TAMILNADU FOREST DEPARTMENT

From
Thiru Syed Muzammil Abbas, IFS.,
Principal Chief Conservator of Forests,
(Head of Forest Force),
Panagal Maaligai, Saidapet,
Chennai – 600 015.

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

Ref. No. TS4/52452/2018 dated. 12 .09.2022

Madam,

Sub:

Forests – Forest (Conservation) Act, 1980 – Dindigul Circle / Dindigul Division – Proposal for diversion of 3.708 ha in Chinnayampattikaradu Reserved Forest of Natham-Thuvarankurichi (NH-785 extension) road through Natham tehsil of Dindigul District – Online proposal submission by the User Agency ie. National Highways Authority of India, Dindigul – Compliance report submitted - Regarding.

- Ref: 1. Online application uploaded by the User Agency Thiru.Murugaprakash, National Highways Authority of India, Dindigul, dated: 28.11.2018. (FP/TN/Road /37330/2018).
 - 2. Government of India, Ministry of Environment, Forests and Climate Change, IRO, Chennai ref. No. F.No.4/TNB 071/2021-CHN/440, dt. 20.04.2022.
 - 3. District Forest Officer, Dindigul C.No:6434/2019/D1 dated 27.04.2022
 - 4. Compliance report uploaded by the user agency on 22.07.2022
 - 5. PCCF Ref.No:52452/2018/TS4 dated 29.07.2022
 - 6. Revised compliance report uploaded by NHAI, PIU ,Dindigul in Ref.No:11016/01/F.C/N-T/NH-785(E)/2022/1818dated 18.08.2022.
 - 7. District Forest Officer, Dindigul C. No. 6434/2019/D1, dt. 01.09.2022.
 - 8. Chief Conservator of Forests, Dindigul C. No. 6310/2019/d, dt. 02.09.2022.

I wish to inform that the Government of India, Ministry of Environment, Forests and Climate Change, Chennai has accorded Stage I approval for the diversion of 3.708 ha in Chinnayampattikaradu Reserved Forest of Natham – Thuvarankurichi (NH-785extension) road through Natham Taluk of Dindigul District vide reference 2nd cited. The Compliance report on the conditions stipulated in Stage I approval is furnished as follows.

Condi tion No.	Conditions stipulated by Government of India		Compliance of Conditions/ Reply
1	The legal status of the diverted forest land shall remain unchanged.		The legal status of the diverted forest land shall remain unchanged. The User Agency has furnished a combined undertaking to this effect.
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 agreed the condition and furnished a combined undertaking to this effect.
3	The State Forest Department shall carryout plantation of indigenous tree species and its maintenance over an extent 8.00 Ha. of degraded forest area in Chinnayampattikaradu RF, at the cost of the User Agency;		The Forest Department has arrived the Compensatory Afforestation cost of Rs. 96,93,000/- for carryout plantation of indigenous tree species and its maintenance over an extent 8.00 Ha. degraded forest area in Chinnayampattikaradu RF. The User Agency has paid Rs.96,93,000/- vide Ref. No. CNRBR52022052182905950, Dated: 21.05.2022 via RTGS.
4	The identified degraded forest area for CA purpose and CA scheme shall not be changed without prior approval of the Central Government. The CA land shall be demarcated properly;		The identified degraded forest area for CA purpose and CA scheme shall not be changed without prior approval of the Central Government. The CA land shall be demarcated properly.
5	As proposed, plantation of Thirugukalli (Euphorbia Spp.) and Kiluvai (Commiphora caudate) and other suitable species may be planted in the Chinnayampatti karadu RF to make RF a suitable habitat for Slender lories species;		Planting of Thirugukalli (Euphorbia Spp.) and Kiluvai (Commiphora caudate) and other suitable species for 10 Ha. area in Chinnayampattikaradu RF is included in the Wildlife Mitigation Plan. Undertaking for fund transfer by User Agency against approval for mitigation plan is enclosed.
6	The State Government shall charge the Net Present Value of the diverted forest land measuring 3.708 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.No.826 in 566 with related IA's in WP.NO. (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.	t	The Forest Department has fixed the NPV of Rs. 31,94,035/-of Forest land for diversion of 3.708 Ha. The User Agency has paid Rs.31,94,035/- vide Ref. No. CNRBR52022052182905950, Dated: 21.05.2022 via RTGS.

Condi tion No.	Conditions stipulated by Government of India	Compliance of Conditions/ Reply
7	Additional amount of the Net Present Value (NPV) of 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 the undertaking to this effect.	The User Agency has furnished combined undertaking to this effect.
8	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/);	The User Agency has transferred all the funds (CA cost and NPV) to CAMPA fund via RTGS on 21.05.2022.
9	The trees of spontaneous origin shall bee felled as per the orders of CEC/Hon'ble Supereme Court of India, passed on 24.03.2022 in the IA Nos.2180 and 2186/2021 in Wp 202/1995. Trees shall be felled under the strict supervision of District Forest Officer concerned. The trees (both spontaneous / planted) existing in the forest area over an extent of 1.0506 ha (within 3.708 ha) earmarked for space for avenue plantation shall not be felled. The tree felling may be carried out in phased manner as suggested / recommended in the wildlife mitigation plan.	The User Agency has furnished combined undertaking to this effect that the trees of spontaneous origin shall be felled as per orders of CEC/Hon'ble Supreme Court of India dt. 24.03.2022 in IA No. 2180 and 2186/2021 in WP.NO. 202/1995 under strict supervision of the District Forest Officer, Dindigul. The trees (both spontaneous / planted) existing in the forest area over an extent of 1.0506 ha (within 3.708) Ha earmarked for space for avenue plantation will not be felled. The tree felling will be carried out in phased manner as suggested /recommended in the Wildlife Mitigation plan.
10	The State Government may carryout habitat improvement activities in the Chinnyampattikaradu RF to ensure lesser / minimal impact on wild animals (in specific to Slender loris) due to widening of the road. These activities may be carried out from the amount to be realized towards Net Present Value (NPV) under the subject project. The district Forest Officer may be instructed to prepare APO accordingly.	Habitat improvement activities in Chinnayampattykaradu Reserved Forest to ensure lesser/minimal impact on wild animals (in specific to Slender loris) due to widening of the road will be carried out as per field condition for which the District Forest Officer, Dindigul will prepare Annual Plan of Operation.

