

ಕರ್ನಾಟಕ ಸರ್ಕಾರ

GOVERNMENT OF KARNATAKA

ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ  
(ಅರಣ್ಯ ಪಡೆ ಮುಖ್ಯಸ್ಥರು) ರವರ ಕಚೇರಿ



ಅರಣ್ಯ ಭವನ, 18ನೇ ಅಡ್ಡ ರಸ್ತೆ  
ಮಲ್ಲೇಶ್ವರಂ, ಬೆಂಗಳೂರು-560 003.

Office of  
Principal Chief Conservator of Forests  
(Head of Forest Force)

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E-office File No. KFD/HOFF/A5-4(GFL)/59/2019-FC  
Encl.: Compliance 2 sets

E-107705  
Date 26-06-2023.

To,

The Additional Chief Secretary to Government  
Department of Forest, Ecology and Environment  
M.S. Building, Bengaluru-560 001.

**Sub:** Diversion of 1.0938 hectare of forest land in Sy No. 209 of Amble village and Hobli, Chikkamagaluru Taluk and District (Chikkamagaluru Forest Division) for laying of New Broad-Gauge Line from Chikkamagaluru to Belur in favour of the Deputy Chief Engineer (Construction) West, South Western Railway, Bengaluru.

**Proposal No. FP/KA/RAIL/40302/2019 [Stage-I approved]**

- Ref:**
1. Government of India, Ministry of Environment, Forests and Climate Change, Integrated Regional Office, Bengaluru letter F.No. 4-KRC 1281/2021-BAN/1271 dated 26-02-2021 [Stage-I approval]
  2. Government of Karnataka letter No. FEE 76 FLL 2020 (e) dated 18-03-2021 [communication of Stage-I approval]
  3. This office letter of even number dated 29-03-2021 [communication of Stage-I approval]
  4. The Deputy Chief Engineer (Construction) West-I, South Western Railway, No.18 Millers Road, Benson Town Post, Bengaluru - 560 046 letter dated 06-06-2023 [Compliance Report in respect of conditions of Stage-I approval]
  5. Deputy Conservator of Forests, Chikkamagaluru Division Chikkamagaluru letter No. B5(B4)/Railway/C.R-21/2018-19 dated: 22-06-2023. [Compliance Report in respect of conditions of Stage-I approval]
  6. Chief Conservator of Forests, Chikkamagaluru Circle letter No. A10/LND/Railway/CR-4/2020-21 dated 23-06-2023 [Compliance Report in respect of conditions of Stage-I approval]

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The Government of India vide Ref (1) have accorded 'in-principle' (Stage-I) approval for diversion of 1.0938 hectare of forest land in Sy No. 209 of Amble village and Hobli, Chikkamagaluru Taluk and District (Chikkamagaluru Forest Division) for laying of New Broad-Gauge Line from Chikkamagaluru to Belur in favour of the Deputy Chief Engineer (Construction) West, South Western Railway, Bengaluru, subject to fulfilment of certain conditions stipulated therein.

Based on Stage-I approval for the project, the Government of Karnataka vide Ref (2) has directed to submit the Compliance Report in respect of conditions of Stage-I approval. Accordingly, this office vide Ref (3) has informed the User Agency and Field officers to submit the Compliance report in respect of the conditions of Stage-I approval.

In response, the User Agency vide Ref (4) has submitted the Compliance report to the Deputy Conservator of Forests, Chikkamagaluru Division, who after verification vide Ref (5) has submitted the condition-wise Compliance Report to the Chief Conservator of Forests Chikkamagaluru Circle, who has further submitted the same vide Ref (6) to this office.

Based on the reports received as above, the status of Compliance to the conditions of Stage-I approval is as under.

