



सत्यमेव जयते

भारत सरकार
GOVERNMENT OF INDIA
 पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
**MINISTRY OF ENVIRONMENT, FOREST
 & CLIMATE CHANGE**



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**BY SPEED POST**

F.No.4-KLB1438/2023-BAN/ 24
 Dated the 14th March, 2023

To

The Additional Chief Secretary,
 Government of Kerala,
 Forests & Wildlife (C) Department,
 Secretariat, Thiruvananthapuram,
 Kerala, PIN – 695 001.

Subject: Diversion of 0.7922 ha. of forest land for upgradation of existing 66 KV SC Kalappetty Nenmara line to 110 KV DC line in favour of the Assistant Engineer-II, Kerala State Electricity Board Ltd (KSEBL), Sub Station, Sub Division, Palakkad Medical College –reg.

Sir,

I am directed to refer to the State Government's letter No.C3/88/2023-FWLD dated 24/02/2023 seeking prior approval of the Central Government under Section'2' of the Forest (Conservation) Act, 1980 for the above project.

After careful examination of the proposal of the State Government, in-principle approval /Stage-I clearance of the Central Government is hereby granted for diversion of **0.7922 ha.** of forest land of VFC item No.199/1 under Vadakkencherry section of Alathur Range, Nenmara Forest Division for upgradation of existing 66 KV SC Kalappetty Nenmara line to 110 KV DC line in favour of the Assistant Engineer-II, Kerala State Electricity Board Ltd (KSEBL), Sub Station, Sub Division, Palakkad Medical College, subject to the following conditions:-

A: Conditions which need to be complied prior to handing over of forest land by the State Forest Department.

1. The User Agency shall transfer online, the Net Present Value (NPV) of the forest land being diverted under this proposal, as per the guideline issued by Ministry vide letter No.5-3/2011-FC (Vol-I) dated 06/01/2022. The requisite funds shall be transferred through online portal into CAMPA account of the State Concerned.
2. The User Agency in consultation with the State Forest Department shall prepare a detailed scheme for creation and maintenance of plantation of dwarf species (preferably medicinal plants) in right of way under the transmission line for the

- execution of the said scheme by the State Forest Department. The cost of implementation of the scheme shall be deposited by the User Agency in the CAMPA account.
3. All the funds received from the user agency under the project shall be transferred/deposited in CAMPA account only through e-portal (<https://parivesh.nic.in/>). Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance.
 4. The KML file of the forest area diverted shall be uploaded on the e-green watch portal with all requisite details and same shall be submitted along with compliance report.
 5. The State Government shall complete settlement of rights, in term of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act 2006, if any, on the forest land to be diverted and submit the documentary evidence as prescribed by this Ministry in it's letter No. 11-9/1998-FC dated 3rd August 2009 read with 05.07.2013 with necessary enclosures, in support thereof
 6. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost as per the directions of concerned Divisional Forest Officer.
 7. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).
 8. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-FC dated 28.03.2019.

B: Conditions which need to be strictly complied on field after handing over of forest land to the user agency by the State Forest Department but the compliance in form of undertaking shall be submitted prior to Stage-II approval:

1. Legal status of the diverted forest land shall remain unchanged.
2. At the time of payment of the Net Present Value (NPV) at the then prevailing rate, the User Agency shall furnish an undertaking to pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India.
3. No tree felling shall be undertaken in the forest area proposed for diversion.
4. The User Agency at its cost shall provide bird deflectors, which are to be fixed on upper conductor of transmission line at suitable intervals to avoid bird hits.
5. The User Agency shall comply with the guidelines for laying transmission lines through forest areas issued by Ministry vide letter No. 7-25/2012-FC dated 05/05/2014 and 19/11/2014.
6. 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.
7. No labour camp shall be established on the forest land by the State Government.
8. No additional or new paths will be constructed inside the forest area for transportation of construction materials for execution of the project work.
9. The forest land shall not be used for any purpose other than that specified in the project proposal.
10. The total forest area utilized for the project shall not exceed 0.7922 ha.
11. The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government.
12. No damage to the flora and fauna of the adjoining area shall be caused.

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13. The layout plan of the proposal shall not be changed without the prior approval of the Central Government.
14. The concerned Divisional Forest Officer, will monitor and take necessary mitigative measures to ensure that there is no adverse impact on the forest in the surrounding area.
15. The User Agency shall submit the annual self-compliance report in respect of the above stated conditions to the State Government and Integrated Regional Office, Bangalore by the end of March every year.
16. The user agency shall comply with all the provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.
17. Any other condition that the Ministry of Environment, Forest and Climate Change may stipulate from time to time in the interest of conservation, protection and development of Forest and Wildlife.

After receipt of compliance report on fulfillment of the conditions mentioned above, the proposal shall be considered for final approval under Section-2 of the Forest (Conservation) Act, 1980. Transfer of forest land shall not be effected till final approval is granted by the Central Government in this regard.

Further, it may also be noted that 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 be revoked after 5 years.

Yours faithfully,


(B.N. Anjan Kumar)

ok Assistant Inspector General of Forests (Central)

Copy to:-

1. The Inspector General of Forests (ROHQ), Govt. of India, Ministry of Environment, Forests and Climate Change, Indira Paryavaran Bhavan, Agni Wing, Aliganj, Jor Bagh Road, New Delhi – 110 003
2. The Principal Chief Conservator of Forests, Forests Department, Government of Kerala, 'Vanalakshmi', 1st Floor, Forest Headquarters, Vazhuthacaud, Thiruvananthapuram-695 014, Kerala.
3. The Principal Chief Conservator of Forests (Forest Management) & Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Government of Kerala, 'Vanalakshmi', 1st Floor, Forest Headquarters, Vazhuthacaud, Thiruvananthapuram, PIN- 695 014, Kerala.
4. M/s. Kerala State Electricity Board Ltd (KSEBL), Sub Station, Sub Division, Vidyuthibhavanam, Pattom, Thiruvananthapuram -695 004 Kerala.
5. Guard file.


(B.N. Anjan Kumar)
Assistant Inspector General of Forests (Central)

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15/3/2023