ondi	Conditions stipulated by Government of India		Compliance of Conditions/ Reply
No. 1	As per the kml file of the forest area proposed for diversion, part of the existing RoW road is not falls in the forest area proposed for diversion. Hence, such left out old road shall be dismantled and restore the area with planting suitable indigenous tree species at the cost of the User Agency;	f	Combined Undertaking certificate has been furnished by the User Agency to this effect. 200 Nos. of indigenous tree species seedlings will be planted in the restore surface area of old road. (618 x 3 = 1854 Sq.m. (0.1854 Ha))
12	Stage-I permission is granted to this proposal on a specific condition that the Wildlife mitigation plan / measures may be approved by the competent Authority of the State, considering all aspects related to the conservation of Slender loris. The mitigation measures must be in accordance with the guidelines issued by WII. Approved wildlife mitigation measures are to be implemented by the State Forest Department and User Agency at the cost of the project.		The Principal Chief Conservator of Forests & Chief Wild life Warden, Chennai has approved the Mitigation plan for implementation of project '4 laning of Natham - Thuvarankuruchi road through Chinnayampattikaradu Reserved Forest to an amount of Rs.12588100/- vide reference WL5/A/16609/2021, dt. 14.07.2022. The User Agency has furnished combined undertaking that the cost towards Wildlife mitigatin measures approved by the Principal Chief Conservator of Forests & Chief Wild life Warden will be remitted by NHAI whenever requested by the Forest Department to implement the mitigation plan.
13	The User Agency shall construct retaining walls and Check walls wherever required by consulting the District Forest Officer concerned, at the proposed cost;	•	Combined Undertaking has been furnished by the User Agency to this effect.
14	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.	39	The User Agency has furnished Combined Undertaking that additional culvert/bridges over the natural streams/rivers/canals will be constructed in consultation with District Forest Officer, Dindigul to facilitate the free flow of water to rise of water logging and hampering movement of Wild animals.
15	Road side cuttings and fillings which require engineering support shall be provided as per the instructions of the District Forest Officer concerned so as to stabilize the soil.		Combined Undertaking has been furnished by the User Agency to this effect
16	The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area.	;	Combined Undertaking has been furnished by the User Agency to this effect

Condi tion No.	Conditions stipulated by Government of India		Compliance of Conditions/ Reply
17	The layout plan of the proposal shall not be changed without the prior approval of the Central Government.	•	Combined Undertaking has been furnished by the User Agency to this effect
18	The User Agency shall carryout avenue plantation (without felling of existing trees) on both sides of the road and also in the central verge of the road at the project cost;	: di	Combined Undertaking has been furnished by the User Agency to this effect
19	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;		Combined Undertaking has been furnished by the User Agency to this effect
20	Disturbance shall be kept minimal by creating labour camps outside the forest area as far as possible and it will 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;		Combined Undertaking has been furnished by the User Agency to this effect
21	The total forest area utilized for the project shall not exceed 3.708 Ha (including existing RoW road) 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;		Combined Undertaking has been furnished by the User Agency to this effect
22	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;	•	Combined Undertaking has been furnished by the User Agency to this effect
23	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.	:	Combined Undertaking has been furnished by the User Agency to this effect
24	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;		Combined Undertaking has been furnished by the User Agency to this effect. The State Forest Department will also ensure compliance to provisions of all Acts, Rules Regulations and guidelines for time being in force as applicable to the project.
25	Any other condition that the Central Government or Regional Officer (Central), of integrated Regional Office, Chennai		Combined Undertaking has been furnished by the User Agency to this effect.

Condi tion No.	Conditions stipulated by Government of India	Compliance of Conditions/ Reply
26	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. In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the provisions under rules/ guidelines issued under FCA, 1980.	Combined Undertaking has been furnished by the User Agency to this effect.

Since the User Agency ie. National Highways Authority of India, Dindigul has fulfilled all the conditions stipulated in Stage I approval, the Stage II final approval may please be obtained from Government of India for the diversion of 3.708 ha in Chinnayampattikaradu Reserved Forest of Natham-Thuvarankurichi (NH-785 extension) road through Natham tehsil of Dindigul District for a period of 20 years. Copies of the Compliance report furnished in the references 6th to 8th cited are enclosed for further action.

End: As stood above.

Yours faithfully,

for Principal Chief Conservator of Forests,

(Head of Forest Force),

754

TAMILNADU FOREST DEPARTMENT

From
Thiru.N.Satheesh, IFS.,
Chief Conservator of Forests (I/C),
Dindigul Circle,
Velunachiyar Valagam,
Dindigul – 4.

To
The Principal Chief Conservator of Forests,
(Head of Department),
Panagal Maaligai, Saidapet,
Chennai-600 015.