**A. Conditions which need to be complied prior to handing over of forest land by the State Forest Department.**

Sl. No.	Stage-I approval condition	Status of Compliance
1	The User Agency shall transfer online, the Net Present Value (NPV), of the forest land being diverted under this proposal, as per the orders of the Hon'ble Supreme Court of India dated 28-03-2008, 24-04-2008 and 09-05-2008 in Writ Petition (Civil) No.202/1995 and the guidelines issued by this Ministry vide its letter No.5-3/ 2007-FC dated 05-02-2009. The requisite funds shall be transferred through online portal into CAMPA account of the state concerned.	The User Agency has paid an amount of Rs. 8,78,321/- for 1.0938 ha @ Rs 8.03 lakh per ha towards NPV charges through e-payment portal dated 21-06-2022 [included in total amount of Rs. 1,18,59,031/-].  Copy of Payment Page downloaded from FC Web portal is enclosed. [ANNEXURE-1]
2	The User Agency shall transfer the cost of raising and maintaining the compensatory Afforestation over an extent of 4.02 ha. Of degraded forest land in Sy.No.180 of S.Bidare village, (Sindigere Reserve Forest), Sakarayapattana Hobli, Kadur Taluk, Chikkamagaluru district at the current wage rate in consultation with State Forest Department in the account of CAMPA of the concerned State through online portal. The scheme shall include demarcation of CA are using appropriate fencing	The User Agency has paid an amount of Rs.73,80,720/- for 4.02 ha @ Rs.18.36 lakh per ha towards the cost of raising Compensatory Afforestation and Rs. 35,99,990/- towards the Watering Charges through e-payment portal dated: 21-06-2022. [included in total amount of Rs. 1,18,59,031/-]



	for better survival with provision for watering and SMC works and appropriate provision for anticipated cost increase for works scheduled for subsequent years.	Copy of Payment Page downloaded from FC Web portal is enclosed. [ANNEXURE-1]
3	The user agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.	Only the required trees have been felled & transported by the User Agency to the Government timber depot, Kadur under the strict supervision of the State Forest Department.
4	All the funds received from the User agency under the project shall be transferred/deposited in CAMPA account only through e-portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> ) Amount deposited through other mode will not be accepted as Compliance of the Stage-I clearance.	CA, NPV funds and Water Charges has been transferred/deposited in CAMPA account through E-portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> ) by User Agency.
5	The Compliance report shall be uploaded on e-portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> ).	The Compliance report has been uploaded in PARIVESH Portal.
6	The Wildlife Mitigation plan shall be implemented at the cost of user Agency, as approved by the PCCF, Wildlife and Chief Wildlife Warden.	The User Agency has agreed to comply with the condition and has submitted an Undertaking in this regard dated:06-06-2023. [ANNEXURE-5]
7	The complete Compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District collector.	The User Agency has provided the Recognition of Forest Rights (FRA) Certificate issued by the Deputy Commissioner, Chikkamagaluru District, Chikkamagaluru. [ANNEXURE-3]
8	The boundary of the diverted forest land shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, distance from pillar to pillar and GPS co-ordinates.	The User Agency has demarcated the forest area proposed for diversion by erecting 24 No's of Cement concrete pillars.[Map showing details of pillars i.e., Serial Number, distance from pillar to pillar, GPS co-ordinates and photographs are enclosed] [ANNEXURE-4].
9	Violation of any of these conditions will amount to violation of forest (Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest	The User Agency has agreed to comply with the condition in its letter dated:06-06-2023. [ANNEXURE-2]

(conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-FC dated 28-03-2019.	
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**B. Conditions which need to be strictly complied on field after handing over of the forest land to the User Agency by the State Forest Department.**

