



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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Nungambakkam, Chennai - 600034, Tel. 044-28222041,

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F.No. 4-TNB030/2019-CHN/ 0495

Date 25 March, 2019

To,

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

Subject: Diversion of 0.00487 ha of forest land for the TANTEA sales bunk entrance areas and for the movement of consumers in favour of Managing Director, TANTEA, Nilgiris-reg.

Sir,

Please refer to the State Government's letter No.20639/FR.10/2018-1 dated 04.01.2019 and online proposal No. FP/TN/Others/20994/2016 seeking prior approval of the Central Government 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 of the State Government, I am directed to convey the Central Government's in-principle approval (**Stage-I**) under Section '2' of Forest (Conservation) Act, 1980 for diversion of 0.00487 ha of forest land for the TANTEA sales bunk entrance areas and for the movement of consumers in favour of Managing Director, TANTEA, Nilgiris, **for a period of 03 years**, subject to the following conditions:

- (i) Legal status of the diverted forest land shall remain unchanged;
- (ii) 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 User Agency;
- (iii) The State Government shall charge the Net Present Value of the diverted forest land measuring **0.00487 ha** from 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;
- (iv) Additional amount of Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court

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Date 25/03/19 RSH

of India in future, shall be charged by the State Government from the User Agency. User Agency shall furnish an undertaking to this effect;

- (v) The funds received from the User Agency towards Compensatory Afforestation, Net Present Value and any money received in compliance of the conditions stipulated by the Central Government under this project shall compulsorily be deposited in to the **"State Compensatory Afforestation Fund of Tamil Nadu State"**;
- (vi) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- (vii) Disturbance shall be kept minimal by creating labour camps outside the forest area as far as possible and it will be the responsibility of the User Agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna;
- (viii) No permanent structures shall be built in the diverted forest area;
- (ix) No tree felling shall be carried out in the diverted forest area;
- (x) It has been reported in the proposal that the area proposed for diversion is plain and adjacent to Theni - Madurai main road having no tree growth. However, as per the site plan, the proposed forest area for diversion is also adjacent to bye pass road to Periyakulam. Hence, the State Government may furnish details of forest clearance accorded for the said roads and to clarify whether or not the proposed forest area for diversion under the subject proposal is within RoW of the said roads;
- (xi) Correct KML file of the forest area proposed for diversion shall be uploaded in the online application and report on the same shall be furnished along with compliance report;
- (xii) As per the Ministry's guideline No 11-360/2016-FC dated 17.11.2016, the state Government shall furnish Original PART I, II & III and all other documents like RoFR certificate, map of the forest area proposed for diversion duly signed by the DFO concerned. They shall be furnished along with the compliance report;

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- (xiii) The total forest area utilized for the project shall not exceed **0.00487 ha** and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal;
- (xiv) The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government;
- (xv) User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project;
- (xvi) Any other conditions that the Central Government or Addl. PCCF(Central) of Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the User Agency;
- (xvii) The Progress of the Compensatory Afforestation under the jurisdiction of the DFO, Theni Forest 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;
- (xviii) In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as decided by the Additional PCCF (Central), Regional Office, Chennai.

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 shall automatically stand revoked after 5 years.

Yours faithfully,



(L.Chandrasekar)

Deputy Inspector General of Forests (Central)

Copy to:-

1. The Director General of Forests & Special Secretary to Govt. of India, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi - 110 003.

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2. The Principal Chief Conservator of Forests, Govt. of Tamil Nadu, Forest Department, No.1, Jeenis Road, Panagal Building, Saidapet, Chennai - 600 015.
3. The Additional Principal Chief Conservator of Forests/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
4. The Director, RO(HQ) Division, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi - 110 003.
5. The Managing Director, TANTEA, TANTEA complex, Orange Grove Road, Coonoor, Nilgiris-643101.
6. Guard File.

(L.Chandrasekar)
Deputy Inspector General of Forests (Central)

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