



GOVERNMENT OF KERALA

Abstract

Forest & Wildlife Department - Forest (Conservation) Act, 1980 - Diversion of 0.032262 ha of forest land in Nenmara Forest Division for constructing Telephone Tower to provide internet connectivity to Tribal Villages in Nelliampathy Hill Area, in Nelliampathy Grama Panchayath in Palakkad District - Stage I Approval - Orders Issued - reg

FOREST & WILDLIFE (C) DEPARTMENT

G.O.(Rt)No.76/2022/F&WLD Dated, Thiruvananthapuram, 04-03-2022

Letter no.FC1-3100/2021 dated 14.02.2022 from the
Read Additional Principal Chief Conservator of Forests & Nodal
Officer.

ORDER

The Additional Principal Chief Conservator of Forests & Nodal Officer as per the letter read above has recommended and forwarded the proposal for diversion of 0.032262 ha of forest land in Nenmara Forest Division for constructing Telephone Tower to provide internet connectivity to Tribal Villages in Nelliampathy Hill Area, in Nelliampathy Grama Panchayath in Palakkad District. The Secretary, Nelliampathy Grama Panchayath, Kaikatty, Padagiri P.O, Palakkad is the user agency.

2. The proposed site is located in Chandramala Estate of Pulayampara area under Nelliampathy Forest station of Nelliampathy Range in Nenmara Division. In the inspection report, Divisional Forest Officer, Nenmara has mentioned that, the project is for installing Jio Mobile Tower with 18 Mtr length and 18 Mtr width at Chandramala Estate of Pulayampara by the Nelliampathy Grama Panchayath for the promotion of online education.

3. The proposed project site is an area was leased out for tea cultivation by the Kerala Forest Department. Vegetation in the area comprises of grass only. No trees are to be felled and the project will not cause any ecological damage to the ecosystem. The proposed area does not form part of any National Park, Wildlife Sanctuary, Elephant corridor, Tiger, Reserve, Biosphere Reserve or any archaeological/ heritage site/defense establishment. No important

monument is located in this site. No rare/endangered/unique species, of flora and fauna are found in the area. The requirement of forest land proposed by the User Agency is unavoidable and barest minimum. The proposal is uploaded in Union Ministry's website vide No.FP/ KL/Others/145600/2021 and all due procedures have been completed.

4. In the circumstance, Government have examined the proposal under General Approval powers of the State Government vide 4.3 of Forest (Conservation) Act, 1980 guidelines and are pleased to accord Stage I (in principle) approval subject to the following conditions:-

1. Legal status of the forest land shall remain unchanged.
2. 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.
3. Additional amount of Net Present Value 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 State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
4. All the funds received from the User Agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal (<https://parivesh.nic.in/>).
5. Necessary certificates/ documents under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 as per the guidelines issued by the Ministry of Environment, Forest & Climate Change vide letter No. 11-9/ 1998-FC(pt) date d 05.07.2013 shall be furnished before Stage-II clearance.
6. The layout plan of the proposal shall not be changed without prior approval of Central Government.
7. No labour camp shall be established on the forest land.
8. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
9. The forest area shall be used only for the purpose for which it is granted. The total forest area utilized for this project shall not exceed 0.032262 ha.
10. 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.
11. The User Agency has to sign an agreement with Divisional Forest Officer incorporating all the conditions imposed by Government of India/Government of Kerala in this regard and lease rent as decided by the Government of Kerala may be remitted.
12. The compliance report shall be uploaded on e-portal(<https://parivesh.nic.in/>).
13. The User Agency shall apply for renewal after 30 years.

14. 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.

15. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per guidelines issued by the Ministry of Environment, Forest & Climate Change vide F.No.11-42/2017-FC dated 29 /01/2018.

(By order of the Governor)
RAJESH KUMAR SINHA
PRINCIPAL SECRETARY

To:

The Principal Chief Conservator of Forest & Head of Forest Force,
Thiruvananthapuram.

The Additional Principal Chief Conservator of Forest & Nodal Officer,
Thiruvananthapuram.

The Chief Conservator of Forests (Eastern Circle), Palakkad.

The Divisional Forest Officer, Nenmara.

The Secretary, Nelliampathy Grama Panchayath, Kaikatty, Padagiri
P.O, Palakkad.

The Principal Accountant General (A&E)/ Audit, Thiruvananthapuram.
I&PR (Web & New Media) Department.

Stock File.

Forwarded /By order

Section Officer

Copy to: PS to Hon'ble Chief Minister

PS to Hon'ble Minister (Forest)