



**GOVERNMENT OF KARNATAKA**

**R.P.A.D**

No. FEE 54 FLL 2018

Karnataka Government Secretariat

Multistoried Buildings,

Bengaluru, Date: 21-05-2019

**From:**

**The Additional Chief Secretary to Government,**  
Forest, Ecology and Environment Department,  
Bengaluru, Karnataka.

**To:**

**The Additional Principal Chief Conservator of Forests (Central),**  
Regional Office (Southern Zone),  
Kendriya Sadan, 4<sup>th</sup> Floor, E&F Wings,  
17<sup>th</sup> Main, Koramangala, Bengaluru.

Sir,

**Sub:** Renewal of lease of 0.24 ha of forest land in F.Sy. No. 89A1 of Venkatapur village, Bhatkal Taluk for Fish India Ice & Cold Storage Factory (prior to FC Act lease) in favour of Shri Maheshprasad D. Heble, Proprietor, Fish India Ltd., Venkatapur, Bhatkal Taluk, Uttara Kannada District.

**Ref:** Letters No. A5(2).GFL/CR-265/2012-13, Date: 04-07-2018 and 07-01-2019 of the Principal Chief Conservator of Forests (HoFF), Bengaluru.

\*\*\*\*\*

With reference to the above subject, the proposal submitted by the Principal Chief Conservator of Forests (HoFF), Bengaluru vide letters referred at above and recommendation of the State Government (Part-V) are herewith enclosed.

I am directed to request you to convey 'in-principle' (Stage-I) approval under Section 2 of the Forest (Conservation) Act, 1980 for renewal of lease of 0.24 ha of forest land in F.Sy. No. 89A1 of Venkatapur village, Bhatkal Taluk for Fish India Ice & Cold Storage Factory (prior to FC Act lease) in favour of Shri Maheshprasad D. Heble, Proprietor, Fish India Ltd., Venkatapur, Bhatkal Taluk, Uttara Kannada District.

Yours faithfully

62885-2025  
(ARCHANA M.S.) 21/5/2019

Under Secretary to Government

Forest, Ecology and Environment Department (Forest-C)

Copy to:

1. The Principal Chief Conservator of Forests (HoFF), Aranya Bhavan, Malleshwaram, Bengaluru-560003.

2. Spare Copies/SGF.

## Part-V

(To be filled in by the Secretary in charge of Forest Department or by any other authorized officer of the State Government not below the rank of an Under Secretary)

Recommendation of the State Government	Recommended for renewal of lease of 0.24 ha of forest land in F.Sy. No. 89A1 of Venkatapur village, Bhatkal Taluk for Fish India Ice & Cold Storage Factory (prior to FC Act lease) in favour of Shri Maheshprasad D. Heble, Proprietor, Fish India Ltd., Venkatapur, Bhatkal Taluk, Uttara Kannada District.
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File No: FEE 54 FLL 2018

Place: Bengaluru

Date: ...-...-....

Signature:

Name & Designation:

**ARCHANA M.S.**  
Under Secretary to Government  
Forest, Ecology and Environment Department (Forest-C

Official Seal:

## Part-V

(To be filled in by the Secretary in charge of Forest Department or by any other authorized officer of the State Government not below the rank of an Under Secretary)

Recommendation of the State Government	Recommended for renewal of lease of 0.24 ha of forest land in F.Sy. No. 89A1 of Venkatapur village, Bhatkal Taluk for Fish India Ice & Cold Storage Factory (prior to FC Act lease) in favour of Shri Maheshprasad D. Heble, Proprietor, Fish India Ltd., Venkatapur, Bhatkal Taluk, Uttara Kannada District.
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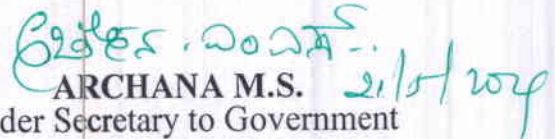
File No: FEE 54 FLL 2018

Place: Bengaluru

Date: 21-05-2019

Signature:

Name & Designation:

  
ARCHANA M.S. 21/5/19

Under Secretary to Government  
Forest, Ecology and Environment Department (Forest-C)

Official Seal:

Under Secretary to Government  
Forest, Ecology and Environment Department  
( Forest-C & Co-Ordination )



ಕರ್ನಾಟಕ ಸರ್ಕಾರ

## GOVERNMENT OF KARNATAKA

ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ

(ಅರಣ್ಯ ಪಡೆ ಮುಖ್ಯಸ್ಥರು) ರವರ ಕಛೇರಿ

Office of

Principal Chief Conservator of Forests

(Head of Forest Force)



• ಅರಣ್ಯ ಭವನ, 18ನೇ ಅಡ್ಡರಸ್ತೆ,

ಮಲ್ಲೇಶ್ವರಂ ಬೆಂಗಳೂರು-560003

Aranya Bhavan, 18<sup>th</sup> Cross,

Malleshwaram, Bengaluru-03

Telephone : 080 2334 6472

Email : apccffc@gmail.com

Old File No.: A5(2).GFL/CR-26/2012-13

E-66618

E-File No.: 66618 KFD/HoFF/A52K(GFL)/ 48/2018-FC-KFD

Date 07.01.2019

Encl: 16 Pages

To,

The Additional Chief Secretary to Government  
Department of Forest, Ecology and Environment  
M. S. Building, Vidhana Veedhi, Bengaluru

Sir,

Sub: Diversion (renewal of lease) of 0.24 ha of forest land in F. Sy No. 89A1 of Venkatapur village Bhatkal taluk for Fish India Ice & Cold Storage Factory (prior to FC Act lease) in favour of Shri Maheshprasad D. Heble, Proprietor, Fish India Ltd., Venkatapur, Bhatkal taluk, Uttara Kannada District.  
(Online Proposal No. FP/KA/IND/16634/2015)

- Ref: 1 This office letter even No. dated 05.07.2018 [Proposal for renewal of prior to FCA lease under FC Act]
- 2 Letter No. FEE 54 FLL 2018 dated 02.11.2018 of the Government of Karnataka.

With regard to the proposal submitted by this office vide Ref(1) for renewal of (prior-to-FCA) lease under Section 2 of the Forest (Conservation) Act, 1980, the Government of Karnataka vide Ref(2) has directed to recover the penalty from the User Agency for continuation of possession of forest land beyond the lease period and take the forest land back to the custody of Forest department.

In this regard, the following additional information based on the records available in this office is submitted for consideration.

1. The User Agency vide letter dated 09.09.1999 had submitted the application for renewal of lease period to Government of Karnataka directly. [ANNEXURE-1]
2. The UA vide letter dated 12.09.2003 submitted another application to Government of Karnataka. Based on which, the Government of Karnataka vide letter dated 27.10.2003 [ANNEXURE-2] instructed the UA to submit application in new format as per Forest (Conservation) Rules, 2003 to the

Nodal Officer and Conservator of Forests (Forest Conservation), Office of the Principal Chief Conservator of Forests, Bengaluru.

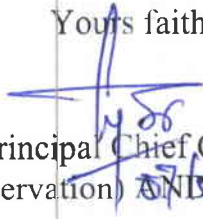
3. The UA vide letter dated 03.07.2004 submitted an application in Form-B [ANNEXURE-3] for renewal of lease period. There is correspondence dated 13.04-2004 about site inspection by field officers.
4. Another renewal application in Form-B [ANNEXURE-4] was submitted by the UA vide letter dated 06.09.2012 to this office. Same was forwarded vide letter dated 16.10.2012 to Deputy Conservator of Forests, Honnavar Division seeking field report.
5. Another initial application in Form-A was submitted by UA vide letter dated 17.01.2014 to this office.
6. The UA further submitted an online application No. FP/KA/IND/16634/2015, which after much correspondence has been submitted by this office vide Ref (1) to the State Government.

**In view of above, it is evident that the lease renewal applications have been submitted by the User Agency a number of times since the expiry of the lease but such applications could not be converted into complete proposals for lack of information noticed at different stages of processing.**

Further, the Government of India has prescribed penalties in respect of various types of FC violations vide F. No. 11-42/2017-FC dated 29-01-2018 [ANNEXURE-5]. These are to be imposed by the Government of India while deciding the FC proposals on case to case basis.

It is, therefore, requested to consider the proposal in view of above additional information and consider forwarding the proposal to the Government of India, Ministry of Environment, Forests & Climate Change, Southern Zone (Regional Office), Bengaluru for considering issue of 'in-principal' (Stage-I) approval.

Yours faithfully,

  
Additional Principal Chief Conservator of Forests  
(Forest Conservation) AND Nodal Officer (FCA)



FORM TO GOVERNMENT CIRCULAR NO. FEE 71 FFM 97 DTD. 18-9-1997 90  
 FORM OF INITIAL APPLICATION FOR DIVERSION OF FOREST LAND  
 FOR NON-FOREST PURPOSE

To:

The Principal Secretary to Government  
 Forest, Ecology & Environment Department,  
 M.S. Buildings, Dr. B.R. Ambedkar Road  
 BANGALORE - 560 001.

Respected Sir,  
 Sir,

Sub: Diversion of Forest land for the purpose of

Fish Freezing & Treatment and Manufacturing

ICE

at Venkatapura forest Esyno-89 A  
Bhatkal (place) Uttara Kannada Dist.

\*\*\*\*\*

I/We are making this application for diversion of forest land for  
 the purpose of Fish Freezing & Treatment & Manufacturing Ice.

As per the details furnished below.

- |   |   |
|---|---|
| 1. Name & complete postal address<br>of the applicant.  | : Shri. D.E. Heble,<br>Partner,<br>Fish India, Bhatkal. |
| 2. Nature of the applicant viz.,<br>Individual/Society/Company/etc.,<br>(to be specified)                                       | : Partners.   |
| 3. Nature of present activities :<br>business of the applicant  | : Manufacture of Ice & Fish<br>canning.                 |
| 4. The purpose for which diversion for:<br>forest land is being sought for  | : For the above purpose.                                |
| 5. It is fresh allotment for a renewal:<br>that is being sought for   | : Renewal.  |
| 6. If it is renewal, please enclose<br>a copy of the last government<br>order for diversion of forest land<br>and a copy of the | : Enclosed  |



- 2 -

If it is a fresh application for diversion of forest land, furnish the following particulars

- a) The purpose for which the forest land is required
- b) The extent and location of the forest land, with sy.No. & other particulars
- c) The Deputy Conservator of forests within whose jurisdiction the land is located.
- d) The period for which lease of forest land is required
- e) Details of & initial steps taken by the applicant in respect of the proposed enterprise to be located on the forest land like obtaining letter of intent, Government sanctions, licences, etc.
- f) Lease rent and other terms and conditions that the applicant proposes.

