



Proceedings of the Government of Karnataka

Sub: Diversion of 0.96 hectare of forest land in Sy. No. 42 of Naganur Village, Haveri Taluk & Division for construction of weir across the Varada River near Naganur Village and lifting of water from Varada River & Providing irrigation facility to Shiggaon, Savanur & Hanagal Taluks of Haveri District under Shiggaon lift irrigation Scheme in favour of the Executive Engineer, Karnataka NeeravariNigama Limited (KNNL) Shiggaon Lift Irrigation Division, Dharwad.

- Read:**
1. The Principal Chief Conservator of Forests (Head of Forest Force) Letter No.KFD/HoFF/A5(4) (GFL).CR/06/2014-15, Dated:24-04-2017.
 2. Government of Karnataka Letter No:FEE 70 FLL 2017 Dated:30-08-2017.
 3. The Principal Chief Conservator of Forests (Forest Conservation) & Nodal officer (FCA) Letter No.KFD /HoFF/ A52-K(GFL)/47/2018-FC, Dated: 20-09-2022.

Preamble:

The Principal Chief Conservator of Forests (Head of Forest Force) Bengaluru vide letter read at (1) above has submitted the proposal to obtain Stage-I approval under Section-2 of the Forest (Conservation) Act, 1980 for Diversion of 0.96 hectare of forest land in Sy. No. 42 of Naganur Village, Haveri Taluk & Division for construction of weir across the Varada River near Naganur Village and lifting of water from Varada River & Providing irrigation facility to Shiggaon, Savanur & Hanagal Taluks of Haveri District under Shiggaon lift irrigation Scheme in favour of the Executive Engineer, Karnataka NeeravariNigama Limited (KNNL) Shiggaon Lift Irrigation Division, Dharwad.

The State Government has accorded Stage-1 approval under the Forest (Conservation) Act, 1980 by stipulating certain conditions vide letter read at (2) above.

The Principal Chief Conservator of Forests (Forest Conservation) & Nodal Officer (FCA) Bengaluru vide letter read at (3) above has sent proposal with the compliance report to Government of Karnataka with a request to accord Stage-II approval by stipulating certain conditions.

The proposal has been examined in detail and hence the order.

Government Order No. FEE 70 FLL 2017 Bengaluru,

Dated: 02 -12-2022

In the circumstances as explained in the preamble above, the Government is pleased to accord Stage-II approval for Diversion of 0.96 hectare of forest land in Sy. No. 42 of Naganur Village, Haveri Taluk & Division for construction of weir across the Varada River near Naganur Village and lifting of water from Varada River & Providing irrigation facility to Shiggaon, Savanur & Hanagal Taluks of Haveri District under Shiggaon lift irrigation Scheme in favour of the Executive Engineer, Karnataka NeeravariNigama Limited (KNNL) Shiggaon Lift Irrigation Division, Dharwad subject to the fulfilment of following conditions: -

1. The legal status of forest land shall remain unchanged and it shall continue to be Forest land.
2. The User agency shall pay the applicable Net Present Value (NPV) Compensatory Plantation cost of extraction of trees (if any), Land lease rent and any other levies as per the conditions of approval.
3. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Deputy Conservator of Forest Officer.
4. The Lessee shall not sub-lease mortgage& Hypothecate the Forest area.
5. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the Deputy Commissioner
6. **The felling of trees shall be restricted to FRL-4 meter only and felling of trees shall be carried out by the State Forest Department, Number of trees to be removed shall be kept at barest minimum during the execution of the project.**
7. User Agency shall obtain Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
8. User Agency shall undertake afforestation along the periphery of the reservoir.
9. The layout plan of the proposal shall not be changed without prior approval of central Government.
10. No labour camp shall be established on the forest land.
11. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
12. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
13. The period of diversion under this approval shall be 20 Years or the project life, whichever is less.

- 14 In case the land is not used for the stipulated purpose within two years or when it is no longer needed for the stipulated purpose the area would stand resumed to the Forest Department.
- 15 The forest land shall not be used for any purpose other than specified in the project proposal.
- 16 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.
- 17 No residential or commercial building shall be permitted in the forest area proposed for diversion.
- 18 No crushing/breaking of stones or labour camp shall be allowed on forest and all waste /debris generated shall be scientifically disposed off outside the forest area.
- 19 Any damage to forest area because of implementation of the proposed shall be compensated by the Lessee. The extent of damage shall be assessed by the jurisdiction Deputy Conservator of Forests/Conservator of Forests/Chief Conservator of Forests.
- 20 The Lessee shall ensure that no avoidable harm is caused to the fauna and flora in and around the proposed area.
- 21 The Forest Department and user agency shall ensure compliance of all the court orders, provisions, rules, regulations and guidelines for the time being in force as applicable to the project.
- 22 Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF & CC Guideline F.No. 11-42/2017-FC dated: 29/01/2018.
- 23 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.

By order and in the name of the
Governor of Karnataka


(M. MANJUNATHA) 2/12/22

Under Secretary to Government
Forest, Ecology and Environment Department
(Forest-C)

To,

Nodal officer, E-Gazette Section, Forest, Ecology and Environment Department.

Copy to:

1. The Director General of Forests and Special Secretary to Government of India, Ministry of Environment, Forest and Climate Change, Agni Wing, Indira Paryavaran Bhavan JorBagh, Ali Ganj Road, New Delhi-110003.

2. The Accountant General (Audit I and II)/Accounts), Karnataka, Bengaluru.
3. The Principal Chief Conservator of Forests (Head of Forest Force), Aranya Bhavan, Malleshwaram, Bengaluru – 560 003.
4. The Deputy Director General of Forests(Central), Government of India, Ministry of Environment, Forest and Climate Change, Integrated Regional office, Kendriya Sadana, 4th floor, E and F Wing, 17th main, Koramangala, Bengaluru-560 034.
5. The Principal Chief Conservator of Forests (Forest Conservation) and Nodal Officer (FCA), Aranya Bhavan, Malleshwaram, Bengaluru-560 003.
6. The Chief Conservator of Forest, Dharwad Circle, Dharwad.
7. The Deputy Conservator of Forest, Haveri Division.
8. Executive Engineer, Karnataka Neeravari Nigama Limited (KNNL) Shiggaon Lift Irrigation Division, Dharwad.
9. SGF/Spare Copies.