan District, Kadur and Tarikere Taluks of Chikkamagalur District and Bhadravathi Taluk of Shivamogga District) for widening of existing 2 lane to 4 lane of National Highway (NH -206) from Tumkur to Shivamogga Section under NHDP (12+310 km to 217+000 km) in favour of the Project Director, National Highways Authority of India (NHAI), Project Management Unit, Chitradurga, subject to the following conditions:-

1. The legal status of forest land shall remain unchanged.
2. Demarcation of the proposed forest area shall be carried out by erecting cement concrete pillars duly numbered at an interval of 20 mts. at the cost of user agency.

3. Compensatory Afforestation (CA) over an extent of 83.00 ha. in Sy.No. 14 of Kurihalli and Sy.No. 20 of Mucchaveeranahalli village, Hagalvadi Hobli, Gubbi Taluk of Manchaladore State Forest, Tumkur District shall be raised and maintained by the State Forest Department at the cost of the User Agency. The State Government shall obtain prior permission of Central Government for change of location and schedule of compensatory afforestation, if any.
4. User Agency shall restrict the felling of trees to minimum number in the diverted forest land and trees shall be felled under the strict supervision of the State Forest Department.
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 User Agency and the same shall be transferred to the designated Adhoc CAMPA Account.
6. The KML file of the area diverted, CA area and the proposed SMC works shall be uploaded on the e-green watch portal with all requisite details before issue of final approval by the State Government.
7. The User Agency / concessionaire at their cost shall take up strip plantation on both sides and central verge of the road as per the IRC norms, wherever possible in consultation with State Forest Department as per the guidelines issued by Ministry vide letter No.FC-11/39/2020-FC dated 08/09/2021.
8. Mitigation Plan as approved by the CWLW for Wildlife Conservation in Chavdlapura, Bidrahalli Kaval and Kanchiganahalli areas of Tumkur Division needs to be implemented by the concerned Department/agencies at the cost of User Agency.
9. Soil and Moisture Conservation Works shall be taken up in 100 mts on either side of the road passing through forest areas in consultation with State Forest Department. Also, existing water bodies in the vicinity needs to be rejuvenated at the cost of User Agency.
10. Height of the electric poles may be maintained at 9 mtrs in the forest area.
11. NHAI authorities shall undertake annual fire protection works in consultation with the Forest Department in the Reserve Forest areas.
12. Any improvement work undertaken shall not create any block for Forest Departments access to Forest Estate all along the entire length of the NH passing through the forest area.
13. Overburden shall not be dumped outside the width of the road. The muck generated in the earth cuttings will be disposed of at the designated dumping sites and in no case the muck/debris will be allowed to roll down the hill slopes.
14. The layout plan of the proposal shall not be changed without prior approval of Central Government.
15. No labour camp shall be established on the forest land.

16. No additional or new permanent paths will be constructed inside the forest area for transportation of construction materials for execution of the project work.
17. 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.
18. No damage of the flora and fauna of the adjoining areas shall be caused.
19. The User Agency in consultation with the State Government shall create and maintain alternate habitat/home for the avifauna, whose nesting trees are to be cleared in this project. Bird's nests artificially made out of eco-friendly material shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project. The State Government shall ensure that the location details for such activities are identified by the User Agency in consultation with State Government before transfer of forest land to User Agency.
20. The User Agency shall submit the annual self compliance report in respect of the above conditions to the State Government and to this Regional Office of the Ministry, regularly.
21. In order to avoid human-animal conflict, no parking and resting facility will be provided along the highway, passing through the forest area.
22. The User Agency shall obtain the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if required.
23. 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.
24. The forest area shall be used for the purpose for which it is granted. The total forest area utilized for the project shall not exceed 41.2081 ha.
25. 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.
26. 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.
27. The State Government and user agency shall comply the provisions of the all Acts, 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.

Yours faithfully,



(B.N. Anjan Kumar)

Assistant Inspector General of Forests (Central)

Copy to:-

1. The Principal Chief Conservator of Forests (HoFF), Forests Department, Govt. of Karnataka, Aranya Bhavan, 18th Cross, Malleswaram, Bangalore – 560 003.
2. 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.
3. The Project Director, National Highways Authority of India, Project Implementation Unit, JMIT Campus, NH48, Tharalabalu Nagara, Chitradurga -577 502.
4. Guard file.



(B.N. Anjan Kumar)
Assistant Inspector General of Forests (Central)