



भारत सरकार

GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE

Regional Office (South Eastern Zone),

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F.No.4-TNB045/2019-CHN/0276

Date 21st February, 2020

To,

The Principal Secretary to the Government of Tamil Nadu,
Environment & Forests Department,
Secretariat, Fort St. George, Chennai - 600 009.

Subject: Diversion of 0.4611 ha of forest land for improvement of existing Korampallam surplus course bridge in Mullakadu RF of Mullakadu Village in favour of Executive Engineer, VOC Port Trust, Thoothukudi -reg

Sir,

Please refer to the State Government's letter No 6734/FR-10/2019-4 dated 21.08.2019 and 6734/FR-10/2019-8 dated 05.02.2020 and online application No. FP/TN/ROAD/35317/2018, seeking prior approval of the Government of India for diversion of forest land in accordance with Section '2' of Forest (Conservation) Act, 1980 for the above mentioned project

After careful consideration of the proposal, I am directed to convey the in-principle (Stage-I) approval of the Government of India under Section '2' of Forest (Conservation) Act, 1980 for diversion of 0.4611 ha of forest land for improvement of existing Korampallam surplus course bridge in Mullakadu RF of Mullakadu Village in favour of Executive Engineer, VOC Port Trust, Thoothukudi, for a period of 20 years subject to the following conditions:-

1. Legal status of the diverted forest land shall remain unchanged;
2. Demarcation of the proposed forest area shall be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of the User Agency;
3. The State Forest Department shall carry out Compensatory Afforestation (CA) and its maintenance in identified forest land in RF 4-5, Mullakadu RF, Thoothukudi Beat at the cost of the User Agency;
4. Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government;

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Date 21/02/20 PSL

5. The State Government shall charge the Net Present Value(NPV) for the 0.4611 ha forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No. 5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009 in this regard;
6. Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect;
7. All the funds received from the User Agency under the project shall be transferred/ deposited to respective State CAMPA fund only through the portal (<https://parivesh.nic.in>)
8. The compliance report shall be uploaded on *e-portal* (<https://parivesh.nic.in/>);
9. Felling of trees of spontaneous origin shall not be carried out;
10. The User Agency shall not be carrying out project works during night time and it shall be restricted only between 7.00 AM to 6.00 PM;
11. The designing of pillars of the bridge should be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging, and also does not hamper movement of aquatic species and mangroves etc;
12. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourers after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel;
13. No additional or new path shall be constructed for transportation of construction materials for execution of the project work;
14. No labour camps shall be established on the forest land.
15. The User Agency shall ensure that the labourers, staff engaged in construction activity do not damage nearby forest flora and fauna;

16. Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it shall be the responsibility of the User Agency to ensure that the labourers and staff engaged in execution of work do not destruct nearby forest flora & fauna;
17. The layout plan of the proposal shall not be changed without prior approval of the Central Government;
18. The forest land proposed to be diverted shall under no circumstances be transferred or sublet to any other agencies, department or person without prior approval of Govt. of India;
19. The User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations , Court Orders and Guidelines, for the time being in force, as applicable to such project;
20. The total forest area utilized for the project shall not exceed **0.4611** ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal;
21. The Progress of the Compensatory Afforestation under the jurisdiction of the DFO, Thoothukudi Division shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Regional Office to upload the same in the web portal;
22. Any other condition that the DDGF (Central), Regional Office, Chennai may impose from time to time for protection, improvement of flora and fauna in the protected area in public interest shall be complied by the User Agency;
23. In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the Rules and guidelines issued by MoEF&CC, in this regard;

After receipt of the compliance report on above mentioned conditions, the proposal will be considered for final approval. This in-principle approval shall be valid for a period of 5 years from the date of issue of this letter. In the event of non-compliance of the above conditions, this in-principle approval may be revoked as per the rules.

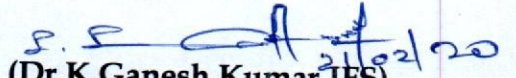
Yours faithfully,


(Dr.K.Ganesh Kumar, IFS)

Assistant Inspector General of Forests (Central)

Copy to:-

1. The Principal Chief Conservator of Forests, Govt. of Tamil Nadu, Forest Department, No.1, Jeenis Road, Panagal Building, Saidapet, Chennai - 600 015.
2. The Chief Wildlife Warden/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Govt. of Tamil Nadu, Forest Department, No.1, Jeenis Road, Panagal Building, Saidapet, Chennai - 600 015.
3. The Executive Engineer (Civil), Road and Civil Maintenance Division, V.O. Chidambaranar Port Trust, Bharathi Nagar, Thoothukudi, Tamil Nadu-628004.
4. Guard File.


(Dr.K.Ganesh Kumar, IFS)

Assistant Inspector General of Forests (Central)