

**TAMILNADU FOREST DEPARTMENT**

From

Thiru. R. Gowtham, I.F.S.,  
District Forest Officer,  
Salem Forest Division,  
Salem.

To

The Block Development Officer,  
Kolathur,  
Salem.

**C.No.3536/2018 D1, Dt.26.05.2022**

- Sub : Forests – Forest (Conservation) Act, 1980 – Salem Circle / Division – Proposal for diversion of 4.2 ha of forest land for upgradation of the road from Kannamoochipirivu to Kemmampatti Village in Palamalai Reserved Forests of Salem Forest Division – Online proposal submission by the User Agency ie., Block Development Officer, Kolathur, Salem District – Principle Approval (Stage-I) – Conditions Laid Down – Compliance report to be furnished by the User Agency – Revised demand letter - Regarding.
- Ref : 1. Your Online Application Dated.22.08.2016 and resubmission proposal on 03.11.2017 and 16.03.2018.  
2. Govt. of India Ministry of Environment, Forests & Climate Change Integrated Regional Office, Chennai. F.No.4-TNB026/2018-CHN/879 Dated 22.09.2021.  
3. District Forest officer, Salem Forest Division, Salem C.No.3536/2018 D1, Dated.29.03.2022.  
4. Principal Chief Conservator of forests (Head of Department), Chennai C.No.TS3/41275/2017, Dated.23.05.2022.

In continuation of this office reference 3<sup>rd</sup> cited, as per the instruction of the Principal Chief Conservator of Forests, Chennai reference 4th cited (copy enclosed) the revised demand letter for diversion of 4.20 ha of forest land for upgradation of the road from Kannamoochipirivu to Kemmampatti Village in Palamalai Reserved Forests of Salem Forest Division in favour of Block Development Officer, Kolathur, Salem District for a period of 25 years subject to the 26 conditions which has to be fulfilled and a compliance report of the conditions imposed by the Government of India for the above project has to be sent to the Government of India through this office by the User Agency to obtain final approval.

The user agency has to fulfill the following conditions at the earliest so as to enable this office to obtain final approval from the competent authority.

SL. No. of the Condition Nos. with reference to GOI Letter	Conditions imposed	Action and reply to be furnished by the User Agency
i	Legal status of the diverted forest land shall remain unchanged.	The Legal Status of Diverted Forest Land shall remain Palamalai RF.

P.T.O.,

ii	The demarcation of the proposed forest area shall be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of User Agency	The erection of Concrete Pillar to be done by the User Agency in their own cost in the presence of the concerned Forest Range Officer or his sub-ordinates and the location of boundary stone pillars so erected should be serially numbered and all photographs along with GPS locations of pillars should be enclosed.
iii	The State Forest Department shall carryout compensatory afforestation and its maintenance in the identified non forest area over an extent of 8.40 ha. in SF No.72/1 of Kurichi Village in Valapadi Taluk of Salem District at the cost of the User Agency.	The Compensatory Afforestation cost of Rs.84.02 Lakhs should be deposited in the Corporation Bank Account of the Tamilnadu State CAMPA. The User Agency shall compulsorily deposit only by generating challan through the Ministry's website.
iv	Entire non-forest land identified for raising compensatory afforestation over as extent of 8.40 ha in SF No.72/1 of Kurichi Village in Valapadi Taluk of Salem District shall be transferred and mutated in favour of the State Forest Department and same shall be declared as Reserved Forest under section - 4 or protected forest under section-29 of the Indian Forest Act, 1927 or under the relevant section (s) of the local Forest Act before <b><u>Stage II approval.</u></b> A copy of the original notification shall be submitted along with the compliance report to this office for information and record.	The entire area of the CA land identified by the User Agency should be handed over to the Forest Department free from encumbrance with proper TCR between the concerned Thasildar and the Forest Range Officer, Valapady. The classification of the land should be re-classified as Forest' in the relevant revenue records and a copy of the extract and the TCR copy should be furnished. An undertaking to this effect should be furnished by the User Agency.

v	The State Gov. shall charge the net present value of the diverted forest land measuring 4.20ha. from the User Agency 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 IA's in Writ Petition (Civil) No.202/1995.p	As per the Govt. of India guide lines the Net Present Value (NPV) of <b>Rs.33.726 lakhs (NPV @ Rs.8.030 lakhs per Ha. for Eco-value Class-III with density of Dense Forest Category)</b> as approved by the Govt. of India in Lr.No.F.No.5-3/2007-FC dated.05.02.2009 . (The type of Forest as per revised Working Plan of Salem Division is <b>Tropical Dry Deciduous Forests (Type 5) comes under Eco class-III with density of Dense Forests Category</b> ). This amount should be deposited in the Corporation Bank Account of the Tamilnadu State CAMPA. The User Agency shall compulsorily deposit only by generating challan through the Ministry's website.
vi	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. The User Agency shall furnish an undertaking to this effect.	An undertaking in the prescribed format which is enclosed has to be duly signed by the User Agency and should be furnished.
vii	All the funds received from the User Agency under the project shall be transferred / deposited to CAMPA fund only through e-portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> )	All the funds collected from the User Agency shall compulsorily be deposited in the Corporation Bank Account of the Tamilnadu State CAMPA only by generating Challan through the Ministry's website;

