



भारत सरकार

GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE

Regional Office (South Eastern Zone),

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F.No.4-TNB 008/2016-CHN/1538

Dated the 01<sup>st</sup> August, 2016

To,

The Principal Secretary to the Government of Tamil Nadu,  
Environment & Forests Department,  
Secretariat, Fort St. George, Chennai - 600 009.

Subject: Diversion of 1.11 ha of forest land in Pulicat Lake Sanctuary of Wildlife Division, Chennai for construction of high level bridge at Km0/4 of Chennai-Pulicat road to Pasiyavaram road including formation of approaches in favour of Divisional Engineer, Highways Department, Construction and maintenance Division Thiruvallur-reg

Sir,

Please refer to the State Government's letter No. 14387/FR10/2016-1 dated 26.07.2016 seeking prior approval of the Central Government in accordance with Section '2' of Forest (Conservation) Act, 1980 for the above mentioned project.

After careful consideration of the proposal of the State Government, I am hereby directed to convey Central Government's in-principle (*Stage-I*) approval under Section '2' of Forest (Conservation) Act, 1980 for Diversion of 1.11 ha of Sanctuary land in Pulicat Lake Sanctuary of Wildlife Division, Chennai for construction of high level bridge at Km0/4 of Chennai-Pulicat road to Pasiyavaram road including formation of approaches in favour of Divisional Engineer, Highways Department, Construction and maintenance Division Thiruvallur for 20 years, subject to the following conditions:-

1. Legal status of the diverted Sanctuary land shall remain unchanged.
2. The 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 before stage II approval.
3. The cost of raising Compensatory Afforestation (CA) over 2.22 ha. of non forest land identified in S.No 435, Kolar Village in Thiruvallur district, shall be realized from the User Agency.

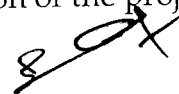
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Date: 01/08/16 Rgf CS/A

4. Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government
5. The State Government shall charge the Net Present Value of the diverted forest land measuring 1.11 ha. 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.
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.
7. The funds received from the User Agency towards Compensatory Afforestation and Net Present Value under this project shall be deposited in the respective bank account of the Tamil Nadu State CAMPA. **The User Agency shall compulsorily deposit the CA and other levies only by generating challan through the Ministry's website.**
8. Felling of trees of spontaneous origin shall not be carried out. User Agency shall furnish an undertaking to this effect.
9. The User Agency shall not collect any material like sand, gravel etc from the protected area and the muck /debris generated in the earth cutting or during the execution of the work if any, will be disposed off at designated dumping sites and in no case the muck/debris will be disposed off in the Protected areas.
10. The User Agency shall not be carrying out project works during night time and it shall be restricted only between 7.00 AM to 5.00 PM.
11. The designing of pillars of the bridge should 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 aquatic species etc.
12. Conservation awareness programmes for local flora and fauna will be organized by the project proponent in consultation with Wildlife Warden concerned where villagers of surrounding villages will be encouraged to participate
13. No additional or new path shall be constructed inside the Sanctuary area for transportation of construction materials for execution of the project work.

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14. No labour camps shall be established on the Sanctuary land. Proposed labour camps outside the Sanctuary area are to be dismantled after completion of the work.
15. The user agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage/tree felling.
16. User agency shall ensure that the labourers, staff engaged in construction activity do not damage nearby forest flora and fauna.
17. The User Agency shall comply with the conditions stipulated by the Chief Wildlife Warden as per the recommendation of the Standing Committee of National Board for Wildlife (NBWL).
18. The layout plan of the proposal shall not be changed without prior approval of the Central Government.
19. The Protected land proposed for diversion shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government.
20. Trees standing in the diverted area shall be felled strictly as per requirement with prior permission of the Wildlife Warden.
21. As per the Environment (Protection) Act, 1986 and amendment thereof, the user agency shall obtain necessary Environmental Clearance from Ministry of Environment & Forests/State EIAA, as applicable to such project.
22. 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 such project.
23. User Agency shall obtain all the necessary clearances like CRZ /Environmental clearances, as applicable to such project before commencement of the work.
24. The user agency shall submit the annual self compliance report in respect of the above conditions to the State Government and to the Regional Office, regularly.
25. The total forest area utilized for the project shall not exceed 1.11 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. User Agency shall furnish an undertaking to this effect.



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26. All other conditions proposed by the State Government at the time of submission of the proposal to the Government of India shall be complied with by the User Agency.
27. Any other condition that the Additional Principal Chief Conservator of Forests (Central), Regional Office, Chennai may impose from time to time for protection, improvement of flora and fauna in the protected area in public interest shall be complied by the user agency.
28. In the event of failure to comply with any of the above conditions the user agency is liable for penal action as decided by the Additional PCCF (Central), Regional Office, Chennai.

After receipt of the compliance report on above mentioned conditions, the proposal will be considered for final approval. Transfer of protected land to User Agency shall not be effected prior to the issue of final approval. This in-principle approval shall be valid for a period of 5 years. In the event of noncompliance of the above conditions, this in-principle approval shall automatically stand revoked after 5 years.

Yours faithfully,

  
(Dr. K. Ganesh Kumar)

Deputy Conservator of Forests (Central)

Copy to:-

1. The Director General of Forests & Special Secretary to Govt. of India, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi - 110 003.
2. The Principal Chief Conservator of Forests, Govt. of Tamil Nadu, Forest Department, No.1, Jeenis Road, Panagal Building, Saidapet, Chennai - 600 015.
3. The Additional Principal Chief Conservator of Forests/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Govt. of Tamil Nadu, Forest Department, No.1, Jeenis Road, Panagal Building, Saidapet, Chennai - 600 015.
4. The Director, RO(HQ) Division, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi - 110 003.
5. The Divisional Engineer, Highways Department, Construction and maintenance Division, Thiruvallur-602001.
6. Guard File.

  
(Dr.K.Ganesh Kumar)

Deputy Conservator of Forests (Central)

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