Any other information which the applicant desires to furnish

Utilised and permanent factory building installed and it has losted characteristics of the Forest as such the extension of these period may be granted.

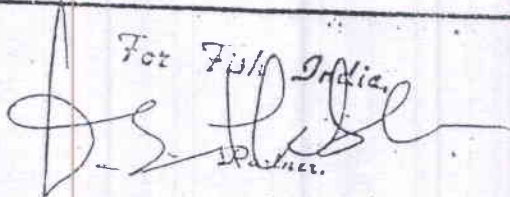
Not applicable.

N.A.

0.24 Ha in Venkatapur  
Fsy No. 89Ain Bhatkal  
Taluk. 1

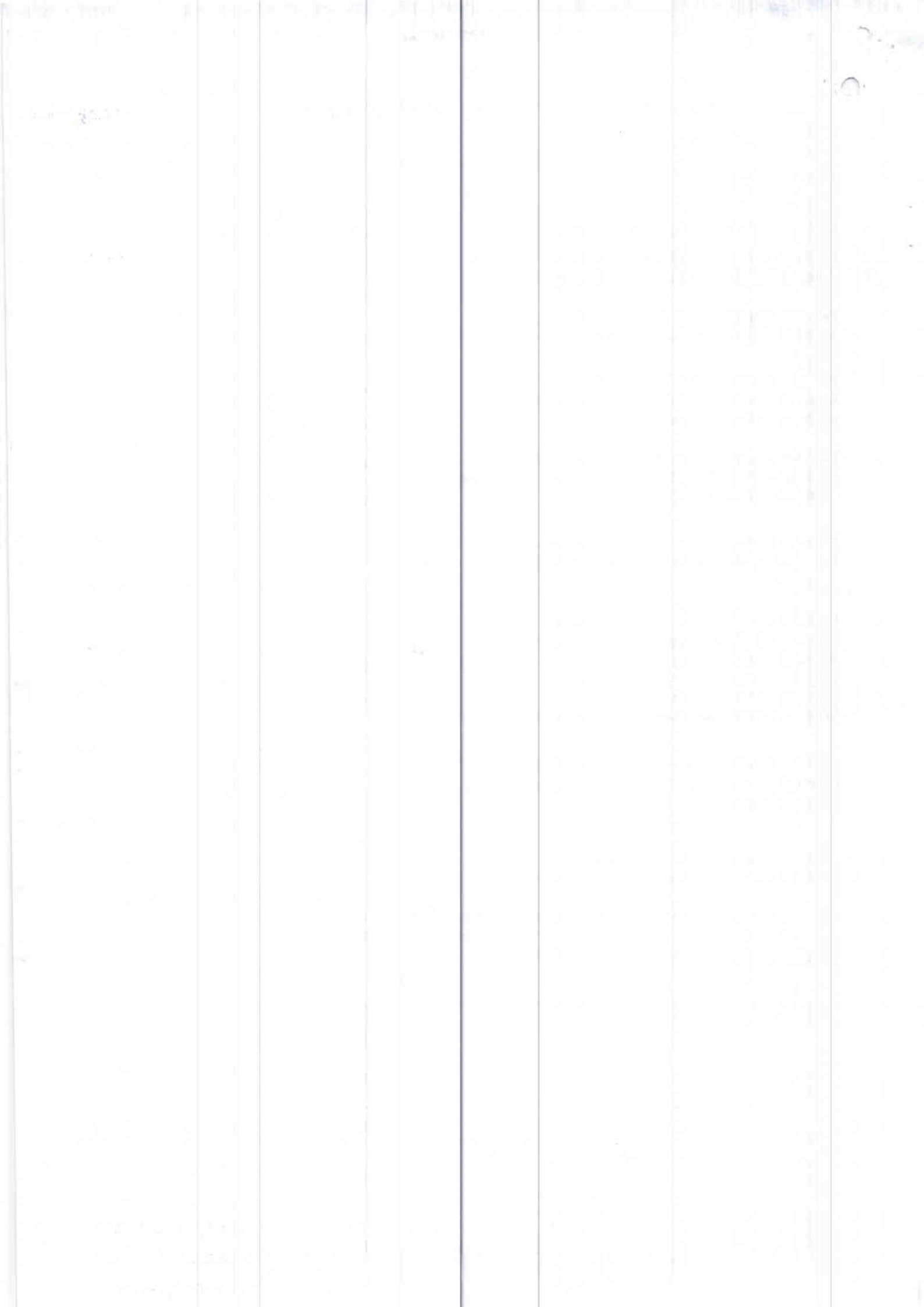
The Deputy conservator  
of Forest Honnavar  
Division, Honnavar.

Since the area has been  
leased out 20 years back,  
The area has been fully  
utilised and permanent factory building installed and it has  
losted characteristics of the Forest as such the extension of  
these period may be granted.

For Full India  
  
SIGNATURE OF THE APPLICANT(\*)

In case the applicant is not an individual and is signing as a company/...





ANNEXURE TO GOVERNMENT CIRCULAR NO.FEE 71 FFM 97 DT: 18-9-97 FORM OF  
INITIAL APPLICATION FOR DIVERSION OF FOREST LAND FOR NON-FOREST PURPOSES.

The Principal Secretary to Government,  
Forest, Ecology & Environment Department,  
Buildings, Dr. S.R.Ambedkar Road,  
BANGALORE - 560 001.

Sir,

**Sub:** Renewal of lease period for the Forest area leased out to  
Sri D.E.Heble, for Manufacuturing Ice & store the fish at Venktapur  
at Venktapur F.sy No. 89-A1 in Bhatkal Taluk.

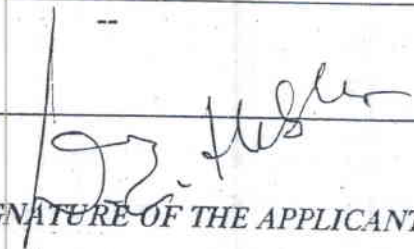
I/We are making this application for diversion of forest land for the purpose of Manufacuturing  
of Ice & store the fish from Venktapur F.Sy.No: 89-A1 in Bhatkal Taluka U.K. District.

1) Name & complete postal address Of the applicant.	Sri D.E.Heble. Fish India, Bhatkal. (Uttar Kannada)
2) Nature of the applicant Viz., individual Society/Company/etc., (to be specified)	--
3) Nature of present activities / business of the applicant.	Manufacture of Ice & store the fish.
4) The purpose for which diversion of forest land is being sought for.	For the above purpose.
5) Is it a fresh allotment or a renewal that is being sought for.	Renewal
6) If it is renewal, please enclose a copy of the last Government order for diversion of forest land and a copy of the lease deed executed	Enclosed
7) The period for which renewal of lease is sought and on what terms.	30 Years
8) If it is a fresh application for diversion of forest land furnish the following particulars.	--

a) The purpose for which the forest : land is required.	Manufacture of Ice & store the fish.
b) The extent and location of the forest land, with Sy.No. & other Particulars.	Bhatkal Taluka, Venktapur F.S.No : 89-A1 Extent 0.24 Het.
c) The Deputy Conservator of Forests: within those jurisdiction the land is located.	Deputy Conservator of Forests, Honavar Division, Honavar.
d) The period for which lease of forest : land is required.	--
e) Details of intial steps taken by the applicant is respect of the proposed enterprise to be located on the forest land like obtaining letter of intent. Government nations, Licenses etc.,	--
f) Lease rent and other terms and : conditions that the applicant proposes.	--
9) Any other information which the applicant desires to furnish.	--

PLACE : Bhatkal.

DATE : 12-09-2003

  
SIGNATURE OF THE APPLICANT.

In case the applicant is not an individual and is signing application on behalf of a Company/Society or firm, he should enclose a copy of the relevant communication empowering him to be the applicant organisation in this behalf.



ಕರ್ನಾಟಕ ಸರ್ಕಾರ

ಸಂಖ್ಯೆ: ಅಪಜೀ 197 ಎಫ್‌ಎಲ್‌ಎಲ್‌ 2003

ಕರ್ನಾಟಕ ಸರ್ಕಾರದ ಸಚಿವಾಲಯ,  
ಬಹುಮಹಡಿ ಕಟ್ಟಡ,  
ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 27/10/2003.

ಇಂದ:

ಸರ್ಕಾರದ ಪ್ರಧಾನ ಕಾರ್ಯದರ್ಶಿ,  
ಅರಣ್ಯ ಪರಿಸರ ಮತ್ತು ಜೀವವೈವಿಧ್ಯ ಇಲಾಖೆ,  
ಬಹುಮಹಡಿ ಕಟ್ಟಡ, ಬೆಂಗಳೂರು.

ಇವರಿಗೆ:

ಶ್ರೀ ಡಿ.ಈ.ಹೆಚ್.  
ಫಿಷ್ ಇಂಡಿಯಾ, ಭಟ್ಕಲ್,  
ಉತ್ತರ ಕನ್ನಡ ಜಿಲ್ಲೆ

ಮಾನ್ಯರೇ,

ವಿಷಯ: ಅರಣ್ಯ (ಸಂರಕ್ಷಣೆ) ಕಾಯ್ದೆ 1980 ರ ಅಡಿ ಅರಣ್ಯ ಭೂಮಿಯನ್ನು  
ಅರಣ್ಯೇತರ ಉದ್ದೇಶಗಳಿಗೆ ನೀಡುವ ಬಗ್ಗೆ - ಪ್ರಾರಂಭಿಕ ಅರ್ಜಿ.

ಉಲ್ಲೇಖ: ನಿಮ್ಮ ಪತ್ರ/ಮನವಿ ಸಂಖ್ಯೆ: \_\_\_\_\_  
ದಿನಾಂಕ: 12.9.2003.

:::

ಮೇಲ್ಕಂಡ ವಿಷಯಕ್ಕೆ ಸಂಬಂಧಿಸಿದಂತೆ ಉಲ್ಲೇಖಿತ ದಿನಾಂಕ: 12.9.2003 ರ ಪ್ರಾರಂಭಿಕ ಅರ್ಜಿಯನ್ನು ಪರಿಶೀಲಿಸಲಾಯಿತು. ಅರಣ್ಯ (ಸಂರಕ್ಷಣೆ) ನಿಯಮಗಳು 2003 ಜಾರಿಗೆ ಬಂದ ಹಿನ್ನೆಲೆಯಲ್ಲಿ ಸದರಿ ನಿಯಮಗಳಲ್ಲಿ ನಿಗದಿಪಡಿಸಿರುವ ಹೊಸ ನಮೂನೆಯಲ್ಲಿ (ಪ್ರತಿ ಲಗತ್ತಿಸಿದೆ) ತುಂಬಿದ ಅರ್ಜಿಯನ್ನು ನೋಡಲ್ ಆಫೀಸರ್ : ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ (ಅರಣ್ಯ ಸಂರಕ್ಷಣೆ), ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿಯವರ ಕಛೇರಿ, ಅರಣ್ಯ ಭವನ, ಮಲ್ಲೇಶ್ವರಂ, ಬೆಂಗಳೂರು-3 ಇವರಿಗೆ ಸಲ್ಲಿಸುವಂತೆ ನಿಮಗೆ ತಿಳಿಸಲು ನಾನು ನಿರ್ದೇಶಿಸಲ್ಪಟ್ಟಿದ್ದೇನೆ.

