

By Speed Post



ENVIRONMENT, CLIMATE CHANGE
& FOREST(FR.10) DEPARTMENT,
SECRETARIAT, CHENNAI 9.

Letter No.20575/FR-10/2018 -26, Dated: 24.03.2022

From
Tmt.Supriya Sahu, IAS.,
Additional Chief Secretary to Government.

To
✓ The Additional Director General of Forests (Central),
Government of India, MoEF&CC,
Integrated Regional Office,
1st Floor, Additional Office Block for GPOA,
Shastri Bhawan, Haddows Road,
Nungambakkam, Chennai-600 006 (w.e).

Sir,

Sub: Forests - Forest (Conservation) Act, 1980 – Tirunelveli Circle /
Thoothukudi Forest Division - Diversion of 0.08 ha of forest land for
20 MGD Closed circuit Scheme for Water supply scheme to Thermal
Power Project, SIPCOT complex, Heavy water plant and other
industries in Thoothukudi District for drinking and industrial purpose in
favour of Executive Engineer, TWAD Board, Thoothukudi –
Compliance report furnished - Regarding.

- Ref:
1. From Principal Chief Conservator of Forests, Letter No.TS4/24793/2018, dated 22.10.2018.
 2. Government Letter No.20575/FR.10/2018-21, dated 04.08.2020.
 3. From the Deputy Inspector General of Forests (Central), Government of India, Ministry of Environment, Forests and Climate Change, Chennai Letter No.F.No.4-TNB033/2019-CHN/651, dated 18.08.2020.
 4. From the Principal Chief Conservator of Forests Letter No. TS4/24793/2018, dated: 25.02.2022.

With reference to your letter third cited, I am directed to forward the Compliance Report furnished by the Principal Chief Conservator of Forests in the reference fourth cited and to request you to obtain the Stage-II approval from the Competent Authority for the above said proposal and to communicate the same to this Government early.

Yours faithfully,

S. Mohamed Yusuf 28/3/2022
for Additional Chief Secretary to Government
28-3-22

TAMILNADU FOREST DEPARTMENT

From
Thiru.Ashok Upreti, IFS.,
Principal Chief Conservator of Forests
(Head of Department),
Panagal Maaligai, Saidapet,
Chennai - 600 015.

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

C. No. TS4/24793/2018 Dated: 25 .02.2022.

Madam,

- Sub Forests - Forest (Conservation) Act, 1980 – Tirunelveli Circle /
Thoothukudi Forest Division - Proposal for diversion of 0.08 ha of
forest land for 20 MGD Closed circuit Scheme for Water supply
scheme to Thermal Power Project, SIPCOT complex and other
industries in Thoothukudi District and for drinking and Industrial
purposes in favour of Executive engineer, TWAD, Thoothukudi -
Hon'ble Supreme Court order dated 04.02.2019 - Regarding.
- Ref: 1 Proposal No. FP/TN/IND /34099/2018 uploaded by the user agency.
Executive engineer, TWAD, Thoothukudi.
- 2 Government of India, Ministry of Environment, Forests and Climate
change, ROSEZ, Nungambakkam, Chennai 34 F.No.4-TNB 033/
2019 - CHN/0651, Dt. 18.08.2020.
- 3 Government letter No. 20575/FR-10/2018-22, dt. 28.08.2020.
- 4 Principal Chief Conservator of Forests, Endt. No. 24793/2018/ TS4
Dt. 05.09.2020.
- 5 Compliance report uploaded by the user agency Executive Engineer,
TWAD, Thoothukudi on 27.12.2021.
- 6 Principal Chief Conservator of Forests, Endt. No. 24793/2018/TS4
Dt. 06.01.2022
- 7 DFO, Thoothukudi Lr.No:D/3522/2018 dated 25.01.2022.
- 8 CF & FD, KMTR, Tirunelveli C.No:D1/7928/2021 dated 01.02.2022.

With reference to the Government of India letter 2th cited, I wish to
furnish herewith the Compliance report on Stage I approval accorded for the
diversion of 0.08 ha of forest land for 20 MGD Closed circuit Scheme for Water
supply scheme for drinking and industrial purposes in Thoothukudi District for
onward transmission to the Government of India.

Condi on No	Compliance Conditions	Status of compliance
1.	Legal status of the diverted forest land shall remain unchanged	The status of land will be continued in Forest Land under section 16 of Tamilnadu Forest Act 1882. Undertakiing of the User Agency in this regard is enclosed as Annexure – I.
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 had completed the demarcation and the photos of demarcation works enclosed as Annexure – II.

Condition No	Compliance Conditions	Status of compliance												
3.	The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department as proposed over 0.16ha of degraded forests in Compt. No 48, 49, Srivaikundam Range, Vallanadu RF at the cost of the user Agency.	The User Agency had paid total amount of Rs.188505/- towards Compensatory Afforestation (CA) amount for carrying out plantation in 0.16ha of degraded Forests in Compt. No.48,49, Srivaikundam Range, Vallanadu RF (Rs. 170673/-) and Net Present Value (Rs. 17832/-) on 07.12.2021. The amount of (Rs.1,88,505) was remitted to the CAMPA Account vide the Payment UTR No.BKIDN21341941309 Dated.07.12.2021 and enclosed as Annexure- IV and the undertaking for the same is enclosed as Annexure - V.												
4.	Identified CA land and approved CA scheme shall not be changed without the prior approval of the central Government.	The User Agency had furnished an undertaking that the Identified CA land will not be changed without the prior approval of the Central Government and the undertaking for the same is enclosed as Annexure- VI.												
5.	<p>The State Government shall charge the Net Present Value and Penal NPV as below, from 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;</p> <p>a)NPV for an area over 0.05 ha of forest area for which Government of Tamilnadu accorded permission under FCA,1980 the State Government vide G.O. (Ms) No.18 Environment and Forests (FR.10) Department Dated 17.03.2008, if not realized earlier;</p>	The NPV amount of Rs.47,000/- for 0.055ha has already been remitted in Corporation Bank on 10.04.2008 by cheque No. 756672, dt. 02.04.2008 (Copy enclosed)												
	b. State Government shall realize NPV for an area of 0.025ha (the additional area being utilized by the UA) and to collect simple interest from the date of utilizing of the said area till the date of deposition from the User Agency;	<p>The User agency had been charged with the penalty for the excess area used and the details are as follows</p> <table border="1" data-bbox="775 1227 1353 1765"> <thead> <tr> <th colspan="2">Penalty Amount already paid for Excess area utilized by the User Agency</th> </tr> </thead> <tbody> <tr> <td>N.P.V of violation area 0.025 Ha x 6.99=17,475x 5 times</td> <td>87,375/-</td> </tr> <tr> <td>12 % interest (87,375x12%)</td> <td>10,485/-</td> </tr> <tr> <td>For the period July 2008 to December 2008 (10,485/2 = 5,243+87,375)</td> <td>92,618/-</td> </tr> <tr> <td>From 2009 to 2018 (10,485x10)</td> <td>1,04,850/-</td> </tr> <tr> <td>(Already paid vide Corporation Bank Challan dated 06.12.2018)</td> <td>1,97,468/-</td> </tr> </tbody> </table> <p>The challan is attached herewith as Annexure VIII.</p>	Penalty Amount already paid for Excess area utilized by the User Agency		N.P.V of violation area 0.025 Ha x 6.99=17,475x 5 times	87,375/-	12 % interest (87,375x12%)	10,485/-	For the period July 2008 to December 2008 (10,485/2 = 5,243+87,375)	92,618/-	From 2009 to 2018 (10,485x10)	1,04,850/-	(Already paid vide Corporation Bank Challan dated 06.12.2018)	1,97,468/-
Penalty Amount already paid for Excess area utilized by the User Agency														
N.P.V of violation area 0.025 Ha x 6.99=17,475x 5 times	87,375/-													
12 % interest (87,375x12%)	10,485/-													
For the period July 2008 to December 2008 (10,485/2 = 5,243+87,375)	92,618/-													
From 2009 to 2018 (10,485x10)	1,04,850/-													
(Already paid vide Corporation Bank Challan dated 06.12.2018)	1,97,468/-													
	c. The State Government shall realize maximum penalty of 5 times the NPV for the entire area of 0.08ha plus 12 percent	The maximum penalty have been realized from the user agency as per the provisions made in hand book 1.21(ii) (a)(b) towards (Penal NPV)												

