



भारत सरकार

GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE
Regional Office (Southern Zone),
Kendriya Sadan, IVth Floor, E& F Wings, 17th Main Road,
IInd Block, Koramangala, Bangalore - 560 034,
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BY SPEED POST

F.No.4-KLB1201/2019-BANI 1072
Dated the 21st October, 2019

To

The Principal Secretary,
Government of Kerala,
Forests & Wildlife (C) Department,
Secretariat, Thiruvananthapuram,
Kerala, PIN - 695 001.

Subject: Diversion of 0.54 ha. of forest land for construction of Vadakkumpadam Thampurattiparambu road in Thrissur Forest Division.

Sir,

Please refer to State Government letter No. C3/71/2019-F&WLD dated 18/06/2019 and PCCF's letter No. FC2-2252/2019 dated 03/10/2019 seeking prior approval of the Central Government in accordance with Section'2' of Forest (Conservation) Act, 1980 for the above-mentioned project.

After careful consideration of the proposal of the State Government, I am directed to convey Central Government's approval in-principle (Stage-I) under Section'2' of Forest (Conservation) Act, 1980 for diversion of 0.54 ha. of forest land for construction of Vadakkumpadam Thampurattiparambu road in Thrissur Forest Division, subject to the following conditions:-

1. The legal status of 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 concerned Divisional Forest Officer before Stage-II approval.
3. The State Government shall charge the Net Present Value of the diverted forest land of 0.54 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. Avenue planting shall be taken up by User Agency along the road on either sides at available space with special preference to fruit trees, at the project cost. The plantation

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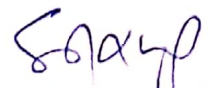
S. J. Singh

shall also be maintained at the project cost. The user agency shall furnish an undertaking to this effect.

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 Ministry of Environment & Forests vide letter No.11-9/1998-FC (Pt) dated 05.07.2013 shall be furnished before Stage-II clearance, as the certificate furnished in this regard is not in the prescribed format.
8. The layout plan of the proposal shall not be changed without prior approval of Central Government.
9. No labour camps shall be established on the forest land.
10. No additional or new paths 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 for the purpose for which it is granted. The total forest area utilized for the project shall not exceed 0.54 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 Government of India.
13. 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.
14. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).
15. Any other condition that the Additional Director General of Forests (Central), Regional Office, Bangalore may impose from time to time for protection, improvement of flora and fauna in the forest area and public convenience, shall also be applicable.
16. 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.

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 and the forest land shall not be transferred to the User Agency prior to the issue of final approval.

Yours faithfully,



(M.K. Shambhu)

Deputy Inspector General of Forests (Central)

Copy to:-

1. The Director General of Forests & Special Secretary to Govt. of India, Ministry of Environment, Forests and Climate Change, Government of India, Agni Wing, Indira Paryavaran Bhavan, Jor Bagh Road, Lodhi Colony, New Delhi – 110 003.

2. The Principal Chief Conservator of Forests, Forests Deptt, Government of Kerala, 'Vanalakshmi', 1st Floor, Forest Headquarters, Vazhuthacaud, Thiruvananthapuram-695 014, Kerala.
3. The Additional Principal Chief Conservator of Forests (Special Afforestation) & 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. The Assistant Engineer, LSGD Section, Pananchery Grama Panchayat, Thrissur -680 652, Kerala.
5. Guard file.

S.M.A.P

(M.K. Shambhu)

Deputy Inspector General of Forests (Central)

o/c

21/10/2019