

I/37423/2023



सत्यमेव जयते

भारतसरकार
GOVERNMENT OF INDIA
 पर्यावरण ,वनएवंजलवायुपरिवर्तनमंत्रालय
**MINISTRY OF ENVIRONMENT, FORESTS &
 CLIMATE CHANGE**
 एकीकृतक्षेत्रीय कार्यालय/**Integrated Regional Office**
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F.No.4-TNB090/2022-CHN /

Date; 16th January, 2023

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To

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

Subject: Diversion of 0.95 ha of forest land for the expansion works of Government Arts and Science College, Jayankondam across Periyavalayam Reserved Forest in Ariyalur District in favour of the Principal, Government Arts and Science College, Jayankondam - Reg

Sir,

Please refer to the State Government's letters Nos. 11035/FR.10/2022-1, dated 25.07.2022 and 11035/FR.10/2022-3 dated 28.11.2022 and online application No.FP/ TN/Others/149812/2021 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 submitted by the State Government and considering the importance of the project, I am directed to convey the Central Government's in principle approval (**Stage-I**) under Section '2' of Forest (Conservation) Act, 1980 for the diversion of 0.95 ha of forest land for the expansion works of Government Arts and Science College, Jayankondam across Periyavalayam Reserved Forest in Ariyalur District in favour of the Principal, Government Arts and Science College, Jayankondam, **for a period of 20 years**, subject to the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged;
- (ii) 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 the User Agency;

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- (iii) Cement boundary wall to be constructed all along the proposed forest area for diversion and clear demarcation of forest and non forest area proposed to be utilize for construction of Arts & Science College;
- (iv) **Required number of plants shall be raised and its maintenance for a period of 10 years shall be carried out over an extent of 1.90 ha degraded forest area in Vangaram RF, Ariyalur Range, at the cost of the User Agency;**
- (v) The State Government shall charge the Net Present Value of the diverted forest land measuring **0.95 ha** from the 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 and Ministry's guideline No. 5-3/2011-FC(Vol-I) dated 06.01.2022 and clarification issued vide letter dated 19.01.2022 and 22.03.2022
- (vi) Additional amount of the 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. The User Agency shall furnish an undertaking to this effect;
- (vii) 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/>) ;
- (viii) **No residential building shall be constructed in the forest area;**
- (ix) **No plastic waste or any such garbage shall be dumped in the forest area;**
- (x) **Chain link fencing at northern side of RF boundary shall be erected at the cost of the User Agency to avoid encroachments;**
- (xi) **As an area over an extent of 0.6110 ha is proposed for the garden purpose, it is not advisable to fell the standing trees and make garden over it; hence, felling of trees within the 0.6110 ha proposed for garden purpose may be avoided, if required, bare minimum trees may be felled**

under the strict supervision of DFO concerned. Trees of spontaneous origin shall not be felled;

- (xii) RoFR certificate as per the Ministry's prescribed format along with supporting documents like Grama Sabha resolution etc shall be submitted along with the compliance report;**
- (xiii) As the proposed college surrounded with RF area, the State Forest Department / User Agency shall sensitize the students & others regarding applicability of the FCA, 1980 or State acts so as to avoid any offence under such Acts;**
- (xiv) No additional path / road shall be formed in the surround RF area for execution of the project work;**
- (xv) The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area;**
- (xvi) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;**
- (xvii) The User Agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage/tree felling and no labour camp shall be established inside the forest area;**
- (xviii) Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it shall be the responsibility of the User Agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna;**
- (xix) The total forest area utilized for the project shall not exceed 0.95 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. The User Agency shall furnish an undertaking to this effect;**
- (xx) The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government;**
- (xxi) The 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 the project;**

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(xxii) Any other conditions that the Central Government or Regional Officer (Central) of Integrated Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the User Agency;

(xxiii) In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the rules / guidelines issued under FCA, 1980;

(xxiv) The State Government shall process and submit compliance report on the above conditions through online (<https://parivesh.nic.in/>);

After receipt of the compliance report on above mentioned conditions, the proposal will be considered for final approval. This in-principle approval shall be valid for a period of 5 years from the date of issue of this letter. In the event of non-compliance of the above conditions, this in-principle approval shall automatically stand revoked after 5 years.

Yours faithfully,

Sd/-

(K.Karthikeyan)

Assistant Inspector General of Forests (Central)

Copy to:

1. The Principal Chief Conservator of Forests, Govt. of Tamil Nadu, Forest Department, Guindy Velachery Main Road, Guindy, Chennai - 32
2. The Additional Principal Chief Conservator of Forests/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Govt. of Tamil Nadu, Forest Department, Guindy Velachery Main Road, Guindy, Chennai - 32
3. The IGF, RO(HQ) Division, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi -3
4. Principal, Government Arts and Science College, Jayankondam, Tamil Nadu-621802 gascjayankondam@gmail.com
5. Guard File.

Sd/-

(K.Karthikeyan)

Assistant Inspector General of Forests (Central)