

ಕರ್ನಾಟಕ ಸರ್ಕಾರ
GOVERNMENT OF KARNATAKA

ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ
(ಅರಣ್ಯಪಡೆ ಮುಖ್ಯಸ್ಥರು) ರವರ ಕಛೇರಿ

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



ಅರಣ್ಯಭವನ, 18ನೇ ಅಡ್ಡರಸ್ತೆ
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E-64195

Date 23-12-2022

To, *Encl. 3 Set*

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

Sir,

Sub: Diversion of 0.918 ha of forest land in Sy No. 121 of Subramanya village, Sullia Taluk, Dakshina Kannada District (Mangaluru) for establishing 1.5 MVA, 33/11KV Substation in Subramanya in favour of the Executive Engineer (Ele), O & M Division, MESCOM, Puttur Division, Dakshina Kannada District.

Proposal. No. FP/KA/TRANS/8118/2014*[Stage-I approved]*

- Ref:**
1. Government of India, Ministry of Environment, Forests and Climate change, Integrated Regional Office, Bengaluru letter No. 4-KRB1127/2018-BAN/1054 dated 17-10-2019 *[Stage-I approval]*
 2. Government of Karnataka letter No. FEE 65 FLL 2015 dated 08-11-2019*[communication of Stage-I approval]*
 3. This office letter of even number dated 21-12-2019*[communication of Stage-I approval to User Agency and the Field officers]* and 30-04-2021, 09-06-2022 *[seeking complete Compliance report from Field officers and User Agency]*
 4. Executive Engineer (Ele), O &M Division, MESCOM, Dakshina Kannada letter No. EEE/PTR/AEE(0)/AET/2020-21/T-Subramanaya/4178-80 dated 24-03-2021 *[submission of incomplete Compliance report to DCF Mangaluru]* and 15-12-2022 *[uploading complete compliance report]*
 5. Deputy Conservator of Forests, Mangaluru Division letter No LAND/CR-20/MescomPuttur/33/11KV line/2015-16/1977 dated 15-04-2021 *[Incomplete compliance report submitted to CCF Mangaluru Circle]* and 20-07-2022*[submission of complete compliance report]*
 6. Chief Conservator of Forests Mangaluru Circle, Mangaluru letter No.A3/HTLine/CR-19/2015-16 dated 24-05-2021 *[incomplete compliance report submitted to this office]* and 05-08-2022*[revised compliance report submitted to this office]*

With reference to the above subject, the Government of India vide Ref (1) has accorded 'in-principle' (Stage-I approval) under Section 2 of Forest (Conservation) Act, 1980 subject to certain conditions stipulated therein. The same has been communicated by Government of Karnataka vide Ref (2).

Accordingly, this office vide Ref (3) letter dated 21-12-2019 communicated the stage-I approval to field Officers and User Agency and directed to submit the Compliance Report in respect of conditions of Stage-I approval.

In response, the User Agency vide Ref (3) letter dated 24-03-2021 has submitted the condition-wise compliance report to the Deputy Conservator of Forests, Mangaluru Division. who after verification vide Ref (5) letter dated 15-04-2021 has submitted the condition-wise Compliance Report to Chief Conservator of Forests, Mangaluru Circle and who has, in turn vide Ref (6) letter dated 24-05-2021 has submitted it to this office.

Accordingly, this office has examined the Compliance report and found it to be incomplete. Hence, this office vide Ref (3) letter dated 30-04-2021 and 09-06-2022 has directed the User Agency and Field Officers to submit a revised complete Compliance Report for all conditions stipulated in Stage-I approval.

Further, the User Agency vide Ref (3) letter dated 15-12-2022 has submitted the revised complete condition-wise compliance report to this office.

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

Condition of Stage-I dated 17-10-2019		Status of compliance
1	The legal status of forest land shall remain unchanged.	The legal status of forest land remains unchanged and it will be monitored by the Forest Department in future.
2	The boundary of the forest land to be diverted shall be suitably demarcated on ground at the project cost as per the directions of concerned Divisional Forest Officer before Stage-II approval.	User Agency has demarcated the diverted forest land by erecting cement concrete pillars duly numbered all along the periphery. Photographs of the Pillars erected at the common boundary are enclosed as ANNEXURE – I
3	The state government shall charge the Net Present Value for 0.918 ha. of Forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court dated:28-3-2008 and 09-5-2008 in IA Nos. 826 in 566 with related IA's in writ petition (Civil) No.202/1995.	The User Agency has deposited Net Present Value of Rs. 9,57,474/- towards NPV charges for 0.918 ha @ Rs. 10,43,000/- per ha which is reflected vide receipt No.42 dated 11-09-2015 of the Karnataka CAMPA CAF Ledger Account. Copy of the Karnataka CAMPA ledger Account and Payment Page taken by

