



**GOVERNMENT OF KARNATAKA**

**R.P.A.D**

No. FEE 15 FLL 2020

Karnataka Government Secretariat  
Multistoried Buildings,  
Bengaluru, Date: 20/03/2020.

**From:**

**The Additional Chief Secretary to Government,**  
Forest, Ecology and Environment Department,  
Bengaluru-560001.

**To:**

**The Principal Chief Conservator of Forests,(HoFF)**  
Aranya Bhavan, Malleshwaram,  
Bengaluru-560003.

**Sir,**

**Sub:** Diversion of 0.976 hectare of forest land in Chandanakera (Chandanakhera) Village Sy. No 335, Iynapur Hobli, Chincholi Taluk, Kalaburagi District for improvement of road from Hulsgud Tanda to Siranabugadi Tanda Under Namma Grama Namma Raste Yojane (NGNRY) in favour of the Executive Engineer, Rural Development and Panchayath Raj Engineering, Project Division, Kalaburgi.

**Ref:** Your Office Letter No. A5(A). GFL. CR. 6/ 2015 - 16,  
Date:28/01/2020.

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With reference to the subject and references cited above, I am directed to convey the in principle stage-I approval under section-2 of Forest (Conservation) Act, 1980 for Diversion of 0.976 hectare of forest land in Chandanakera (Chandanakhera) Village Sy. No 335, Iynapur Hobli, Chincholi Taluk, Kalaburagi District for improvement of road from Hulsgud Tanda to Siranabugadi Tanda Under Namma Grama Namma Raste Yojane (NGNRY) In favour of the Executive Engineer, Rural Development and Panchayath Raj Engineering, Project Division, Kalaburgi.

1. Legal status of the forest land shall remain unchanged.
2. The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and creation of permanent pillars if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be



maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.

3. NPV:

- a) The State Government shall charge the Net Present Value (NPV) for the 0.976 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(C) No.202/1995 and as per the guidelines issued by the Ministry 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.
  - b) 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 charge by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
4. User agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.
  5. All the funds received the from the user agency under the project shall be transferred/deposited to CAMPA fund only through e-portal (<https://parivesh/.nic.in/>).
  6. The complete compliance of the FRA,2006 shall be ensured by way of prescribed certificate from the concerned District Collector/Deputy Commissioner.
  7. User agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.
  8. Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/Forest Areas.
  9. The user agency shall provide suitable under/over pass in Protected Area/Forest Area as per recommendations of CWLW/NBWL/FAC/REC.
  10. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act,1986, If applicable.
  11. The layout plan of the proposal shall not be changed without prior approval of Central Government.
  12. No labour camp shall be established on the forest land.
  13. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.



14. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.
15. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
16. 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. (Time of Lease shall be Inserted)
17. The forest land shall not be used for any purpose other than that specified in the project proposal.
18. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India.
19. Violation of these conditions will amount to violation of FCA 1980 and would be taken as per the MoEF&CC Guideline F.No.11-42/2017-FC dt 29-01-2018.
20. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.
21. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).
22. The lessee shall provide signages in appropriate dimensions and nature on both sides of the road within forest limits for sensitisation of general public towards the forest, wildlife and environmental issues in consultation with the jurisdictional Deputy Conservator of Forests.
23. The leased out area should be used for the purpose for which it is granted. In case the land is not used for the stipulated purpose within two years or when it is not longer needed for the stipulated purpose, the area would stand resumed to the Forest Department.
24. The application for renewal of the lease in the prescribed form and manner shall be submitted at least six months prior to the expiry of forest lease. In case no renewal is sought, the Lessee shall hand over the lease.
25. No residential or commercial buildings shall be permitted in the forest area proposed for diversion.
26. No crushing/ breaking of stones or labour camp shall be allowed on forest land and all waste / debris generated shall be scientifically disposed off outside the forest area.
27. Any damage to forest area because of implementation of the proposal shall be compensated by the Lessee. The extent of damage shall be assessed by the jurisdictional Deputy Conservator of Forests/Conservator of Forests/Chief Conservator of Forests.
28. The Lessee shall ensure that no avoidable harm is caused to the fauna and flora in and around the proposed area.



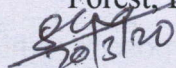
29. In case, any violation of the provisions of the Karnataka Forest Act, 1963 & Rules, 1969 or other relevant Acts/Rules is reported during the lease period, the lease will be liable for forfeiture under Section 82 of the Karnataka Forest Act, 1963. The Chief Conservator of Forests / Deputy Conservator of Forests concerned are authorized to take necessary action in this regard.
30. The approval under the Forest (Conservation) Act, 1980 is subject to any other clearances necessary under the prevailing statutes.
31. The User Agency shall also abide by other conditions those may be imposed by the Government of India, Government of Karnataka and Principal Chief Conservator of Forests (Head of Forest Force) before or after the approval.
32. The State Government and user agency shall comply the provisions of all the Acts, Rules, Regulations, Guidelines, NGT order & Hon'ble Court Order(s) pertaining to this project, if any, for the time being in force, as applicable to the project.

Yours faithfully

  
(S.SRINIVASA) 20/03/20

Under Secretary to Government

Forest, Ecology and Environment Department (Forest-C)

  
20/3/20

Copy to: -

- 1) The Secretary to Government of India, Ministry of Environment, Forest and Climate Change, Government of India Paryavaran Bhavan, Jor Bagh Road, New Delhi-110003
- 2) The Additional Principal Chief Conservator of Forests (Central), Regional Office (Southern Zone), Kendriya Sadan, 4<sup>th</sup> Floor, E&F Wings, 17<sup>th</sup> Main, Koramangala, Bengaluru.

  
Issue: .....  
Dated: ..... 20/3/2020