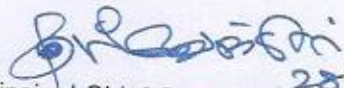
Condi on No	Compliance Conditions	Status of compliance
	simple interest till the deposit made as per the provisions made in hand book 1.21(ii) (a)(b) towards (Penal NPV);	and the challan is attached herewith as Annexure VIII.
6.	Additional amount of the NPV of the diverted forest land, if any becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee shall be changed by State Government from the user agency. The User Agency shall furnish an undertaking to this effect.	The User Agency had furnished an undertaking to pay any additional Net Present Value of the total forest land to be diverted under this proposal if any changed by the State Government as per the final order of the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, or changed by State Government. The Undertaking of the same is enclosed herewith as Annexure IX.
7.	The funds received from the User Agency towards Compensatory Afforestation, Net Present Value and any money received in compliance of the conditions stipulated by the Central Government under this project shall compulsorily be deposited in to the "State Compensatory Afforestation Fund of Tamil Nadu State" by generating challan form the parivesh web portal;	The user agency has remitted the CA and NPV amount by generating challan through Parivesh web portal. They also furnished an undertaking to pay all funds only through the Parivesh Web Portal (https://Parivesh.nic.in). The undertaking of the same is enclosed as Annexure - X.
8.	Clearance under FCA, 1980 is limited to diverting of forest area over 0.08ha for non-forestry purpose and water supply/ allocation for drinking & industrial usage shall be regulated as per the Hon'ble Supreme Court of India directions and fortnightly reports of District Collector Thoothukudi in the matter to be sent to Regional Office also for records without fail;	The fortnightly reports of District Collector Thoothukudi in allocation for drinking & industrial usage have been regulated as per the Hon'ble Supreme Court of India directions and same will be sent to Regional Office for records without fail. Undertaking to this effect is enclosed as Annexure XII. A copy of meeting minutes is enclosed as Annexure XI.
9.	The State Government shall issue advisory to TWAD Board directing not to involve in violation of FCA, 1980 in any manner. Copy of such advisory shall be submitted to the Regional Office, Chennai along with the compliance report;	Additional Chief secretary to Government of Tamilnadu directed the Tamilnadu Water Supply and Drainage Board that, "not to commit any violation of forest Act, 1980 in future and in case any such violations are brought to the notice of the Government, it will be viewed seriously by the Government". Vide the Lr.No.20575/ FR.10/ 2018-23/ Dt.04.09.2020 is enclosed as Annexure - XIII.
10	Detailed report on Calculation of NPV & Penal NPV to be collected from the User Agency shall be provided along with the compliance report;	Calculation Details of NPV and Penal NPV Collected from TWAD Board, vide District Forest Officer Lr.No. D/ 3522 / 2018 Dt.04.12.2018 and Lr.No. D/ 3522 / 2018 Dt.17.11.2021 and the same is enclosed as Annexure - VII and Annexure - III.
11.	The State Government shall initiate disciplinary action as per the provisions made in hand book 1.21(ii) © (d) against the officials belonging to the User Agency and the forest department for not being able to prevent use of forest lands for non-forestry purposes without the approval of Government of India;	An area of 0.055 Ha of forest land in S.No.600 of Srivaikundam Reserved Land was leased out to TWAD Board, Urban division, Thoothukudi vide G.O.Ms.No 18, Environment & Forest Dept. (FR 10) Dated 07.03.2008. One Mr.S.Joel filed a case in NGT, South Zone that on violating the above said G.O, the user agency has supplied the water for industrial purpose. The Hon'ble NGT Southern Zone, Chennai ordered dated 07.07.2017 set aside the violations stating that "The Government of Tamil Nadu while passing G.O.Ms.No.18 Environment & Forest


Condition No	Compliance Conditions	Status of compliance
		<p><i>(FR.10) Department dated 7.3.2008 has not chosen to mention other purposes like industrial activities and restricted only for drinking purpose alone and it appears that there is a mistake in passing such order, However, taking note of the facts that for maintaining water supply not only for drinking purpose but also for the industrial purposes, we are of the considered view that applying the principle of sustainable development, the industries should not be allowed to run out of water. Therefore, as an interim arrangement, we modify our order dated 31.5.2017 to the effect that the situation which was in existence before our interim order dated 31.02.2017 shall be continued, however, subject to the condition that the 3rd respondent Board shall closely scrutinize whatever water is required for industrial purpose and also subject to the condition that sufficient quantity of water is available for drinking purpose for the people ". And the Hon'ble Apex Court New Delhi, in its order dated 04.02.2019 has permitted to supply water to the Industrial purpose of TTPS by the order that "We, accordingly, direct that within a period of one week from today the Collector responsible for Thoothukudi division shall convene a meeting of all the concerned departments, including the Public Works Department, the Irrigation department and the TWAD Board. The Collector shall ascertain whether any surplus water is available after fully meeting the requirement for drinking water. The Collector shall conduct a fortnightly review of the position thereafter to determine as to whether any further direction or modification is required to meet the exigencies of the situation. If the Collector does find that the data which has been produced is adequate to sustain the conclusion in regard to the availability of surplus water after fully satisfying the need for drinking water, directions may be issued for allocating a suitable quantity of water for industrial purposes. We reiterate that this should be without in any manner compromising the present and anticipated drinking water needs of the residents of the district concerned". As per the reply submitted by EE, TWAD, the District Collector, Thoothukudi has given order in every fortnight to supply the water to the Industries for the drinking purpose and also for the Industrial part considering the availability of surplus water. Hence the allegation of violating the drinking purpose is superseded by the consequent orders of Hon'ble Apex court and the Hon'ble NGT.</i></p>

