



## GOVERNMENT OF KERALA

### Abstract

Forest & Wildlife Department - Forest (Conservation) Act, 1980 - Proposal for diversion of 0.429 ha of forest land for construction of Hill Highway at Ambayathode to Boys Town stretch in Kannur and Wayanad District - Stage I Approval - Orders Issued - regarding

---

### FOREST & WILDLIFE (C) DEPARTMENT

G.O.(Rt)No.383/2022/F&WLD Dated,Thiruvananthapuram, 06-09-2022

---

Read Letter no.FC1-2265/2022 dated 05.08.2022 from the Additional Principal Chief Conservator of Forests, Nodal Officer, Thiruvananthapuram

### ORDER

The Additional Principal Chief Conservator of Forests & Nodal Officer as per the letter read above has recommended and forwarded the proposal in Form A under section 2 of Forest (Conservation) Act, 1980 for diversion of 0.429 ha of forest land for construction of Hill Highway at Ambayathode to Boys Town stretch in Kannur and Wayanad District. The Executive Engineer, KRFB-PMU, Kannur is the User Agency. The project is for providing traffic infrastructure with better level of riding of quality along the hilly area thus to make easy connectivity between hill districts in Kerala.

As per the inspection report, this is a critical infrastructure project which will greatly enhance the road connectivity between Wayanad & Kannur Districts and benefit the local community including tribals. There is no better alternate route available. 27 trees and 50 poles have to be cut for the project. The forest area is notified as vested Forest, which is deemed to be Reserve Forest as Item NO. 68. No endangered species of Flora and Fauna are seen in the project area. This is an inevitable infrastructure development project which will enhance the road connection between Wayanad and Kannur Districts. As there is no alternative land for widening the existing road, this is the only way which uses the minimum forest land for the construction. The required land is barest minimum. There is no displacement of families is required

due to this project. The widening of road would essentially reduce the traffic congestion along the ghat route. The proposed area does not form part of any protected area/ heritage site/ site of archaeological importance/ defense establishment. The project does not adversely affect the flora and fauna of the area.

The proposal is uploaded in Union Ministry's website vide proposal No. FP/KL/ROAD/156363/2022 and due procedures completed.

In the circumstances, Government have examined the proposal under the general approval powers of the State Government vide 4.3 of F(C) 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. The User Agency shall make online payment of cost of Compensatory Afforestation, Net Present Value through e-payment module of forest clearance portal.(forestclearance .nic.in)
4. 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
5. 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/>).
6. Necessary certificates/ documents under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) 2006 as per the guidelines issued by the Ministry of Environment, Forest & Climate Change vide letter No.11-9/ 1998-FC(pt) dated 05.07.2013 shall be furnished before Stage-II clearance.
7. The layout plan of the proposal shall not be changed without prior approval of Central Government.
8. No labour camp shall be established on the forest land.
9. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the

project work.

10. 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 0.429 ha.

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.

12. 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.

13. The compliance report shall be uploaded on e-portal(<https://parivesh.nic.in/>).

14. The User Agency shall apply for renewal after 30 years.

15. 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.

16. Violation of any of the above conditions will warrant 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)  
K R JYOTHILAL  
PRINCIPAL SECRETARY

To:

The Principal Chief Conservator of Forests & Head of Forest Force,  
Thriuvananthapuram.

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

The Chief Conservator of Forests (Northern Circle), Kannur.

Divisional Forest Officer, Wayanad (North)/Kannur.

The Executive Engineer, Kerala Road Fund Board -PMU, Kannur.

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)