

ಕರ್ನಾಟಕ ಸರ್ಕಾರ



ಗ್ರಾಮೀಣ ಕುಡಿಯುವ ನೀರು ಮತ್ತು ನೈರ್ಮಲ್ಯ  
ಉಪವಿಭಾಗ, ಬಂಟ್ವಾಳ

ಬಂಟ್ವಾಳ ತಾಲೂಕು -574 211

ದೂರವಾಣಿ ಸಂಖ್ಯೆ 08255-234114

ಇ-ಮೇಲ್: aerdwsd.bunt@gmail.com

ಸಂಖ್ಯೆ :ಸಕಾಇ/ಗ್ರಾಕುನೀ&ನೈ/ಉವಿ/ಬಂ/ಕಲ್ಮಲೆ-ಅರಣ್ಯ/2023-24 / 303

ದಿನಾಂಕ: 25.08.2023

ರಿಗೆ,

ಉಪ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ,  
ಮಂಗಳೂರು ವಿಭಾಗ, P.W.D ಕಟ್ಟಡ,  
ನೆಹರೂ ಮೈದಾನದ ಬಳಿ,  
ಮಂಗಳೂರು 575001

ಮಾನ್ಯರೇ,

ವಿಷಯ : ಬಂಟ್ವಾಳ ತಾಲೂಕು ವೀರಕಂಭ ಗ್ರಾಮದ ಕಲ್ಮಲೆ ಅರಣ್ಯದಲ್ಲಿ ಸಾರ್ವಜನಿಕ ಕುಡಿಯುವ ನೀರಿನ  
ಪೈಪ್‌ಲೈನ್ ಅಳವಡಿಸಲು ಅರಣ್ಯ ಇಲಾಖಾ ಅನುಮತಿಯ ಕುರಿತು.

ಉಲ್ಲೇಖ: ಸರ್ಕಾರದ ಆದೇಶ ಸಂ: FEE 09 FLL 2018 Dated : 12-02-2018.

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ಈ ಮೇಲ್ಕಂಡ ವಿಷಯ ಹಾಗೂ ಉಲ್ಲೇಖಕ್ಕೆ ಸಂಬಂಧಿಸಿದಂತೆ, ಬಂಟ್ವಾಳ ತಾಲೂಕು  
ವೀರಕಂಭ ಗ್ರಾಮದ ಕಲ್ಮಲೆ ರಕ್ಷಿತಾರಣ್ಯದಲ್ಲಿ 0.01255 ಹೆಕ್ಟರ್ ಭೂಮಿಯಲ್ಲಿ ಕುಡಿಯುವ ನೀರಿನ ಪೈಪ್‌ಲೈನ್ ಅಳವಡಿಸಲು  
ಉಲ್ಲೇಖಿತ ಸರ್ಕಾರದ ಆದೇಶದಲ್ಲಿ Stage-1 ರ ಅನುಮೋದನೆಯಾಗಿರುತ್ತದೆ. ಸದ್ರಿ ಆದೇಶದಲ್ಲಿರುವ ನಿಬಂಧನೆಗಳಿಗೆ  
Compliance Report ನ್ನು 5 ಪ್ರತಿಗಳಲ್ಲಿ ತಯಾರಿಸಿ ಮುಂದಿನ ಕ್ರಮಕ್ಕಾಗಿ ಸಲ್ಲಿಸಿದೆ.

Sl. No	Conditions Stipulated In stage-1 Approval Dated 12-02-2018	Compliance
1.	No work should be commenced by the User Agency on the proposed forest land unless the compliance of the stage-I conditions and Stage-II approval is accorded.	Agreed. Undertaking enclosed for this condition
2.	The legal status of forest land shall remain unchanged i.e. shall remain Reserved/Protected/ Village/ Unclassed/ Other types of Forests/ forest as the case may be.	Agreed. The legal status of the land will remain as forest land.
3.	The lessee shall pay lease rent as fixed by the Government from time to time.	Agreed. Undertaking enclosed for this condition
4.	The lease tenure is for a period of 20( Twenty) Years.	Agreed. Undertaking enclosed for this condition
5.	The leased out area shall be used for the purpose for which it is granted. In case the land is not used for the stipulated purpose within one year or when it is no longer needed for the stipulated purpose, the area shall be forfeited resumed back.	Land will be used for laying drinking water supply pipeline as granted. Undertaking enclosed for this condition
6.	In case of any violations of stipulations/agreed conditions reported during the lease period, the lease shall be liable for forfeiture under Section 82 of Karnataka Forest Act, 1963. The concerned Chief Conservator of Forests is authorised to take necessary action in this regard.	Agreed. Undertaking enclosed for this condition
7.	No residential buildings shall be permitted in the proposed forest area.	Agreed. Undertaking enclosed for this condition.