Condi on No	Compliance Conditions	Status of compliance
		Hence no action was taken by the State Government, against the officials as anyone having an intention to do mistake.
12.	The State Government shall revoke the G.O.(Ms)NO.18, Environment and Forest (FR.10) Department Dated 17.03.2008 wherein had conveyed the approval under General approval category under FCA, 1980 for diversion of 0.055ha in favour of TWAD Board for drinking purpose and shall inform the same with supporting documents to the Regional Office;	The G.O.(Ms)No.18, Environment and Forest (FR.10) Department Dated 17.03.2008 wherein had conveyed the approval under General approval category under FCA, 1980 for diversion of 0.055ha in favour of TWAD Board for drinking purpose may please be revoked as the area of 0.055 Ha is also a part of 0.08 Ha and the proposal for revoking the above said GO will be sent separately.
13.	The layout plan of the proposal shall not be changed without the prior approval of the Central Government;	The User Agency had given an undertaking that Approved layout plan will not be changed without prior approval of the Central Government. The Undertaking of the same is enclosed herewith as Annexure XIV.
14.	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/);	The User agency had uploaded the compliance report on the E-portal (https://Parivesh.nic.in).
15.	The total forest area utilized for the project shall not exceed 0.08ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal;	The User Agency had given an undertaking that the proposed land will not exceed 0.08 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. The Undertaking of the same is enclosed herewith as Annexure XV.
16.	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 had given an undertaking that under no circumstances transfer of land or sublet to any other agencies; department or person will be carried out without prior approval of Govt. of India. The Undertaking of the same is enclosed herewith as Annexure XVI.
17.	User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines and court orders if any, for the time being in force, as applicable to the project;	The User Agency had given an undertaking to ensure compliance to provisions of the all Acts, Rules, Regulation, Court Orders and Guidelines, for the time being in force, as applicable to such project. The Undertaking of the same is enclosed herewith as Annexure XVII.
18.	Any other conditions that the Central Government of DDG (Central) of 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 had given an undertaking to accept the any other conditions imposed by the DDGF (Central), Regional Office, Chennai from time to time for protection, improvement of flora and fauna in the protected area in public interest and the same is enclosed as Annexure XVIII.
19.	In the event of failure to comply with any of the above conditions the User Agency is liable for penal action provision under FCA,1980 and guidelines made thereunder.	The User Agency had given an undertaking that in the event of failure to comply with any of the above conditions the user Agency will be liable for penal action as per the Rules and guidelines issued by Ministry of Environment, Forests and Climate change and the same is enclosed as as Annexure XIX.

Since the conditions stipulated in the Government of India letter 2nd cited have been full filled by the User Agency, I request that Stage - II final approval from the Government of India may be obtained for diversion of 0.08 ha of forest land for 20 MGD Closed circuit Scheme for Water supply scheme for drinking and Industrial purposes in Thoothukudi District for a period of 20 years and communicated early. Copies of references 7th and 8th cited are enclosed for kind reference.
Encl.: As stated above.

Yours faithfully,


28-02/2022
for Principal Chief Conservator of Forests
(Head of Department)


28/2/2022



113-A-1, Ettayapuram Road,
Pole pettai, Phone: 0461-2346600
e-mail: dfothoothukudi@sancharnet.in

TAMILNADU FOREST DEPARTMENT

Condition-5

From
Thiru. L.Nadhan, I.F.S.,
District Forest Officer,
Thoothukudi Division,
Thoothukudi - 628 002.

To
The Conservator of Forests,
Tirunelveli Circle,
Tirunelveli.

C.No. D/7868/2007. Dated: 9.11.2007

Sir.

Sub : Forests - Diversion of Forest land for Non Forest purpose - proposal under Forest Conservation Act 1980 - Tamil Nadu Water supply Board proposed to construction of In tank well along with pumphoom and Footbridge in Reserve land survey No. 600 of Srivaikundam village in Srivaikundam Range of Thoothukudi Division - Proposal submission - regarding.

Ref : District Collector, Thoothukudi reference No. Pa9/6801/2007, dated 30.10.2007.

I submit that the TWAD Board, Thoothukudi has submitted a proposal for diversion of Forest land for Non Forest purpose of construction of In tank., well of 10m dia at the distance of 75m from the river bund along with pump room and construction of Footbridge of length 72.5m from Intank well to the river bund for laying the connecting main of 800mm size G.I. Pipeline over the footbridge for supply of water to Industries like Southern Petro Chemicals Industries Corporation, Thoothukudi, Alkali Chemicals, Thoothukudi Termal Power Project, Dharangathara Chemicals work, SIPCOT, Zirconium Titanic Sponge plant, Heavy water plant and Port trust which had been proposed through District Collector, Thoothukudi.

The proposed construction of Intank well along with pumphoom and Footbridge is located in (Reserve land) survey No. 600 of Srivaikundam Village of Srivaikundam Forest Range of this division. The survey No.600 is as reserve land as declared in District Collector of Tirunelveli in his reference No. 153018/1975, dated 6.1.1975. Hence, the proposal under Forest Conservation Act 1980 Section 2 in the above reference cited had been sent for the diversion of forest land.

The details of forest land required for diversion of Forest area for Non Forest purpose is below.

land
w of
1104
n be
osed
had
t the

Ha

are
only

73/9

1. In tank well	: 95 m ²
2. Footbridge Length 72.5 L x 3 Width	: 217 m ²
3. Control room Length 20m x Breath 12m	: 240 m ²
Total	: 552 m ²

The area was inspected with user agency on 6.11.2007 by me. The land required for diversion is (552 m²) 0.0552 Ha which is below 1 Ha. In view of importance of the project, double the extant of land for that is to be diverted i.e., 0.1104 Ha of degraded reserved Forest in Kuthiraimozhitheri RF of this division can be afforested by Collecting the required fund from the user agency. The area proposed for compensatory afforestation had been marked in the map. The user agency had given an undertaking that they will pay all amounts as demanded. We may collect the lease rent at the prevailing rates.

