

Tamil Nadu Forest Department

From
Subrat Mohapatra, IFS.,
Principal Chief Conservator of Forests
(Head of Forest Force),
Forest Headquarters Building,
Guindy Velachery Main Road,
Near Kannikapuram Checkpost,
Guindy, Chennai - 600032

To
The Additional Chief Secretary to
Government,
Environment, Climate Change and
Forests Department, Secretariat,
Chennai - 9.

Ref.No. TS4/1890/2022, dt:11.02.2023.

Madam,

Sub: Forests – Forest Conservation Act, 1980 – Trichirapalli circle
- Proposal for diversion of 2.5553 Ha of forest land for
widening and improvement of existing carriage way to 4
laning of Poondiyankuppam – Sattanathapuram section of
NH 45A in the State of Tamilnadu under NHDP Phase IV
(Pkg-3) across Gopalasamudiram. Reserved forest – online
proposal submission by the User Agency ie. NHAI, PIU,
Puducherry, Bommaiypalayam, Tamilnadu – compliance
report submission of - Regarding.

- Ref. 1. Online application uploaded by the User Agency – NHAI, PIU,
Puducherry, Bommaiypalayam, Tamilnadu on 24.01.2022,
(FP/TN/Road/151511/2022) and revised proposal on
23.02.2022.
2. Part-II uploaded by the Wildlife Warden, Nagapattinam on
20.04.2022 and EDS reply.
3. Part –III uploaded by the Chief Conservator of Forests ,
Trichy on 28.04.2022 and EDS reply on 06.06.2022.
4. Principal Chief Conservator of Forests ref. No.
TS4/1890/2022, dt.24.06.2022.
5. Government letter No. 11662/FR-10/2022-1, dt. 12.09.2022.
6. Government of India, MoEF&CC, IRO, Chennai, F.No.4, TNB
094/2022-CHN/1029, Dated 22.09.2022.
7. Government letter No. 11662/FR-10/2022-2, dt. 06.10.2022.
8. Compliance Report uploaded by User Agency on 25.01.2023.
9. The Wildlife Warden, Nagapattinam, Ref.No.5875/2021 D,
dated 02.02.2023.
10. The Chief Conservator of Forests, Trichy,
Ref.No.4496/2022/D, dated 10.02.2023.

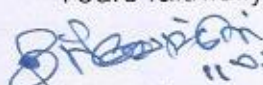
I wish to inform that, the User Agency has uploaded the compliance report on stage I approval accorded by the Government of India vide Reference 6th cited for diversion of 2.5553 Ha of Forest land for widening and improvement of existing carriage way to 4 laning of Poondiyankuppam – Sattanathapuram section of NH 45A across Gopalasamudiram Reserved Forest in Nagapattinam District and the same has been verified by the Wildlife Warden, Nagapattinam and submitted the compliance report along with all under takings and documents vide reference 9th cited.

The compliance report received from the User Agency along with connected undertakings / documents and report of the Wildlife Warden, Nagapattinam are enclosed herewith.

I request that stage II final approval of the Government of India may be obtained for diversion of 2.5553 Ha of Forest land in Gopalasamudiram Reserved Forest for widening and improvement of existing carriage way to 4 laning of Poondiyankuppam – Sattanathapuram section of NH 45A across Gopalasamudiram Reserved Forest in Nagapattinam District in favour of NHAI, PIU, Puducherry, Bommaiypalayam, Tamilnadu for period of 20 years.

Encl.: As stated above.

Yours faithfully,


11/02/2023
for Principal Chief Conservator of Forests
(Head of Forest Force)

Copy to the Chief Conservator of Forests, Trichy.

Copy to the Wildlife Warden, Nagapattinam.

Copy to the Project Director, NHAI, PIU, Puducherry, Bommaiypalayam, Tamilnadu

TAMIL NADU FOREST DEPARTMENT

From:

Thiru.N.Satheesh,I.F.S.,
Chief Conservator of Forests,
Tiruchirappalli Circle,
Tiruchirappalli - 620 023.
E.mail: ccftrichycircle@gmail.com

To:

The Principal Chief Conservator of Forests,
(Head of Forest Force),
Forest Head Quarters,
Guindy Velachery Main Road,
Near Kannigapuram Check Post,
Guindy, Chennai-600032

C. No. 4496/2022/D, Dated: 10.02.2023.

Sir,

- Sub : Forest - Forest Conservation Act, 1980 - Proposal for diversion of 2.5553 Ha of forest land for widening and improvement of existing carriage way to 4 laning of Poondiyankuppam - Sathanathapuram section of NH 45A in the states of Tamilnadu under NHDP Phase IV (Pkg-3) Bridge across Gopalasamudiram reserved forest - online proposal submission by the User Agency ie NHAI, PIU, Puduchery, Bommaiypalayam, Tamilnadu - compliance report submission of - Regarding.
- Ref : 1. Online application uploaded by the User Agency - NHAI, PIU, Puduchery, Bommaiypalayam, Tamilnadu, dated 24.01.2022, (FP/TN/Road/151511/2022).
2. Government of India, Ministry of Environment, Forests and Climate Change, Regional Office, Chennai F.No.4-TNB 094/2022-CHN/1029, Dated 22.09.2022.
3. Principal Chief Conservator of Forests (HOD), Chennai, ref.No.TS4/1890/2022, dated 01.02.2023.
4. Wildlife Warden, Nagapattinam, ref.no.5875/2021/D, dated 02.02.2023.