ನಿಮ್ಮ ನಂಬುಗೆಯ,

ಶ್ರೀ ಎಸ್. ಗಾಂಧೀ  
(ಕೆ.ಎಸ್. ಗಾಂಧೀ), 27/10/03

ಸರ್ಕಾರದ ಅಧೀನ ಕಾರ್ಯದರ್ಶಿ,  
ಅರಣ್ಯ ಪರಿಸರ ಮತ್ತು ಜೀವವೈವಿಧ್ಯ ಇಲಾಖೆ.

27/10/03

Feed



FORM-B  
(See Rule 6)

Form for seeking prior approval under section 2 of the proposals by the State Governments and other authorities in respect of renewal of leases, which have been earlier granted clearance under Forest (Conservation) Act, 1980.

## PART-I

(to be filled up by user agency)

1. Letter No. and Date vide which clearance under Forest (Conservation) Act, 1980 accorded by the Central Government (Copy to be enclosed):

2. Project details: 1) ~~Short narrative~~

i) Short narrative of the proposal and project/scheme for which the forest land is required. *Renewal of lease period for 30 years. The Forest land leased out to Shri D. E. P. Fish India at Vindolapur village. To: Bhatkul.*

ii) Map showing the required forest land, boundary of adjoining forest on a 1:50,000 scale map. *enclosed.*

iii) Cost of the project: *Rs 5,00,000.*

3. Purpose-wise break-up of the total land required (already broken and to be broken): *0.24. Ha Annexure enclosed*

4. Details of Certificates/documents enclosed as required under the instructions. *Yes.*

*DURGAPPA Mayya + table  
prior, Fish India, Bhatkul*

*[Signature]*  
Signature

(Name in Block letters)

Designation

Address (of User Agency)

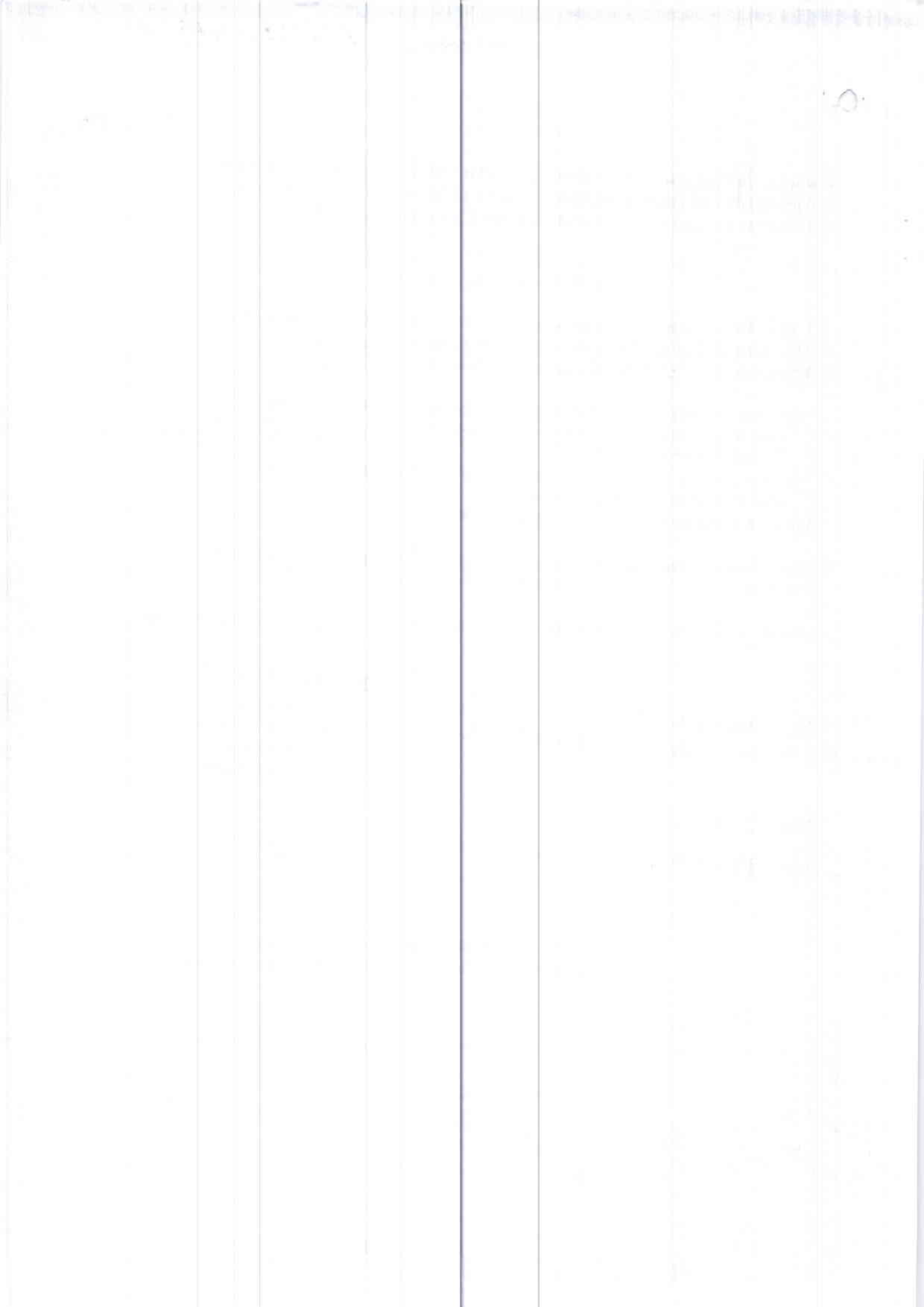
Date: *03.07.04*

Place *Bhatkul*

State serial No. of proposal \_\_\_\_\_  
(To be filled up by the Nodal Officer with date of receipt)

*ced*  
*2.04 To the*  
*03.07.04*





ಸಂ:ಸಿಆರ್: 410:04-05.

ವಲಯ ಅರಣ್ಯ ಅಧಿಕಾರಿಗಳ ಕಛೇರಿ,  
ಭಟ್ಕಳ, ದಿನಾಂಕ:16-04-2004.

ರಿಗ,

ಮಾನ್ಯ ಉಪ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿಗಳು,  
ಹೊನ್ನಾವರ ವಿಭಾಗ, ಹೊನ್ನಾವರ.

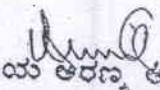
« ಮಾನ್ಯ ಸಹಾಯಕ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿಗಳು,  
ಭಟ್ಕಳ ಉಪ-ವಿಭಾಗ, ಭಟ್ಕಳ ರವರ ಮುಖಾಂತರ.

ವಿಷಯ: ಗೇಣಿ ಆಧಾರದ ಮೇಲೆ ನೀಡಿದ ಜಾಗೆಯ ಅವಧಿಯನ್ನು ನವೀಕರಿಸುವ ಕುರಿತು.  
ಉಲ್ಲೇಖ: ಶಾಖಾ ವನಪಾಲಕ, ಭಟ್ಕಳರವರ ಪತ್ರ ಸಂ:128:03-04, ದಿ: 16-1-2004.

ಮೇಲಿನ ವಿಷಯಕ್ಕೆ ಸಂಬಂಧಿಸಿದಂತೆ, ಭಟ್ಕಳ ವಲಯದಲ್ಲಿನ ಶ್ರೀ ಡಿ.ಈ. ಹೆಬಳೆ, ಇವರಿಗೆ  
ವೆಂಕ್ಟಾಪುರ ಫಾ.ಸ.ನಂ: 89 ನೇದರಲ್ಲಿ 0-24-0 ಗುಂಟೆ ಕ್ಷೇತ್ರವನ್ನು ಗೇಣಿ ಮೇಲೆ ಬಿಡುಗಡೆ ಮಾಡಿದಂತೆ, ಸದ್ರಿ  
ಭೂಮಿಯ ಗೇಣಿ ಅವಧಿಯು ಈಗಾಗಲೇ ಮುಗಿದಿದ್ದು, ಗೇಣಿ ಅವಧಿಯನ್ನು ನವೀಕರಿಸುವ ಕುರಿತು ಸ್ಥಳದ  
ಪಂಚನಾಮೆ, ಜವಾಬನೊಂದಿಗೆ ವರದಿಯನ್ನು ಶಾಖಾ ವನಪಾಲಕ, ಭಟ್ಕಳರವರು ಈ ಕಛೇರಿಗೆ ಒಪ್ಪಿಸಿದ್ದು  
ಇರುತ್ತದೆ.

ಸದ್ರಿ ಸ್ಥಳವನ್ನು ದಿನಾಂಕ: 13-4-2004 ರಂದು ಪರಿಶೀಲಿಸಲಾಗಿ, ಸದ್ರಿಯವರು ಸದ್ರಿ ಸ್ಥಳದಲ್ಲಿ  
ಮಂಜೂಗಡ್ಡೆ ಘಟಕವನ್ನು ನಡೆಸುತ್ತಿದ್ದು, ಸದರ ಗೇಣಿ ಭೂಮಿಯನ್ನು ನವೀಕರಿಸಿಕೊಡುವುದರಿಂದ ಅರಣ್ಯಕ್ಕಾಗಲಿ,  
ಪರಿಸರಕ್ಕಾಗಲಿ ಯಾವುದೇ ಹಾನಿಯಾಗುವುದು ಕಂಡು ಬರುವುದಿಲ್ಲ. ಕಾರಣ ಸದ್ರಿ ಗೇಣಿ ಅವಧಿಯನ್ನು  
ನವೀಕರಿಸುವ ಕುರಿತು ಪ್ರಸ್ತಾವನೆಯನ್ನು 8 ಸೆಟ್ಟುಗಳಲ್ಲಿ ತಯಾರಿಸಿ, ಇದರೊಂದಿಗೆ ಲಗ್ಗಿಸಿ, ಮುಂದಿನ ಕ್ರಮಕ್ಕಾಗಿ  
ನೌರವದೊಂದಿಗೆ ಒಪ್ಪಿಸಿದೆ.

ತಮ್ಮ ನಂಬುಗೆಯ,

  
ವಲಯ ಅರಣ್ಯ ಅಧಿಕಾರಿ,  
ಭಟ್ಕಳ.