The details of amounts to be collected from user agency is as below.

1 The land proposed for diversion in 0.0552 Ha	: 6.9 lakhs / Ha
2 The Net present value to be Collected is 0.0552 x 6.9 lakhs	:Rs. 38,088.00
3 Cost of Compensatory Afforestation 0.0552x2=0.1104 Ha (0.1104x37700)	:Rs. 4,162.00
4 Maintenance cost of 5 year @ Rs.7000/- per year x 0.1104 Ha	:Rs. 3,894.00
Total	:Rs. 46,144.00
	or
	Rs. 47,000.00

Hence, the proposal in 5 copies along with check list and certificates are submitted herewith for favour of further necessary action as the land required is only for providing drinking water.

Yours faithfully,
Sd/- L. Nadhan,
District Forest Officer,
Thoothukudi.

Copy to District Collector, Thoothukudi.

Copy to Executive Engineer, TWAD, Urban division, Thoothukudi.

Copy to Ranger, Srivaikundam.

/True copy/by Order/

[Signature]
Superintendent. 12/11/07
12/11/07

[Handwritten mark]

/ By Courier //
Condition - 5

TAMIL NADU FOREST DEPARTMENT

From

Dr.N.Senthil Kumar, I.F.S.,
Conservator of Forests and Field Director,
Kalakadu Mundanthurai Tiger Reserve,
Tirunelveli - 7.

Phone No : 0462 - 2902612

Fax.No. : 0462 - 2904132

e.mail id. : cf.fdkmtr@gmail.com

To

The Principal Chief Conservator of
Forests, (Head of Department),
Chennai - 15.

C.No. D1 / 7928 / 2021, dated 01.02.2022.

Sir,

Sub;-

Forest (Conservation) Act.1980- Tirunelveli Circle / Thoothukudi Forest Division - Proposal for diversion of 0.08 Ha of forest land for 20 MGD closed circuit scheme for Water supply scheme to Thermal Power Project, SIPCOT complex, Heavy water plant and other industries in Thoothukudi for drinking and industrial purposes in favour of Executive engineer-TWAD Thoothukudi- compliance report submission of - Reg.

- Ref:-
- 1) Principal Chief Conservator of Forests, Chennai Ref.No. TS4 / 24793 /2018, dated: 05.09.2020.
 - 2) Govt of India, MoEF & CC, ROSEZ Chennai Lr.F.No.TNB033/2019-CHN/0651 dated 18.08.2020.
 - 3) Principal Chief Conservator of Forests, Chennai Ref.No. TS4 / 24793 /2018, dated: 06.01.2022.
 - 4) District Forest Officer, Thoothukudi Ref.No.D/3522/2018 dated 25.01.2022.

<<<<>>

With reference mentioned, as instructed in Principal Chief Conservator of Forests reference 1st cited, I submit herewith the compliance report received from the District Forest Officer, Thoothukudi Division reference 4th cited along with the undertaking given by the user agency for compliance. All the conditions have been compiled

by the User Agency as well as District Forest Officer, Thoothukudi. I also submit that, the remarks given in the above said report may be accepted.

This is for kind submission.

Encl:- As above.

Yours faithfully
Sd/- N.Senthil Kumar
Conservator of Forests & Field Director,
KMTR, Tirunelveli

Copy to the District Forest Officer Thoothukudi Division, Thoothukudi.

/t.c.b.o/

A. Senthil Kumar
Senior Draughting Officer
11/2/22

Lee
01/02/2022

TAMILNADU FOREST DEPARTMENT

From

Thiru. Abhishek Tomar, I.F.S.,
District Forest Officer,
Thoothukudi Division,
Thoothukudi - 628 002.

To

The Principal Chief Conservator of Forests,
(Head of Department),
No.1, Jeenis Road, Panagal Maligai,
Saidapet,
Chennai - 600015
(Through the Conservator of Forests and
Field Director, Kalakkad Mundanthurai Tiger
Reserve, Tirunelveli)

C.No. D/ 3522/2018, Dated: 25.01.2022.

Sir,

Sub : Forests - Forest (Conservation) Act 1980-Tirunelveli
Circle/Thoothukudi Forest Division - proposal for
diversion of 0.08 Ha of forest land for 20 MGD closed
conduit scheme for Water supply Scheme to Thermal
Power Project, SIPCOT complex and other industries in
Thoothukudi District and for drinking and Industrial
purposes in favour of Executive Engineer, TWAD,
Thoothukudi- Compliance Report - regarding.

- Ref : 1. Principal Chief Conservator of Forests, Chennai
C.N.TS4/24793/2018 dated 05.09.2021.
- 2.Ministry of Environment, Forest & Climate Change,
Chennai F.No.4 - TNB033/2019 - CHN/651 dated
18.08.2021.
3. Executive Engineer, TWAD Board, Maintenance
Division, Thoothukudi. Lr.No. 241221/F.20 MGD
WSS/EE/TWAD/DO/2021/Dt.24.12.2021.

<<<>>>

With reference to the above subject I submit that
Executive Engineer, TWAD, Thoothukudi had applied for Forest clearance
under Forest (Conservation) Act 1980 for diversion of 0.08 Ha of forest land for
20 MGD closed conduit scheme for Water supply Scheme to Thermal Power
Project, SIPCOT complex and other industries in Thoothukudi District for

drinking and Industrial purposes in parivesh portal and the stage - I approval for the same have been accorded vide reference 2nd cited.

