



Government of Karnataka

R.P.A.D

No. FEE 50 FLL 2020 (e)

Karnataka Government Secretariat

Multistoried Buildings,

Bengaluru, Date: 10/09/2020.

From:

The Additional Chief Secretary to Government,
Forest, Ecology and Environment Department,
Bengaluru-560001.

To:

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

Sir,

Sub: Diversion of 0.894 hectare of forest land in Sy.No. 176 of Kakti Village & Hobli, Belagavi Taluk & District (Belagavi Forest Division) for improvement with adjusting slope for the existing Hundalli-Kakti Road (Hundalli, Dharnatti, Mutyanatti Road at Km 16.50 to 17.80) in favour of The Executive Engineer, Public Works, Ports and Inland Water Transport Department, Belagavi.

- Ref:**
1. The Principal Chief Conservator of Forests (Head of Forest Force), Bengaluru's letter No. A5(2).GFL.CR.19/2019-20 Dated: 08-06-2020
 2. The Government of Karnataka's letter No. FEE 50 FLL 2020 Dated: 17-07-2020.
 3. The Ministry of Environment, Forests & Climate Change Regional Office, (Southern Zone) letter No. F.No. KRB1252/2020-BAN/371, Dated:10-08-2020.

I am directed to refer to your letter vide at (1) above seeking prior approval of the State Government under Section 2 of the Forest (Conservation) Act, 1980 for the above cited project.

The said proposal was forwarded to Government of India vide letter referred at (2) above seeking Stage I approval under Section 2 of the Forest (Conservation) Act, 1980. The proposal was returned from Government of India vide letter referred at (3) above, with a direction to convey Stage I approval at the level of

State Government by invoking provisions provided vide guidelines dated: 28-03-2019 (Chapter-4).

Hence the proposal was re-examined and by invoking the provisions provided in para 4.1 and 4.3, State Government hereby conveys in-principle approval (Stage-I) for the diversion of 0.894 hectare of forest land in Sy.No. 176 of Kakti Village & Hobli, Belagavi Taluk & District (Belagavi Forest Division) for improvement with adjusting slop for the existing Hundalli-Kakti Road (Hundalli, Dharnatti, Mutyanatti Road at Km 16.50 to 17.80) in favour of The Executive Engineer, Public Works, Ports and Inland Water Transport Department, Belagavi subject to fulfilment of the following conditions:-

01. Legal status of the forest land shall remain unchanged and it shall continue to be forest land.
02. The concerned Deputy Conservator of Forests should ascertain that the proposed forest land is used for public purpose only and if the purpose is deviated, separate proposal under Forest (Conservation) Act, 1980 has to be applied.
03. The User Agency shall pay the applicable Net Present Value (NPV), Compensatory, Plantation cost of extraction of trees, land lease rent and any other levies as per the conditions of approval.
04. User Agency shall restrict the felling of trees to minimum numbers in the diverted forest land (if any) and the trees shall be felled under the strict supervision of the State Forest Department and cost of felling of trees shall be deposited by the User Agency with the State Forest Department.
05. The lessee shall not sub-lease, mortgage & hypothecate the forest area.
06. The Lessee shall provide signages in appropriate dimensions and nature on both sides of the road within forest limits for sensitization of general public towards the forest, wildlife and environmental issues in consultation with the jurisdictional Deputy conservator of Forests
07. User Agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.
08. Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/Forest Areas.
09. The User Agency shall obtain Environmental clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
10. The layout plan of the proposal shall not be changed without prior approval of Central Government.
11. No labour camp shall be established on the forest land.

12. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
13. 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.
14. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
15. The period of diversion under this approval shall be 20 Years or the project life, whichever is less.
16. The forest land shall not be used for any purpose other than that specified in the project proposal/ The leased out area should be used for the purpose for which it is granted. In case the land is not used for the stipulated purpose within two years or when it is no longer needed for the stipulated purpose, the area would stand resumed to the Forest Department.
17. The application for renewal of the lease in the prescribed form and manner shall be submitted at least six months prior to the expiry of forest lease. In case no renewal is sought, the lessee shall hand over the lease.
18. No residential or commercial building shall be permitted in the forest area proposed for diversion.
19. No crushing/breaking of stones or labour camp shall be allowed on forest land and all waste/debris generated shall be scientifically disposed off outside the forest area.
20. Any damage to forest area because of implementation of the proposal shall be compensated by the Lessee. The extent of damage shall be assessed by the jurisdictional Deputy Conservator of Forest/Conservator of Forests/Chief Conservator of Forests.
21. The Lessee shall ensure that no avoidable harm is caused to the fauna and flora in and around the proposed area.
22. The approval under the Forest (Conservation) Act, 1980 is subject to any other clearances necessary under the prevailing statutes .
- 23.. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India.
- 24.. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guideline F.No.11-42/2017-FC dated: 29/01/2018. In case, any violation of the

provisions of the Karnataka Forest Act, 1963 & Rules, 1969 or other relevant Acts/Rules is reported during the lease period, the lease will be liable for forfeiture under Section 82 of Karnataka Forest Act, 1963. The Chief Conservator of Forests/Deputy Conservator of Forests concerned are authorized to take necessary action in this regard.

25. Any other condition that Ministry of Environment, Forest and Climate Change, Government of India; State Government and the Principal Conservator of Forests (Head of Forest Force) may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.
26. Lessee should comply all conditions imposed by the Ministry of Environment, Forest and Climate Change, Government of India; State Government and the Principal Chief Conservator of Forests (Head of Forest Force) from time to time before or after the approval in the interest of conservation, protection and development of forests and wildlife.
27. The Principal Chief Conservator of Forests (Head of Forest Force) and User Agency shall comply the provisions of all the Acts, Rules, Regulations, Guidelines, NGT order & Hon'ble Court Order (s) pertaining to this project, if any for time being in force, as applicable to the project.

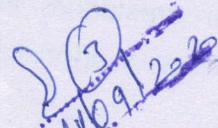
Yours faithfully


(S. SRINIVASA) 10/09/2020

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

Copy to: -

- 1) The Secretary to Government of India, Ministry of Environment, Forest and Climate Change, Government of India Paryavaran Bhavan, Jor Bagh Road, New Delhi-110003
- 2) The Deputy Director General of Forest (Central), Regional Office (Southern Zone), Kendriya Sadan, 4th Floor, E&F Wings, 17th Main, Koramangala,


Issue:
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