viii	Alignment of both Row and proposed road are varies in few stretches, hence, such stretches of the old Row road, which is not proposed under the new alignment shall be restored by planting suitable tree species at the cost of the User Agency.	An undertaking to this effect should be furnished by the User Agency.
ix	The User Agency shall obtain permission from the Hon'ble Supreme Court of India / CEC for felling of spontaneous trees in the diverted forest area and all conditions of the Hon'ble Supreme Court of India / CEC shall be complied with by the User Agency / State Government	An undertaking to this effect should be furnished by the User Agency.
x	The State Government shall not issue working permission for the project without obtaining of required permission from the Hon'ble Supreme Court of India / CEC for felling of spontaneous trees.	An undertaking to this effect should be furnished by the User Agency.
xi	The User Agency shall construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost	An undertaking to this effect should be furnished by the User Agency.
xii	Construction of culverts / bridges, if any, over the natural streams / rivers / canals shall be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging and also does not hamper movement of wild animals.	An undertaking to this effect should be furnished by the User Agency.

xiii	The State Forest Department shall raise avenue plantation all along the roadside at the project cost with maintenance of 7-10 years at the cost of user agency.	An undertaking to this effect should be furnished by the User Agency.
xiv	Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO concerned so as to stabilize the soil.	An undertaking to this effect should be furnished by the User Agency.
xv	The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area.	An undertaking to this effect should be furnished by the User Agency.
xvi	The layout plan of the proposal shall not be changed without the prior approval of the Central Government.	An undertaking to this effect should be furnished by the User Agency.
xvii	wherever feasible, translocation of trees shall be carried out by the forest department at the cost of the User Agency.	An undertaking to this effect should be furnished by the User Agency.
xviii	No additional or new path will be constructed inside the forest area for the transportation of construction materials for execution of the project work.	An undertaking to this effect should be furnished by the User Agency.
xix	The User Agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage / tree felling and no labour camp shall be established inside the forest area	An undertaking to this effect should be furnished by the User Agency.

xx	Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it shall be the responsibility of the user agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna.	An undertaking to this effect should be furnished by the User Agency.
xxi	The total forest area utilized for the project shall not exceed 4.20ha. and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. User Agency shall furnish an undertaking to this effect.	An undertaking to this effect should be furnished by the User Agency.
xxii	The forest land proposed for diversion shall under no circumstance be transferred or sublet to any other agency, department or person without prior approval of the Central Government.	An undertaking to this effect should be furnished by the User Agency.
xxiii	The User Agency and the State Government shall ensure compliance to provisions of the all acts, rules, regulations and guidelines for the time being in force as applicable to the project.	An undertaking to this effect should be furnished by the User Agency.
xxiv	Any other conditions that the Central Government or Regional Officer (Central) of Integrated Regional Office, Chennai 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.	An undertaking to this effect should be furnished by the User Agency.

xxv	In the event of failure to comply with and of the above conditions the user agency is liable for penal action provision made under FCA, 1980 and guidelines made there under.	An undertaking to this effect should be furnished by the User Agency.
xxvi	The State Government shall process and submit compliance report on the above conditions through online ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> )	An undertaking to this effect should be furnished by the User Agency.

**The User Agency shall deposit all funds as above in the Corporation Bank Account of the Tamilnadu State CAMPA. The User Agency shall compulsorily deposit only by generating challan through the Ministry's website. And all the conditions imposed by the Government of India stipulated conditions and furnish the compliance report through web portal early and submit the hard copy of the compliance report with necessary undertakings in four copies to this office immediately.**

This is for favour of information and necessary immediate action.

Yours faithfully,  
Sd/- R.Gowtham,  
District Forest Officer,  
Salem Forest Division, Salem.

Encl : As above.

Copy submitted to the Principal Chief Conservator of Forests (Head of Department), Chennai. (Ref. No.TS3/41275/2017, Dated.27.11.2021 and 23.05.2022) for kind information.

Copy submitted to Conservator of Forests, Salem Circle, Salem.

Copy to the District Collector, Salem (District Collector DRDA, Salem) for kind information.

// t.c.b.o//

*[Handwritten Signature]*  
Superintendent  
26/5/2022  
26.05.2022