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**FISH-INDIA AND PRASAD**  
**ICE AND COLD STORAGE**  
**BHATKAL-581320, UTTARA KANNADA,**

Mob : 9886685491

Ref : 2/2011-2012

Date : 06-9-2012

ರಿಗೆ,

ಎಡಿಷನಲ್ ಪ್ರಿನ್ಸಿಪಲ್ ಚಿಫ್ ಕನ್ಸರವೇಟರ್  
 ಆಫ್ ಫಾರೆಸ್ಟ್ (ಫಾರೆಸ್ಟ್ ಕನ್ಸರವೇಶನ್)  
 ಅರಣ್ಯಭವನ ಮಲ್ಲೇಶ್ವರಂ, 18 ನೇ ಅಡ್ಡ ರಸ್ತೆ,  
 ಬೆಂಗಳೂರು.

ಮಾನ್ಯರೇ,

**ವಿಷಯ :** ಉತ್ತರ ಕನ್ನಡ ಜಿಲ್ಲೆ ಭಟ್ಟಳ ತಾಲೂಕಾ, ವೆಂಕಟಾಪುರ ವಿಲೇಜ್,  
 ಎಫ್. ಎಸ್. ನಂ. 89 ನೇದ್ದಲ್ಲಿ 0-24-0 ಅರಣ್ಯ ಕ್ಷೇತ್ರವನ್ನು ಫಿಶ್  
 ಇಂಡಿಯಾ ಇವರ ತರ್ಫಿ ಶ್ರೀ ಡಿ. ಈ. ಹೆಚ್ಚಿ, ಯವರಿಗೆ ಗೇಣಿ  
 ಮೇಲೆ ಕೊಟ್ಟ ಬಗ್ಗೆ.

**ಉಲ್ಲೇಖ :** ಸರ್ಕಾರಿ ಆದೇಶ ಕ್ರಮಾಂಕ ತಾ : 24-12-1977.

2632  
 21/9/12 ಮೇಲೆ ನಮೂದಿಸಿದ ಸರ್ಕಾರಿ ಆದೇಶದಂತೆ ಫಿಶ್ ಇಂಡಿಯಾ ಶೀತಲಿಕರಣ ಘಟಕಕ್ಕೆ 0-24-0  
 ಅರಣ್ಯ ಕ್ಷೇತ್ರವನ್ನು 20 ವರ್ಷ ಅವಧಿಗೆ ಗೇಣಿಯ ಮೇಲೆ ಕೊಡಲಾಗಿದ್ದು, ಸರ್ಕಾರಿ ಆದೇಶದಲ್ಲಿ  
 ನಮೂದಿಸಿದಂತೆ ಗೇಣಿ ಅವಧಿಯು ಮುಗಿದ ನಂತರ ಗೇಣಿದಾರರು ಸದರಿ ಸ್ಥಳವನ್ನು ಗೇಣಿಯ  
 ನಿಯಮಾನುಸಾರ ಉಪಯೋಗಿಸಿಕೊಂಡಿದ್ದಲ್ಲಿ ಖಾಯಂ ಆಗಿ ಮಂಜೂರಿ ಮಾಡುವ ಷರತ್ತು  
 ನಮೂದಿಸಲ್ಪಟ್ಟಿದೆ.

ಗೇಣಿಯ ಅವಧಿಯು 16-10-1999 ಕ್ಕೆ ಮುಗಿದಿದ್ದು, ತದನಂತರ ಸರ್ಕಾರಿ ನಿಗದಿಪಡಿಸಿದ  
 ನಮೂನೆಯಲ್ಲಿ ಗೇಣಿ ಅವಧಿಯನ್ನು ನಮೀಕರಿಸಲು ಪ್ರಸ್ತಾವನೆಯನ್ನು ಸಲ್ಲಿಸಲಾಗಿದೆ. ಆದರೆ ಸದರಿ  
 ಪ್ರಸ್ತಾವನೆಯು ಸದ್ಯದ ಸರ್ಕಾರಿ ಆದೇಶದಂತೆ ಸರಿ ಇಲ್ಲವೆಂತಲೂ ಕಂಡುಬಂದ ಹಿನ್ನೆಲೆಯಲ್ಲಿ ಹೊಸ  
 ನಮೂನೆಯಲ್ಲಿ ಮಾಹಿತಿಯನ್ನು ಸಮಾವೇಶಗೊಳಿಸಿ ಸಲ್ಲಿಸಲಾಗಿದೆ. ಕಾರಣ ಸದರಿ ಪ್ರಸ್ತಾವನೆಯನ್ನು  
 ಅನುಮೋದಿಸಿ ಸಂಬಂಧಪಟ್ಟ ಅಧಿಕಾರಿಗಳಿಗೆ ಅವಶ್ಯವುಳ್ಳ ಅಡಕಗಳನ್ನು ಅಳವಡಿಸಿ ಸಲ್ಲಿಸುವಂತೇ ಸೂಕ್ತ  
 ಸಲಹೆ ನೀಡಬೇಕಾಗಿ ಕೇಳಿಕೊಳ್ಳುತ್ತೇನೆ.

ಸ್ಥಳ : ಭಟ್ಟಳ

ದಿನಾಂಕ : 06-09-2012

ಸಕಲು :

ಮಾನ್ಯ ಉಪಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿಗಳು ಹೊನ್ನಾವರ ವಿಭಾಗ  
 ಹೊನ್ನಾವರ ರವರಿಗೆ ಗೌರವ ಪೂರ್ವಕವಾಗಿ ಒಪ್ಪಿಸಿದೆ.

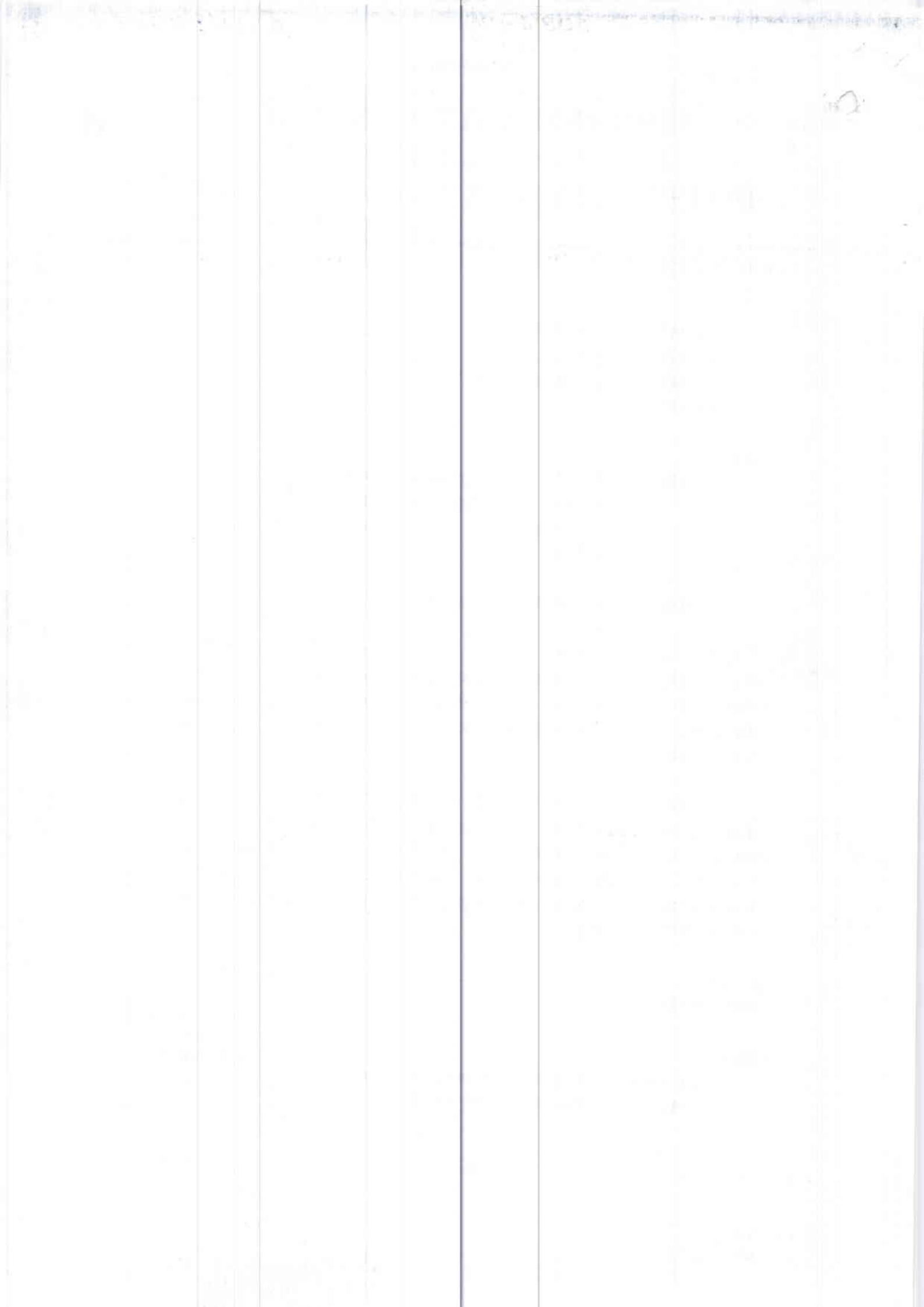
ತಮ್ಮ ವಿಶ್ವಾಸಿ,

*Shah Prasad L*

**FISH INDIA**

ICE & COLD STORAGE  
 BHATKAL-581320

AS (2) K.





Form for seeking prior approval under section 2 of the proposals by the State Governments and other authorities in respect of renewal of leases, which have been earlier granted clearance under Forest (Conservation) Act, 1980.

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**PART-1**

(to be filed up by user agency)

1	Letter No. and date vide which clearance under Forest (Conservation) Act, 1980 accorded by the Central Government (Copy to be enclosed):	The land has been leased out during 24-12-1977 by the state Government as per Govt. Order No. FD-1679/EXTR-V/77 on 20 year lease accordingly the application has been submitted to the state Government on 12-09-2003 and necessary proposal under forest conservation has been handed over to the Range forest officer Bhatkal and the same has been submitted by the Assistant Conservator of forest Bhatkal to higher authorities.
2	Project Details : - i) Short narrative of the proposal and project/scheme for which the forest land is required. ii) Map showing the required forest land, boundary of adjoining forest on a 1:50,000 scale map. iii) Cost of the project.	Renewal of leased land in Uttara Kannada District, Bhatkal Taluka, Village Venkatapura, F.S. No. 89A, to extent of 0.24het for the further period of 20 years or on permanent basis as indicated in the Government order on recovery of amount fixed by the Department as per guidelines of forest conservation act. 1980, to Sri D. E. Heble of Venktapur, Proprietor fish India.
3	Purpose-wise break-up of the total land required (already broken and to be broken):	The entire area has been utilised as under. 1) For construction of ice plant 0.10 het. 2) For forestry purpose planting different type spices 0.14 het Total = 0.24 het.
4	Details of Certificate/ documents enclosed as required under the instructions.	1) Copy of Government Order No. FD-1679/EXTR-V/77 dated 24-12-1977. 2) Necessary documents in support of the proposal. 3) Copy of Original Map. Sanctioned under above G.O. 4) Copy of Contour Map. 5) Copy of Village Map.

