



GOVERNMENT OF KERALA

Abstract

Forest & Wildlife Department - Diversion of 0.0009 ha of forest land in Nenmara Forest Division for providing drinking water connection under Jalajeevan Mission to 3 applicants in Melarkode Grama Panchayath in Palakkad District - Stage I Approval - Orders Issued - reg

FOREST & WILDLIFE (C) DEPARTMENT

G.O.(Rt)No.50/2022/F&WLD Dated,Thiruvananthapuram, 14-02-2022

Read Letter no. FC1-4914/2021 dated 14.01.2022 from the Additional Principal Chief Conservator of Forests & Nodal Officer.

ORDER

The Additional Principal Chief Conservator of Forests & Nodal Officer as per letter read above has recommended and forwarded the proposal for the diversion of 0.0009 ha of forest land in Nenmara Forest Division for providing drinking water connection under Jalajeevan Mission to 3 applicants in Melarkode Grama Panchayath in Palakkad District. The Assistant Engineer, Kerala Water Authority, P.H. Section Office, Nenmara is the user agency. The proposed site is located in Andazhi Edamalakunnu Bit 1 (VFC item no. 199/1) under Vadakkencherry Section under Alathur Range in Nenmara Division.

2. Site inspection reports were submitted by the Chief Conservator of Forests (Eastern Circle), Palakkad and the Divisional Forest Officer, Nenmara with specific recommendations. In the inspection report, Divisional Forest Officer, Nenmara has mentioned that, the project is for laying underground drinking water connection under Jalajeevan Mission to 3 applicants in Melarkode Grama Panchayath. The proposed project is to be implemented in the Vested Forests, no trees are to be felled and the project will not cause any ecological damage to the existing forest ecosystem. The proposed does not form part of any National Park, Wildlife Sanctuary Elephant corridor, Tiger Reserve and Biosphere land. The Chief Conservator of Forests (Eastern Circle) Palakkad has reported that the proposed forest land is not a part of any protected area/protected archaeological/ heritage site/ defence establishment or any other important monument is located. No rare/endangered/unique species of flora and fauna are found in the area. The User Agency has not violated any provisions of Forest (Conservation) Act, 1980 in the site. The requirement of forest land proposed by the User Agency is unavoidable and barest minimum. The proposal is uploaded in PARIVESH website vide No.FP/KL/HYD/149217/2021 and all due process have been completed.

3. 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) dated 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 0.0009 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. 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.

14. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the Ministry of Environment, Forest & Climate Change Guideline 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 Assistant Engineer, Kerala Water Authority, P.H. Section
Office, Nenmara

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)