



## GOVERNMENT OF KERALA

### Abstract

Forest & Wildlife Department - Forest (Conservation) Act, 1980 - Diversion of 0.182 ha of forest land for construction of Hill Highway through Kuttyadi Churam in Kozhikode District - Stage I approval - Orders Issued - reg

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### FOREST & WILDLIFE (C) DEPARTMENT

G.O.(Rt)No.368/2022/F&WLD Dated, Thiruvananthapuram, 25-08-2022

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Read Letter no. FC1-2279/2022 dated 06.08.2022 from the Additional Principal Chief Conservator of Forests & Nodal Officer, Thiruvananthapuram.

### ORDER

The Additional Principal Chief Conservator of Forests & Nodal Officer as per the letter read above has recommended and forwarded the proposal in Form A under section 2 of Forest (Conservation) Act, 1980 for diversion of 0.182 ha of forest land for construction of Hill Highway through Kuttyadi Churam in Kozhikode District. The Executive Engineer, KRFB-PMU, Kozhikode is the user agency. The project is for providing traffic infrastructure with better level of riding of quality along the hilly area thus to make easy connectivity between hill districts in Kerala.

As per the site inspection reports, it is informed that the proposal is for providing the infrastructure with better level of riding of quality along the hilly area. This is to make easy connectivity between Wayanad and Kozhikode District. The project is for widening the existing roadway from Kozhikode to Wayanad through Kuttyadi Churam. There is no better alternative for the project. 316 trees has to be felled for the project. The required land is barest minimum. There is no displacement of families is required due to this project. The widening of road would essentially reduce the traffic congestion along the ghat route. The proposed area does not form part of any protected area/ heritage site/ site of archaeological importance/ defense establishment. The project does not adversely affect the flora and fauna

of the area.

The proposal already is uploaded in Union Ministry's website vide proposal No. FP/KL/ROAD/154077/2022 and due procedures completed.

In this circumstance, Government have examined the proposal under general approval powers of the State Government vide 4.3 of Forest (Conservation) Act, 1980 guidelines, and are pleased to accord Stage I (in-principle) approval subject to the following conditions:

1. Legal status of the 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 the concerned Divisional Forest Officer.
3. The User Agency shall make online payment of cost of Compensatory Afforestation, Net Present Value through e-payment module of forest clearance portal.(forestclearance.nic.in)
4. Additional amount of Net Present Value 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 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 e-portal (<https://parivesh.nic.in/>).
6. Necessary certificates/ documents under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 as per the guidelines issued by the Ministry of Environment, Forest & Climate Change vide letter No. 11-9/1998-FC(pt) dated 05.07.2013 shall be furnished before Stage-II clearance.
7. The layout plan of the proposal shall not be changed without prior approval of Central Government.
8. No labour camp shall be established on the forest land.
9. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
10. The forest area shall be used only for the purpose for which it is granted. The total forest area utilized for this project shall not

exceed 0.182 ha.

11.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.

12. The User Agency has to sign an agreement with Divisional Forest Officer incorporating all the conditions imposed by Government of India/ Government of Kerala in this regard and lease rent as decided by the Government of Kerala may be remitted.

13. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).

14. The User Agency shall apply for renewal after 30 years.

15. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.

16. Violation of any of the above conditions will warrant to violation of Forest (Conservation) Act, 1980 and action would be taken as per guidelines issued by the Ministry of Environment, Forest & Climate Change vide F.No.11-42/2017-FC dated 29/01/2018.

(By order of the Governor)  
K R JYOTHILAL  
PRINCIPAL SECRETARY

To:

The Principal Chief Conservator of Forests & Head of Forest Force, Thiruvananthapuram,

The Additional Principal Chief Conservator of Forests & Nodal Officer, Thiruvananthapuram,

The Chief Conservator of Forests(Northern Circle), Kannur,

The Divisional Forest Officer, Kozhikode,

The Executive Engineer, KRFB-PMU, Kozhikode,

The Principal Accountant General (A&E) / Audit, Thiruvananthapuram,

The I&PR (web & new media) Department,

Stock file / Office Copy.

Forwarded /By order

Section Officer