



भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE
Regional Office (South Eastern Zone),
1st & 2nd floor, HEPC Building, No.34, Cathedral Garden Road,
Nungambakkam, Chennai - 600034, Tel. 044-28222041,
e-mail: ro.moefccc@gov.in / roefccc@gmail.com

F.No.4-TNB032/2019-CHN/0634
Date 12th April, 2019

To,

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

Subject: Diversion of 0.1896 ha for the construction and improvement works of steps leading to Mahalingeswarar temple in Mettupatti Reserve Forests, Nilakottai Taluk of Dindigul District in favour of Block Development Officer, Nilakottai Taluk of Dindigul District-reg

Sir,

Please refer to the State Government's letters No.1181/FR.10/2019-3 dated 25.03.2019 and online proposal No. FP/TN/Approach/36237/2018 seeking prior approval of the Central Government for diversion of forest land 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 the Central Government's approval (*Stage-I*) under Section '2' of Forest (Conservation) Act, 1980 for diversion of 0.1896 ha for the construction and improvement works of steps leading to Mahalingeswarar temple in Mettupatti Reserve Forests, Nilakottai Taluk of Dindigul District in favor of Block Development Officer, Nilakottai Taluk of Dindigul District, subject to the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged;
- (ii) 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;
- (iii) The boundary of the diverted forest land shall suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer;
- (iv) NPV:
 - a. The State Government shall charge the Net Present Value (NPV) for the 0.1896 ha forest area to be diverted under this proposal from the User

o/c

[Signature]

DESPATCHED CBY sp)
Date: 12/04/19 PSL

Agency as per the orders of the Hon'ble Supreme Court dated 30.10.2002, 01/08/2003, 28.03.2008, 24.04.2008 and 09.05.2008 in IA No. 566 in Writ Petition (Civil) 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;

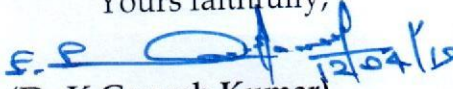
- b. Additional amount of the Net Present Value (NPV) of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the user agency. The User Agency shall furnish an undertaking to this effect;
- (v) 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/>);
 - (vi) No labour camp shall be established on the forest land;
 - (vii) The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agencies, department or person without prior approval of the Central Government;
 - (viii) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
 - (ix) No local soil shall be used for formation of works of steps leading to temple and the soil and other ingredients required shall be imported from outside the forest area;
 - (x) No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work;
 - (xi) The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area;
 - (xii) No fresh forest area other than the area proposed shall be utilized for the project and work shall be limited within the Right of Way(RoW) as claimed by the State Government;
 - (xiii) State Government shall submit **original** documents like Part II, III, IV, map, RoFR certificate etc to this office, before Stage II approval;

o/c S.D.

- (xiv) Felling of trees shall not be carried out by the User Agency;
- (xv) Sufficient fire wood, preferably the alternative fuel, shall be provided by the User Agency to the labour after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel;
- (xvi) The total forest area utilized for the project shall not exceed **0.1896** ha and the forest area diverted shall not be used for any purpose other than that specified in the project proposal;
- (xvii) User agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations, Court Orders and Guidelines, for the time being in force, as applicable to the project;
- (xviii) The Progress in Compensatory Afforestation under the jurisdiction of Dindigul Forest Divisions shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Regional Office to upload the same in the web portal;
- (xix) 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 shall be complied by the User agency;
- (xx) Violation of any these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guidelines issued in this regard;
- (xxi) The compliance report shall be uploaded on *e-portal* (<https://parivesh.nic.in/>).

After receipt of the compliance report on above mentioned conditions, the proposal will be considered for final approval. The 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)


Assistant Inspector General 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.

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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. Block Development Office, Nilakottai Taluk, Near Bus Stand, Nilakottai, Dindigul District, Tamil Nadu-624208.
6. Guard file.


(Dr.K.Ganesh Kumar)

Assistant Inspector General of Forests (Central)

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