



भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE
समन्वित क्षेत्रीय कार्यालय
INTEGRATED REGIONAL OFFICE
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BY SPEED POST

F.No.4-KRB1277/2021-BANI 13/
Dated the 27th January, 2021

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 0.789 ha. of forest land in Sy.No. 130, 131 & 132, Angodu village, Angodu Hobli, Davangere Taluk and District for laying of Underground MS Water pipeline (Raising Main) from CH:36.225 to CH:37.550 parallel to NH-48 under Bharamasagara Lift Irrigation Scheme for filling 42 tanks in Bharamasagara Hobli, Chitradurga Taluk and District in favour of the Executive Engineer, Karnataka Neeravari Nigama Ltd (KNNL), Davanagere - reg.

Sir,

I am directed to refer to the State Government's letter No. FEE 93 FLL 2020 (e) dated 15/01/2021 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, in-principle approval /Stage-I clearance of the Central Government is hereby granted for diversion of 0.789 ha. of forest land in Sy.No. 130, 131 & 132, Angodu village, Angodu Hobli, Davangere Taluk and District for laying of Underground MS Water pipeline (Raising Main) from CH:36.225 to CH:37.550 parallel to NH-48 under Bharamasagara Lift Irrigation Scheme for filling 42 tanks in Bharamasagara Hobli, Chitradurga Taluk and District in favour of the Executive Engineer, Karnataka Neeravari Nigama Ltd (KNNL), Davanagere, subject to the following conditions:-

A: Conditions which need to be complied prior to handing over of forest land by the State Forest Department.

1. The User Agency shall transfer online, the Net Present Value (NPV) of the forest land being diverted under this proposal, as per the orders of the Hon'ble Supreme Court of India dated 28.03.2008, 24.04.2008 and 09.05.2008 in Writ Petition (Civil) No.202/1995 and the guidelines issued by this Ministry vide its letter No. 5-3/2007-FC dated 05.02. 2009. The requisite funds shall be transferred through online portal into CAMPA account of the State Concerned.
2. The cost of raising plantation of ten times the number of trees to be felled shall be realised from the user agency. The location of the area identified for raising the plantation shall be furnished.

3. All the funds received from the user agency under the project shall be transferred/deposited in CAMPA account only through e-portal (<https://parivesh.nic.in/>). Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance.
4. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).
5. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
6. The boundary of the diverted forest land shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, distance from pillar to pillar and GPS co-ordinates.
7. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-FC dated 28.03.2019.

B: Conditions which need to be strictly complied on field after handing over of forest land to the user agency by the State Forest Department but the compliance in form of undertaking shall be submitted prior to Stage-II approval:

1. Legal status of the diverted forest land shall remain unchanged.
2. At the time of payment of the Net Present Value (NPV) at the then prevailing rate, the User Agency shall furnish an undertaking to pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India.
3. The user agency shall ensure that any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department.
4. 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.
5. No labour camp shall be established on the forest land.
6. The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government.
7. No damage to the flora and fauna of the adjoining area shall be caused.
8. The layout plan of the proposal shall not be changed without the prior approval of the Central Government.



9. The User Agency shall submit the annual self -compliance report in respect of the above stated conditions to the State Government and Integrated Regional Office, Bangalore by the end of March every year.
10. The user agency shall comply with all the provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.

After receipt of compliance report on fulfilment of the conditions mentioned above, the proposal shall be considered for final approval under Section-2 of the Forest (Conservation) Act, 1980. Transfer of forest land shall not be effected till final approval is granted by the Central Government in this regard.

Yours faithfully,



(M.K. Shambhu)

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 Nigama Ltd (KNNL), No. 5, Bhadra Canal Division, Hadadi Road, Davanagere -577 005.
4. Guard file.


(M.K. Shambhu)
Deputy Inspector General of Forests (Central)


27/1/2021