Sl. No.	Stage-I approval condition	Status of Compliance
1	The legal status of forest land shall remain unchanged.	The User Agency has agreed to comply with the condition in its letter dated: 06-06-2023. [ANNEXURE-2]
2	Compensatory Afforestation shall be raised over double the extent of degraded forest and within three years from the date of Stage-II Clearance and maintained thereafter by the State forest department at the cost of the User Agency and atleast 1000 plants per hectare shall be planted over identified degraded forest land within three years of grants of the balance saplings will be planted in any other forest as per prescriptions of approved working plan with provision for ten years on subsequent maintenance.	The User Agency has paid an amount of Rs.73,80,720/- for 4.02 ha @ Rs.18.36 lakh per ha towards the cost of raising Compensatory Afforestation through e-payment portal dated: 21-06-2022. [included in total amount of Rs. 1,18,59,031/-]  Copy of Payment Page downloaded from FC Web portal is enclosed. [ANNEXURE-1]
3	At the time of payment of the Net Present Value (NPV) at the then prevailing rate the user Agency shall furnish an Undertaking to pay the additional amount of NPV if so, determined as per the final decision of the Hon'ble Supreme Court of India.	The User Agency has paid an amount of Rs. 8,78,321/- for 1.0938 ha @ Rs 8.03 lakh per ha towards NPV charges through e-payment portal dated 21-06-2022 [included in total amount of Rs. 1,18,59,031/-].  Copy of Payment Page downloaded from FC Web portal is enclosed. [ANNEXURE-1]  The User Agency has agreed to pay the additional amount of NPV, in its letter dated: 06-06-2023. [ANNEXURE-2]
4	Tree felling shall be restricted to the barest minimum possible and under confirmation from the local forest officials.	Only the required trees have been felled & transported by the User Agency to the Government timber depot, Kadur under the strict supervision of the State Forest Department.



5	The period of diversion under this shall be co-terminus with the period of leases to be granted in favour of the user agency or the project life, whichever is less.	The User Agency has agreed to comply with the condition in its letter dated:06-06-2023. [ANNEXURE-2]
6	No labour camp shall be established on the forest land.	The User Agency has agreed to comply with the condition in its letter dated:06-06-2023. [ANNEXURE-2]
7	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.	The User Agency has agreed to comply with the condition in its letter dated:06-06-2023. [ANNEXURE-2]
8	The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government.	The User Agency has agreed to comply with the condition in its letter dated:06-06-2023. [ANNEXURE-2]
9	No damage to the flora & fauna of the adjoining area shall be caused.	The User Agency has agreed to comply with the condition in its letter dated:06-06-2023. [ANNEXURE-2]
10	The layout plan of the proposal shall not be changed without the prior approval of the Central Government.	The User Agency has agreed to comply with the condition in its letter dated:06-06-2023. [ANNEXURE-2]
11	The User Agency shall submit the annual self-Compliance report in respect of the above stated conditions to the State Government and Integrated Regional Office, Bangalore by the end of March every year.	The User Agency has agreed to comply with the condition in its letter dated:06-06-2023. [ANNEXURE-2]
12	The User Agency shall comply with all the provisions of all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project. If any, for the time being in force, as applicable to the project.	The User Agency has agreed to comply with the condition in its letter dated:06-06-2023. [ANNEXURE-2]

In view of the above mentioned Compliance to conditions of Stage-I approval as reported by the field officers, **it is requested to accord the final (Stage-II) approval for**

diversion of 1.0938 hectare of forest land in Sy No. 209 of Amble village and Hobli, Chikkamagaluru Taluk and District (Chikkamagaluru Forest Division) for laying of New Broad-Gauge Line from Chikkamagaluru to Belur in favour of the Deputy Chief Engineer (Construction) West, South Western Railway, Bengaluru **under the Forest (Conservation) Act, 1980 for a period of twenty (20) years.**

The relevant documents in 2 sets are submitted here with for your kind perusal and further action. The present status of the proposal obtained from the web-portal is also appended for necessary action.

Yours Faithfully



(Vijay Sharma, I.F.S.)

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

**Copy to the:**

1. Chief Conservator of Forests, Chikkamagaluru Circle, Chikkamagaluru for information.
2. Deputy Conservator of Forests, Chikkamagaluru Division, Chikkamagaluru for information
3. Deputy Chief Engineer (Construction) West-I, South Western Railway, No.18 Millers Road, Benson Town Post, Bengaluru - 560 046 for **information.**