

KARNATAKA FOREST DEPARTMENT

No. : B2/GFL/0.415/CR-96/2017-18

Office of the
Deputy Conservator of Forests
Bagalkot Division, Bagalkot
Date : 21/07/2018.

REVISED DEMAND NOTICE-2

To,

✓ The Chief Officer,
Town Municipal Council Badami.
Near PACARD Bank,
Badami-587201

Sir,

Sub : Diversion of 0.414 (revised form 0.415)Ha. of Forest land Sy.No. 70 of Nagara S B village, Badami taluk, Bagalkot District for development of Naganath Kolla Road in favour of Chief Officer, Town Municipal Council Badami -reg.

Ref :

- 1) Letter No.FEE 31 FLL 2018 Dated: 03/05/2018 of Government of Karnataka.
- 2) Additional Principal Chief Conservator of Forests (Forests Conservation), Bengaluru letter No. A5(2).GFL.CR-20/2017-18 Dated: 11-05-2018.
- 3) This office Demand notice No. B2/GFL/0.415/CR-96/2017-18/498 Dated: 20/06/2018.
- 4) Demand rejected e-mail dated 28/06/2018 of APCCF (FC), Bengaluru.
- 5) APCCF (FC) Bengaluru office Phone message dated: 20/07/2018

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With reference to the subject cited above, the Additional Principal Chief Conservator of Forests (Forest Conservation), Bengaluru has direction to issued revised demand notice ref (3) as per amount of directions of PCCF (HOFF) dated: 30/04/2018 on Unit costs prescribed for 2018-19. Similarly SMC rates also taken on the basis of avenue plantation cost, Hence revised demand Notice issued to User Agency for payment of Net Present Value and SMC charges, vide ref (2) Hence, the Net Present Value charges and SMC Charges are as follows.

Sl.No.	Particulars	Amount (in Rupees)
1)	Net Present Value of the diverted forest land of 0.414 Ha. as per the orders of the Hon'ble Supreme Court dtd. 28-03-2008 and 09-05-2008 in IA No. 826 in 566 with related IA's in Writ Petition (Civil) No. 202/1995. (Rs.4.38 lakhs/Ha. Eco Class IV Open Forest)	181332.00
2)	Charges of SMC Works in the Forest area of the proposed road to a width of 100 Mtrs on both sides along with avenue plantation of local species.	1148489.00
	Total	1329821.00

Therefore, you are hereby requested to make payments through e-payment module of forest clearance portal "forestclearance.nic.in" as directed by the Government of India as per the demand notice issued by this office by uploading the demand notice for acceptance to the Principal Chief Conservator of Forests (Head of Forest Force), Bangalore and after getting the challan generated from the said portal.


You are directed to comply the following conditions as per reference No. (1)

1. No Work should be commenced until the fulfillment of the conditions & Stage-II approval is granted.
2. Legal Status of forest land shall remain unchanged i.e shall remain Reserved/Protected/Village/Unclassed/Other types of Forests/forests as the case may be.
3. The lessee shall pay lease rent as fixed by the Government from time to time.
4. The lease tenure shall be for a period of 20 (twenty) years.
5. 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 one year or when it is no longer needed for the stipulated purpose, the area shall be resume back.
6. In case any violation of stipulations/agreed conditions report during the lease period, the lease shall be liable for forfeiture under Section 82 of Karnataka Forest Act 1963.
7. The leased area shall be appropriately demarcated on ground with respect to clear visibility of such of such demarcation and its permanency at the cost of the User Agency.
8. The User Agency has to pay the net Present Value (NPV) for forest land diverted under this proposal as per conditions stipulate by the Government of India, Ministry of Environment and Forests, New Delhi vide letter No.11-9/98-FC, dated 13-02-2014 and order dated 28-03-2008 and 9-05-2008 of the Hon'ble Supreme Court of India.
9. The User Agency has to pay charges towards SMC works in the forest area of the proposed road to a width of 100 Mtrs on both sides along with avenue Plantation of local Species, to be taken up by the Karnataka Forest Department.
10. The User Agency shall ensure that there is no damage to the fauna and flora in and around the leased area. Any violation will render the User Agency liable for action under relevant forest and any other laws.
11. No labour camp shall be established in the forest area.
12. No residential buildings shall be permitted in the proposed forest area.
13. The Karnataka Forest Act, 1963 and Rules, 1969 and other relevant Acts & Rules will be applicable for any violation.
14. Any Damage to forest Area caused while executing works shall be compensated by the User Agency. The extent of damage shall be assessed by the Deputy Conservator of Forest Concerned.
15. The Lessee shall not sub-lease, mortgage or hypothecate the forest area.
16. All Waste/debris generated shall be scientifically disposed off outside the forest area.
17. Any damage to forest area caused while executing the works shall be compensated by the User Agency. The extent of damage shall be assessed by Deputy Conservator of Forest concerned.
18. The Approval under the Forest (Conservation) Act, 1980 is subject to the clearance under the Environment (Conservation) Act, 1986, if required.
19. The User Agency shall also abide by all the conditions imposed upon by the Government of India, Government of Karnataka and the Principal Chief Conservator of Forests, (Head of Forest Force).

After completion of the payments, you are directed to upload compliance report for the conditions stipulated in Stage-I approval dtd. 11-05-2018 issued by Under Secretary, Forests, Ecology and Environment Department Bangalore and (4) sets of hard copies submitted to this office for further needful action.

Thanking you,

Yours faithfully,


Deputy Conservator of Forests,
Bagalkot Division, Bagalkot.