

E-7115670

**ಕರ್ನಾಟಕ ಸರ್ಕಾರ**  
**GOVERNMENT OF KARNATAKA**

ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ  
(ಅರಣ್ಯ ಪಡೆ ಮುಖ್ಯಸ್ಥರು) ರವರ ಕಛೇರಿ

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



ಕರ್ನಾಟಕ  
ಅರಣ್ಯ  
ಇಲಾಖೆ

ಅರಣ್ಯ ಭವನ, 18ನೇ ಅಡ್ಡರಸ್ತೆ,  
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E-office File No. KFD/HoFF/A5-4(GFL)/87/2019-FC

Enclosures:- 02 sets

**E-140416**

Date:-03-01-2024

06-01-2024

To,

The Additional Chief Secretary to Government  
Forest, Ecology and Environment Department  
M.S. Building, Dr. Ambedkar Veedhi,  
Bengaluru – 560001.

Sir,

Sub: Diversion of 0.9518 ha. of forest land in Sy. No 38, Uttarahalli Manavarthe (U.M) Kaval Village, Kengeri-3 Hobli, Bengaluru South Taluk, Bengaluru Urban Division and District for Heightening of existing EHV Electrical Power Transmission Lines (two parallel lines) of 66 KV each in favour of the Executive Engineer (Electrical), Karnataka Power Transmission Corporation Ltd, Bengaluru Major Works Division, Bengaluru -reg.  
**Proposal No. FP/KA/TRANS/41479/2019**

- Ref: 1) Government of India, Ministry of Environment, Forest & Climate Change, Integrated Regional Office, Kendriy Sadan, Bengaluru letter F.No.4-KRB1268/2020-BAN/883 dated 19-11-2020 & 16-07-2021.
- 2) Government of Karnataka, Forest, Ecology and Environment Department, Bengaluru letter No. FEE 73 FLL 2020 (e) dated 09-12-2020.
- 3) This office letter of even number dated 18-12-2020, 12-03-2021 & 31-07-2021.
- 4) Executive Engineer (Ele), Karnataka Power Transmission Corporation Limited, Bengaluru Major Work, A.R. Circle, Bengaluru submitted Compliance Report dated 19-02-2021 (Online) & Letter No. FEE/BMWND/AEE-5/AE-5/23-24/ dated 19-02-2021, 13-06-2023 (Hard Copies).
- 5) Chief Conservator of Forests, Bengaluru Circle, Bengaluru letter No. A11/Bhoomi/CR-34/2020-21 dated 15-11-2022 &

07-09-2023.

- 6) Deputy Conservator of Forests, Bengaluru Urban Division, Bengaluru letter No.A7/Land.Lease.KPTCL.CR-76/2019-20/1632 dated 31-10-2022 & 31-08-2023.

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The Government of India vide Ref (1) letter dated: 19-11-2020 has accorded 'in-principle' (Stage-I) approval for diversion of 0.9518 ha. of forest land in Sy. No 38, Uttarahalli Manavarthe (U.M) Kaval Village, Kengeri-3 Hobli, Bengaluru South Taluk, Bengaluru Urban Division and District for Heightening of existing EHV Electrical Power Transmission Lines (two parallel lines) of 66 KV each subject to fulfillment of certain conditions stipulated therein. Based on Stage-I approval for the project, the Government of Karnataka vide Ref (2) letter has directed to submit the Compliance Report in respect of conditions of Stage-I approval. Accordingly, this office vide Ref (3) letters has informed the User Agency and the Field officers to submit the compliance report in respect of the conditions of Stage-I approval.

In response, the User Agency has submitted the compliance report to the Deputy Conservator of Forests, Bengaluru Urban Division vide Ref (4), who after verification has, vide Ref (5) submitted the condition-wise Compliance Report to the Chief Conservator of Forests, Bengaluru 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:

<b>A: Conditions which need to be complied prior to handing over of forest land by the State Forest Department.</b>		
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	The User Agency has deposited an amount Rs. 5,95,952/- for 0.952 ha @ Rs. 6.26 Lakh per ha towards NPV charges through e-payment mode to KARNATAKA CAMPA Account. [Included in total amount of Rs.42,55,952/-]  Copy of Status of payment page taken from the FC web portal is enclosed as <b>Annexure-A</b>

	through online portal into CAMPA account of the State Concerned;														
2)	The cost of raising plantation of ten times the number of trees to be felled shall be realized from the user agency. The location of the area identified for raising the plantation shall be furnished.	<p>The User Agency has paid an amount of Rs. 43,35,000/- towards cost of raising Compensatory Plantation charges through e-payment mode to KARNATAKA CAMPA Account.</p> <p>The total Compensatory Plantation charges (1:10) payment details:</p> <table><tr><th>Components</th><th>Date of Remittance</th><th>Amount in Rs.</th></tr><tr><td rowspan="3">Compensatory Plantation charges (1:10)</td><td>04-02-2021</td><td>36,60,000</td></tr><tr><td>28-09-2021</td><td>4,35,000</td></tr><tr><td>09-06-2023</td><td>2,40,000</td></tr><tr><td colspan="2">Total</td><td>43,35,000</td></tr></table> <p>Copy of the Status of payment page taken from the FC web portal is enclosed as <b>Annexure-A</b> <u><b>Further, the User Agency has to pay the balance Compensatory Plantation charges (1:10 time) as per the revised rates.</b></u></p>	Components	Date of Remittance	Amount in Rs.	Compensatory Plantation charges (1:10)	04-02-2021	36,60,000	28-09-2021	4,35,000	09-06-2023	2,40,000	Total		43,35,000
Components	Date of Remittance	Amount in Rs.													
Compensatory Plantation charges (1:10)	04-02-2021	36,60,000													
	28-09-2021	4,35,000													
	09-06-2023	2,40,000													
Total		43,35,000													
3)	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.	<p>User Agency has made below mentioned payment towards the following components to the KARNATAKA CAMPA Account through e-payment portal on 04-02-2021, 28-09-2021 &amp; 09-06-2023.</p> <table><tr><th>Components</th><th>Amount in Rs.</th></tr><tr><td>Compensatory Plantation charges (1:10)</td><td>43,35,000</td></tr><tr><td>NPV</td><td>5,95,952</td></tr><tr><td>Cost of raising plantation of dwarf species</td><td>6,90,200</td></tr></table>	Components	Amount in Rs.	Compensatory Plantation charges (1:10)	43,35,000	NPV	5,95,952	Cost of raising plantation of dwarf species	6,90,200					
Components	Amount in Rs.														
Compensatory Plantation charges (1:10)	43,35,000														
NPV	5,95,952														
Cost of raising plantation of dwarf species	6,90,200														

		Total	56,21,152
		Copy of the Status of payment page taken from the FC web portal is enclosed as <b>Annexure-A</b>	
4)	The compliance report shall be uploaded on e-portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> ).	User Agency has uploaded the Compliance report in e-portal on 19-02-2021.	
5)	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector;	<p>The Deputy Commissioner, Bengaluru Urban District, Bengaluru has issued the requisite Certificate in FORM-I (for Linear projects) to an extent of 0.952 ha under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 to this office directly vide Certificate No. For/CR/15/2021-22 dated 10-10-2022.</p> <p>A copy of the RoFR certificate is enclosed as <b>Annexure-B</b></p>	
6)	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;	<p>DCF has reported that the User Agency have erected 24 pillars.</p> <p>Pillar Demarcation photo copies along with the GPS Co-ordinates is enclosed as <b>Annexure-C</b></p>	
7)	The User agency in consultation with the State Forest Department shall prepare a detailed scheme for creation and maintenance of plantation of dwarf species (preferably medicinal plants) in right of way under the transmission line for execution of the said scheme to the State Forest Department.	<p>The User Agency has deposited an amount Rs. 6,90,200/- for 0.952 ha @ Rs. 7,25,000 Lakh per ha towards Medicinal / Dwarf Species charges through e-payment mode to KARNATAKA CAMPA Account.</p> <p>Copy of Status of payments page taken from FC web portal is enclosed as <b>Annexure-A</b></p> <p><b><u>Further, the User Agency has to pay the differential Dwarf species plantation charges as per the revised rates.</u></b></p>	
8)	Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action	In this regard DCF has obtained a consolidated Undertaking from the User Agency and submitted the same. Copy enclosed as	