C.No:6310/2019 D Dated:02.09.2022

Sir,

Sub: Forest - Forest (Conservation) Act, 1980 - Dindigul Circle - Proposal for diversion of 3.708 Ha. in Chinnayampattikaradu RF of Natham - Thuvarankurichi (NH-785 extension) traverse through Natham tehsil of Dindigul District and Marungapuri Tehsil of Trichy District - Online proposal submitted by the User Agency i.e, National Highways Authority of India, Dindigul - Revised Compliance report submission of - Regarding.

Ref: 1) Government of India, MoEF&CC, Chennai-06, F.No.4-TNB071/2021- CHN/440, dt: 20.04.2022.

2) Principal Chief Conservator of Forests and Chief Wildlife Warden, Chennai Ref.No.WL5 (A)/16609/2021 dated: 28.10.2021.

3) Principal Chief Conservator of Forests, (HoD) Chennai C.No.TS4/52452/2018, dt:25.08.2022

4) District Forest Officer, Dindigul C.No.6434/2019/D1 dated:01.09.2022

With reference to the above, I submit that the revised Compliance report is received from the District Forest officer, Dindigul vide reference 4th cited, stipulated conditions accorded Principal approval (Stage-1) for diversion of 3.708 Ha. in Chinnayampattikaradu RF of Natham - Thuvarankurichi (NH-785 extension) traverse through Natham Taluk of Dindigul District in favor of National Highways Authority of India, Dindigul, for a period of 20 years, vide refrerence 1st cited.

Based on the District Forest Officer, Dindigul recommendation this proposal may be recommended for final approval.

I submit to enclose herewith the copy of the reference 4th cited for favour of kind perusal and to take further action in this regard.

Encl: Compliance report in Triplicate

/By order/

Senior Draughting Officer

TAMILNADU FOREST DEPARTMENT

From Thiru.S.Prabhu,IFS, District Forest Officer, Dindigul Forest Division, Dindigul-624 004.

Through

The Chief Conservator of Forests, Dindigul Circle, Dindigul.

C.No. 6434/2019/D1dated: 01.09.2022

Sir,

Sub: Forest - Forest (Conservation) Act, 1980 - Dindigul Circle - Proposal for diversion of 3.708 Ha. in Chinnayampattikaradu RF of Natham - Thuvarankurichi (NH-785 extension) traverse through Natham tehsil of Dindigul District and Marungapuri Tehsil of Trichy District - Online proposal submitted by the User Agency i.e, National Highways Authority of India, Dindigul - Revised Compliance report submission of - Regarding.

- Ref: 1) Government of India, MoEF&CC, Chennai-06, F.No.4-TNB071/2021- CHN/440, dt: 20.04.2022.
 - 2) Principal Chief Conservator of Forests (HoD), Chennai C.No.TS4/52452/2018 dated:19.04.2021.
 - 3) Principal Chief Conservator of Forests and Chief Wildlife Warden, Chennai Ref.No.WL5(A)/16609/2021 dated:28.10.2021.
 - 4) Principal Chief Conservator of Forests (HoD), Chennai C.No.TS4/52452/2018 dated:17.08.2022 and 25.08.2022.
 - 4) Chief Conservator of Forests, Dindigul C.No.6310/2019/D1 dated:22.07.2021 and 20.06.2022.
 - 5) District Forest Officer, Dindigul C.No.6434/2019/D1 dated:27.04.2022 and 25.05.2022.

I submit that in the reference 1st cited above, the Government of India Ministry of environment, Forests and Climate Change, Chennai has accorded Principal approval (Stage-1) for diversion of 3.708 Ha. in Chinnayampattikaradu RF of Natham - Thuvarankurichi (NH-785

extension) traverse through Natham Taluk of Dindigul District in favour of National Highways Authority of India, Dindigul, for a period of 20 years, subject to the useful conditions.

The revised compliance report has been verified and submitted as per the Principal Chief Conservator of Forests instructions in the references 4th cited above.

The User Agency has complied the following condition.

Condition No.	Conditions stipulated by Government of India		Reply
1	The legal status of the diverted forest land shall remain unchanged.	:	The User Agency has agreed the condition in his compliance report.
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 agreed the condition in his compliance report.
3	The State Forest Department shall carryout plantation of indigenous tree species and its maintenance over an extent 8.00 Ha. of degraded forest area in Chinnayampattikaradu RF, at the cost of the User Agency;	:	The User Agency has agreed the condition in his compliance report. The Forest Department has fixed the Compensatory Afforestation of Rs. 96,93,000/- for carryout plantation of indigenous tree species and its maintenance over an extent 8.00 Ha. of degraded forest area in Chinnayampattikaradu RF. The User Agency has paid Rs.96,93,000/- vide Ref. No. CNRBR52022052182905950, Dated: 21.05.2022 via RTGS.
4	The identified degraded forest area for CA purpose and CA scheme shall not be changed without prior approval of the Central Government. The CA land shall be demarcated properly;	•	The User Agency has agreed the condition in his compliance report.