Place : Bhatkal

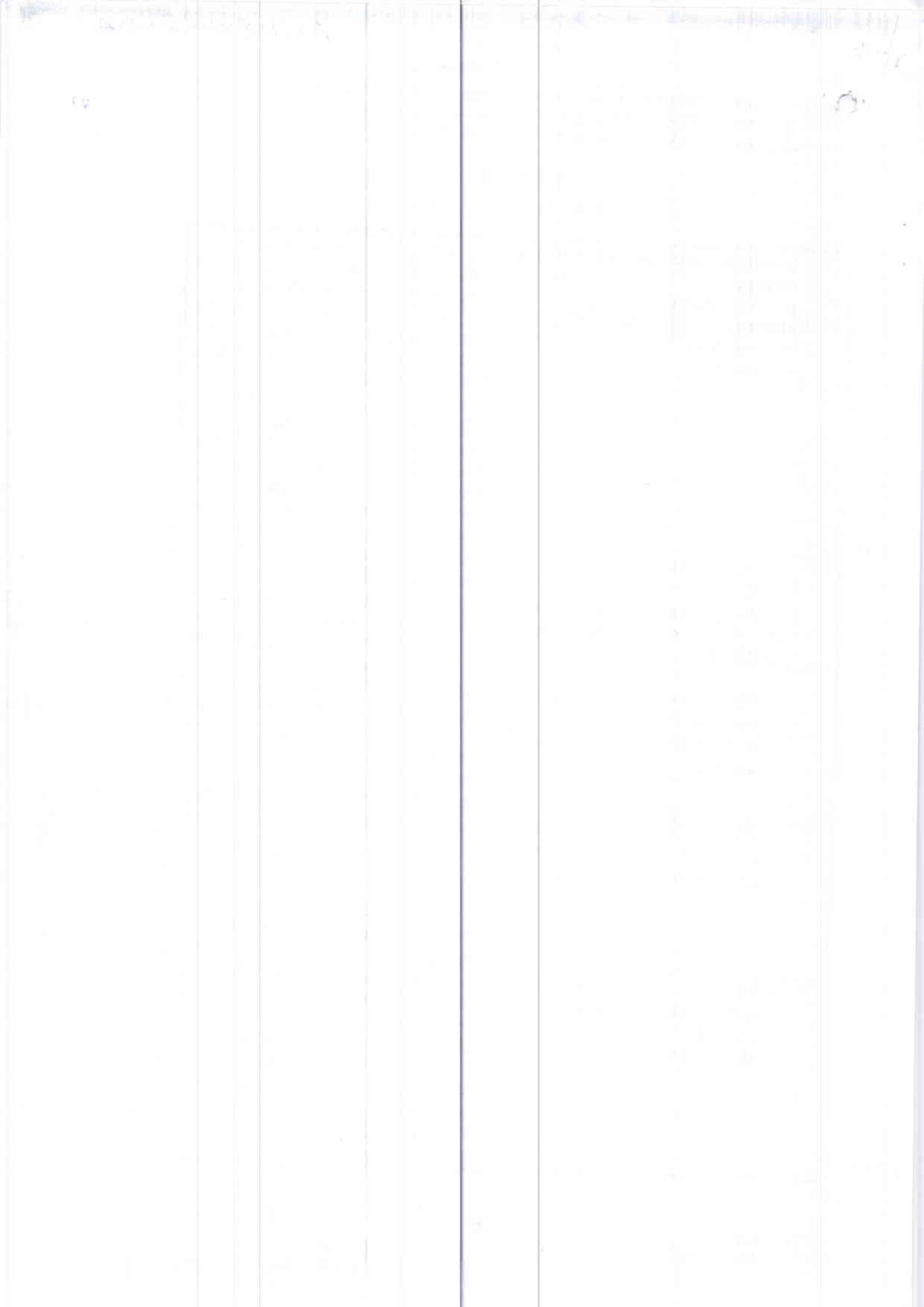
Date : 06-09-2012

Signature

(Name of Block letters)

Designation / Address





ನಂ.ಎಸ್(2) ಜಿಎಫ್‌ಎಲ್ ಸಿ.ಆರ್-26/2012-13.

81

ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ  
ಅರಣ್ಯ ಪಡೆ ಮುಖ್ಯಸ್ಥರು) ರವರ ಕಚೇರಿ,  
ಅರಣ್ಯ ಭವನ, ಮಲ್ಲೇಶ್ವರಂ,  
ಬೆಂಗಳೂರು-03, ದಿನಾಂಕ: 16-10-2012

ಇವರಿಗೆ,

ಉಪ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ,  
ಹೊನ್ನಾವರ ವಿಭಾಗ,  
ಹೊನ್ನಾವರ.

ವಿಷಯ: ಭಟ್ಟಳ ತಾಲ್ಲೂಕು ವೆಂಕಟಾಪುರ ಗ್ರಾಮದ ಅ.ಸ.ನಂ. 89ರಲ್ಲಿ 24.00 ಗುಂಟೆ  
ಅರಣ್ಯ ಕ್ಷೇತ್ರವನ್ನು ಶಿತಲೀಕರಣ ಘಟಕಕ್ಕಾಗಿ ಡಿ.ಇ. ಹೆಬ್ಬೆ ರವರಿಗೆ ನೀಡಿರುವ  
ಅವಧಿ ನಮೀಕರಿಸುವ ಬಗ್ಗೆ.

ಉಲ್ಲೇಖ: ದಿನಾಂಕ 6-9-2012ರ 2/2011-12ನೇ ಸಂಖ್ಯೆಯ ಮೆ|| ಫಿಶ್ ಇಂಡಿಯಾ, ಐನ್  
ಅಂಡ್ ಕೋಲ್ಡ್ ಸ್ಟೋರೇಜ್, ಭಟ್ಟಳ ರವರ ಪತ್ರ.

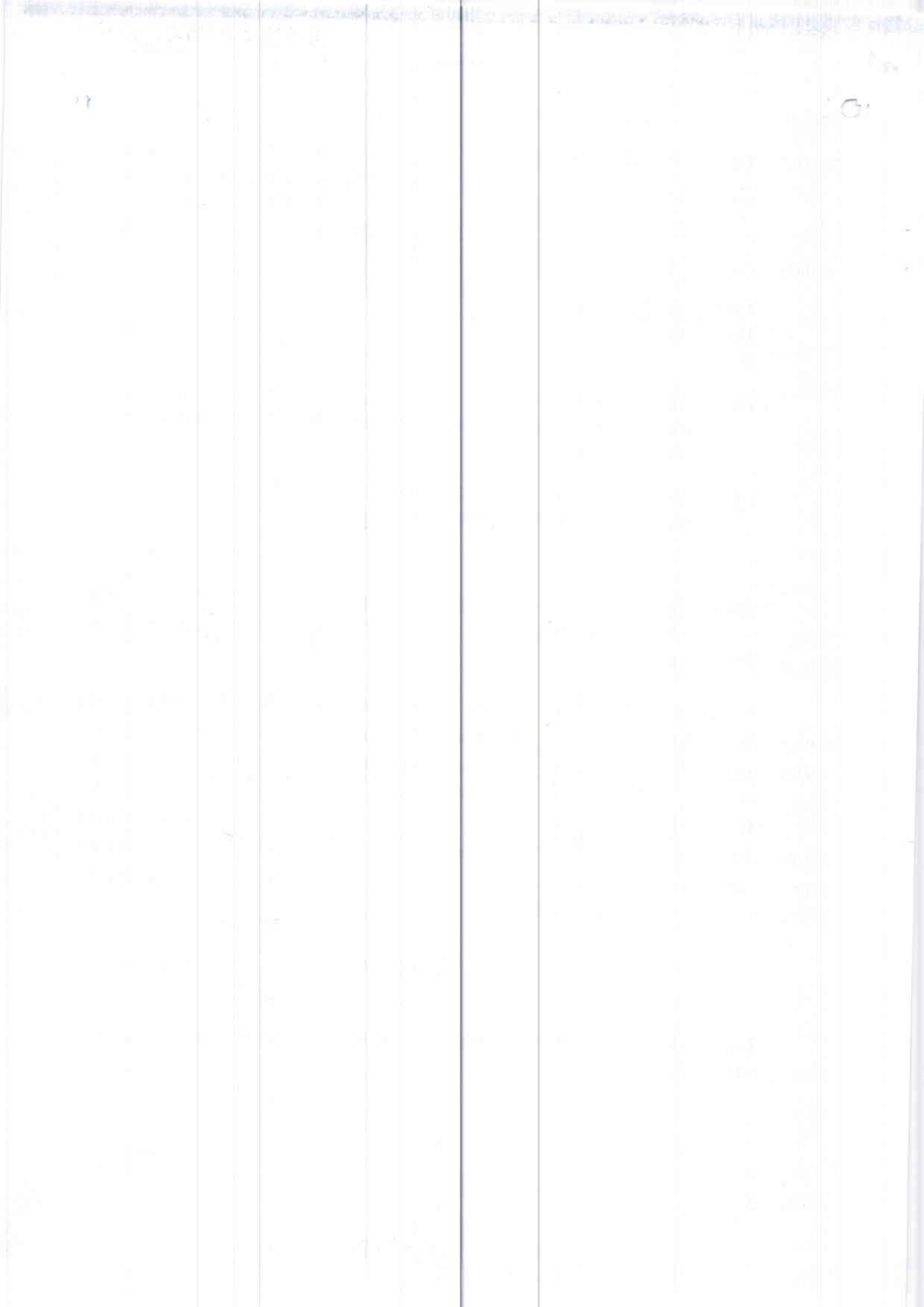
\* \* \* \*

ಉಲ್ಲೇಖದ ಪತ್ರದಲ್ಲಿ ಭಟ್ಟಳ ತಾಲ್ಲೂಕು ವೆಂಕಟಾಪುರ ಗ್ರಾಮದ ಅ.ಸ.ನಂ. 89ರಲ್ಲಿ 24.00 ಗುಂಟೆ  
ಅರಣ್ಯ ಕ್ಷೇತ್ರವನ್ನು ಶಿತಲೀಕರಣ ಘಟಕಕ್ಕಾಗಿ ಡಿ.ಇ. ಹೆಬ್ಬೆ ರವರಿಗೆ ನೀಡಿರುವ ಅವಧಿ ನಮೀಕರಿಸುವ ಬಗ್ಗೆ  
ಪ್ರಸ್ತಾವನೆ ಸಲ್ಲಿಸಿರುತ್ತಾರೆ.

