



**GOVERNMENT OF KERALA**

Forest & Wildlife (C) Department

No-C3/82/2023-FWLD

24-02-2023, Thiruvananthapuram

From

The Additional Chief Secretary to Government

To

The Deputy Conservator of Forest (Central),  
Ministry of Environment, Forest & Climate Change,  
Government of India, Regional Office ( Southern Zone),  
Kendriya Sadan, 4th Floor, E & F Wing, 17th main Road,  
Koramangala, Bangalore-560034

Sir,

Sub: Forest & Wildlife Department - Proposal for diversion of 0.0077 ha of forest land under Section 2 of Forest (Conservation) Act, 1980 for the purpose of laying pipeline under Muppini Lift Irrigation Scheme in Chungathara Grama Panchayath in Nilambur North Division - reg

Ref: Letter No FC1-1091/2022 dated 01/02/2023 from the Additional Principal Chief Conservator of Forests, Nodal Officer, Thiruvananthapuram.

I am directed to recommend and forward herewith the proposal in Form A under Section 2(ii) of Forest (Conservation) Act, 1980 for diversion of 0.0077 ha of forest land in Nilambur (North) Forest Division for the Rehabilitation of Muppini Lift Irrigation Scheme in Chungathara Grama Panchayath for replacing damaged pipeline. Assistant Engineer, Minor Irrigation Section Nilambur is the user agency.

Site Inspection reports were submitted by the Divisional Forest Officer, Nilambur (North) and Chief Conservator of Forests (Eastern Circle) Palakkad with specific recommendations. In the site inspection report, Divisional Forest Officer, Nilambur (North) has mentioned that, the intended irrigation pipeline of 35 cm width and 220 m length passes through VFC item No. 17/10 Palunda Bit 1 Vested Forest under

Nilambur Range. The pathway proposed for laying the pipeline is a coupe road within the vested forest. There are no trees or vegetation at the site where the pipeline is proposed to be laid. Chief Conservator of Forests (Eastern Circle), Palakkad recommended that the requirement of forest land proposed by the user agency is unavoidable and barest minimum. There are no rare/endangered/unique species of flora and fauna found in the area. There is no tree growth in the proposed site and it is not part of any protected area/ protected archaeological/ heritage site/defense establishment. No important monument is located in the area. The user agency has not violated any provisions of Forest (Conservation) Act, 1980.

The proposal is uploaded in Union Ministry's website vide No.FP/KL/WATER/149217/2021 and all due procedures have been completed.

In the circumstances, the proposal is recommended for consideration under Section 2 of Forest (Conservation) Act, 1980 and for according Stage I (in-principle) approval subject to the following conditions:

1. Legal status of the forest land shall remain unchanged.
2. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.
3. The User Agency shall make online payment of cost of Compensatory Afforestation, Net Present Value through c-payment module of forest clearance portal. ([forestclearance.nic.in](http://forestclearance.nic.in))
4. Additional amount of Net Present Value 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 State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
5. All the funds received from the User Agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal (<https://parivesh.nic.in/>).
6. Necessary certificates/documents under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 as per the guidelines issued by the Ministry of Environment, Forest & Climate Change vide letter No. 11-9/1998-FC(pt) dated 05.07.2013 shall be furnished before Stage-II clearance.

7. The layout plan of the proposal shall not be changed without prior approval of Central Government.
8. No labour camp shall be established on the forest land.
9. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
10. The forest area shall be used only for the purpose for which it is granted. The total forest area utilized for this project shall not exceed 0.0077 ha.
11. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Government of India.
12. The User Agency shall sign an agreement with Forest Department before transfer of the land to the User Agency.
13. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>)
14. The User Agency shall apply for renewal after 25 years.
15. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.
16. Violation of any of the above conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per guidelines issued by the Ministry of Environment, Forest & Climate Change vide F. No. 11-42/2017-FC dated 29/01/2018.

Yours faithfully,

RAJESH G R  
JOINT SECRETARY  
For Additional Chief Secretary to Government