Condition No.	Conditions stipulated by Government of India		Reply
5	As proposed, plantation of Thirugukalli (Euphorbia Spp.) and Kiluvai (Commiphora caudate) and other suitable species may be planted in the Chinnayampattikaradu RF to make RF a suitable habitat for Slender lories species;		The User Agency has agreed the condition in his compliance report. Planting of Thirugukalli (Euphorbia Spp.) and Kiluvai (Commiphora caudate) and other suitable species for 10 Ha. area in Chinnayampattikaradu RF is included in the Wildlife Mitigation Plan. Undertaking for fund transfer by User Agency against approval for mitigation plan is enclosed.
6	The State Government shall charge the Net Present Value of the diverted forest land measuring 3.708 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.No.826 in 566 with related IA's in WP.NO. (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.	·	The Forest Department has fixed the NPV of Rs. 31,94,035/-of Forest land for diversion of 3.708 Ha. The User Agency has paid Rs.31,94,035/- vide Ref. No. CNRBR52022052182905950, Dated: 21.05.2022 via RTGS.
7	Additional amount of the Net Present Value (NPV) of 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 the undertaking to this effect.	•	Undertaking certificate has been submitted by the User Agency (Copy enclosed).
8	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/);	:	The User Agency has agreed the condition in his compliance report.

diam'r.

Condition No.	Conditions stipulated by Government of India		Reply
9	The trees of spontaneous origin shall bee felled as per the orders of CEC/Hon'ble Supereme Court of India, passed on 24.03.2022 in the IA Nos.2180 and 2186/2021 in Wp 202/1995. Trees shall be felled under the strict supervision of District Forest Officer concerned. The trees (both spontaneous / planted) existing in the forest area over an extent of 1.0506 ha (within 3.708 ha) earmarked for space for avenue plantation shall not be felled. The tree felling may be carried out in phased manner as suggested / recommended in the wildlife mitigation plan.	•	Undertaking certificate has been submitted by the User Agency (Copy enclosed).
10	The State Government may carryout habitat improvement activities in the Chinnyampattikaradu RF to ensure lesser / minimal impact on wild animals (in specific to Slender loris) due to widening of the road. These activities may be carried out from the amount to be realized towards Net Present Value (NPV) under the subject project. The district Forest Officer may be instructed to prepare APO accordingly.	:	As per the actual field condition, the Annual Plan of Operation will be prepared.
11	As per the kml file of the forest area proposed for diversion, part of the existing RoW road is not falls in the forest area proposed for diversion. Hence, such left out old road shall be dismantled and restore the area with planting suitable indigenous tree species at the cost of the User Agency;	:	Undertaking certificate has been submitted by the User Agency (Copy enclosed). 200 Nos. of indigenous tree species seedlings will be planted in the restore surface area of old road. (618 x 3 = 1854 Sq.m. (0.1854 Ha))
12	Stage-I permission is granted to this proposal on a specific condition that the Wildlife mitigation plan / measures may be approved by the competent Authority of the State, considering all aspects related to the conservation of Slender loris. The mitigation measures must be in accordance with the guidelines issued by WII. Approved wildlife mitigation measures are to be implemented by the State Forest Department and User Agency at the cost of the project.	:	The User Agency has agreed the condition in his compliance report. Undertaking for fund transfer by User Agency against approval for mitigation plan.
13	The User Agency shall construct retaining walls and Check walls wherever required by consulting the District Forest Officer concerned, at the proposed cost;	:	Undertaking certificate has been submitted by the User Agency (Copy enclosed).

Condition No.	Conditions stipulated by Government of India		Reply
	Construction of culverts/ bridges, if any,		Undertaking certificate has been submitted by the User Agency (Copy enclosed).
14	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.	:	Proposal for instructing the User Agency for construction of culvert at every 200 metre interval of the road for movement of animals from one side RF area to opposite side of the RF area is submitted for approval.
15	Road side cuttings and fillings which require engineering support shall be provided as per the instructions of the District Forest Officer concerned so as to stabilize the soil.	:	Undertaking certificate has been submitted by the User Agency (Copy enclosed).
16	The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area.	•	Undertaking certificate has been submitted by the User Agency (Copy enclosed).
17	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 in his compliance report.
18	The User Agency shall carryout avenue plantation (without felling of existing trees) on both sides of the road and also in the central verge of the road at the project cost;	:	The User Agency has agreed the condition in his compliance report.
19	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;		The User Agency has agreed the condition in his compliance report.
20	Disturbance shall be kept minimal by creating labour camps outside the forest area as far as possible and it will 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;	•	The User Agency has agreed the condition in his compliance report.

Condition No.	Conditions stipulated by Government of India		Reply
21	The total forest area utilized for the project shall not exceed 3.708 Ha (including existing RoW road) 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;	:	Undertaking certificate has been submitted by the User Agency (Copy enclosed).
22	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 User Agency has agreed the condition in his compliance report.
23	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 the condition in his compliance report.
24	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;	:	The User Agency has agreed the condition in his compliance report.
25	Any other condition 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.	:	The User Agency has agreed the condition in his compliance report.
26	In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the provisions under rules/ guidelines issued under FCA, 1980.	:	The User Agency has agreed the condition in his compliance report.

Encl: As stated above.,

Yours faithfully, Sd/-S.Prabhu, District Forest Officer, Dindigul Division, Dindigul.

Copy submitted to the Chief Conservator of Forests, Dindigul.

