



भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE
समन्वित क्षेत्रीय कार्यालय
INTEGRATED REGIONAL OFFICE
Kendriya Sadan, IVth Floor, E& F Wings, 17th Main Road,
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BY SPEED POST

F.No.4-KRB1263/2020-BAN/

Dated the 20th October, 2020

To

The Additional Chief Secretary to Government of Karnataka,
Forest, Ecology & Environment Department,
M.S. Building, Dr. Ambedkar Veedhi,
Bangalore – 560 001.

Subject: Diversion of 0.18 ha. of forest land in Sy.No. 21, Bandigani Village, Terda Hobli, Jamkhandi taluk, Bagalkot District for laying of Raising Main Pipeline (1.32m dia) under Sri Venkateshwar Lift Irrigation Scheme in favour of the Executive Engineer, Karnataka Neeravari Nigam Ltd (KNNL) R&R Division, Athani, Belagavi District -reg.

Sir,

I am directed to refer to the State Government's letter No.FEE 62 FLL 2020 (e) dated 07/10/2020 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, the Central Government hereby conveys the in-principle approval (**Stage-I**) for the diversion of 0.18 ha. of forest land in Sy.No. 21, Bandigani Village, Terda Hobli, Jamkhandi taluk, Bagalkot District for laying of Raising Main Pipeline (1.32m dia) under Sri Venkateshwar Lift Irrigation Scheme in favour of the Executive Engineer, Karnataka Neeravari Nigam Ltd (KNNL) R&R Division, Athani, Belagavi District, subject to fulfillment of the following conditions:-

1. The legal status of forest land shall remain unchanged.
2. The boundary of the forest land to be diverted shall be suitably demarcated on ground at the cost of User Agency as per the directions of concerned Divisional Forest Officer.
3. The State Government shall charge the Net Present Value of the diverted forest land of 0.18 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.

4. 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.
5. All the funds received from the user agency under the project shall be transferred /deposited to CAMPA fund only through (<https://parivesh.nic.in/>).
6. 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, in support thereof.
7. If the pipeline is overground, sufficient provision shall be made for essential movement of people and animals.
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 land shall not be used for any purpose other than i.e. specified in the project proposal.
12. The total forest area utilized for the project shall not exceed 0.18 ha.
13. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Government of India.
14. 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.
15. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).
16. 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.

Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guideline

F.No.11-42/2017-FC dated 29/01/2018. The State Government 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.

After receipt of the compliance report on the above conditions, the proposal will be considered for final approval. This in-principle approval shall be valid for a period of 5 years. The forest land shall not be transferred to the User Agency prior to the issue of final approval.

Yours sincerely,



(R. Padmawathe)

Deputy Inspector General of Forests (Central)

Copy to:-

1. The Principal Chief Conservator of Forests (HoFF), Forests Department, Govt. of Karnataka, Aranya Bhavan, 18th Cross, Malleswaram, Bangalore – 560 003.
2. The Principal Chief Conservator of Forests (FC) /Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Govt. of Karnataka, Aranya Bhavan, 18th Cross, Malleswaram, Bangalore – 560 003.
3. The Executive Engineer, Karnataka Neeravari Nigam Ltd (KNNL) R&R Division, Athani, Near HBC Office, Belagavi District -591 304. Karnataka.
4. Guard file.



(R. Padmawathe)

Deputy Inspector General of Forests (Central)

/c 
20/10/2020