In this regard, I submit the compliance report is submitted as follows:-

S.No	Compliance Conditions	Remarks
1.	Legal status of the diverted forest land shall remain unchanged	The status of land will be continued in Forest Land under section 16 of Tamilnadu Forest Act 1882
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 had completed the demarcation and the photos of demarcation works enclosed as Annexure - II.
3.	The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department as proposed over 0.16ha of degraded forests in Compt. No 48,49, Srivaikundam Range, Vallanadu RF at the cost of the user Agency.	The User Agency had paid the Compensatory Afforestation (CA) amount of Rs.1,88,505/-for carrying out plantation in 0.16ha of degraded Forests in Compt. No.48,49, Srivaikundam Range, Vallanadu RF. The amount of Rs.1,88,505 was remitted to the CAMPA Account vide the Payment UTR No.BKIDN21341941309 Dated.07.12.2021 and enclosed as Annexure IV and the undertaking for the same is enclosed as Annexure- V.
4.	Identified CA land and approved CA scheme shall not be changed without the prior approval of the central Government.	The User Agency had furnished an undertaking that it will not change the Identified CA land without the prior approval of the Central Government. And the undertaking for the same is enclosed as Annexure- VI.
5.	The State Government shall charge the Net Present Value NPV and Penal NPV as below, from 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; a)NPV for an area over 0.05 ha of forest area for which Government of	The NPV for 0.16 ha forest area to be diverted under this proposal from the user agency as per the orders of the Hon'ble Supreme Court of India dated 30.10.2002. 01/08/2003, 28/03.2008, 24/04/2008 and 09/05/2008 in IA No.566 in WP© No.202/1995 and as per the guidelines issued by the Ministry

	Tamilnadu accorded permission under FCA, 1980 the State Government vide G.O.(Ms)No.18 Environment and Forests(FR.10) Department Dated 17.03.2008, if not realized earlier;	vide letters No.5-1/1998-FC (Pt-II) dated 18/09/2003, as well as letter No.5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009, in this regard is Calculated and amount for the same have been paid by the User Agency and the challan for the same is enclosed herewith.												
	b. State Government shall realize NPV for an area of 0.025ha (the additional area being utilized by the UA) and to collect simple interest from the date of utilizing of the said area till the date of deposition from the User Agency;	<p>The User agency had been charged with the penalty for the excess area used and the details are as follows :-</p> <table border="1" data-bbox="1043 730 1522 1182"> <thead> <tr> <th colspan="2">Penalty Amount already paid for Excess area utilized by the User Agency</th> </tr> </thead> <tbody> <tr> <td>N.P.V of violation area 0.025 Ha x 6.99=17,475x 5 times</td> <td>87,375/-</td> </tr> <tr> <td>12 % interest (87,375x12%)</td> <td>10,485/-</td> </tr> <tr> <td>For the period July 2008 to December 2008 (10,485/2 = 5,243+87,375)</td> <td>92,618/-</td> </tr> <tr> <td>From 2009 to 2018 (10,485x10)</td> <td>1,04,850/-</td> </tr> <tr> <td>(Already paid vide Corporation Bank Challan dated 06.12.2018)</td> <td>1,97,468/-</td> </tr> </tbody> </table> <p>The challan is attached herewith.</p>	Penalty Amount already paid for Excess area utilized by the User Agency		N.P.V of violation area 0.025 Ha x 6.99=17,475x 5 times	87,375/-	12 % interest (87,375x12%)	10,485/-	For the period July 2008 to December 2008 (10,485/2 = 5,243+87,375)	92,618/-	From 2009 to 2018 (10,485x10)	1,04,850/-	(Already paid vide Corporation Bank Challan dated 06.12.2018)	1,97,468/-
Penalty Amount already paid for Excess area utilized by the User Agency														
N.P.V of violation area 0.025 Ha x 6.99=17,475x 5 times	87,375/-													
12 % interest (87,375x12%)	10,485/-													
For the period July 2008 to December 2008 (10,485/2 = 5,243+87,375)	92,618/-													
From 2009 to 2018 (10,485x10)	1,04,850/-													
(Already paid vide Corporation Bank Challan dated 06.12.2018)	1,97,468/-													
	c. The State Government shall realize maximum penalty of 5 times the NPV for the entire area of 0.08ha plus 12 percent simple interest till the deposit made as per the provisions made in hand book 1.21(ii) (a)(b) towards (Penal NPV);	The maximum penalty have been realized from the user agency as per the provisions made in hand book 1.21(ii) (a)(b) towards (Penal NPV) and the challan is attached herewith.												
6.	Additional amount of the NPV of the diverted forest land, if any becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be changed by State Government from the user agency. The User Agency shall furnish an undertaking to this effect.	The User Agency had furnished an undertaking to pay any additional Net Present Value of the total forest land to be diverted under this proposal if any changed by the State Government as per the final order of the Honorable Supreme Court of India on receipt of the report from the Expert Committee, or changed by State Government. The Undertaking of the same is enclosed herewith.												
7.	The funds received from the User	The user agency had furnished												

	Agency towards Compensatory Afforestation, Net Present Value and any money received in compliance of the conditions stipulated by the Central Government under this project shall compulsorily be deposited in to the "State Compensatory Afforestation Fund of Tamil Nadu State" by generating challan form the parivesh web portal;	an undertaking to pay all funds only through the Parivesh Portal (https://Parivesh.nic.in). The undertaking of the same is enclosed as Annexure - X.
8.	Clearance under FCA, 1980 is limited to diverting of forest area over 0.08ha for non-forestry purpose and water supply/ allocation for drinking & industrial usage shall be regulated as per the Hon'ble Supreme Court of India directions and fortnightly reports of District Collector Thoothukudi in the matter to be sent to Regional Office also for records without fail;	The fortnightly reports of District Collector Thoothukudi in allocation for drinking & industrial usage have been regulated as per the Hon'ble Supreme Court of India directions and will be sent to Regional Office also for records without fail.
9.	The State Government shall issue advisory to TWAD Board directing not to involve in violation of FCA, 1980 in any manner. Copy of such advisory shall be submitted to the Regional Office, Chennai along with the compliance report;	Additional Chief secretary to Government of Tamilnadu directed the Tamilnadu Water Supply and Drainage Board that, "not to commit any violation of forest Act, 1980 in future and in case any such violations are brought to the notice of the Government, it will be viewed seriously by the Government". Vide the Lr.No.20575/ FR.10/ 2018-23/ Dt.04.09.2020 is enclosed as Annexure - XIII.
10	Detailed report on Calculation of NPV & Penal NPV to be collected from the User Agency shall be provided along with the compliance report;	Calculation Details of NPV and Penal NPV Collected from TWAD Board, vide District Forest Officer Lr.No.D/ 3522 / 2018 Dt.04.12.2018 and Lr.No.D/ 3522 / 2018 Dt.17.11.2021 is enclosed as Annexure - VII and Annexure - III.
11.	The State Government shall initiate disciplinary action as per the provisions made in hand book 1.21(ii) © (d) against the officials belonging to the User Agency and the forest department for not being	An area of 0.055 Ha of forest land in S.No.600 of Srivaikundam Reserved Land was leased out to TWAD Board, Urban division, Thoothukudi vide G.O.Ms.No 18, Environment & Forest Dept. (FR 10) Dated 07.03.2008. One Mr.S.Joel filed a case in NGT, South

able to prevent use of forest lands for non-forestry purposes without the approval of Government of India;

