



## **ABSTRACT**

Forests – The Nilgiris District – Nilgiris Forest Division – Diversion of 0.6996 ha of forest land in Naduhatty Reserved Forests of Nilgiris Forest Division for formation of cement concrete road to a length of 2332m to a width of 3.00m through the Naduhatty Reserved Forest area from the Kallaty road at Naduhatty Village Panchayat road in The Nilgiris District to access patta lands under section 2 of Forest (Conservation) Act, 1980 – Orders – Issued.

### **Environment, Climate Change and Forest (FR.10) Department**

**G.O.(Ms) No. 53**

**Dated : 16.03.2023**

**சுபகிருது, பங்குனி - 2,**

**திருவள்ளூர் ஆண்டு - 2054**

**Read :**

1. From the Principal Chief Conservator of Forests (Head of Forest Force), Letter No.TS3/18050/2022, dated 01.08.2022.
2. Government letter No.13735/FR.10/2022-1, dated 05.09.2022 and 18.1.2023.
3. From the Principal Chief Conservator of Forests (Head of Forest Force), Letter No. TS3/18050/2022, dated 07.12.2022 and 07.02.2023.

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### **ORDER:**

The Principal Chief Conservator of Forests in his letter first read above, has furnished the proposal (No.FP/TN/Road/156883/2022) for diversion of 0.6996 ha of forest land in Naduhatty Reserved Forests of Nilgiris Forest Division for formation of cement concrete road to a length of 2332m to a width of 3.00m through the Naduhatty Reserved Forest area from the Kallaty road at Naduhatty Village Panchayat road in The Nilgiris District to access patta lands for cultivation purpose in favour of Block Development Officer (VP), Kothagiri Block, Kothagiri, The Nilgiris District, for a period of 30 years, under section 2 of Forest (Conservation) Act, 1980.

2. In the Government letter second read above, the Government have accorded the State Government's in-principle approval (Stage-I) under section 2 of Forest (Conservation) Act, 1980 for diversion of 0.6996 ha of forest land in Naduhatty Reserved Forests of Nilgiris Forest Division for formation of cement concrete road to a length of 2332m to a width of 3.00m through the Naduhatty Reserved Forest area from the Kallaty road at Naduhatty Village Panchayat road in The Nilgiris District to access patta lands for cultivation purpose in favour of Block Development Officer (VP), Kothagiri Block, Kothagiri, The Nilgiris District, for a period of 30 years, subject to certain conditions under General Approval category



as per the provisions of guidelines under Forest (Conservation) Act, 1980 for critical development initiatives for public utility, since the proposal comes under 'Construction/Widening of roads', and requested to furnish the compliance report, after satisfying all the conditions stipulated therein within a period of 5 years.

3. The Principal Chief Conservator of Forests (Head of Forest Force) in his letter third read above, has furnished the compliance report on all the conditions stipulated in the Stage-I approval accorded for the said proposal and also requested to issue final (Stage-II) approval under General Approval category, for diversion of 0.6996 ha of forest land in Naduhatty Reserved Forests of Nilgiris Forest Division for formation of cement concrete road to a length of 2332m to a width of 3.00m through the Naduhatty Reserved Forest area from the Kallaty road at Naduhatty Village Panchayat road in The Nilgiris District to access patta lands for cultivation purpose in favour of Block Development Officer (VP), Kothagiri Block, Kothagiri, The Nilgiris District, for a period of 30 years, under section 2 of Forest (Conservation) Act, 1980.

4. The Government after careful examination, accord the State Government's final approval (Stage-II) under section 2 of Forest (Conservation) Act, 1980 for diversion of 0.6996 ha of forest land in Naduhatty Reserved Forests of Nilgiris Forest Division for formation of cement concrete road to a length of 2332m to a width of 3.00m through the Naduhatty Reserved Forest area from the Kallaty road at Naduhatty Village Panchayat road in The Nilgiris District to access patta lands for cultivation purpose in favour of Block Development Officer (VP), Kothagiri Block, Kothagiri, The Nilgiris District, for a period of 30 years, under General Approval category as per the provisions of guidelines under Forest (Conservation) Act, 1980 for public utility, since the proposal comes under 'Construction/Widening of roads' category, subject to the following conditions :-

- i. The legal status of the diverted forest land remains unchanged.
- ii. The User Agency has to bear the additional amount of Net Present Value which will be fixed as per the guidelines of Hon'ble Supreme Court of India as fixed by Forest Department in future. The user agency has to furnish undertaking to this effect.
- iii. The User Agency has to pay the cost towards annual lease rent for the forest area diversion period as fixed by the Forest Department at the time of sanction along with any escalation for the forest land to be diverted of the above project in future for the entire project period.
- iv. The total forest area utilized for the project shall not exceed 0.6996 ha for with a length of 2332 m and width of 3.00m in Naduhatty Reserved Forest (from 0/00m to 1/530m & 1/718m to 2/520m).
- v. Existing ban orders issued by the appropriate authority from time to time will be applicable and the user agency shall follow.
- vi. Movement of wildlife should not be disturbed and the user agency shall take adequate precaution to avoid any damage to the flora and fauna, monthly report of compliance of conditions stipulated should be furnished to the District Forest Officer.
- vii. No breaking of fresh forest land should be carried out other than the permission sought for. No chemical explosive should be used. Unwanted material should not be dumped inside the forest area. The user agency shall abide the condition.



- viii. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies/department or person without prior approval.
- ix. If any maintenance work is undertaken, the user agency shall seek written permission from the District Forest Officer.
- x. Period of lease is thirty (30) years. The User Agency has to apply renewal proposal before one year of expiry of lease with the State Forest Department.

5. The Principal Chief Conservator of Forests is requested to take action accordingly and send a report to Government in due course.

**(BY ORDER OF THE GOVERNOR)**

**SUPRIYA SAHU**  
**ADDITIONAL CHIEF SECRETARY TO GOVERNMENT**

To

The Principal Chief Conservator of Forests  
(Head of Forest Force), Chennai-32.

The Assistant Inspector General of Forests (Central),  
Government of India,

Ministry of Environment, Forests & Climate Change,  
Integrated Regional Office,

1<sup>st</sup> Floor, Additional Office Block for GPOA,  
Shastri Bhawan, Haddows Road,  
Nungambakkam, Chennai-600 006.

Copy to:-

The District Collector,

The Nilgiris District – 643 001.

The Additional Principal Chief Conservator  
of Forests (Forest (Conservation) Act),

O/o.the Principal Chief Conservator of Forests, Chennai-32.

The Conservator of Forests & Field Director,  
Mudumalai Tiger Reserve, Udthagamandalam – 643 001.

The Nilgiris.

The District Forest Officer,

Nilgiris Forest Division,  
Udhagamandalam – 643 001.

The Block Development Officer,

Village Panchayat, Kothagiri,

The Nilgiris – 643 217.

The Private Secretary to Additional Chief Secretary to Government,  
Environment, Climate Change and Forests Department, Chennai-9.

The Private Secretary to Special Secretary (Forests),

Environment, Climate Change and Forests Department, Chennai-9.  
SF/SC.

**//FORWARDED BY ORDER//**

*M. Megala*  
16/3/2023

**SECTION OFFICER**

*16/3/23*