		Parivesh web portal and Bank Copy enclosed as [ANNEXURE-II, III & IV].
4	Additional amount of the Net present value (NPV) of the diverted forest land if any becoming due after revision of the same by the Hon'ble supreme court of India in future, shall be changed by the state government from the User Agency. The User Agency Shall furnish and undertaking to this effect.	The User Agency has agreed and submitted an Undertaking in this regard. [ANNEXURE-V]
5	All the funds received from the User Agency under the project shall be transferred / deposited to CAMPA fund only through (https://parivesh.nic.in) .	The User Agency has deposited the compensatory levies in the State Compensatory Afforestation Fund through FC web portal as mentioned against the Condition No. 3.
6	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 the execution of the said scheme to the State Forest Department.	The User Agency has deposited Rs. 53,000/- towards raising of dwarf species through DD No.381346 dated 11-09-2015 in favour of DCF Mangaluru Division. Copy of the Demand Draft enclosed as [ANNEXURE-VI].
7	The User Agency at its cost shall provide bird deflectors, which are to be fixed on upper conductor of transmission line at suitable intervals to avoid bird hits.	The User Agency has agreed to provide the bird deflectors during the time of execution of transmissionline work. Moreover, the User Agency has agreed and submitted an Undertaking in this regard. [ANNEXURE-V]
8	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:05-5-2014 and 19-11-2014.	The User Agency has agreed and submitted an Undertaking in this regard. [ANNEXURE-V]
9	Necessary certificates / documents under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act 2006 as per the guidelines issued by	The User Agency has submitted the requisite Certificate in FORM-I (linear projects) issued by the Deputy Commissioner Dakshina Kannada, Mangaluru vide No. LND(2)CR/31/2022(E-191070) dated 03-

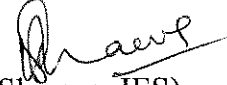
	Ministry of Environment & Forests vide letter No. 11-9/1998-FC(Pt) dated:05-7-2013 shall be furnished before Stage-II clearance.	12-2022 enclosed as [ANNEXURE-VII]
10	The layout plan of the proposal shall not be changed without prior approval of Central Government.	The User Agency has agreed and submitted an Undertaking in this regard. [ANNEXURE-V]
11	No labour camp shall be established on the forest land.	The User Agency has agreed and submitted an Undertaking in this regard. [ANNEXURE-V]
12	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.	The User Agency has agreed and submitted an Undertaking in this regard. [ANNEXURE-V]
13	The forest area shall be used for the purpose for which it is granted. The total forest area utilized for the project shall not exceed 0.918 ha.	The User Agency has agreed and submitted an Undertaking in this regard. [ANNEXURE-V]
14	The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Government of India.	The User Agency has agreed and submitted an Undertaking in this regard. [ANNEXURE-V]
15	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.	The User Agency has agreed and submitted an Undertaking in this regard. [ANNEXURE-V]
16	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in) .	The User Agency has uploaded the online compliance report through online.
17	Any other condition that the Ministry of Environment, Forest and Climate Change may stipulate from time to time in the interest of conservation, protection and development of Forest and Wildlife.	The User Agency has agreed and submitted an Undertaking in this regard. [ANNEXURE-V]

In view of the above-mentioned compliance to conditions of Stage-I approval as reported by the field officers, **it is requested to move the matter with the Government of India, Ministry of Environment, Forests & Climate Change, Integrated Regional Office, Bengaluru to accord final approval (Stage-II) under**

the Forest (Conservation) Act, 1980 for diversion of 0.918 ha of forest land in Sy No. 121 of Subramanya village, Sullia Taluk, Dakshina Kannada District (Mangaluru) for establishing 1.5 MVA, 33/11KV Substation in Subramanya in favour of the Executive Engineer (Ele), O & M Division, MESCOM, Puttur Division, Dakshina Kannada District for a period of twenty (20) years.

The relevant documents in 3 sets are submitted here with for 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. IFS)

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

Copy to the:

1. Chief Conservator of Forests, Mangaluru Circle, Mangaluru for information.
2. Deputy Conservator of Forests, Mangaluru Division, Mangaluru for information.
3. Executive Engineer (Electrical), O & M Division, Mangalore Electricity Supply Company Limited (MESCOM), Puttur, Dakshina Kannada District-574 201 for information.

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