



## GOVERNMENT OF KERALA

### Abstract

Forest & Wildlife Department- Forest (Conservation) Act, 1980- Diversion of 0.294 ha forest land for the improvement of Balavanthadka to Pandi road in Kasaragode Division - Stage II Approval - Sanction Accorded- Orders issued.

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### FOREST & WILDLIFE (C) DEPARTMENT

G.O.(Rt)No.61/2022/F&WLD Dated,Thiruvananthapuram, 21-02-2022

Read 1 Letter No.FC1-750/2019 dated 11/03/2020 from the Principal Chief Conservator of Forests ( Forest Management) & Nodal Officer, Thiruvananthapuram.

2 G.O (Rt) No. 106/2020/F&WLD dated 14/05/2020.

3 Letter No. FC1-750/2019 dated 07.02.2022 from the Additional Principal Chief Conservator of Forests, Nodal Officer , Thiruvananthapuram.

### ORDER

The Principal Chief Conservator of forests ( Forest Management) & Nodal Officer as per the letter read 1<sup>st</sup> above has recommended and forwarded the proposal for diversion of 0.294 ha for the purpose of improvement of Balavanthadka to Pandi road in Kasaragode District. The Secretary, Delampady Grama Panchayath is the user agency.

2. As per the Government Order read 2<sup>nd</sup> paper above, Government has conveyed approval (Stage I) under section 2 of the Forest (Conservation )Act, 1980 subject to the fulfillment of the following conditions :-

i.Legal status of the forest land shall remain unchanged.

ii. 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.

iii. The User Agency shall make online payment of cost Net Present Value with ad-hoc CAMPA through e-payment module of forest clearance portal.(parivesh.nic.in)

iv. The User Agency shall pay the Net Present Value of the diverted forestland of 0.294 ha as per the orders of the Hon'ble Supreme Court of India dated 28.03.2008 and 09.05.2008 in IA Nos 826 in 566 with related IA's in WP(C)202/ 1995.

v. 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 by the User Agency. The User Agency shall furnish an undertaking to this effect.

vi. 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/>).

vii. 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.

viii. The layout plan of the proposal shall not be changed without prior approval of Central Government.

- ix. No labour camp shall be established on the forest land.
- x. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- xi. The forest area shall be used for the purpose for which it is granted. The total forest area utilized for this project shall not exceed 0.294 ha.
- xii. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India.
- xiii. 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.
- xiv. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).
- xv. 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.
- xvi. Violation of any of these conditions will amount to violation of Forest(Conservation) Act, 1980 and action would be taken as per the Ministry of Environment, Forest & Climate Change Guideline F. No.11-42/2017-FC dated 29/01/2018.

3. The Additional Principal Chief Conservator of Forests & Nodal Officer as per the letter read 3<sup>rd</sup> above, has forwarded the compliance report informing that the user agency has complied with stipulated conditions including the payment of compensatory levies.

4. In the above circumstances, Government are pleased to accord final approval (Stage II) for diversion of 0.294 ha for the purpose

of improvement of Balavanthadka to Pandi road in Kasaragode District in favour the Secretary, Delampady Grama Panchayath subject to the above conditions.

(By order of the Governor)  
RAJESH KUMAR SINHA  
PRINCIPAL SECRETARY

To:

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

The Principal Chief Conservator of Forests(Forest Manageent)

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

The Chief Conservator of Forests(Northern Circle), Kannur

The Divisional Forest Officer, Kasargode

The Principal Accountant General A&E/Audit, Thiruvananthapuram

The Information and public relations ( Web & New Media)

Stock file

Forwarded /By order

Section Officer

Copy to: PS to Hon'ble Chief Minister

PS to Hon'ble Minister (Forest)