

KSEB KERALA STATE ELECTRICITY BOARD LIMITED

(Incorporated under the Indian Companies Act, 1956)

CIN:U40100KL2011SGC027424



Office of the Chief Engineer (Civil-Investigation & Construction Central)

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No. CE(C-I&CC)/TA/UPSHEP/2021

Date: 26. 03.2021

To:

The Principal Chief Conservator of Forests
(Forest Management) & Nodal Officer FC Act
Forest Head Quarters, Vazhuthacaud, Thiruvananthapuram.

Sir,

Sub: Upper Sengulam Small Hydro Electric Project (24MW)- Stage-1 Forest Clearance-
Compliance of conditions- Report forwarding : reg

Ref: Letter No: 4-KLB 1188/2019-BAN/1238 dated 26.11.2019 from the Assistant Inspector
General of Forests (Central), MoEF&CC, Regional Office (SZ), Bangalore

The proposed Upper Sengulam Hydro Electric Project is located at Vellathooval Panchayat in Devikulam Taluk in Idukki District. For the implementation of the project an extent of 0.95 ha of forest land is required to be diverted for non-forestry purposes. Accordingly as laid down under the Forest (Conservation) Act, 1980 and its subsequent amendments, KSEBL had submitted the requisite application seeking prior approval of the Central Government under Section '2' of the Forest (Conservation) Act, 1980 for the project.

Subsequently the **Central Government had conveyed its in-principle approval (Stage-1)** vide letter referred above for diversion of 0.95 ha of forest land for the implementation of Upper Sengulam SHEP subject to fulfilment of conditions therein.

It may please be noted that **KSEBL had complied with all the stipulations put forth by MoEF&CC while according in principle approval** for diversion of 0.95 ha of forest land required including remittance of compensatory levies & furnishing of requisite undertaking. **Compliance/fulfilment/abide of all the conditions stipulated by MoEF&CC by KSEBL while according in-principle approval (Stage-1) is appended for your kind perusal and further action.** Final clearance (Stage -2) for diversion and handing of the 0.95 ha extent of forest land on lease

would only be affected by MoEF&CC on receipt of compliance report from the State Government.

Hence it is requested that compliance report with respect to compliance of all the stipulations imposed by MoEF&CC while according in principle approval for diversion of 0.95 ha required for the implementation of Upper Sengulam Small Hydro Electric Project may please be reported to State Government at the earliest for onward transmission to Government of India for facilitating final diversion of forest land.

Yours faithfully,

Encl: a/a

Chief Engineer
(Civil-Investigation & Construction Central)

F/c in file

COMPLIANCE REPORT: STAGE I CONDITIONS

Proposal No: FP/KL/HYD/15833/2015

Name of the Proposal:

Diversion of 0.95 ha of forest land in Kunjithanny Village in Munnar Division, Idukki District for the implementation of Upper Sengulam Small Hydro Electric Project

Stage-I approval communications:

Letter NO.4-KLB1188/2019-BAN/238 dt. 26th November 2019 of Ministry of Environments, Forest and Climate Change, Government of India, New Delhi

Sl. No	Conditions	Compliance
1	The legal status of forest land shall remain unchanged.	The legal status of the forestland will be unchanged and continues as a forestland even after the diversion.
2	The boundary of the forest land to be diverted shall be suitably demarcated on ground at the project cost as per the directions of concerned Divisional Forest Officer before Stage-II approval.	The boundary of the diverted forestland on ground has been demarcated on ground by KSEBL as per the directions of concerned Divisional Forest Officer.
3	The State Government shall charge the Net Present Value for 0.95 ha. of forest area to be diverted under this proposal from the user agency as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA Nos.826 in 566 with related IA's in Writ Petition (Civil) NO.202/1995.	As instructed, NPV of the entire area of 0.95 ha. amounting to Rs. 495425/- has been deposited in CAMPA account as per the following details: Total Amount inclusive of all costs: (NPV +CA) : Rs. 6873425/- 1. Date of Challan generated: 16.03.2021 2. Application Number: 5615833465 3. Name of the Bank: Corporation Bank 4. Beneficiary Customer: KERALA CAMPA 5. Account No.: 150745615833465 6. IFSC Code: CORP0000371 7. Transaction Date: 12.04.2021 Copy is enclosed as Annexure- A
4	Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the user agency. The user agency shall furnish an undertaking to this effect.	We agree to pay the additional amount of NPV, if so determined in the final decision of the Hon'ble Supreme Court of India. An undertaking with this effect has been submitted and enclosed as Annexure-B

5	A detailed Catchment Area Treatment (CAT) Plan, shall be prepared as prescribed in para 9.2 of the guidelines issued under Forest (Conservation) Act, 1980 and furnished to Regional Office. The cost of implementation of CAT Plan shall be deposited by the User Agency.	The Catchment Area Treatment (CAT) Plan, has been prepared. The compensatory levies i.e. Compensatory Afforestation Cost: Rs 6378000/- have been deposited through challan generated online on web portal and deposited in appropriate bank online only. The details of payment done in favour of State Forest Dept is attached in Annexure-A
6	All the funds received from the user agency under the project shall be transferred /deposited to CAMPA fund only through (https://parivesh.nic.in/).	The details of payment done in favour of State Forest Dept. is attached in Annexure-A
7	The layout plan of the proposal shall not be changed without prior approval of Central Government.	We hereby agree to abide by this condition.
8	No labour camp shall be established in the forest land.	We hereby agree to abide by this condition.
9	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.	We hereby agree to abide by this condition.
10	The forest area shall be used for the purpose for which it is granted. The total forest area utilized for the project shall not exceed 0.95 ha	We will restrict the use of forestland granted to us i.e. 0.95 hectare only. The forest area shall be used for the purpose for which it is granted and will not be utilised for any other purposes.
11	The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Government of India.	We hereby agree to abide by this condition.
12	The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less	We hereby agree to abide by this condition, while executing the lease agreement with the State Forest Dept.
13	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/).	The compliance report will be uploaded on e-portal (https://parivesh.nic.in/).

14	Any other condition that the Ministry of Environment, Forest and Climate Change may stipulate from time to time in the interest of conservation, protection and development of Forest and Wildlife.	We hereby agree to abide by this condition.

Chief Engineer
(Civil- Investigation & Construction Central)