



GOVERNMENT OF KERALA

Abstract

Forest & Wildlife Department - Forest (Conservation) Act, 1980 - Diversion of 0.0092014 ha of forest land for IIP Main Canal construction of leading channel and providing DI pipe for recharging Puthenkulam in Malayattoor Neleswaram Panchayath in Kalady Forest Range in Malayattoor Forest Division - Stage I Approval - Orders Issued - regarding.

FOREST & WILDLIFE (C) DEPARTMENT

G.O.(Rt)No.572/2022/F&WLD Dated,Thiruvananthapuram, 15-12-2022

Read Letter no.FC2-3129/2022 dated 28/11/2022 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 0.0092014 ha of forest land for IIP Main Canal construction of leading channel and providing DI pipe for recharging Puthenkulam in Malayattoor Neleswaram Panchayath in Kalady Forest Range in Malayattoor Forest Division. The Assistant Executive Engineer, Idamalayar Irrigation Project, Sub Division-2, Angamaly is the User Agency.

The proposal is for the construction of leading channel and providing DI pipe for recharging Puthenkulam in Malayattoor Neleswaram Panchayath for irrigation purpose in Kalady Range of Malayattoor Forest Division.

As per the Site Inspection Report, the proposed leading channel requires a length of 38.34 M and width of 2.4 M (0.0092 ha) which passes through the fireline area of 2016 Manjium Bit I Plantation of Kalady Range in Malayattoor Forest Division. The area does not have any rare endangered/ unique species of Flora. Moreover there is no

protected/ archeological/ heritage site/defense establishment located in the area. No trees are required to be felled for this project. The project is essential for the local people and the proposed diversion is underground pipeline and it is not a threat to the forest and wildlife. There is no other alternative way for this project. The forest land proposed by the User Agency is unavoidable and bare minimum for the project. The diversion of 0.0092 ha of forest land for the construction leading channel and providing DI pipe from Chelachuvadu Sluice of Idamalayar Irrigation Project for recharging Puthenkulam and the proposed diversion by laying underground pipeline is not a threat to forest and wildlife.

The proposal is uploaded in 'PARIVESH' website vide No. FP/KL/IRRIG/153720/2022 and all due procedures have been 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) 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 Honble 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.
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) 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.
7. The layout plan of the proposal shall not be changed without prior approval of Central Government.

8. No labour camp shall be established in 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 0.0092014 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 Govt. of India.
12. The User Agency shall sign an agreement with the Forest Department before transfer of the land to the User Agency.
13. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).
14. 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.
15. The User Agency shall apply for renewal after 25 years.
16. 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)
K R JYOTHILAL
PRINCIPAL SECRETARY

To:

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

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

The Chief Conservator of Forest (Central Circle) Thrissur.

Divisional Forest Officer, Malayattoor.

The Assistant Executive Engineer, Idamalayar Irrigation Project, Sub
Division-2, Angamaly.

The Principal Accountant General (A&E)/ Audit, Thiruvananthapuram.
I&PR (Web & New Media) Department.

Stock file.

Forwarded /By order

Section Officer