//True copy / By order//

For Draughting Officer

Development of Economic Corridors and Feeder Routes to Improve the Efficiency of Freight Movement in India under Bharatmala Pariyojana, Lot 6/Package-I:

Four Laning of Natham - Thuvarankurichi from Km 36+690 to Km 61+115 section of NH-785E

Forest Clearance Proposal

UNDERTAKING

- It is hereby undertaken that the legal status of the diverted forest will remain unchanged.
- ii. It is to undertake that, 4 feet high cement concrete pillars at 20 m interval and numbering to demarcate the forest area and the cost will be borne by NHAI whenever requested by Forest Department.
 - iii. It is to submit that, Challan has been generated on 19.05.2022 and the requisite payment of Rs.1,28,87,035/-(Rs.96,93,000/- towards Compensatory Afforestation and Rs.31,94,035/- towards Net Present value) has been made to the TAMILNADU CAMPA as per the account details provided in the challan through RTGS with unique Transaction Reference No. CNRBR52022052182905950 dated 21.05,2022.
 - iv. It is hereby undertaken that, the identified degraded forest area for CA purpose and CA scheme will not be changed without prior approval of the Central Government. The CA land will be demarcated properly.
 - V. It is hereby undertaken that, plantation of Thirugukalli (Euphorbia Spp.) and Kiluvai (Commiphora caudate) and other suitable species will be planted in the Chinnayampatti Karadu RF to make RF a suitable habitat for Slender lories species. This has been included in the Wildlife mitigation plan and the cost towards the Wildlife mitigation plan will be borne by NHAI whenever requested by Forest Department.
 - vi. Also, it is hereby undertaken that the additional amount of NPV, if any, after revision by Hon'ble Supreme court of India in future will be remitted by NHAI whenever requested by Forest Department.
 - vii. 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.
 - viii. It is hereby undertaken that the trees of spontaneous origin shall be felled as per the orders of CEC/Hon'ble Supreme Court of India, dated 24.03.2022 in

Egn



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण (सड़क परिवहन और राजामार्ग मंत्रालय) National Highways Authority of India (Ministry of Road Transport & Highways)

उप महाप्रबंधक (तकनिकी) सह परियोजना निदेशक के कार्यालय परियोजना कार्यान्वयन इकाई

Office of the Deputy General Manager (Tech) cum Project Director

Project Implementation Unit

प्लॉट नं.1, एँश्वर्यम हाइट्स, इंदिरा नगर, सेन्नमनाईकेनपट्टी (पो), थाडिकोम्ब् रोड, डिंडिगल - 624 004. तमिलनाडु. Plot No.1, Aishwaryam Heights, Indira Nagar, Sennamanaickenpatti (Po), Thadikombu Road, Dindigul - 624 004. Tamil Nadu.

NHAI/PIU/DGL/11016/01/F.C/N-T/NH-785(E)/2022/1938

18.08.2022

वेब्साइट / Website: http://www.nhai.org

ई.मेल /E-mail: piudindigul@nhai org

+91-451 2460909

dindigulpiu@gmail.com

दूरभाष/Tele l

To

The Principal Chief Conservator of forest, (Head of Forest Force) Panagal Maaligai, Saidapet, Chennai.

Sub: NHAI - PIU - Dindigul - Four laning of Natham - Thuvarankurichi from Km 35+500 to Km 61+116 section of NH-785E - Forest land an extent of 3.708 Ha involved - Condition stipulated by MoEF&CC - Compliances submitted -Observation raised by the Nodal Officer - Compliance resubmitted - reg.

Ref: 1) Online application uploaded vide FP/TN/Road/37330/2018 dated 28.11.2018 and revised online application dated 03.06.2019.

2) The RO, MoEF&CC, Chennai file No.4-TNB071/2021-CHN/440 dated 20.04.2022

3) The DFO, Dindigul.C.No.6434/2019/D1 dated 27.04.2022.

4) The PCCF & Chief Wild life warden, Chennai Lr.No.WL5(A)/16609/2021 dated 14.07.2022

5) Compliance submitted by this office on 21.07.2022.

6) The PCCF, Chennai Lr.No. TS4/52452/2018 dated 27.07.2022 (Received on 01.08.2022)

NHAI/PIU/DGL/11016/01/F.C/N-T/NHoffice Lr.No. 7) This 785(E)/2022/1818 dated 02.08.2022.

8) The PCCF, Chennai Lr.No. TS4/52452/2018 dated 17.08.2022.

Sir,

It is brought to your kind knowledge that the proposal for diversion of forest land to an extant of 3.708 Ha in Chinnayampatti Karadu Reserve Forest block, Natham taluk of Dindigul District to National Highways Authority of India for the project Four laning of Natham - Thuvarankurichi section NH-758E has been uploaded in the MoEF&CC, online portal on 28.11.2018.

2. In this connection, the in-principal stage-1 clearance has been accorded to the instant proposal RO, MoEF&CC, Chennai with certain condition stating that on receipt of compliance to the stipulated condition the instant proposal will be considered for final approval and the same has been communicated to this office by DFO, Dindigul vide letter reference 3rd cited. As such the compliance were submitted to DFO Dindigul vide this office Lr.No.1064 dated 09.05.2022 and the same has been

Corporate Office:

G-5 & 6, Sector-10, Dwarka, New Delhi - 110 075.