ಪತ್ರ ಸ್ವೀಕರಿಸಲಾಗಿದೆ

25/08/23

ಉಪ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ ಕಛೇರಿ  
ಮಂಗಳೂರು ವಿಭಾಗ, ಪ.ವ.ದ. ಕಟ್ಟಡ

8.	The Karnataka Forest Act, 1963 and Rules, 1969 and other relevant Acts & Rules will be applicable for any violation.	Agreed.
9.	The user agency has to pay the Net present Value (NPV) of forest land diverted under this proposal as per orders dated 28-03-2008 and 9-5-2008 of the Hon' ble Supreme Court of India.	Total amount of Rs.20,027.00 paid towards NPV as mentioned in the letter of Deputy conservator of Forests Mangalore dated 23.6.2021 & 14.03.2023.
10.	The compensatory Afforestation shall be taken at an extent of 1 acre in the degraded forest area identified by the Chief Conservator of Forests in puttur Taluk, Kolnad village, Kalanje Male Reserve Forest at the cost of the User Agency.	Total amount of Rs.7,43,580.00 is paid towards compensatory Afforestation as mentioned in the letter of Deputy conservator of Forests Mangalore dated 23.6.2021 & 14.03.2023.
11.	The user agency shall ensure that there should be no damage to the available fauna and other flora. Any damage to forest area due to such works shall be compensated by the user agency. The extent of damage shall be assessed by the concerned Deputy Conservator of Forests.	Agreed. Undertaking enclosed for this condition
12.	Production of requisite Certificate issued by the Deputy Commissioner, Chitradurga & Davangere Districts as per the guidelines issued by the Ministry of Environment and Forests, New Delhi vide letter No. F.NO.11-9/98-FC (Pt), dated:03/08/2009 05/07/2013 in Form-1 for compliance under Recognition of Forests Rights(ROFR) Act,2006.	FRA certificate issued by Deputy Commissioner Dakshina Kannada District Mangalore dated 18-06-2020. The certificate is enclosed.
13.	Demarcation of the proposed forest area shall be carried out appropriately at the cost of user agency.	Demarcation of diverted forest land is done using RCC poles. Photographs are enclosed separately.
14.	No labour camp shall be established on the forest land.	Agreed. Undertaking enclosed for this condition
15.	No curshing/braking of stones shall be allowed inside forest area.	Agreed. Undertaking enclosed for this condition
16.	All waste/ debris generated shall be scientifically disposed of outside the forest area.	Agreed. Undertaking enclosed for this condition
17.	The Lessee shall not sub lease, mortgage or hypothecate the forest area.	Agreed. Undertaking enclosed for this condition
18.	No work shall be allowed after sunset.	Agreed. Undertaking enclosed for this condition

**Additional Conditions**

Sl. No	Additional Conditions Stipulated In stage-1 Approval Dated 12-02-2018	Compliance
1	The forest land to be diverted for above mentioned specified activities should be less than one hectare in each case.	Agreed.

