

By on-line / E-mail.

TAMILNADU FOREST DEPARTMENT

From

Thiru Syed Muzammil Abbas, I.F.S.,
Principal Chief Conservator of Forests
(Head of Forest Force),
Forest Head Quarters Building, Guindy-
Velachery Main Road, Guindy, Chennai - 32

To

The Additional Chief Secretary to
Government,
Environment, Climate Change
and Forests Department,
Secretariat, Chennai 600 009.

C. No. TS3/7477/2015 Dated: 21.11.2022.

Madam,

Sub: Forest (Conservation) Act, 1980 - Proposal for diversion of 0.198 ha of forest land in Thirutheri Reserved Forests of Kancheepuram Forest Division for formation of an approach road to S.F No. 86 of Veerapuram village in Kancheepuram District Thiru. Namasivayam, CEO M/s Sivanesh Bagerathi Enterprises, Hasthinapuram, Chitlapakkam, Chennai 64, Kancheepuram District - Stage I approval accorded by the Government of India - Compliance report furnishing off - Regarding

- Ref: 1 Online forest area diversion proposal uploaded by the User Agency/Project proponent Thiru. Namasivayam, CEO M/s Sivanesh Bagerathi Enterprises, Hasthinapuram, Chitlapakkam, Chennai 64, Kancheepuram District - Proposal No. FP/TN/Others/10333/2015
- 2 Part-II of Form-A uploaded by the District Forest Officer, Kancheepuram Division and EDS replies
- 3 Part-III of Form-A uploaded by the Chief Conservator of Forests, Chennai Circle and EDS replies
- 4 Principal Chief Conservator of Forests Ref. No. TS3/7477/2015, dated 08.01.2020, 16.03.2020, 22.04.2021 and 29.10.2021
- 5 Government letter No. 1294/FR.10/2020-2, dated 26.06.2020 and 30.11.2021
- 6 Government of India letter No. 4-TNB060/2020-CHN/093, dated 27.01.2022.
- 7 Government letter No. 1294/FR.10/2020-7, dated 14.02.2022

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I wish to furnish herewith the Compliance report on Stage I in-Principle approval for diversion of 0.198 ha of forest land in Thirutheri Reserved Forests of Kancheepuram Forest Division for formation of an approach road to S.F No. 86 of Veerapuram village in Kancheepuram District in favour of Thiru. Namasivayam, CEO

M/s Sivanesh Bagerathi Enterprises, Hasthinapuram, Chitlapakkam, Chennai 64, Kancheepuram District as follows.

Condition No	Conditions stipulated by Government of India	Compliance of condition
i	Legal status of the diverted forest land shall remain unchanged	Legal status of the diverted forest land will remain unchanged. A Certificate in this regard was furnished by the User Agency and copy enclosed.
ii	Demarcation of the proposed forest area shall be carried out by erecting 4 feet high Cement concrete pillars duly numbered at an interval of 20 meters at the cost of the user agency.	The District Forest Officer, Chengalpattu Kancheepuram Division has reported that, the User Agency has informed that pillars erected in the site.
iii	The State Forest department shall carryout plantation and its maintenance of ten times the trees to be felled in the diverted Forest area over identified 0.25 ha of degraded forest area at Appur RF, at the cost of the user agency.	The user agency has paid an amount of Rs.5,06,468/- on 09.07.2022 by generating online challan in the PARIVESH portal to State CAMPA. (Copy of challan for Rs. 639156/- (Rs. 506468/- + Rs. 132688/-) is enclosed). Compensatory afforestation and maintenance will be carried out by the Forest Department after receipt of Stage-II final approval and after getting the approval in State CAMPA APO.
iv	The State Government shall charge the net present value of the diverted forest land measuring 0.198 Ha. from the user agency as per the orders of the Hon'ble Supreme Court order Dated 28-03-2008 and 9-05-2008 in IA numbers 826 in	The user agency has paid an amount of Rs.1,32,688/- on 09.07.2022 by generating online challan in the PARIVESH portal to State CAMPA. Copy of challan for Rs. 639156/- (Rs. 506468/- + Rs. 132688/-) is enclosed.