Zone that on violating the above said G.O, the user agency has supplied the water for industries purpose. The Honorable NGT southern Zone, Chennai ordered dated 07.07.2017 set aside the violations stating that *"The Government of Tamil Nadu while passing G.O.Ms.No.18 Environment & Forest (FR.10) Department dated 7.3.2008 has not chosen to mention other purposes like industrial activities and restricted only for drinking purpose alone and it appears that there is a mistake in passing such order, However, taking note of the fact that for maintaining water supply not only for drinking proposal but also for the industrial purposes, we are of the considered view that applying the principle of sustainable development, the industries should not be allowed to run out of water. Therefore, as and interim arrangement, we modify our order dated 31.5.2017 to the effect that the situation which was in existence before our interim order dated 31.02.2017 shall be continued, however, subject to the condition that the 3rd respondent Board shall closely scrutinize whatever water is required for industrial purpose and also subject to the condition that sufficient quantity of water is available for drinking purpose for the people"*. And the Hon'ble Apex Court New Delhi, in its order dated 04.02.2019 has permitted to supply water to the Industrial purpose of TTPS by the order that *"We, accordingly, direct that within a period of one week from today the Collector responsible for Thoothukudi division shall convene a meeting of all the concerned departments, including the Public Works Department, the Irrigation department and the TWAD Board. The Collector shall ascertain whether any surplus water is available after fully meeting the requirement for drinking water. The Collector shall conduct a fortnightly review of the position thereafter to determine as to whether any further direction or modification is required to meet the exigencies of the situation. If the Collector does find that the data which has been produced is adequate to sustain the conclusion in regard to the availability of surplus water after fully satisfying the need for drinking water, directions may be issued for allocating a suitable*

		<p><i>quantity of water for industrial purposes. We reiterate that this should be without in any manner compromising the present and anticipated drinking water needs of the residents of the district concerned</i>". As per the reply submitted by EE, TWAD, the District Collector Thoothukudi has given order in every fortnight to supply the water to the Industries for the drinking purpose and also for the Industrial part considering the availability of surplus water. Hence the allegation of violating the drinking purpose is superseded by the consequent orders of Hon'ble Apex court and the Hon'ble NGT.</p> <p>Hence no action was taken by the State Government, against the officials as anyone having an intention to do mistake.</p>
12.	<p>The State Government shall revoke the G.O.(Ms)NO.18, Environment and Forest (FR.10) Department Dated 17.03.2008 wherein had conveyed the approval under General approval category under FCA, 1980 for diversion of 0.055ha in favour of TWAD Board for drinking purpose and shall inform the same with supporting documents to the Regional Office;</p>	<p>The G.O.(Ms)NO.18, Environment and Forest (FR.10) Department Dated 17.03.2008 wherein had conveyed the approval under General approval category under FCA, 1980 for diversion of 0.055ha in favour of TWAD Board for drinking purpose may please be revoked as the area of 0.055 Ha is also a part of 0.08 Ha and the proposal with the supporting documents for the same is attached herewith.</p>
13.	<p>The layout plan of the proposal shall not be changed without the prior approval of the Central Government;</p>	<p>The User Agency had given an undertaking that Approved layout plan will not be changed without prior approval of the Central Government. The Undertaking of the same is enclosed herewith.</p>
14.	<p>The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/);</p>	<p>The User agency had uploaded the compliance report on the E-portal (https://Parivesh.nic.in).</p>
15.	<p>The total forest area utilized for the project shall not exceed 0.08ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal;</p>	<p>The User Agency had given an undertaking that the proposed land will not exceed 0.08 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. The Undertaking of the same is</p>

		enclosed herewith.
16.	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 had given an undertaking that under no circumstances transfer of land or sublet to any other agencies; department or person will be carried out without prior approval of Govt. of India. The Undertaking of the same is enclosed herewith.
17.	User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines and court orders if any, for the time being in force, as applicable to the project;	The User Agency had given an undertaking to ensure compliance to provisions of the all Acts, Rules, Regulation, Court Orders and Guidelines, for the time being in force, as applicable to such project. The Undertaking of the same is enclosed herewith.
18.	Any other conditions that the Central Government or DDG(Central) of 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 had given an undertaking to accept the any other conditions imposed by the DDGF (Central), Regional Office, Chennai from time to time for protection, improvement of flora and fauna in the protected area in public interest.
19.	In the event of failure to comply with any of the above conditions the User Agency is liable for penal action provision under FCA,1980 and guidelines made thereunder.	The User Agency had given an undertaking that in the event of failure to comply with any of the above conditions the user Agency will be liable for penal action as per the Rules and guidelines issued by MoEF&CC, in this regard.

This is for Favour of your kind information.

Encl: As above

yours faithfully
Sd/-Abhishek Tomar,
District Forest Officer,
Thoothukudi.

Copy submitted to the Conservator of Forests and Field Director, Kalakkad
Mundanthurai Tiger Reserve, Tirunelveli


\t.c.b.o\

Superintendent




[Handwritten Signature]
27.11.22
[Handwritten Signature]
27/11/22

Funds to be deposited in Govt. Exchequer



Help

Click on  **Generate Challan** to generate challan.



-  **Paid** : This icon shows that the payment has been deposited.
-  **To be Paid** : This icon shows that the payment of this yet to be made.
-  **Challan Generated** : This icon shows that the challan has been generated.

Proposals received on or after 15th July 2014 All Proposals received upto 14th July 2014

Sno.	Proposal No.	Application No	Application No (New)	Proposal Name	Category	Area (ha.)	User Agency Name	Date of IN-PRINCIPLE	Demand Verified Date	Action	Status
1	FP/TN/IND/34099/2018	IND340992018042	6734099042	TWAD 20 MGD CLOSED CONDUIT SCHEME	Industry	0.08	TWAD BOARD	18-8-2020	03-12-2021		



SWACHH BHARAT ([HTTPS://SWACHHBHARAT.MYGOV.IN/](https://swachhbharat.mygov.in/))

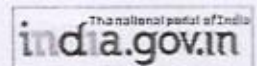


Power to Empower

([WWW.DIGITALINDIA.GOV.IN](http://www.digitalindia.gov.in))



([HTTPS://DATA.GOV.IN/](https://data.gov.in/))



([HTTPS://INDIA.GOV.IN/](https://india.gov.in/))

Open Government Data (OGD) Platform India



MY GOV ([HTTPS://WWW.MYGOV.IN/](https://www.mygov.in/))

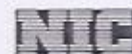


MeitY

([HTTP://MEITY.GOV.IN/](http://meity.gov.in/))