Tel: 011-2507 4100 / 2507 4200 Website: www.nhai.gov.ln

Regional Office:

2nd & 3rd Floor, Vijay Krishna Plaza, No.1, Lake Area, Melur Main Road, Mattuthavani, Madurai-625 107. Ph: +91 452-2588999 E-mail: romadurai@nhai.org



uploaded through parvesh portal on 21.07.2022. On examination, certain discrepancies were communicated to this office vide letter ref.6th cited above and compliance were submitted vide this office letter ref.7th cited. Further, Observation were raised on the submitted compliance vide letter ref.8th cited. As such the compliance are resubmitted as under for your kind perusal;

S. No	Observation of RO, MoEF&CC, Chennai	Reply of NHAI
1	The legal status of the diverted forest land shall remain unchanged.	Undertaking enclosed
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	
3	The State Forest Department shall carryout plantation of indigenous tree species and its maintenance over an extent 8.00 Ha. of degraded forest area in Chinnayampatti Karadu RF, at the cost of the User Agency;	The CA amount Rs. 96,63,000/- for raising the indigenous tree species and its maintenance over an extent of 8.00 Ha was already paid (UTR:CNRBR5 2022052182905950 dated 21.05.2022) as per the demand notice received from DFO, Dindigul and subsequent challan generated from the parvesh portal.
4	The identified degraded forest area for CA purpose and CA scheme shall not be changed without prior approval of the Central Government. The CA land shall be demarcated properly;	Undertaking enclosed
5	As proposed, plantation of Thirugukalli (Euphorbia Spp.) and Kiluvai (Commiphora caudate) and other suitable species may be planted in the Chinnayampatti Karadu RF to make RF a suitable habitat for Slender lories species.	
6	The State Government shall charge the Net Present Value of the diverted forest land measuring 3.708 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.No.826 in 566 with related IA's in WP.NO. (Civil) No.202/1995 and Ministry's guideline	The NPV amounting Rs. 31,94,035/- was already paid (UTR:CNRBR52022052182 905950 dated 21.05.2022) as per the demand notice received from DFO, Dindigul and subsequent challan generated from the parvesh portal.

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S. No	Observation of RO, MoEF&CC, Chennai	Reply of NHAI
	No.5-3/2011-FC(Vol-I) dated:06.01.2022 and clarification issued vide letter dated:19.01.2022.	
7.	Additional amount of the Net Present Value (NPV) of 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 the undertaking to this effect.	It is hereby undertaken that the additional amount of NPV, if any, after revision by Hon'ble Supreme court of India in future will be remitted by NHAI whenever requested by Forest Department. (undertaking enclosed)
8	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. (undertaking enclosed)
9	The trees of spontaneous origin shall be felled as per the orders of CEC/Hon'ble Supreme Court of India, passed on 24.03.2022 in the IA Nos.2180 and 2186/2021 in WP 202/1995. Trees shall be felled under the strict supervision of District Forest Officer concerned. The trees (both spontaneous / planted) existing in the forest area over an extent of 1.0506 ha (within 3.708 ha) earmarked for space for avenue plantation shall not be felled. The tree felling may be carried out in phased manner as suggested / recommended in the wildlife mitigation plan.	It is hereby undertaken that the trees of spontaneous origin shall be felled as per the orders of CEC/Hon'ble Supreme Court of India, dated 24.03.2022 in the IA Nos.2180 and 2186/2021 in WP 202/1995 under the strict supervision of District Forest Officer - Dindigul. Also, the trees (both spontaneous / planted) existing in the forest area over an extent of 1.0506 ha (within 3.708 ha) earmarked for space for avenue plantation will not be felled. The tree felling will carried out in phased manner as suggested / recommended in the wildlife mitigation plan. (undertaking enclosed)
10	The State Government may carryout habitat improvement activities in the Chinnyampatti Karadu RF to ensure lesser / minimal impact on wild animals (in specific to Slender Loris) due to widening of the road. These activities may be carried out from the amount to be realized towards Net Present Value (NPV) under the subject project. The	compliance.

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S. No	Observation of RO, MoEF&CC, Chennai	Reply of NHAI
	district Forest Officer may be instructed to prepare APO accordingly.	
11	As per the kml file of the forest area proposed for diversion, part of the existing RoW road is not falls in the forest area proposed for diversion. Hence, such left out old road shall be dismantled and restore the area with planting suitable indigenous tree species at the cost of the User Agency;	Earlier, undertaking has been submitted in this regard. It is once again undertaken that part of the existing RoW road that do not fall in the forest area proposed for diversion, will be dismantled and restore the area with planting of suitable indigenous tree species as per directions of Forest Department. (undertaking enclosed)
12	Stage-I permission is granted to this proposal on a specific condition that the Wildlife mitigation plan / measures may be approved by the competent Authority of the State, considering all aspects related to the conservation of Slender Loris. The mitigation measures must be in accordance with the guidelines issued by WII. Approved wildlife mitigation measures are to be implemented by the State Forest Department and User Agency at the cost of the project.	Wildlife Mitigation plan was approved by the Chief Wildlife Warden vide letter ref.4th cited amounting to Rs.1,25,88,100/ It is hereby undertaken that the cost towards Wildlife Mitigation measures will be remitted by NHAI, whenever requested by the Forest Department. (undertaking enclosed)
13	The User Agency shall construct retaining walls and Check walls wherever required by consulting the District Forest Officer concerned, at the proposed cost;	retaining walls and Check walls
14	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.	It is hereby undertaken that the additional culvert/bridges over the natural streams/rivers/canal will be constructed in consultation with DFO, Dindigul to facilitate the free flow of water course to avoid rise of water logging and hampering the movement of Wild animals. (undertaking enclosed)
15	Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the	It is hereby undertaken that proper slope protection for the cutting & filling