Condition No	Conditions stipulated by Government of India	Compliance of condition
	566 with related IA's writ petition (civil) No. 202/1995.	
v	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 undertaking to this effect.	User Agency has submitted an undertaking to pay additional net present value.
vi	All the fund received from the User Agency under the project shall be deposited to CAMPA fund only through E - Portal. (https://parivesh.nic.in/)	An amount of Rs.6,39,156/- was paid by user agency on 09.07.2022 by generating online challan in the PARIVESH portal to TAMILNADU CAMPA in the Union Bank account through NEFT Transaction ID. S40349847. Copy of the challan is enclosed.
vii	The User Agency shall construct retaining walls and check wall wherever required, by consulting the DFO concerned, at the project cost.	The user agency has agreed that prior approval from the District Forest Officer, Chengalpattu will be obtained before constructing any retaining walls and check wall.
viii	Road side cuttings and fillings which require engineering support shall be provided as per the instruction of the DFO concerned so as to stabilize the soil.	The user agency has agreed to obtain the required engineering support for roadside cuttings and fillings as per the instruction of the District Forest Officer, Chengalpattu, Division.
ix	The dug-out material/ overburden shall be dumped outside the forest area. Storage of any material shall	The user agency has agreed to dump the dug-out material/ overburden outside the forest area, and they will

Condition No	Conditions stipulated by Government of India	Compliance of condition
	not be done in the forest area.	not use the forest area for storage of material.
x	The layout plan of the proposal shall not be changed without the prior approval of the Central Government.	The user agency has agreed the condition of layout plan of the formation of an approach road will not be changed without prior permission from the Central Government.
xi	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.	User Agency has submitted an undertaking in this regard. Copy enclosed.
xii	The User Agency shall provide fire wood, preferably alternate fuel to labourers working at the site to avoid damage/Tree felling and no labour camp will be established inside the forest area.	The user agency has agreed the condition.
xiii	Disturbance shall be kept minimum by creating Labour camps outside the forest area as far as possible and it shall be the responsibility of the User Agency to ensure that the Labourer's & staff engaged in execution of work do not destruct nearby forest flora & fauna.	The user agency has agreed that no disturbance will be made and it is the responsibility of M/s. Sivanesh Bagerathi Enterprises to ensure that the machinery, laborers & staff engaged in execution of work will not destruct nearby forest flora and fauna.
xiv	The total forest area utilized for the project shall not exceed 0.198 Ha. The approach road shall be of 8m width with extra 2 m in the curves; carriage way of road, drainage Lamp post etc., if any shall be	The user agency has agreed the condition.

Condition No	Conditions stipulated by Government of India	Compliance of condition
	strictly laid within the diverted area and the forest area diverted shall not be used for any other purpose other than those shown in the diversion proposal. The user agency shall furnish an undertaking on this effect.	
xv	The Forest land proposed for diversion shall under no circumstances be transferred or Sub-let to any other agency, department, or person without prior approval of the Central Government.	The user agency has agreed that they will not transfer or sublet the diverted land without prior approval of the Central Government.
xvi	The user agency and the State Government shall ensure compliance to provision of all Acts, Rules, Regulations and Guidelines for the time being in force, as applicable to the project	<p>The user agency has agreed to follow the provision of all Acts, Rules, Regulations and Guidelines as applicable to the project. Undertaking given by the User Agency. (Copy enclosed)</p> <p>The District Forest Officer, Chengalpattu Division shall also ensure compliance to provisions of all Acts, Rules, Regulations and Guidelines</p>
xvii	Any other condition that the Central Government or Regional officer (Central) of the Integrated Regional Office Chennai may impose from time to time in the interest of the afforestation, Conversion and management of flora and fauna in the area shall be Complied by the	User agency has assured compliance to any other conditions that the Central Government or Regional Officer (Central) of Integrated Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the


Condi- tion No	Conditions stipulated by Government of India	Compliance of condition
	User agency.	area. Undertaking given by the User Agency. (Copy enclosed)
xviii	In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the rules/ guidelines issued under FCA 1980.	The user agency has agreed the condition.
xix	The state Government shall process and submit compliance report on the above conditions through online (http://parivesh.nic.in/).	Compliance report has been uploaded by the user agency in the web portal and the proposal processed through web portal.

Compliance report furnished by the User agency along with connected undertakings/ documents and report of District Forest Officer, Chengalpattu Division are enclosed herewith.

I request that, Stage - II final approval of Government of India may be obtained for the diversion of 0.198 ha of forest land in Thirutheri Reserved Forests of Kancheepuram Forest Division for formation of an approach road to S.F No. 86 of Veerapuram village in Kancheepuram District in favour of M/s Sivanesh Bagerathi Enterprises, Hasthinapuram, Chitlapakkam, Chennai 64, Kancheepuram District for a period of 20 years

Encl.: As stated above.

Yours faithfully


22/11/2022
For Principal Chief Conservator of Forests
(Head of Forest Force)

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22/11/2022