

TAMILNADU FOREST DEPARTMENT

From
Thiru Guruswamy Dabbala, I.F.S.,
District Forest Officer,
Nilgiris Forest Division,
Udhagamandalam – 1.

To
Joint Director of Health Services,
Government head quarters
Hospital Campus, Jail hill road,
Ooty

Ref.No.11161/2019/D1. Dated. .04.2020

ஸ்ரீ சார்வரி, சித்திரை- , திருவள்ளூர்-2051

Sir,

Sub : Forests – Forest (Conservation) Act 1980 – Diversion of 10.12 ha of Forest land in Wenlockdown RF for Establishment of Government Medical College, Stage 1 in principle approval from MOEF , communicating user agency to comply the conditions prescribed to proceed further..

Ref 1. Government of India, Ministry of Environment, Forests & Climate Change, Chennai Ref.No.F.No.4-TNC050/2019-CHN dated .04.2020 letter received on 23-4-2020.

In continuation of your application ,the Government has decided to accept the proposal (stage –I approval) under section 2 of Forest Conservation Act for diversion of 10.12 ha of Forest land in Wenlockdowns Reserve forest of Udhagai North Range in Nilgiris Forest Division for Establishment of Medical College in favor of Joint Director of Health Services, Government Head Quarters, Hospital Campus, Jail Hill road, Ooty vide in Reference 1st cited, subject to the conditions.

Therefore I state the details of the conditions to be complied by the user agency for stage 2 approval.

- 1) The Legal Status of Forest land shall remain unchanged.
- 2) The User Agency shall demarcate the Forest area diverted by constructing wall and DGPS co-ordinates shall be marked at 20 meters interval.

In this regard the compound wall dimensions as prescribed by the DFO, Nilgiris in his specific remarks dated 25.11.2019 while recommending the project shall be complied.

- 3) The Forest Department will carry out Compensatory Afforestation (CA) and its maintenance over 20.24 ha of non forest area in S.No.72/6 of Kuruchi village in Valapady Taluk of Salem District at the cost of User Agency

To the said compensatory Afforestation land , The DFO Salem has prescribed maintenance funds for nursery , plantation with chain links etc to a cost of Rs.1,95,60,000/-(one crore ninety five lakh and sixty thousand only).

The said funds under the project shall be transferred / deposited to CAMPA fund only through e-portal (<https://parivesh.nic.in/>) by the user agency.

4) You shall transfer and mutale entire non forest area identified for Compensatory Afforestation in favor of Forest Department and shall be declared as Reserve Forest under Section 4 of the Tamil Nadu State Forest Act 1882 before Stage-II approval and send a copy of the original Notification to the office of Government of India, Ministry of Environment, Forests and Climate Change, Regional Office ,South East Zone, Chennai and a copy to this office.

5) The non forest land indentified for CA scheme shall not be changed without the prior approval of Central Government

6) The cost of Compensatory Afforestation as per the CA scheme and cost of survey demarcation and erection of permanent pillars, if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be maintained for 10 years;

7) The state forest department charges the Net Present Value of the diverted forest land measuring 10.12 ha from user agency as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA Nos.566 with related IA's in Writ Petition (Civil) No.202/1995.

The Net present value of 10.12 ha is total sum of Rs 70,73,880. (Rs 699000 /Hectare (open forest class 6. Nilgiris Wenlockdown forest.)

8) Additional Amount of Net Present Value (NPV) of the diverted forest if any becoming due after revision of the same by the honourable Supreme Court of India in future shall be charged from the User Agency. The User Agency shall furnish an undertaking to this effort.

9) All the funds under the project shall be transferred / deposited to CAMPA fund only through e-portal (<https://parivesh.nic.in/>) by the user agency.

10) No medical waste shall be disposed in and around forest area.

11) No residential constructions shall be built in the diverted forest and existing quarters shall not be utilized for residential purpose

12) The component wise breakup to be uploaded in the exclusive table provided in the part I of the online application

13) The layout plan of the proposal shall not be changed without prior approval of the Central Government

14) No labor camp shall be established on the forest land

15) No trees of spontaneous growth shall be felled. No additional or new path will be constructed inside the forest area for the transportation of construction materials for execution of the project work.

16) The forest land proposed for diversion shall under no circumstances be transferred / subject to any other agency, department or person without prior approval of the Central Government;


17) The total forest area utilized for the project shall not exceed 10.12 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. You shall furnish an undertaking to this effect;

18) The approval under FCA, 1980 is subject to the clearance under all other Acts, Rules, Guidelines, Regulation and Court orders applicable to such project

19) Any other conditions that the Central Government or DDG (Central) or 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

Therefore I state that all the conditions prescribed for the user agency in the 1 reference cited above, along with other conditions if any arises during the process are to be complied. The mutation of land in favor of forest department along with CAMPA, NPV amount shall be transferred. The Compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>) and only after your compliance, further progress towards stage 2 approval can be proceeded.

Regards,


District Forest Officer
Nilgiris Forest Division,
Udhagamandalam

Copy enclosed,
Government of India , Ministry of
Environment, Forest & climate change, Chennai
Ref.No.F.No 4-TNCO50/2019-CHN dated .4.2020

Copy submitted to the Principal Chief Conservator of Forests (Head of the Department), Chennai.

Copy submitted to the Additional Principal Chief Conservator of Forests, Coimbatore Circle, Coimbatore.

Copy to the District Forest Officer, Salem Division, Salem.