	would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-FC dated 28.03.2019;	<b>Annexure-D.</b>
<b>B.2 Conditions which need to be strictly complied on field after handing over of forest land to the user agency by the State Forest Department but the compliance in form of undertaking shall be submitted prior to Stage-II approval:</b>		
1)	Legal status of the diverted forest land shall remain unchanged;	In this regard DCF has obtained a consolidated Undertaking from the User Agency and submitted the same. Copy enclosed as <b>Annexure-D.</b>
2)	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;	In this regard DCF has obtained a consolidated Undertaking from the User Agency and submitted the same. Copy enclosed as <b>Annexure-D.</b>
3)	The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.	In this regard DCF has obtained a consolidated Undertaking from the User Agency and submitted the same. Copy enclosed as <b>Annexure-D.</b>
4)	No labour camp shall be established on the forest land.	In this regard DCF has obtained a consolidated Undertaking from the User Agency and submitted the same. Copy enclosed as <b>Annexure-D.</b>
5)	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.	In this regard DCF has obtained a consolidated Undertaking from the User Agency and submitted the same. Copy enclosed as <b>Annexure-D.</b>
6)	The user agency at its cost shall provide bird deflectors, which are to be fixed on	In this regard DCF has obtained a consolidated Undertaking from the User Agency and

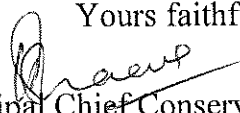
	upper conductor of transmission line at suitable intervals to avoid bird hits.	submitted the same. Copy enclosed as <b>Annexure-D.</b>
7)	The User Agency shall comply with the guidelines for laying transmission lines through forest areas issued by Ministry vide letter no. 7-25/2012-FC dated 05/05/2014 & 19/11/2014	In this regard DCF has obtained a consolidated Undertaking from the User Agency and submitted the same. Copy enclosed as <b>Annexure-D.</b>
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;	In this regard DCF has obtained a consolidated Undertaking from the User Agency and submitted the same. Copy enclosed as <b>Annexure-D.</b>
9)	No damage to the flora and fauna of the adjoining area shall be caused;	In this regard DCF has obtained a consolidated Undertaking from the User Agency and submitted the same. Copy enclosed as <b>Annexure-D.</b>
10)	The layout plan of the proposal shall not be changed without the prior approval of the Central Government;	In this regard DCF has obtained a consolidated Undertaking from the User Agency and submitted the same. Copy enclosed as <b>Annexure-D.</b>
11)	The concerned Divisional Forest Officer, will monitor and take necessary mitigative measures to ensure that there is no adverse impact on the forests in the surrounding area.	In this regard DCF has obtained a consolidated Undertaking from the User Agency and submitted the same. Copy enclosed as <b>Annexure-D.</b>
12)	The user agency shall ensure that any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department;	In this regard DCF has obtained a consolidated Undertaking from the User Agency and submitted the same. Copy enclosed as <b>Annexure-D.</b>
13)	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, Bengaluru by the end of March every	In this regard DCF has obtained a consolidated Undertaking from the User Agency and submitted the same. Copy enclosed as <b>Annexure-D.</b>

	year; and	
14)	The user agency shall comply all the provisions of the 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.	In this regard DCF has obtained a consolidated Undertaking from the User Agency and submitted the same. Copy enclosed as <b>Annexure-D.</b>

In view of the 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 the said forest land under the Forest (Conservation) Act, 1980 for a period of twenty (20) years.

The relevant documents in 2 sets are submitted herewith for kind perusal and further action.

Yours faithfully

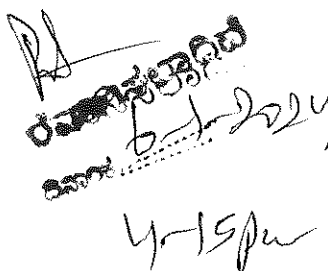


Principal Chief Conservator of Forests  
(Forest Conservation) & Nodal Officer (FCA)

Copy to the Chief Conservator of Forests, Bengaluru Circle, Bengaluru for information & necessary action.

Copy to the Deputy Conservator of Forests, Bengaluru Urban Division, Bengaluru for information and you are directed to issue the supplementary / additional Demand Notice to the User Agency for payment of the differential 1:10 time Compensatory Plantation and Medicinal / Dwarf Plantation Charges within 7 days positively.

Copy to the Executive Engineer (Elec), Bengaluru Major Works (S) Division, Karnataka Power Transmission Corporation Limited, A.R. Circle, Bengaluru-09 for information and requested to upload the Demand Notice obtained from the Deputy Conservator of Forests, Bengaluru Urban Division, Bengaluru, for acceptance by this office.

  
6-1-2024  
4-15pm

