



सत्यमेव जयते

भारत सरकार

GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

MINISTRY OF ENVIRONMENT, FORESTS &
CLIMATE CHANGE

क्षेत्रीय कार्यालय / Regional Office

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F.No.4-TNB109/2023-CHN / 1310

Date: 27th August, 2024

To,

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

Subject: Diversion of 4.46 ha of forest land in Vandalur RF for formation of Tambaram Eastern Bypass road branching from km 17/4 of Malmalong bridge- Irumbuliyur road from Rajakilpakkam via Agaramthen road towards Perungalathur at Km 0/0-9/300 in Chengalpattu District in favour of the Divisional Engineer, Highways, Chennai Metropolitan Development Plan Division-I, Chennai- Reg.

Sir,

Please refer to the State Government's letter Nos.5280413/FR.10/2023-1 dated 03.08.2023, 5280413/FR.10/2023-3 dated 07.11.2023, 5280413/FR.10/2023-4 dated 11.06.2024, 5280413/FR.10/2023-6 dated 02.08.2024 and online proposal No.FP/TN/ROAD/148656/2021, seeking prior approval of the Central Government for diversion of forest land in accordance with Section '2(1)' of Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for the above mentioned project.

After careful consideration of the proposal of the State Government, I am hereby directed to convey the Central Government's **In-principal**

approval (Stage-I) under Section '2(1)' of Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for diversion of 4.46 ha of forest land in Vandalur RF for formation of Tambaram Eastern Bypass road branching from km 17/4 of Malmalong bridge- Irumbuliur road from Rajakilpakkam via Agaramthen road towards Perungalathur at Km 0/0-9/300 in Chengalpattu District in favour of the Divisional Engineer, Highways, Chennai Metropolitan Development Plan Division-I, Chennai, **for a period of 20 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 the User Agency;
- (iii) The non-forest land identified towards compensatory afforestation over an extent of 8.92 ha. in SF No.96/1 of Vedhanarayanapuram in Chengalpattu District shall be transferred and mutated in favour of the State Forest Department and notified as RF/PF prior to Stage-II approval. A copy of the original notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act, 1927, or under the relevant section of the State Forest Act, shall be submitted by the State Government along with the compliance report;
- (iv) The notification of remaining non forest land of 28.09 ha in respect of previously approved projects of Chengalpattu District as RF/RL shall be completed within a period of three months;
- (v) The State Forest Department shall carry out compensatory afforestation over an extent of 8.92 of degraded forest area in Gudalur Reserve Forests as per Compensatory Afforestation Scheme including its maintenance for a period of 10 years, at the cost of the User Agency;
- (vi) Identified CA area and CA scheme shall not be changed without prior approval of Central Government;
- (vii) The User Agency shall transfer online, the Net Present Value (NPV) of the forest land being diverted under this proposal, as per the guideline issued by Ministry vide letter No.5-3/2011-FC (Vol-I) dated 06/01/2022. The requisite funds shall be transferred through online portal into CAMPA account of the State Concerned;

- (viii) 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;
- (ix) 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/>) ;
- (x) The KML file of the forest area to be diverted and CA area shall be uploaded on the e-green watch portal with all requisite details and same shall be submitted along with GPS ids;
- (xi) The State Government/User Agency shall provide necessary mitigation measures for ensuring free flow of the wildlife from one part of the road to the other;
- (xii) Out of 285 trees enumerated for felling for this project, 117 trees are of spontaneous origin and the remaining of planted in nature. Concurrence of the Regional Office, Chennai in compliance with the judgment pronounced by the Hon'ble Supreme Court of India in its order dated 16.01.2023 in IA No. 168320/2022 and 168313/2022 in Writ Petition(s) (Civil) Nos202/1995 between T.N.Godavarman Thirumulpad & Union of India, is hereby conveyed for felling of 117 numbers of trees of spontaneous.
- (xiii) Even though 285 trees marked for felling, the User Agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department;
- (xiv) The User Agency / the State Forest Department shall raise and maintain avenue plantation and its maintenance on both sides of the road, at the cost of the project;
- (xv) The User Agency shall construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost;
- (xvi) Construction of culverts / bridges, if any, over the natural streams/rivers/canals shall 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 wild animals;

- (xvii) Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO concerned so as to stabilize the soil;
- (xviii) The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area;
- (xix) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- (xx) The User Agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage/tree felling and no labour camp shall be established inside the forest area;
- (xxi) 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 & staff engaged in execution of work do not destruct nearby forest flora & fauna;
- (xxii) The total forest area utilized for the project shall not exceed **4.46 ha** and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. **The User Agency shall furnish an undertaking to this effect;**
- (xxiii) 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;
- (xxiv) The conditions required to be adhered under the Forests Right Act, 2006 as per the rules/guidelines issued under Van (Sanrakshan Evam Samvardhan) Adhinyam, 1980 shall be strictly complied with;
- (xxv) The User Agency and the State Government shall ensure compliance to provisions of all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project;
- (xxvi) Any other conditions that the Central Government or DDGF (Central) 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;

(xxvii) The State Government shall process and submit compliance report on the above conditions through online (<https://parivesh.nic.in/>);

(xxviii) Non compliance / violation of any of these conditions will amounts to violation Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 and action would be taken as prescribed under the Act, Rules and Guidelines relevant.

After receipt of compliance report on fulfilment of the conditions mentioned above, the proposal shall be considered for final approval under Section-2 (1) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam 1980. Transfer of forest land shall not be affected till final approval is granted by the Government in this regard.

Further, it may also be noted that this in-principle approval shall be valid for a period of 2 years from the date of issue of this letter. In the event of non-compliance of the above conditions within 2 years, the in-principle approval shall be deemed to be null and void.

Yours faithfully,

Signed by **Karthikeyan**

Karuppiah

Date: 26/08/2024 (K. Karthikeyan)

Assistant Inspector General of Forests (Central)

Copy to:-

1. The Principal Chief Conservator of Forests, Govt. of Tamil Nadu, Forest Department, Guindy Velachery Main Road, Guindy, Chennai - 32
2. The Principal Chief Conservator of Forests/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Govt. of Tamil Nadu, Forest Department, Guindy Velachery Main Road, Guindy, Chennai - 32.
3. The IGF, RO(HQ) Division, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi -3
4. Chief Engineer Metro, HRS Campus, Guindy, Chennai-25 (email: ade3cmdpmetro@gmail.com)
5. Guard File.

Sd/-

(K.Karthikeyan)

Assistant Inspector General of Forests (Central)