



GOVERNMENT OF KERALA

Abstract

Forest & Wildlife Department - Forest (Conservation) Act, 1980 - Diversion of 0.04 ha of forest land for 11 KV underground cable along the roadside of Kombukuthy-Mainakulam road passing through Ranni Reserved Forest of Kottayam Forest Division - Stage I Approval - Orders Issued - reg

FOREST & WILDLIFE (C) DEPARTMENT

G.O.(Rt)No.224/2022/F&WLD Dated,Thiruvananthapuram, 19-05-2022

Letter no.FC2-1075/2022 dated 28.04.2022 from the Additional Read 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 (ii) of Forest (Conservation) Act,1980 for diversion of 0.04 ha of forest land for laying of 11 KV underground cable along the roadside of Kombukuthy - Mainakulam road passing through Ranni Reserved Forest of Kottayam Forest Division. The Executive Engineer, Electrical division, Peermade is the user agency. The proposal is for laying of 11 KV underground cable along the roadside of Kombukuthy-Mainakulam Road.

As per the inspection reports, the proposed project area is included in the jurisdictional limit of Kottayam Forest Division. The area supports moist deciduous vegetation and the alignment of underground cable laying is such that no trees are to be felled for the project. The proposed plot lies at an approximate aerial distance of 4 Km from the boundary of Periyar Tiger Reserve. The proposed bit of land does not pass through any National park, Elephant Corridor or Tiger Reserve. The required area proposed is the bare minimum and would not cause much impact on the forest eco-system. The ecological impact caused due to diversion is negligible as the proposed project is linear with minimum area requirement of 0.04 ha and no tree felling is

involved.

The Chief Conservator of Forests (High Range Circle), Kottayam recommended that the project will help tribal and non tribal people living in interior areas to avoid fluctuation in electric supply. This is a minimum requirement and does not affect wildlife and no tree felling required and is along existing road.

The proposal is uploaded in PARIVESH, website vide Proposal No: FP/KL/TRANS/145004/2021 and all due procedures have been completed.

In this circumstances, 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.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. The State Government shall charge the Net present Value of the diverted forest land of 0.04 ha from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 28.03.2008 and 09.05.2008 in IA Nos 826 in 566 with related IA's in WP(C)202/1995.
5. 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.
6. 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/>).
7. 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.

8. The layout plan of the proposal shall not be changed without prior approval of Central Government.

9. No labour camp shall be established on the forest land.

10. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.

11. 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 0.04 ha.

12. 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.

13. The User Agency shall sign an agreement with Forest Department before transfer of the land to the User Agency.

14. The compliance report shall be uploaded on e-portal (<https://Parivesh.nic.in/>).

15. 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.

16. The User Agency shall apply for renewal after 25 years.

17. 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 (High Range Circle) Kottayam.

Divisional Forest Officer, Kottayam.

The Executive Engineer, Electrical division, Peermade.
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)