ಸದರಿ ಪ್ರಸ್ತಾವನೆ ಪರಿಶೀಲಿಸಲಾಗಿ ಸರ್ಕಾರಿ ಆದೇಶ ಸಂಖ್ಯೆ: ಎಫ್‌ಎಫ್‌ಡಿ 259 ಎಫ್‌ಜಿಎಲ್ 76  
ದಿನಾಂಕ 30-1-1978ರಲ್ಲಿ 1 ಎಕರೆ 2 ಗುಂಟೆ ಅರಣ್ಯ ಪ್ರದೇಶವನ್ನು ಶಿತಲೀಕರಣ ಘಟಕಕ್ಕಾಗಿ 5 ವರ್ಷಗಳ  
ಅವಧಿಗೆ ಗುತ್ತಿಗೆ ಮೇಲೆ ನೀಡಲಾಗಿರುತ್ತದೆ. ಸದರಿ ಅವಧಿಯನ್ನು ನಮೀಕರಿಸಿರುವ ದಾಖಲೆಗಳಿರುವುದಿಲ್ಲ  
ಮತ್ತು ಸದರಿ ಅರಣ್ಯ ಪ್ರದೇಶದ ಈಗಿನ ಸ್ಥಿತಿಗತಿ ಬಗ್ಗೆ ಯಾವುದೇ ಸಲ್ಲಿಸಿರುವುದಿಲ್ಲ. ಆದ್ದರಿಂದ ಪ್ರಸ್ತಾಪಿತ  
ಅರಣ್ಯ ಪ್ರದೇಶದ ಬಗ್ಗೆ ಕೂಲಂಕುಷವಾಗಿ ಪರಿಶೀಲಿಸಿ ನಿಮ್ಮ ಸೃಷ್ಟಿ ಅಭಿಪ್ರಾಯದೊಂದಿಗೆ ವಿವರವಾದ ವರದಿ  
ಸಲ್ಲಿಸಲು ತಿಳಿಸಲಾಗಿದೆ. ಒಂದೊಮ್ಮೆ ನಮೀಕರಣ ಆಗದೇ ಇದ್ದಲ್ಲಿ ಅರಣ್ಯ ಪ್ರದೇಶವನ್ನು ಮರಳಿ ಇಲಾಖೆಗೆ  
ಪಡೆಯುವ ಬಗ್ಗೆ ಯಾವ ಕ್ರಮ ತೆಗೆದುಕೊಂಡಿರುವಿರಿ. ತೆಗೆದುಕೊಳ್ಳದಿದ್ದಲ್ಲಿ ಇದಕ್ಕೆ ಹೊಣೆಗಾರರಾದ ಸಿಬ್ಬಂದಿ/  
ಅಧಿಕಾರಿಗಳಾರು ಎಂಬ ಬಗ್ಗೆ ತಿಳಿಸಲು ಸೂಚಿಸಿದೆ.

ಆಪರ ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ  
(ಅರಣ್ಯ ಸಂರಕ್ಷಣೆ)

ಪ್ರತಿಯನ್ನು ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ, ಕೆನರಾ ವೃತ್ತ, ಶಿರಸಿ ಇವರಿಗೆ ಮಾಹಿತಿಗಾಗಿ ಹಾಗೂ  
ಸೂಕ್ತ ಕ್ರಮಕ್ಕಾಗಿ ಕಳುಹಿಸಿದೆ.



ಸಂಖ್ಯೆ: ಎ5(2).ಜಿಎಫ್‌ಎಲ್.ಸಿಆರ್.26/2012-13

ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ  
(ಅರಣ್ಯ ಪಡೆ ಮುಖ್ಯಸ್ಥರು) ರವರ ಕಛೇರಿ,

ಅರಣ್ಯ ಭವನ, ಮಲ್ಲೇಶ್ವರಂ,

ಬೆಂಗಳೂರು-560 003, ದಿನಾಂಕ: 14-02-2014.

ಇವರಿಗೆ

ಉಪ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ,  
ಹೊನ್ನಾವರ ವಿಭಾಗ,  
ಹೊನ್ನಾವರ.

ವಿಷಯ: ಭಟ್ಟಳ ತಾಲ್ಲೂಕು, ವೆಂಕಟಾಪುರ ಗ್ರಾಮದ ಅ.ಸ.ನಂ.89ರಲ್ಲಿ 24-00  
ಗುಂಟೆ ಅರಣ್ಯ ಪ್ರದೇಶವನ್ನು ಮೆ|| ಪಿಶ್ ಇಂಡಿಯಾ ಶೀತಲೀಕರಣ  
ಘಟಕಕ್ಕಾಗಿ ಡಿ. ಇ. ಹೆಬ್ಬೆ ರವರಿಗೆ ನೀಡಿರುವ ಗೇಣಿ ಅವಧಿ ನವೀಕರಿಸುವ  
ಬಗ್ಗೆ.

- ಉಲ್ಲೇಖ: 1. ಸರ್ಕಾರಿ ಆದೇಶ ಸಂಖ್ಯೆ: ಎಫ್‌ಎಫ್‌ಡಿ 259 ಎಫ್‌ಜಿಎಲ್ 76  
ದಿನಾಂಕ: 30-01-1978.  
2. ಈ ಕಛೇರಿಯ ಯಥಾ ಸಂಖ್ಯೆ ಪತ್ರ ದಿನಾಂಕ: 16-10-2012.  
3. ಶ್ರೀ ಮಹೇಶ್ ಬಿನ್ ಡಿ. ಇ. ಹೆಬ್ಬೆ, ಭಟ್ಟಳ ರವರ ಮನವಿ ದಿನಾಂಕ:  
06-09-2012 ಮತ್ತು 17-01-2014.

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ಉಲ್ಲೇಖ (1)ರ ಸರ್ಕಾರದ ಆದೇಶದಂತೆ, 1-02-00 ಎಕರೆ ಅರಣ್ಯ ಪ್ರದೇಶವನ್ನು ಮೆ|| ಪಿಶ್ ಇಂಡಿಯಾ  
ಶೀತಲೀಕರಣ ಘಟಕಕ್ಕಾಗಿ ಡಿ. ಇ. ಹೆಬ್ಬೆ ರವರಿಗೆ 5 ವರ್ಷಗಳ ಅವಧಿಗೆ ಗೇಣಿ ನೀಡಿ ಮಂಜೂರು ಮಾಡಲಾಗಿರುತ್ತದೆ.

ನಂತರ, ಸರ್ಕಾರದ ಆದೇಶ ಸಂಖ್ಯೆ: ಎಫ್‌ಎಫ್‌ಡಿ 59 ಎಫ್‌ಜಿಎಲ್ 79 ದಿನಾಂಕ 28-08-1980ರಂತೆ  
24-00 ಗುಂಟೆ ಅರಣ್ಯ ಪ್ರದೇಶಕ್ಕೆ ಗೇಣಿ ಸೀಮಿತಗೊಳಿಸಿ ಮಂಜೂರು ಮಾಡಲಾಗಿರುತ್ತದೆ. ಸದರಿ ಗೇಣಿ ಅವಧಿಯು  
ದಿನಾಂಕ 29-01-1983ರಂದು ಮುಕ್ತಾಯವಾಗಿರುತ್ತದೆ.

ಗೇಣಿ ಅವಧಿ ಮುಕ್ತಾಯವಾದರೂ ಮತ್ತು ಉಲ್ಲೇಖ (2)ರ ಈ ಕಛೇರಿಯ ದಿನಾಂಕ 16-10-2012ರ  
ಪತ್ರದಲ್ಲಿ ಕೂಡಲೇ ವರದಿ ಸಲ್ಲಿಸಲು ತಿಳಿಸಲಾಗಿದ್ದರೂ ಸಹ ಯಾವುದೇ ವರದಿಯನ್ನು ಇದುವರೆಗೆ ಸಲ್ಲಿಸಿರುವುದಿಲ್ಲ.  
ಇಂತಹ ಪ್ರಕರಣಗಳಲ್ಲಿ ಉಪಯೋಗಿ ಸಂಸ್ಥೆಯವರಿಗೆ ಅರಣ್ಯ ಭೂಮಿ ಅಗತ್ಯವಿದ್ದಲ್ಲಿ ನವೀಕರಣಕ್ಕಾಗಿ ಪ್ರಸ್ತಾವನೆ  
ಸಲ್ಲಿಸುವುದು ಅಥವಾ ಅಗತ್ಯವಿಲ್ಲದಿದ್ದಲ್ಲಿ ಪ್ರಸ್ತಾಪಿತ ಅರಣ್ಯ ಪ್ರದೇಶವನ್ನು ಮರಳಿ ಇಲಾಖೆಗೆ ಪಡೆಯಲು ಈ ಕಛೇರಿಯ  
ಮನವರವಲೋಕನ ಸಭೆಯಲ್ಲಿ (Review Meeting) ತಿಳಿಸಲಾಗಿರುತ್ತದೆ.

ಮನವಿದಾರರು ಉಲ್ಲೇಖ (3)ರ ಪತ್ರದಲ್ಲಿ ನವೀಕರಣಕ್ಕಾಗಿ ಮನವಿ ಸಲ್ಲಿಸಿರುತ್ತಾರೆ. ನವೀಕರಣ ಪ್ರಕರಣಗಳಲ್ಲಿ  
ಹಿಂದಿನ ಸರ್ಕಾರದ ಆದೇಶಗಳಲ್ಲಿರುವ ಷರತ್ತುಗಳನ್ನು ಪಾಲಿಸಿರುವ ಬಗ್ಗೆ ಪರಿಶೀಲಿಸಿ ಅನುಸರಣಾ ವರದಿಯೊಂದಿಗೆ  
ಎಲ್ಲಾ ದಾಖಲೆಗಳ ಸಹಿತ ನಿಯಮಾನುಸಾರ ಪ್ರಸ್ತಾವನೆ ಸಲ್ಲಿಸುವುದು.