With reference to the above, I submit that the Compliance report submitted by the Wildlife Warden, Nagapattinam mentioned in the Principal Chief Conservator of Forests reference 3rd cited and I submit herewith the compliance report and undertaking certificates is enclosed for Diversion of 2.5553 Ha of Forest Land for Widening and improvement of existing carriage way to 4 laning of Poondiyankuppam Sattanathapuram section of NH 45A under NHDP phase IV (Pkg-3) Bridge across Gopalasamudiram Reserved Forest in favour of NHAI, PIU, Paduchery.

Encl: As above.

Yours faithfully,

Wmper
10/2/2023
For Chief Conservator of Forests,
Trichirappalli

15F
10/2/2023

TAMIL NADU FOREST DEPARTMENT
Wildlife Division
Nagapattinam

From

Yogesh Kumar Meena, I.F.S.,
Wildlife Warden,
Nagapattinam.



To

The Principal Chief Conservator of Forests
(Head of Forest Force),
Forest Head Quarters Building,
Guindy-Velachery Main Road,
Guindy, Chennai-15.

C. No. 5875 /2021 D Dt: 02 .02.2023

Sir,

Sub: Forests— FC Act Proposal No. FP/TN/Road/151511/2022—Sirkali Range—NHAI Project—Widening and Improvement of existing carriage way to 4 laning of Poondiyankuppam- Sathananthapuram section of NH 45 A in the State of Tamilnadu under NHDP Phase IV —I approval Accorded – Sending Compliance Status – Regarding.

Ref: 1. Government of India, Ministry of Environment , Forest and Climmate Change , Regional Office , Chennai F.No 4-TNB 094/2022- CHN/1029, Dated 22.09.2022

2.The Principal Chief Conservator of Forests (HOFF) Chennai Ref.No.TS4/1890/ 2022/D Dated 26.09.2022.

3.The Principal Chief Conservator of Forests (HOFF) ,Chennai Ref.No.TS4/1890/ 2022/D Dated 01.02.2023.

4.NHAI Regional Officer Ref.Letter No:NHAI/11013/109/16/RO Chennai Dated: 23.01.2023.

5.NHAI Regional Officer Ref.Letter No:NHAI/11013/NH-45A/Forest /Vol-1/2023/PIU-PDY/0149 Dated: 23.01.2023.

In the references and the subject cited above, the Stage I in-principal approval has been accorded by the Government for **diversion of 2.5553 ha. Land of reserved forest for widening and improvement of existing carriage way to 4- laning of Poondiyankuppam- Sathananthapuram section of NH 45 A in the State of Tamilnadu under NHDP Phase IV.** The User agency has submitted to compliance report vide reference 5th cited with necessary under taking certificates. As per instructions

given in the 3rd cited, I have verified the compliance report and submitting for your kind perusal.

The proposed forest area for diversion involves removal of 177 spontaneous trees. The User agency has submitted the permission obtained from the Hon'ble Supreme Court regarding removal of these trees. Therefore, permission may be granted to harvest the trees.

Further, it is requested that temporary working permission may be granted to the user agency to carryout the preliminary works.

Sl.No	Conditions stipulated by Government of India	Compliance of Conditions
1	Legal status of the diverted forest land shall remain unchanged;	Legal status of forest land will remain unchanged. The undertaking for the same is enclosed as Annexure-1
2	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 user agency has erected four feet high concrete pillars at 20 meter intervals on LHS (12 Nos) and RHS (13 Nos), totaling 25 on both sides under the supervision of DFO Nagapattinam. The photos of the same are enclosed as Annexure-2
3	The State Forest Department shall carry out compensatory afforestation over an extent of 5.2 ha of Degraded Forest Land identified in Point Calimere wildlife Sanctuary, in Kodiakarai Range, at the cost of the User Agency;	For carrying compensatory afforestation on the identified degraded forest area an amount of Rs. 2,29,36,776/- has been remitted by the user agency by generating chalan in the MOEFCC's PARIVESH web portal. Copy of Consolidated remittance challan furnished by the user agency is enclosed as Annexure-3
4	Identified CA area and CA scheme shall not be changed without prior approval of Central Government;	Identified compensatory afforestation area and compensatory afforestation scheme will not be changed without prior approval of Central Government. The undertaking for the same is enclosed as Annexure-1
5	The State Government shall charge the Net Present Value of the diverted forest land measuring 2.5553 ha from the User Agency as per the orders of the Hon'ble Supreme Court 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 and Ministry's guideline No. 5-3/2011-FC(Vol-I) dated 06.01.2022 and clarification issued vide letter dated 19.01.2022 and 22.03.2022	Net Present Value of the diverted forest land measuring 2.5553 ha calculated as per the orders of the Hon'ble Supreme Court of India and an amount of Rs.19,95,053/- has been remitted by the user agency by generating chalan in the MOEFCC's PARIVESH web portal. Copy of Consolidated remittance challan furnished by the user agency is enclosed as Annexure-3