2	The clearance of such developmental projects shall be subject to the condition that the same is need based.	Agreed.
3	The nodal Officer (Forest Conservation) shall submit monthly report to the concerned regional office by 5th of every month regularly regarding approval of such cases. In the event of failure, the exercise of power by the State/UT Government to grant such permission may be suspended by the Central Government for a specified period of time or till the information is submitted.	Agreed.
4	The user agency shall plant and maintain two times the number of trees felled on the diverted land to maintain the green cover at the project cost. Planting site for the purpose will be identified by the State Forest Department (Preferably within or in the surrounding area of the project). Only indigenous forest tree species shall be used for such plantations. Trees, if planted on the diverted area, will not be felled without the permission of the State Forest Department. Trees planted in surrounding area, will belong to State Department.	Agreed.
5	The user agency shall be responsible for any loss to the flora/fauna in the surrounding and therefore shall take all possible measures to conserve the same.	Agreed. Undertaking enclosed for this condition
6	The user agency shall pay the Net Present Value of the diverted forest land at the rates stipulated by the Ministry of Environment and Forests from time to time.	Agreed. Undertaking enclosed for this condition
7	The permission granted by the State Government shall be subject to the monitoring by the concerned Regional Office of the Ministry of Environment and Forests.	Agreed.
8	The forest land shall not be used for any purpose other than that specified in the proposal. Any change in the land use without prior permission of the Central Government shall amount to the violation of Forest (Conservation) Act, 1980 Request of such changes shall be made to the Regional Office by the Nodal Officer (Forest Conservation) of the state/UT.	Agreed.
9	Entire process for settlement of rights in accordance with the provisions of the Scheduled Tribes and other Traditional Forest Dwellers (Recognition of Forests Rights) Act, 2006 shall be completed before grant of approval for division of such forest land.	Agreed.
10	Project shall not affect recognized rights of the primitive tribal communities and pre-agricultural communities.	Agreed. Undertaking enclosed for this condition
11	The user agency shall abide by all the conditions imposed upon by the government of India, the Government of Karnataka and the Principle Chief Conservator of Forests (Head of Forest Force).	Agreed. Undertaking enclosed for this condition

12	The state Forest Department /State Government or the concerned Regional Office may impose from time to time any other condition in the interest of conservation, protection and/or development of forests.	Agreed. Undertaking enclosed for this condition
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ತಮ್ಮ ವಿಶ್ವಾಸಿ,

ಸಹಿ/-

ಸಹಾಯಕ ಕಾರ್ಯಪಾಲಕ ಇಂಜಿನಿಯರ್  
ಗ್ರಾ.ಕು.ನೀ.&ನೈರ್ಮಲ್ಯ ಉಪವಿಭಾಗ  
ಬಂಟ್ವಾಳ

ಪ್ರತಿಯನ್ನು: ಕಾರ್ಯನಿರ್ವಾಹಕ ಇಂಜಿನಿಯರ್ ಗ್ರಾಮೀಣ ಕುಡಿಯುವ ನೀರು ಮತ್ತು ನೈರ್ಮಲ್ಯ ಇಲಾಖೆ ಮಂಗಳೂರು ಇವರಿಗೆ ಮಾಹಿತಿಗಾಗಿ.

ಸಹಾಯಕ ಕಾರ್ಯಪಾಲಕ ಇಂಜಿನಿಯರ್  
ಗ್ರಾ.ಕು.ನೀ.&ನೈರ್ಮಲ್ಯ ಉಪವಿಭಾಗ  
o/c ಬಂಟ್ವಾಳ.



## UNDERTAKING TO THE FOREST DEPARTMENT

**Sub:** Diversion of 0.01255ha of forest land in Veerakambha Village, Bantwal Taluk, D.K. District for laying of Drinking Water Supply Pipeline(Extension) at Kalmale in Bantwal Taluk in favour of the Assistant Executive Engineer, Rural Drinking Water Supply Subdivision, Bantwal-reg.

**Ref:** Government of Karnataka Order No.:FEE 09 FLL 2018 Dated :12-02-2018

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We hereby undertake to abide by the following conditions as specified in the above mentioned Stage-1 approval accorded by the Government Of Karnataka.