([HTTP://WWW.PMINDIA.GOV.IN/EN/](http://www.pmindia.gov.in/en/))



([HTTP://WWW.NIC.IN/](http://www.nic.in/))


© Content Owned, Updated and Maintained by Ministry of Environment, Forest and Climate Change, Government of India

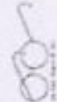


Terms & Conditions ([TermsandConditions.aspx](#)) | Privacy Policy ([Privacypolicy.aspx](#)) | Copyright Policy ([CopyrightPolicy.aspx](#)) | Hyperlinking Policy ([HyperlinkingPolicy.aspx](#)) | Accessibility Statement ([Accessibilitystatement.aspx](#)) | Disclaimer ([Disclaimer.aspx](#)) | Contact Us ([contact.aspx](#))

For any Technical support, Please Contact EFCCID, NIC, New Delhi, [monitoring-fc\(at\)nic\(dot\)in](mailto:monitoring-fc(at)nic(dot)in)

Online payment history made by User Agency under CAMPA

Help

Sno.	Proposal Detail	Application_No	Application No (New)	Date of IN- PRINCIPLE Paid (In Rs.)	Amount to be Paid/Amount Payment Status	Payment Detail	Demand Letter
1	FP/TT/IND/34099/2018 (./Newreport.aspx?pid=FP/TT/IND/34099/2018) TWAD 20 MGD CLOSED CONDUIT SCHEME	IND3409920180426734099042	18 Aug 2020	CA: 170673/-, Addl CA 0/- PCA: 0/-, CAT: 0/- Safety Addl PA 0/- Zone: 0/-, Other NPV: 17832/-, Charges 0/- Other Charges1 0/- Other Charges2 0/- Other Charges3 0/- Total: 188505/-	<p> Paid</p> <p>Fund Demand Verified by : 03 Dec 2021 Nodal Officer : On Bank Name : Union Bank Of India Mode of Payment : NETT/RTGS (Challan) Challan Generated : 06 Dec 2021 On Transaction Date : 07 Dec 2021</p>	<p>Demand Letter (./writeaddata/Fundpdf/221120211715192656_FPTNIND340992018_User_Fund_Demanded_80217.pc Generated Challan (./UserAccount/Netf_Challan.aspx?pid=IND340992018042)</p>	

[\(HTTP://WWW.PMINDIA.GOV.IN/EN/\)](https://www.pmindia.gov.in/en/)
[\(HTTP://WWW.NIC.IN/\)](https://www.nic.in/)
[MY GOV \(HTTPS://WWW.MYGOV.IN/\)](https://www.mygov.in/)
[\(HTTPS://INDIA.GOV.IN/\)](https://www.india.gov.in/)
[\(WWW.DIGITALINDIA.GOV.IN\)](https://www.digitalindia.gov.in/)
[\(HTTPS://DATA.GOV.IN/\)](https://data.gov.in/)

MoEF&CC (Forest) Compliance Report

F.No.4-TNB033 / 2019 – CHN / 651 /Dt.18.08.2020

Sl.No	MOEF & CC Compliance	Status of Compliance
1	Legal status of the diverted forest land shall remain unchanged.	Accepted and undertaking enclosed as Annexure –I.
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 user agency.	Demarcation works were completed by TWAD Board in Presence of Forest Departmental Officials. Photos of demarcation works enclosed as Annexure – II.
3	The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department as proposed over 0.16ha of degraded forests in Compt. No 48,49, Srivaikundam Range, Vallanadu RF at the cost of the user Agency.	Tamilnadu Water Supply And Drainage Board paid the Compensatory Afforestation (CA) for 0.16ha of degraded Forests in Compt. No.48,49, Srivaikundam Range, Vallanadu RF as per the Demand notice No. D/3522/2018/Dt.17.11.2021 from DFO, Thoothukudi enclosed as Annexure –III for Rs.1,88,505. The amount of Rs.1,88,505 was remitted to the CAMPA Account vide the Payment UTR No.BKIDN21341941309 Dated.07.12.2021 and enclosed as Annexure IV and Necessary undertaking is enclosed as Annexure- V.
4	Identified CA land shall not be changed without the prior approval of the Central Government.	Tamilnadu Water Supply And Drainage Board furnishes an undertaking to not to change the Identified CA land without the prior approval of the Central Government. Undertaking is enclosed as Annexure- VI.

MoEF&CC (Forest) Compliance Report

F.No.4-TNB033 / 2019 – CHN / 651 /Dt.18.08.2020

Sl.No	MOEF & CC Compliance	Status of Compliance
5	<p>The State Government shall charge the Net Present Value NPV and Penal NPV as below, from 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;</p> <p>a)NPV for an area over 0.05 ha of forest area for which Government of Tamilnadu accorded permission under FCA, 1980 the State Government vide G.O.(Ms)No.18 Environment and Forests(FR.10) Department Dated - 17.03.2008, if not realized earlier;</p> <p>b. State Government shall realize NPV for an area of 0.025ha (the additional area being utilized by the UA) and to collect simple interest from the date of utilizing of the said area till the date of deposition from the User Agency;</p> <p>c. The State Government shall realize maximum penalty of 5 times the NPV for the entire area of 0.08ha plus 12 percent simple interest till the deposit made as per the provisions made in hand book 1.21(ii) (a)(b) towards (Penal NPV);</p>	<p>Tamilnadu Water Supply And Drainage Board remitted the Net Present Value(NPV).</p> <p>Net Present Value with Simple interest is remitted as per the demand received from District Forest Office, Thoothukudi, Lr.No.C.No.D/3522/2018/Dt.04.12.2018. and Dated 17.11.2021 enclosed as Annexure- VII and Annexure –III. Vide the Paid challan enclosed as Annexure – VIII and Annexure – IV.</p> <p>Maximum Penalty of 5 times of the NPV is received as a demand Notice from, District Forest Office, Thoothukudi enclosed as Annexure –VII and remitted by Tamilnadu Water Supply And Drainage Board vide the Annexure – VIII.</p>

MoEF&CC (Forest) Compliance Report
F.No.4-TNB033 / 2019 – CHN / 651 /Dt.18.08.2020

Sl.No	MOEF & CC Compliance	Status of Compliance
6	Additional amount of 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. User Agency shall furnish an undertaking to this effect;	Tamilnadu Water Supply And Drainage Board Board furnishes an undertaking to pay any additional amount of Net present value (NPV)of the total 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 TWAD Board. Undertaking is enclosed as Annexure –IX.
7	The funds received from the User Agency towards Compensatory Afforestation, Net Present Value and any money received in compliance of the conditions stipulated by the Central Government under this project shall compulsorily be deposited in to the "State Compensatory Afforestation Fund of Tamil Nadu State" by generating challan form the parivesh web portal;	Tamilnadu Water Supply And Drainage Board furnishes an undertaking to pay all funds only through the Parivesh Portal (https://Parivesh.nic.in). undertaking is enclosed as Annexure – X.
8	Clearance under FCA, 1980 is limited to diverting of forest area over 0.08ha for non-forestry purpose and water supply/ allocation for drinking & industrial usage shall be regulated as per the Hon'ble Supreme Court of India directions and fortnightly reports of District Collector Thoothukudi in the matter to be sent to Regional Office also for records without fail;	The Fortnightly reports of District Collector, Thoothukudi as per the Hon'ble Supreme Court of India directions will be mailed to Regional office MoEF& CC, Chennai. The recent fortnight report is enclosed annexure – XI. Undertaking is enclosed as annexure – XII.