6	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;	The user agency has furnished an undertaking to this effect. The same was uploaded by the user agency in the MOEFCC's PARIVESH web portal.
7	All the funds received from the User Agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal (https://parivesh.nic.in/);	It is hereby undertaken that the funds will be deposited to CAMPA fund through Parivesh portal as per the direction of Forest Department/State Government. The user agency has furnished an undertaking to this effect. The same was uploaded by the user agency in the MOEFCC's PARIVESH web portal.
8	The User Agency shall construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost;	The User Agency will construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost. The undertaking for the same is enclosed as Annexure-1
9	The User Agency shall carryout avenue plantation and its maintenance on sides of the road at the cost of the project;	The User Agency will carryout avenue plantation as per IRC: SP 21-2009 and its maintenance on sides of the road at the cost of the project. The undertaking for the same is enclosed as Annexure-1
10	The User Agency shall obtain prior approval of Hon'ble Supreme Court of India/ CEC for felling of tree of spontaneous origin and UA shall abide by the recommendations of the CEC. The State Government shall not issue working permission till prior approval of Hon'ble Supreme Court of India / CEC, realization of all levies and compliance of other conditions for issuing of such working permission;	The approval of Hon'ble Supreme Court of India/ CEC for felling of tree of spontaneous origin has been obtained for the I.A. Nos. 168320/2022 AND 168313/2022 [Applications for Impleadment AND directions on b/o NHAI, Puducherry] (Judgement copy enclosed as Annexure-4) and will abide by the recommendations of the Hon'ble Supreme Court of India/ CEC
11	As the wildlife like Palm civet, Monitor lizard, Jackal, Co bra, etc wildlife present in and around the forest land proposed for diversion, the site specific Wildlife mitigation plan duly approved by the CWLW shall be implemented at the project cost;	A site specific wildlife mitigation plan has been prepared and approved by CWLW via letter no.WL5/33056/2022 Dt:30-11-2022 and enclosed as Annexure-5. Payment made consolidated chalan is enclosed as Annexure-3

12	Construction of culverts / bridges, if any, over the natural streams/ rivers/ canals shall be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging, and also does not hamper movement of wild animals. The pillars, if necessary to be constructed in the river, then proper precaution may be taken to ensure that it does not hamper the natural course of water.	NHAI shall ensure that, Construction of culverts / bridges, if any, over the natural streams/ rivers/ canals shall be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging, and also does not hamper movement of wild animals. For the pillars to be constructed in the river, proper precaution will be taken to ensure that it does not hamper the natural course of water. The undertaking for the same is enclosed as Annexure-1.
13	Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO concerned so as to stabilize the soil;	Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO concerned so as to stabilize the soil. The undertaking for the same is enclosed as Annexure-1
14	The dug-out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area;	The dug-out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area. The undertaking for the same is enclosed as Annexure-1
15	The layout plan of the proposal shall not be changed without the prior approval of the Central Government;	The layout plan of the proposal shall not be changed without the prior approval of the Central Government. The undertaking for the same is enclosed as Annexure-1
16	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 shall be established inside the forest area;	NHAI shall ensure that, fire wood preferably alternate fuel will be provided to labourers working at the site to avoid damage/ tree felling and no labour camp shall be established inside the forest area. The undertaking for the same is enclosed as Annexure-1
17	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 labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna;	Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and NHAI will ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna. The undertaking for the same is enclosed as Annexure-1
18	The total forest area utilized for the project shall not exceed 2.5553 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. The User Agency shall furnish an undertaking to this effect;	The undertaking for the utilization of the forest area without exceeding 2.5553 ha for the project purpose is enclosed as Annexure-1

19	The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government;	The undertaking that, the forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government is enclosed as Annexure-1
20	The User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project;	NHAI will follow and ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project. The undertaking for the same is enclosed as Annexure-1
21	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 area, shall be complied by the User Agency;	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 area, will be complied by NHAI. The undertaking for the same is enclosed as Annexure-1.
22	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;	NHAI has furnished an undertaking to this effect as Annexure-1.

Encl:- As stated above

Yours faithfully,
Sd./ Yogesh Kumar Meena,
Wildlife Warden,
Nagapattinam.

Copy Submitted to Chief Conservator of Forests Trichurapalli Circle, Thiruchurapalli.

//t.c.b.o//

S. Sankar Kumar
2/2/23
Superintendent

Collectorate Complex, Nagapattinam, wlwngp@gmail.com

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