Sl. No	Sl. No. as per GO	Conditions
1	1	No work should be commenced by the User Agency on the proposed forest land unless the compliance of the stage-I conditions and Stage-II approval is accorded.
2	3	The lessee shall pay lease rent as fixed by the Government from time to time.
3	4	The lease tenure is for a period of 20 (Twenty) Years.
4	5	The leased out area shall be used for the purpose for which it is granted. In case the land is not used for the stipulated purpose within one year or when it is no longer needed for the stipulated purpose, the area shall be forfeited resumed back.
5	6	In case of any violations of stipulations/agreed conditions reported during the lease period, the lease shall be liable for forfeiture under Section 82 of Karnataka Forest Act, 1963. The concerned Chief Conservator of Forests is authorised to take necessary action in this regard
6	7	No residential buildings shall be permitted in the proposed forest area.
7	11	The user agency shall ensure that there should be no damage to the available fauna and other flora. Any damage to forest area due to such works shall be compensated by the user agency. The extent of damage shall be assessed by the concerned Deputy Conservator of Forests.
8	13	Demarcation of the proposed forest area shall be carried out appropriately at the cost of user agency.
9	14	No labour camp shall be established on the forest land.
10	15	No curshing/braking of stones shall be allowed inside forest area.
11	16	All waste/ debris generated shall be scientifically disposed of outside the forest area.

12	17	The Lessee shall not sub lease, mortgage or hypothecate the forest area.
13	18	No work shall be allowed after sunset.

Additional Conditions

Sl. No	Sl. No. as per GO	Conditions
1	5	The user agency shall be responsible for any loss to the flora/fauna in the surrounding and therefore shall take all possible measures to conserve the same.
2	6	The user agency shall pay the Net Present Value of the diverted forest land at the rates stipulated by the Ministry of Environment and Forests from time to time.
3	10	Project shall not affect recognized rights of the primitive tribal communities and pre-agricultural communities.
4	11	The user agency shall abide by all the conditions imposed upon by the government of India, the Government of Karnataka and the Principle Chief Conservator of Forests (Head of Forest Force).
5	12	The state Forest Department /State Government or the concerned Regional Office may impose from time to time any other condition in the interest of conservation, protection and/or development of forests.

ತಮ್ಮ ವಿರಾಸಿ,

ಸಹಾಯಕ ಕಾರ್ಯಪಾಲಕ ಇಂಜಿನಿಯರ್  
ಗ್ರಾ.ಕಂ.ನೀ.&ಸೈಮಲ್ಯ, ಉಪವಿಭಾಗ  
ಬಂಟ್ವಾಳ

**Annexure - I**  
**FORM-1**  
*(for linear projects)*  
Government of Karnataka  
Office of the Deputy Commissioner Dakshina Kannada , Mangalore

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No:LND(2)CR/65/2019(E-84536)

Dated:18-06-2020

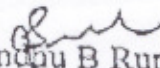
**TO WHOM SO EVER IT MAY CONCERN**

In compliance of the Ministry of Environment and Forests (MoEF), Government of India's letter No 11-9/98-FC(pt.) dated 3<sup>rd</sup> August 2009 wherein the MoEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 ('FRA' for short) on the forest land proposed to be diverted for non-forest purposes read with MoEF's letter dated 5<sup>th</sup> February 2013 wherein MoEF issued certain relaxation in respect of linear projects, it is certified that an extent of 0.01255 hectares of forest land proposed to be diverted in favour of Assistant Executive Engineer, Rural Drinking Water Supply Sub Division Bantwal for laying of Drinking Water Supply Pipeline ( Extension ) at Kalmale of Veerakamba Village limits in Dakshina kannada District falls within jurisdiction of Bantwal Tehsils

It is further certified that:


- a) The complete process of identification and settlement of rights under FRA has been carried out for the entire 0.01255 hectares of forest area proposed for diversion. A copy of records of all consultations and meetings of the Gram Sabha is enclosed as annexure A.
- b) The diversion of forest land for facilities managed by the Government as required under section 3(2) of the FRA have been completed and the Gram Sabhas have given their consent to it;
- c) The proposal does not involve recognized right of primitive Tribal Groups and Pre-agricultural communities

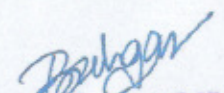


  
( Sindhu B Rupesh )  
Deputy Commissioner  
Dakshina Kannada District, Mangaluru

**Photographs showing the Demarcation of Diverted Forest Land of  
0.01255ha in Veerakamba Village Bantwal Taluk**



  
**Assistant Executive Engineer  
Rural Drinking Water Supply  
& Sanitation Sub Division  
Bantwal**

  
**Range Forest Officer  
Bantwal Range  
Bantwal, D.K.**