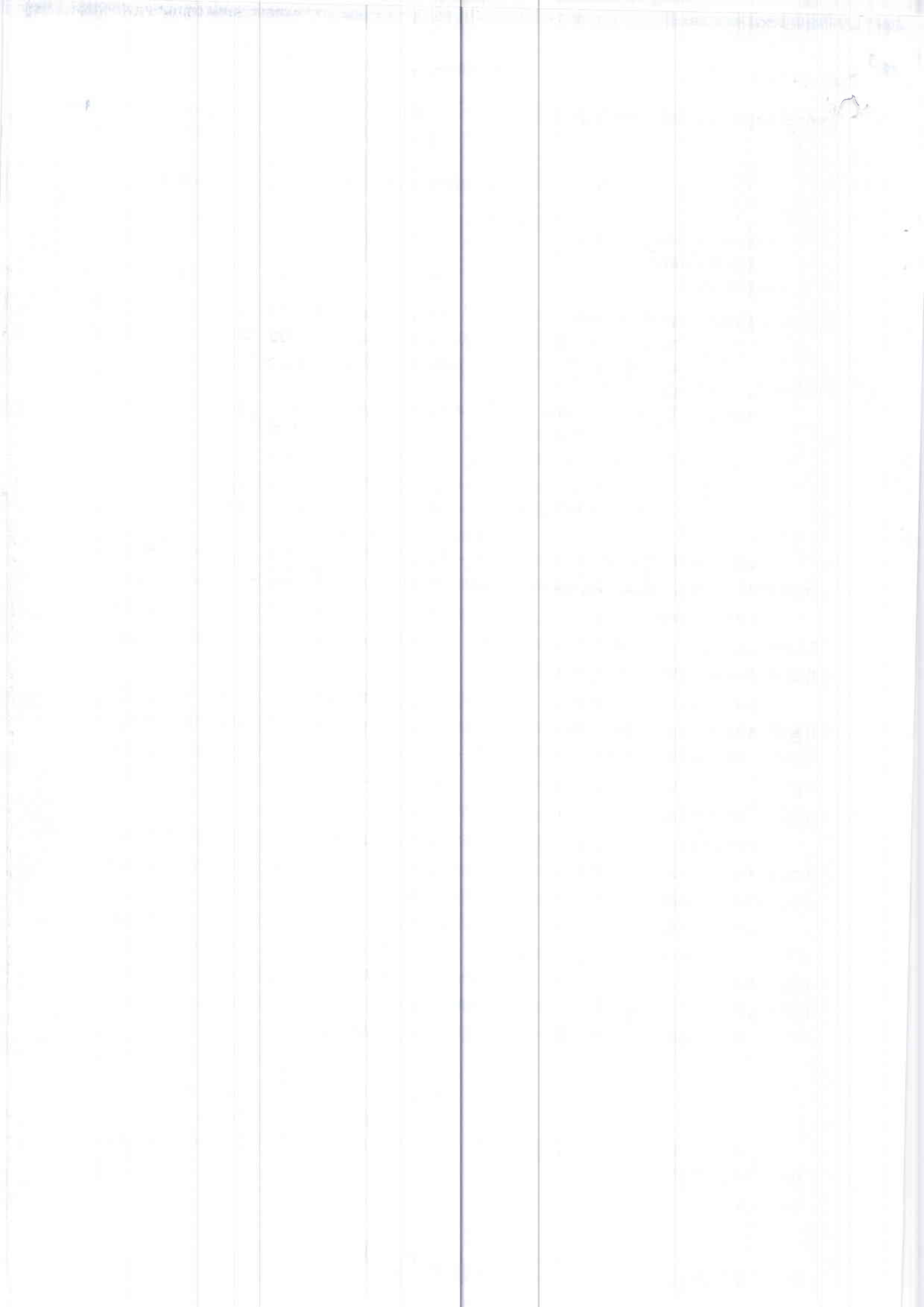
ಇದಲ್ಲದೇ, ನಿಮ್ಮ ವಿಭಾಗದಲ್ಲಿ ಗೇಣಿ ಅವಧಿ ಮುಕ್ತಾಯಗೊಂಡ ಪ್ರಕರಣಗಳನ್ನು ನಿಯಮಾನುಸಾರ ಇತ್ಯರ್ಥ  
ಪಡಿಸದೆ ಇರುವುದರಿಂದ ಬಹಳಷ್ಟು ಪ್ರಕರಣಗಳು ಸಿಎಜಿ ಕಂಡಿಕೆಗಳಾಗಿ ಬಾಕಿ ಉಳಿದಿರುತ್ತವೆ. ಇಂತಹ  
ಎಲ್ಲಾ ಪ್ರಕರಣಗಳಲ್ಲಿ 30 ದಿನಗಳೊಳಗಾಗಿ ಮೇಲೆ ತಿಳಿಸಿದಂತೆ ಕ್ರಮಕೈಗೊಳ್ಳುವುದು ಇಲ್ಲದಿದ್ದಲ್ಲಿ ಇದಕ್ಕೆ ನೀವುಗಳೇ  
ಜವಾಬ್ದಾರಾಗುತ್ತೀರಿ. ಅದಕ್ಕಾಗಿ, ಕೇಂದ್ರ ಸರ್ಕಾರದ 1980ರ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾ ಕಾಯ್ದೆಯ ಭಾಗ-ಎ (3ಎ ಮತ್ತು  
3ಬಿ)ರಂತೆ ಸಂಬಂಧಿಸಿದ ಅಧಿಕಾರಿಗಳ ಮೇಲೆ ಶಿಕ್ಷಾರ್ಹ ಕ್ರಮಕೈಗೊಳ್ಳಲಾಗುವುದು.



ಅಪರ ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ,  
(ಅರಣ್ಯ ಸಂರಕ್ಷಣೆ), ಬೆಂಗಳೂರು.

ಪ್ರತಿಯನ್ನು ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ, ಕೆನರಾ ವೃತ್ತ, ಶಿರಸಿ ರವರಿಗೆ ಮಾಹಿತಿ ಮತ್ತು ಮುಂದಿನ  
ಸೂಕ್ತ ಕ್ರಮಕ್ಕಾಗಿ ಕಳುಹಿಸಿದೆ.





ಗುವರಿಗ,

ANNEXURE-5

COMP-47037

11

- ಅಪರ ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ನಿರ್ದೇಶನಾಧಿಕಾರಿಗಳು,  
ಅರಣ್ಯ ಸಂರಕ್ಷಣೆ - ಬೆಂಗಳೂರು.

ಮುನ್ಸೂಚನೆ,

79

ಅಪರ :- ಅರಣ್ಯ ಉಪನಿರ್ದೇಶನಾಧಿಕಾರಿಗಳ ಗಮನಕ್ಕೆ ತರುವುದು : 89 ರೆಂಟ್ 94 ಹಸಿರು ಅರಣ್ಯ  
ಜಮೀನನ್ನು ಥಿಸ್ ಇಂಡಿಯಾ ಕಂಪನಿಗೆ ಲಿ.ಈ. ಹೆಚ್ಚಾಗಿ ರವರಿಗೆ ನೀಡಿರುವ ಅವಧಿ ನೋ  
- ಕರಿಸುವ ಬಗ್ಗೆ.

ನಾನು ಲಿ.ಈ ಹೆಚ್ಚಾಗಿರುವ ಮನವಾದ ಮೂಲಕ ಅರಣ್ಯ, ದಿನಾಂಕ 6-9-2012 ರಂದು ಗಣಿ  
ನೋಂದಣಿ ಕಡೆಗೆ ಮನವಿ ಸಲ್ಲಿಸಿದ್ದೆ. ಈಗ ಖಾಸಗಿ ಅರಣ್ಯ ಭೂಮಿ ಇತರ ದಾಖಲೆಗಳೊಂದಿಗೆ  
ಸಲ್ಲಿಸುತ್ತಿದ್ದೇನೆ. ಈಗಾಗಲೇ ಬೇಗ ಬಂದಿ ಮುಂದುವರಿಸುವ ಗಣಿ ಅವಧಿಯನ್ನು ~~ಅರಣ್ಯ ಸಂರಕ್ಷಣೆ~~  
ಪರಿಷ್ಕರಣೆ ಮತ್ತು ಸಂರಕ್ಷಣೆ ನೋಂದಣಿ ಕಡೆಗೆ ಬಂದಿ ಎಂದಿರಬಹುದು.

ಪಿ.ಎಸ್.ಎಸ್.  
1CT  
12-1-14

ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ  
ಸಂರಕ್ಷಣಾಧಿಕಾರಿಯವರ ಕಛೇರಿ  
ಕರ್ನಾಟಕ, ಬೆಂಗಳೂರು.

17 JAN 2014

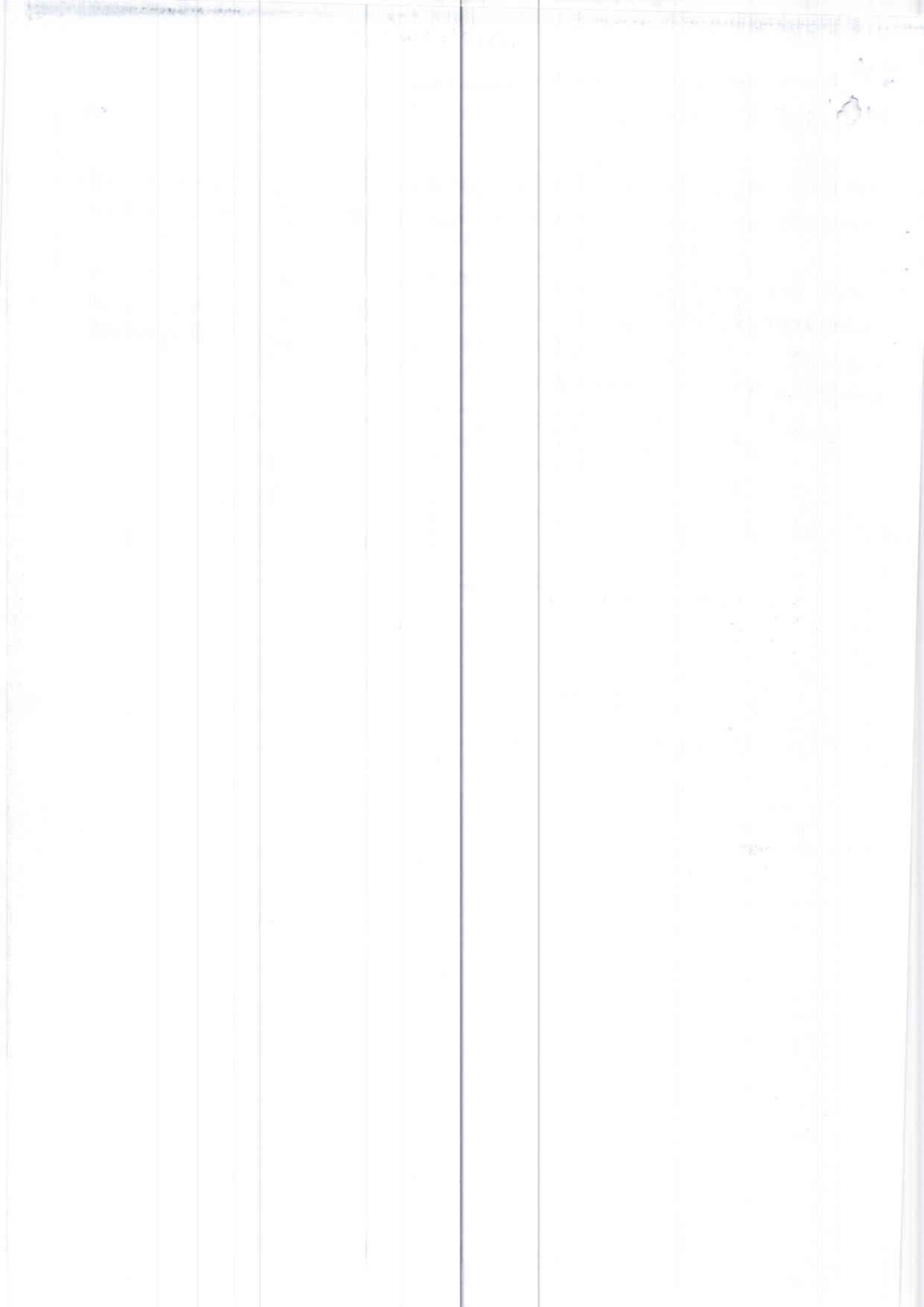
ಸಂಖ್ಯೆ:.....