MoEF&CC (Forest) Compliance Report

F.No.4-TNB033 / 2019 – CHN / 651 /Dt.18.08.2020

Sl.No	MOEF & CC Compliance	Status of Compliance
9	The State Government shall issue advisory to TWAD Board directing not to involve in violation of FCA, 1980 in any manner. Copy of such advisory shall be submitted to the Regional Office, Chennai along with the compliance report;	Additional Chief secretary to Government of Tamilnadu directed the Tamilnadu Water Supply and Drainage Board that, "not to commit any violation of forest Act, 1980 in future and in case any such violations are brought to the notice of the Government, it will be viewed seriously by the Government". Vide the Lr.No.20575/ FR.10/ 2018-23/ Dt.04.09.2020 is enclosed as Annexure – XIII.
10	Detailed report on Calculation of NPV & Penal NPV to be collected from the User Agency shall be provided along with the compliance report;	Calculation Details of NPV and Penal NPV Collected from TWAD Board, vide District Forest Officer Lr.No.D/ 3522 / 2018 Dt.04.12.2018 and Lr.No.D/ 3522 / 2018 Dt.17.11.2021 is enclosed.- as is Annexure – VII and Annexure – III.
11	The State Government shall initiate disciplinary action as per the provisions made in hand book 1.21(ii) © (d) against the officials belonging to the User Agency and the forest department for not being able to prevent use of forest lands for non-forestry purposes without the approval of Government of India;	The State Government realised the maximum penalty of 5 times the NPV for the entire area plus 12 percent simple interest as per the provisions made in hand book 1.21(ii) for Rs.1,97,468 as per the demand notice received from the DFO,Thoothukudi is enclosed as Annexure- VII and the penalty remitted to CAMPA Account challan is enclosed as Annexure –VIII.

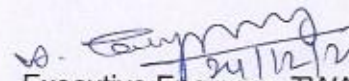
MoEF&CC (Forest) Compliance Report
F.No.4-TNB033 / 2019 – CHN / 651 /Dt.18.08.2020

Sl.No	MOEF & CC Compliance	Status of Compliance
12	The State Government shall revoke the G.O.(Ms)NO.18, Environment and Forest (FR.10) Department Dated 17.03.2008 wherein had conveyed the approval under General approval category under FCA, 1980 for diversion of 0.055ha in favour of TWAD Board for drinking purpose and shall inform the same with supporting documents to the Regional Office;	Tamilnadu Water Supply and Drainage Board will take necessary steps to revoke the G.O.(Ms)NO.18, Environment and Forest (FR.10) Department Dated 17.03.2008 and will inform the same with supporting documents to the regional office.
13	The layout plan of the proposal shall not be changed without the prior approval of the Central Government;	Tamilnadu Water Supply and Drainage Board furnishes an undertaking that approved layout plan will not be change with prior approval of the Central Government. Undertaking enclosed as Annexure – XIV
14	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/);	Tamilnadu Water Supply and Drainage Board agreed to upload the compliance report on the E-portal (https://Parivesh.nic.in) with the help guidance of District Forest Office, Tuticorin.
15	The total forest area utilized for the project shall not exceed 0.08ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal;	Tamilnadu Water Supply and Drainage Board furnishes an undertaking forest areas used in the project shall not exceed 0.08ha and the forest area diverted shall not be used for any purpose other than those shown in the proposal. Undertaking enclosed as XV.

MoEF&CC (Forest) Compliance Report
F.No.4-TNB033 / 2019 – CHN / 651 /Dt.18.08.2020

Sl.No	MOEF & CC Compliance	Status of Compliance
16	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.	Tamilnadu Water Supply and Drainage Board furnishes an 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 of India. Undertaking enclosed as Annexure XVI
17	User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines and court orders if any, for the time being in force, as applicable to the project;	Tamilnadu Water Supply and Drainage Board furnishes an undertaking to comply the all Acts, Rules, Regulations and Guidelines and court orders if any, for the time being in force, as applicable to the project. Undertaking enclosed as Annexure XVII
18	Any other conditions that the Central Government o DDG(Central) of 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;	Tamilnadu Water Supply and Drainage Board furnishes an undertaking that, any other conditions that the Central Government o DDG(Central) of 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 Tamilnadu Water Supply and Drainage Board. Undertaking enclosed as Annexure XVIII
19	In the event of failure to comply with any of the above conditions the User Agency is liable for penal action provision under	Tamilnadu Water Supply and Drainage Board furnishes an undertaking that, in the event of failure to comply with any of the

	FCA,1980 and guidelines made thereunder.	above conditions the User Agency is liable for penal action provision under FCA,1980 and guidelines made thereunder.Undertaking enclosed as Annexure XIX.
--	--	---

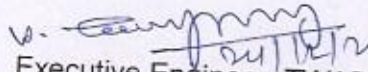

Executive Engineer, TWAD Board
Maintenance division, Thoothukudi.

In Continuation to the above, we are here by submitting the Compliance report in accordance with the Government of India instructions issued vide F.No.4 / TNB 033 /2019 / CHN / 651 Dt.18.08.2020 i.e; publication entire Stage -I forest clearance for subject to utilise Tamilnadu Water Supply and Drainage Board for drinking as well as Industrial Purpose in two leading newspapers and same is compiled on 30.07.2021 publishing in two newspaper(Tamil & English) and of news clippings are being enclosed for your kind reference please. Further, we are herewith submitting the undertaking for payment if any pending, on the decision on finalisation of cost is pending with Ministry of Environment & Climate Change, Government of India, New Delhi.

Thanking You,

Encl: As above

Yours Faithfully,


Executive Engineer, TWAD Board
Maintenance division, Thoothukudi.