



Government of Karnataka

R.P.A.D

No. FEE 53 FLL 2022 (e)

Karnataka Government Secretariat
Multistoried Buildings,
Bengaluru, Date: 21-05-2022.

From:

The Additional Chief Secretary to Government,
Forest, Ecology and Environment Department,
Bengaluru-560001.

To:

The Principal Chief Conservator of Forests (HoFF),
Aranya Bhavan, Malleshwaram,
Bengaluru-560003

Sir,

Sub: Diversion of 0.985 of forest land in Kalakeri Village, Dharwad Taluk and District (Dharwad Forest Diversion) for improvement of road from Kalakeri to Hunasikumari Village in favour of Executive Engineer, Public Works Department, Dharwad.

Proposal No.FP/KA/ROAD/144763/2021

Ref: Your Officer letter No. KFD/HOFF/A52K(GFL)/25/2020-FC,
Dated:21-03-2022

With reference to the above subject, I am directed to invite your kind attention to letter vide referred at above seeking prior approval of the State Government under Section 2 of the Forest (Conservation) Act, 1980 for the above cited project.

The State Government hereby conveys in-principle approval (Stage-I) under section 2 of the Forest (Conservation) Act, 1980 for the Diversion of 0.985 of forest land in Kalakeri Village, Dharwad Taluk and District (Dharwad Forest Diversion) for improvement of road from Kalakeri to Hunasikumari Village in favour of Executive Engineer, Public Works Department, Dharwad. subject to fulfilment of the following conditions:-

01. The legal status of forest land shall remain unchanged and it shall continue to be the forest land.
02. The User Agency shall pay the applicable Net Present Value (NPV), land lease rent and any other levies as per the conditions of approval.
03. The User Agency shall demarcate the lease area in the manner specified at the time of approval at its own cost.
04. The lessee shall not-lease, mortgage & hypothecate the forest area.
05. The Lessee shall provide signages in appropriate dimensions and nature on both sides of proposed road within forest limits for sensitisation of general public towards the forest wildlife and environmental issues in consultation with the jurisdictional Deputy Conservator of Forests.

06. The leased out area should be used for the purpose for which it is granted. In case the land is not used for the stipulated purpose within two years or when it is no longer needed for the stipulated purpose, the area would stand resumed to the Forest Department.
07. No change in Land Use Plan on forest land shall be done except with prior approval of Government of India under FC Act 1980.
08. The application for renewal of the lease in the prescribed form and manner shall be submitted at least six months prior to the expiry of forest lease. In case no renewal is sought the Lessee shall hand over the lease.
09. No residential or commercial buildings shall be permitted in the forest area proposed for diversion.
10. No. crushing /breaking of stones or labour camp shall be allowed on forest land and waste /debris generated shall be scientifically disposed off outside the forest area.
11. Any damage to forest area because of implementation of the proposal shall be compensated by the Lessee. The extent of damage shall be assessed by the jurisdictional Deputy Conservator of Forests/Conservator of Forests/Chief Conservator of Forests.
12. The Lessee shall ensure that no avoidable harm is caused to the fauna and flora in and around the proposed area.
13. In case, any violation of the provisions of the Karnataka Forest Act, 1963 & Rules, 19698 or other relevant Acts/Rules is reported during the lease period, ~~the lease will be liable for forfeiture under Section 82 of Karnataka Forest Act, 1963.~~ The Chief Conservator of Forests / Deputy Conservator of Forests concerned are authorized to take necessary action in this regard.
14. The approval under the Forest (Conservation) Act, 1980 is subject to any other clearances necessary under the prevailing statutes.
15. The User Agency shall also abide by other conditions those may be imposed by the Government of India, Government of Karnataka and Principal Chief Conservator of Forests (Head of Forest Force) before or after the approval.
16. 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>).
17. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
18. User agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.
19. Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/ Forest Areas.
20. The user agency shall provide suitable under / over pass in Protected Area / Forest Area as per recommendations of CWLW/NBWL /FAC/REC.
21. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable
22. No labour camp shall be established on the forest land.



23. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
24. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
25. The period of diversion under this approval shall be for 30 Years or the project life, whichever is less.
26. 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.
27. The compliance report shall be uploaded on e-portal ([https:// parivesh.nic.in](https://parivesh.nic.in))
28. Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.
29. 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 guideline of Forest(Conservation) Act, 1980 as issued by this Ministry's letter No. F.No.11-42/2017-FC, dated:29-01-2018.
30. The Forest Department and user agency shall comply the provisions of the all Acts, Rules, Regulations, Guidelines, NGT order & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.

Yours faithfully


(S. SRINIVASA) 21/05/2022

Under Secretary to Government

 Forest, Ecology and Environment Department (Forest-C)