ತಮ್ಮ ನಂಬುಗೆಯು.

*(Signature)*

ಮೂಲಕ ಕಂದಿ ಲಿ.ಈ. ಹೆಚ್ಚಾಗಿ  
ಅರಣ್ಯ.

ದಿನ :- 17-01-2014



APPENDIX  
(See Rule 6)

## FORM - 'A'

Form for seeking prior approval under section 2 of the proposals by the State Government and other authorities.

## PART - I

(to be filled up user agency)

1)	Project details:-	
i)	Short narrative of the proposal and project scheme for which the forest land is required.	A very small Fish Plant Industry in rural area of North Kanara District.
ii)	Map showing the required forest land boundary of adjoining forest on 1:50,000 scale map.	-
iii)	Total cost of the project	-
iv)	Justification for locating the project in forest area	There is no land in Industrial Area of Venkatapura village.
v)	Cost-benefit analysis (to be enclosed)	-
vi)	Employment likely to be generated	10 numbers
2)	Purpose-wise break-up of the total land required.	Minimum forest land 24-0 guntas
3)	Details of displacement of people due to the project, if any:	
i)	Number of families	-
ii)	Number of scheduled caste / scheduled tribe families	-
iii)	Rehabilitation plan ( to be enclosed)	-
4)	Whether clearance under Environment (Protection) Act, 1986 required? (Yes/No).	No
5)	Undertaking to bear the cost of raising and maintenance of Compensatory Afforestation and/or penal compensatory afforestation as well as cost for protection and regeneration of Safety Zone, etc. as per the scheme prepared by the State Government (undertaking to be enclosed).	Ready to pay the afforestation charges and any other charges
6)	Details of the Certificates / documents enclosed as required under the instruction.	The earlier sanctioned Government Order, Village Map and Taluk Map duly marked the proposed area for renewal and other connected documents.

Signature

(Name in Block letters)

Designation

Address (of User Agency)

te : 17.1.2014  
ce : Bhatk.1.State serial No. of proposa \_\_\_\_\_  
(to be filled up by the Nodal Officer with date of receipt)



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F. No. 11-42/2017 - FC  
Government of India  
Ministry of Environment, Forests and Climate Change  
(Forest Conservation Division)

Indira Paryaravan Bhawan,  
Aliganj, Jorbagh Road,  
New Delhi - 110003

Dated: 21<sup>st</sup> January, 2018

To

The Principal Secretary (forests)  
All States/Union Territory Governments

**Sub: Activities which constitutes violations of provisions of Forest Conservation Act 1980 and rules made thereof and guidelines issued in this behalf, by user agencies and quantum of penalty to be imposed -regarding common guideline to be followed by FAC/REC while considering the proposal under FC Act 1980.**

Sir,

I am directed to invite your kind attention that the Forest Advisory Committee (FAC), constituted under Section 3 of the Forest Conservation Act 1980, while discussing proposals submitted under FC Act 1980, in its meeting held on 25.04.2017 noted with great concern somewhat inconsistent approach adopted by different Regional Empowered Committees of MoEF&CC and FAC itself in case of violations committed by user agencies of forest land in contravention of the provisions of Forest Conservation Act, 1980 and consequently recommending monetary penalty such as penal CA and penal NPV etc. in addition to mandatory compensatory levies. It was observed that the decisions to classify certain activities undertaken by the user agencies as violation and quantum of penalty imposed therein for the similar offence are different on different occasions due to absence of common guidelines.

2. It was, therefore, decided by the FAC to constitute a Committee of APCCF (central) Regional Offices, MoEF&CC and a member of the FAC to examine various aspects and different situations and activities which will constitute violations of provisions rules and guidelines issued under Forest Conservation act 1980 and suggest penalty in various situations, if the activities are treated as violation and thus as offence so as to dissuade the user agencies from committing such violations in future and compensate the loss caused due to such violation.

3. Accordingly on the recommendation of FAC, the following Committee was constituted vide this Ministry's letter of even number dated 05.06.2017.

i. Dr. Tejinder Singh, APCCF, Regional Office, Bhopal;	Chairman
ii. Dr. Sanjay Deshmukh, Member, FAC;	Member
iii. Sh. Kanwarjit Singh, APCCF, Regional Office, Nagpur;	Member
iv. Sh. MRG Reddy, APCCF, Regional Office, Chennai;	Member

4. The Committee submitted its recommendations to the Ministry on 15.05.2017 and the same was discussed in the Ministry and the final recommendation of the Committee was placed before the Forest Advisory Committee in its meeting dated 26.10.2017. The recommendation of the Committee was accepted and recommended by the FAC. The recommendations of FAC was placed before the competent authority in the Ministry. The

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28.1.18



competent authority has accepted the report of the Committee on the recommendation of the FAC.

3. Accordingly, this Ministry has decided to adopt following guidelines while imposing penalty in various cases, on the recommendations of FAC/REC after due deliberation in its meeting, for use of forest land for non-forestry purposes in violation of the provisions of the Forest (Conservation) Act 1980, Rules made thereof and guidelines issued from time to time to implement FC Act and Rules:

**A. In cases where the proposal under FC Act has not been submitted and forest land is diverted without FC:**

- i. Diversion of forest land for non-forestry purposes without the prior approval of the competent authority in the state will be dealt under the provisions of Indian Forest Act 1927 or State Forest Acts or any other State act dealing with such land as the case may be. The land in question will not be considered as diverted under FCA 1980 and the status of land shall continue to be Forest.
- ii. If the permission for use of forest land for non-forestry purposes have been granted by the state authority without the prior approval of the central government under section 2 of the Forest Conservation Act 1980 then action under section 3A and /or 3B of FC Act, as may be applicable shall be taken against the authority causing the diversion. A report with full details of violation shall be submitted by the State Government on the recommendation of the Forest Department of the State to the Ministry of Environment, Forests & Climate Change Government of India, New Delhi and formal enquiry shall be conducted by the Regional Office of the MoEF & CC.

**B. In cases where the proposal under FC Act is under consideration and forest land is diverted before grant of FC:**

- i. The penalty for violation shall be equal to NPV of forest land per hectare for each year of violation from the date of actual diversion as reported by the inspecting officer with maximum up to five (5) times the NPV plus 12 percent simple interest till the deposits is made.
- ii. In case of public utility projects of the government the penalty shall be 20 % of the penalty proposed in para (i) above.
- iii. State government will initiate disciplinary action against the official concerned for not being able to prevent use of forest land for non-forestry purpose without prior approval of Government of India.
- iv. User agency responsible for violation shall be prosecuted under local Act of the state for unauthorized use of forest land without the permission of state authority.

**C. Violation /non-compliance of any conditions imposed while granting approval under FC Act:**

In such cases the penalty will be imposed on the recommendation of the APCCF Regional office in whose jurisdiction the alleged violation has occurred. The violation will be reported to REC/FAC and the committee will give time to comply the conditions within stipulated time:

- i. In case the offence is proved then the penalty shall be imposed for violation committed over forest area without approval equal to twice the normal NPV.
  - ii. In case of public utility projects of the government the penalty shall be 20 % of the penalty proposed in para (i) above.
- .00.00 — . . .



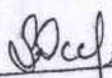
**D. Violation on account of change of land use in the approved mining plan:**

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- i. No penalty is to be imposed for such violation if the change is as per change in mining plan duly approved by competent authority. User agency shall intimate all approvals related to change in mining plan to the regional office within one month of approval. In other cases, change in land use plan shall not be carried out without prior approval of MoEF&CC under the provisions of FCA 1980.
  - ii. Any violation of change in land use (other than mining operations), penalty of two times the NPV plus simple interest 12 per cent from the date of actual violation committed will be imposed.
  - iii. In case the approved change in mining plan is not intimated within one month of the approval the same fine shall be imposed as in para D(ii).
- E. In cases where 'Forest land' has been changed to 'non forest land' in government records:** If the violation is not attributable to the user agency, no penalty shall be imposed.

This issue with the approval of the Competent Authority.

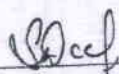
Yours faithfully,

  
(Sandeep Sharma) 29.1.16

Assistant Inspector General of Forests

**Copy to:**

1. Prime Minister's Office
2. Secretary, Ministry of Mines/Coal/Steel/Power, Government of India.
3. Principal Chief Conservator of Forests, All States/UTs.
4. Nodal Officers, the Forest (Conservation) Act, 1980 All States/UTs.
5. All Regional Offices, Ministry of Environment, Forests and Climate Change.
6. Joint Secretary in-charge, Impact Assessment Division, MoEF&CC, New Delhi.
7. PS to Hon'ble Minister of Environment, Forests and Climate Change and Minister of State for Environment, Forests and Climate Change.
8. Chairman, State Environment Impact Assessment Authority, All States/UTs.
9. Member Secretary, State Environment Impact Assessment Authority, All States/UTs
10. All Directors/Assistant Inspector General of Forest in Forest Conservation Division of MoEF&CC.
11. All Advisors/Directors/Dy Directors in Impact Assessment Division of MoEF&CC.
12. Sr. Director (Technical), NIC, MoEF&CC with a request to place a copy of the letter on website of this Ministry.
13. PPS to the Secretary for Environment, Forests and Climate Change, New Delhi.
14. PPS to the Director General of Forests & Special Secretary, MoEF&CC, Gol.
15. PPS to the Addl. Director General of Forests (Forest Conservation), MoEF&CC, Gol.
16. PPS to the Inspector General of Forests (Forest Conservation), MoEF&CC, Gol.
17. Guard File.

  
(Sandeep Sharma) 29.1.16

Assistant Inspector General of Forests

