

FC2- 1521/2020



Forest Headquarters,
Vazhuthacaud,
Thiruvananthapuram - 14.
Ph: 0471-2529243, 2529325
E-mail: apccf-sa.for@kerala.gov.in
Date : 24.03.2021

From

Principal Chief Conservator of Forests,
(Forest Management) &
Nodal Officer, F(C)Act,
Forest Headquarters, Vazhuthacaud,
Thiruvananthapuram - 695014.

To

Principal Secretary,
Forest & Wildlife Department,
Secretariat, Thiruvananthapuram.

Sir,

Sub :- Forest & Wildlife Department - Diversion of 0.12 ha of forest land for the construction of 33 KV substation at Pulikanny and 33 SC line from Puthukad to Pulikanni, Thrissur - Compliance Report - regarding.

Ref :- 1. GO(Rt)No. 133/2020/F&WLD dated 05.06.2020.
2. Letter No. CA4-5022/2019 dated 19.01.2021 of Divisional Forest Officer, Chalakkudy.

Kind attention is invited to the subject and references cited. Government of Kerala as per the reference 1st cited above conveyed the in-principle approval (stage I clearance) under section 2 of Forest (Conservation) Act, 1980 for diversion of 0.12 ha of forest land for the construction of 33 KV substation at Pulikanny and 33 SC line from Puthukad to Pulikanni, Thrissur by the Assistant Executive Engineer, Sub Division, Irinjalakuda subject to the conditions stipulated therein. Compliance report on the conditions is submitted herewith for granting final approval (stage II clearance) under section 2 of the Forest (Conservation) Act, 1980.

| Sl. No. | Conditions | Compliance report |
|---------|---|-------------------|
| 1. | The legal status of the forest land shall remain unchanged. | Complied. |
| 2. | The boundary of the diverted forest land shall be suitably demarcated on ground | Complied. |

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| | at the project cost, as per the directions of concerned Divisional Forest Officer. | |
| 3 | The User Agency shall made online payment of cost of Compensatory Afforestation and Net Present Value with ad-hoc CAMPA through e-payment module of forest clearance portal (https://parivesh.nic.in/). | Complied. |
| 4. | The State Government shall charge the Net Present Value of the diverted forest land of 0.12 ha from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 28.03.2008 and 09.05.2008 in IA Nos 826 in 566 with related IA's in Writ Petition (Civil) No. 202/1995. | Complied. User Agency made payment of Rs. 87,600/- towards Net Present Value and an amount of Rs.1,23,069 towards raising of plantation in the Corporation Bank account No. 150747343494362 for 0.12 ha of forest land to be diverted. |
| 5. | 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 charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect. | Complied by User Agency. An undertaking to the effect has been submitted. |
| 6. | All the funds received from the User Agency under the project shall be transferred/deposited to CAMPA fund only through (https://parivesh.nic.in/). | Complied by User Agency. |
| 7. | Necessary certificates/documents under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) act 2006, as per the guidelines issued by Ministry of | Complied by User Agency. User Agency submitted FRA certificate marked as Annexure-I. |

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| | Environment, Forest & Climate Change vide letter No. 11-9/1998-FC (pt) dated 05.07.2013 shall be furnished before stage-II approval. | |
| 8. | The layout plan of the proposal shall not be changed without prior approval of Central Government | Complied by User Agency. |
| 9. | No labour camp shall be established on the forest land. | Necessary direction issued to the User Agency. |
| 10. | No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work. | Complied by User Agency. |
| 11. | 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 0.12 ha. | Complied. An undertaking is submitted on this behalf. |
| 12. | 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. | Complied. An undertaking is submitted on this behalf. |
| 13. | The period of diversion under the 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 lesser. | Agreed by User Agency. |
| 14. | The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/). | Complied by User Agency. |
| 15. | Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of Forest and Wildlife. | Will be strictly adhered. |

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| 16. | Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the Ministry of Environment, Forest & Climate Change guideline F.No.11-42/2017-FC dated 29.01.2018. | Agreed by the User Agency. |
| 17. | The User Agency shall apply for renewal after 30 years. | Will be strictly adhered. |
| 18. | The User Agency has to sign an agreement with Divisional Forest Officer, Chalakkudy incorporating all the conditions imposed by Government of India/Government of Kerala in this regard and a nominal lease rent as decided by Government of Kerala may be remitted. | Will be strictly adhered. |

Yours faithfully,

Enclosure:

Principal Chief Conservator of Forests
(Forest Management) & Nodal Officer,
F(C) Act

24/3/21

FORM – I

(for linear projects other than Plantations)

[Rule 6(3) (e) of Forest (Conservation) Rules 2003 as amended up to date]

Government of Kerala

Office of District Collector, Thrissur

No. DCTSR/8580/2019-B8

TO WHOMSOEVER IT, MAY CONCERN

In compliance of the Rule 6(3) (e) of the Forest (Conservation) Rules, 2003 [as amended vide the Forest (Conservation) Amendment Rules 2014; Forest (Conservation) Second Amendment Rules 2014; and Forest (Conservation) Amendment Rules 2016] it is certified that 0.12 hectares of forest land proposed to be diverted in favour of Assistant Executive Engineer, Substation Subdivision, Kerala State Electricity Board Limited, Irinjalakuda (name of user agency) for construction of 33 KV Substation, Varandarappilly at Pulikkanni area (purpose for diversion of forest land) in the district falls within the jurisdiction of Varandarappilly village(s) in Chalakudy tehsils. It is further certified that:

- (a) the complete process of recognition and vesting of forest rights under the FRA has been carried out for the entire _____ hectares of forest land proposed for diversion. A copy of records of all consultations and meetings of the Forest Rights Committee(s), Gram Sabha(s), Sub-Division Level Committee(s) and the District Level Committee are enclosed as attachment _____ to attachment _____;
- (b) the diversion of forest land for facilities managed by the Government as required under Section 3 (2) of the FRA, 2006 have been completed and the Gram Sabhas have given their consent to it; _____
- (c) the proposed area does not involve recognized rights of Primitive Tribal Groups and Pre – Agriculture Communities.

Signature valid

Digitally signed by SHANAVAS
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Date: 2020.06.07 21:55:29
PDT
Reason: Approved

S. SHANAVAS, I. A. S.
DISTRICT COLLECTOR,
THRISSUR