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S.	Observation of RO, MoEF&CC,	Reply of NHAI
No	Chennai	III be received in concultation with
A CONTRACTOR OF THE CONTRACTOR	District Forest Officer concerned so as to stabilize the soil.	will be provided in consultation with DFO, Dindigul. (undertaking enclosed)
16	The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area.	It is hereby undertaken that the dugout material/overburden/debris will be dumped outside the forest area and no storage will be done in forest area. (undertaking enclosed)
17	The layout plan of the proposal shall not be changed without the prior approval of the Central Government.	The proposed layout plan will not be changed without prior approval of the Central Government.
18	The User Agency shall carryout avenue plantation (without felling of existing trees) on both sides of the road and also in the central verge of the road at the project cost;	The avenue and Median plantation will be done as per IRC: SP 21-2009 at the cost of NHAI. (undertaking enclosed)
19	The User Agency shall provide fire wood preferably alternate fuel to laborers working at the site to avoid damage/tree felling and no labour camp shall be established inside the forest area;	No labour camp will be established inside the forest area and alternate fuel will be provided to labour to avoid damage/felling of trees. (undertaking enclosed)
20	Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it will 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;	(undertaking enclosed)
21	The total forest area utilized for the project shall not exceed 3.708 Ha (including existing RoW road) 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;	3.708 Ha and the diverted land will not be used for any other purposed than shown in the diversion proposal. (undertaking enclosed)
22	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	other department or person without getting prior approval from Central

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S. No	Observation of RO, MoEF&CC, Chennai	Reply of NHAI	
23	No additional or new path will be constructed inside the forest are for transportation of construction materials for execution of the project work.	la de la companya de	
24	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;		
25	Any other condition 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.	Agreed and undertaking enclosed.	
26	In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the provisions under rules/guidelines issued under FCA, 1980.	Agreed and undertaking enclosed.	
27	The State Government shall process and submit compliance report on the above condition through online (https://parivesh.nic.in/)	Compliance for the stipulated condition will be submitted through online i.e. on Parivesh portal to enable the State Government for onward transmission of Compliance.	

Hence, it is requested that the above may please be appraised to IRO, MoEF&CC through proper channel for obtaining stage-II approval.

Yours Sincerely,

Encl: As above.

(Govindasamy K) 189122 Project Director

Copy to:

- 1. RO-Madurai for kind information.
- 2. Deputy Director General of Forest (central), MoEF&CC, IRO, Chennai.
- 3. CF, Dindigul for kind information.
- 4. DFO, Dindigul for kind information.

Development of Economic Corridors and Feeder Routes to Improve the Efficiency of Freight Movement in India under Bharatmala Pariyojana, Lot 6/Package-I:

Four Laning of Natham - Thuvarankurichi from Km 36+690 to Km 61+115 section of NH-785E

Forest Clearance Proposal

UNDERTAKING

- i. It is hereby undertaken that the legal status of the diverted forest will remain unchanged.
- ii. It is to undertake that, 4 feet high cement concrete pillars at 20 m interval and numbering to demarcate the forest area and the cost will be borne by NHAI whenever requested by Forest Department.
- iii. It is to submit that, Challan has been generated on 19.05.2022 and the requisite payment of Rs.1,28,87,035/-(Rs.96,93,000/- towards Compensatory Afforestation and Rs.31,94,035/- towards Net Present value) has been made to the TAMILNADU CAMPA as per the account details provided in the challan through RTGS with unique Transaction Reference No. CNRBR52022052182905950 dated 21.05.2022.
- iv. It is hereby undertaken that, the identified degraded forest area for CA purpose and CA scheme will not be changed without prior approval of the Central Government. The CA land will be demarcated properly.
- v. It is hereby undertaken that, plantation of Thirugukalli (Euphorbia Spp.) and Kiluvai (Commiphora caudate) and other suitable species will be planted in the Chinnayampatti Karadu RF to make RF a suitable habitat for Slender lories species. This has been included in the Wildlife mitigation plan and the cost towards the Wildlife mitigation plan will be borne by NHAI whenever requested by Forest Department.
- vi. Also, it is hereby undertaken that the additional amount of NPV, if any, after revision by Hon'ble Supreme court of India in future will be remitted by NHAI whenever requested by Forest Department.
- vii. 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.
- viii. It is hereby undertaken that the trees of spontaneous origin shall be felled as per the orders of CEC/Hon'ble Supreme Court of India, dated 24.03.2022 in

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the IA Nos.2180 and 2186/2021 in WP 202/1995 under the strict supervision of District Forest Officer - Dindigul. Also, the trees (both spontaneous / planted) existing in the forest area over an extent of 1.0506 Ha (within 3.708 Ha) earmarked for space for avenue plantation will not be felled. The tree felling will carried out in phased manner as suggested / recommended in the wildlife mitigation plan.

- ix. It is hereby agreed that, the State Government may carryout habitat improvement activities in the Chinnyampatti Karadu RF to ensure lesser / minimal impact on wild animals (in specific to Slender Loris) due to widening of the road. These activities may be carried out from the amount paid towards Net Present Value (NPV) under the subject project.
- x. It is once again undertaken that part of the existing RoW road that do not fall in the forest area proposed for diversion, will be dismantled and restore the area with planting of suitable indigenous tree species as per directions of Forest Department.
- xi. Wildlife Mitigation plan was approved by the Chief Wildlife Warden amounting to Rs.1,25,88,100/-.It is hereby agreed that, the Wildlife Mitigation Plan in accordance with WII will be implemented by State Forest Department along with NHAI at the cost of the project. It is hereby undertaken that the cost towards Wildlife Mitigation measures will be remitted by NHAI, whenever requested by the Forest Department.
- xii. It is hereby undertaken that the retaining walls and Check walls wherever required by Forest Department will be constructed at the cost of NHAI.
- xiii. It is hereby undertaken that the additional culvert/bridges over the natural streams/rivers/canal will be constructed in consultation with DFO, Dindigul to facilitate the free flow of water course to avoid rise of water logging and hampering the movement of Wild animals.
- xiv. It is hereby undertaken that proper slope protection for the cutting & filling will be provided in consultation with DFO, Dindigul so as to stabilize the soil.
- xv. It is hereby undertaken that the dugout material/overburden/debris will be dumped outside the forest area and no storage will be done in the forest area.
- xvi. It is hereby undertaken that, the proposed layout plan will not be changed without prior approval of the Central Government.

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- xvii. It is hereby undertaken that, the avenue plantation (without felling of existing trees) and Median plantation will be done as per IRC: SP 21-2009 at the cost of NHAI.
- xviii. It is hereby undertaken that, no labour camp will be established inside the forest area and alternate fuel will be provided to labour to avoid damage/felling of trees.
 - xix. It is hereby undertaken that, disturbance will be kept minimal by creating labour camps outside the forest area as far as possible and it will be the responsibility of NHAI to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna;
 - xx. It is hereby undertaken that the forest area to be utilized will not exceed 3.708 Ha and the diverted land will not be used for any other purposed than shown in the diversion proposal.
- xxi. It is hereby undertaken that, the proposed forest land diversion will not be transferred or sublet to any other department or person without getting prior approval from Central Government.
- xxii. It is hereby undertaken that, no additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- xxiii. It is hereby undertaken that, the NHAI and the State Government will ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines for the time being in force as applicable to the project.
- 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.
- xxv. It is hereby undertaken that, in the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the provisions under rules/guidelines issued under FCA, 1980.

Project Director 02/9/22
National Highways Authority of India
PIU-Dindigul

Ref. No. WL5(A)/16609/2021

0/o. the Principal Chief Conservator of Forests, Panagal Maaligai, Saidapet,

Chennai - 15.

Dated: 14-07-2022

Forests - Forest (Conservation) Act, 1980 - Proposal for diversion of 3.708 Ha in Chinnayampattikaradu RF of Natham - Thuvarankurichi (NH-785 extension) traverse through Natham tehsil of Dindigul -

Approval of Mitigation Plan - Regarding.

Chief Conservator of Forests, Dindigul Ref. No. 6310/2019/D dated Ref:

Attention of the Chief Conservator of Forests, Dindigul is invited to the reference cited. It is informed that the mitigation plan for the implementation of project "Four Laning of Natham to Thuvarankurichi Section of NH-785E from design CH.36.690 to CH. 61.115 (length 24.245 Km) Chinnayampattikaradu RF of Dindigul District under Bharatmala Pariyojana Phase - I (Feeder Route category) on EPC mode in the State of Tamil Nadu is hereby approved. The abstract of mitigation measures are as follows:-

SI. Io.	Quantity	Name of work	Pro-rata in Rs.	Amoun
1	10.00 Ha.	of lamana and	Rs 46025 / H	(in Rs.)
		invasive alien species in heavy growth	Rs.46025/ Ha.	460250
2	5.00 Ha.	Habitat improvement	D 40-	
		for Slender loris Cost of Thirugukalli plantation (Planting 2000 Nos/Ha	Rs.191500/ 1000 Nos.	1915000
	5.00.11-	Nos.)		
	5.00 Ha.	Habitat improvement for Slender loris	Rs.193600/ 1000 Nos.	1936000
		Cost of Kiluvai plantation (Planting 2000 Nos/Ha i.e., 5 x 2000 =10000 Nos.)		
	900 Seedlings	Habitat improvement Cost of raising suitable seedling Nursery	Rs.108/ No.	97200
	850	Habitat improvement		
Management of the Control of the Con	Seedlings Habitat improvement Cost of raising suitable seedling plantation	Rs.1590/ No.	1351500	

SI.	Quantity	Name of work	Pro-rata in Rs.	Amount (in Rs.)
No.		- A F	Rs.538/ No.	457300
6	850 Seedlings	Habitat improvement Cost of first year maintenance	NS.5307 THE	
7	850 Seedlings	Habitat improvement Cost of Second year	Rs.572/ No.	486200
		maintenance	Rs.629/ No.	534650
8	850 Seedlings	Habitat improvement Cost of Third year	RS.023/ No.	ent F
		maintenance	Rs.2500000/Km.	3750000
9	1.50 Km.	Cost of Chain link	RS.2300000710111	
		Fencing	Rs.500000/No.	1000000
10	2.00 Nos.	Cost of Check dam	LS.	100000
11	LS.	Cost of Sign Board (Appropriate sign boards, no-horn boards, no-high-beam boards)		
		and speed limit boards).	LS.	500000
12	LS.	Cost of Scientific study - Sanctuary proposed	LO.	12588100
-		Total		12500100

The following conditions should be strictly adhered

- Implementation of the conservation plan has to be done as proposed without any deviation and the Chief Conservator of Forests has to submit progress report to this office monthly.
- > Disturbance to the movement of wildlife in the proposed area should be
- All safety measures shall be taken to avoid accidents and structural failures.
- > The works shall be carried out without disturbing or damaging flora, fauna, or habitat of the area.
- 2) This mitigation plan is only for obtaining Environmental Clearance from the

Competent Authority.

Sd/- Syed Muzammil Abbas Principal Chief Conservator of Forests and Chief Wildlife Warden (FAC)

The Chief Conservator of Forests (I/C), Dindigul Circle, Dindigul.

Copy to the District Forest Officer, Dindigul for information.

/True Copy / by Order/

Senior Draughting Officer