



भारत सरकार

GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE

Regional Office (South Eastern Zone),

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F.No.4-TNC995/2014-BAN/1330

Dated 23rd August, 2017

To

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

Subject: Diversion of 9.1904 ha of forest land in Thally Reserve Forest of Jawalagiri Range Hosur Division for laying of 765 KV S/C transmission line between Dharmapuri (Salem) Madhugiri in favour of Chief Manager, Nagapattinam - Madhugiri Transmission Company Ltd, subsidiary of Power Grid Corporation of India Ltd., Bangalore-reg

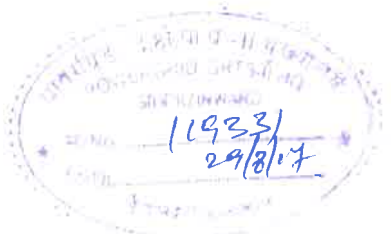
Sir,

Please refer to the State Government's letter No.25060/FR.10/2013-1 dated 20.12.2013 & PCCF, Tamil Nadu letters No. 37867/2013/TS3 dated 28.01.2015 & 27.02.2015 seeking prior approval of the Central Government in accordance with Section '2' of Forest (Conservation) Act, 1980 for the above mentioned project.

As recommended by the Regional Empowered Committee (REC), I am hereby directed to convey the Central Government's in-principle approval (*Stage-I*) under Section '2' of Forest (Conservation) Act, 1980 for Diversion of 9.1904 ha of forest land in Thally Reserve Forest of Jawalagiri Range Hosur Division for laying of 765 KV S/C transmission line between Dharmapuri (Salem) Madhugiri in favour of Chief Manager, Nagapattinam - Madhugiri Transmission Company Ltd, subsidiary of Power Grid Corporation of India Ltd., Bangalore for a period of 20 years, subject to the following conditions:-

1. The legal status of forest land shall remain unchanged.
2. The 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 by the User Agency in consultation with the DFO concerned at the project cost before Stage II approval;
3. The cost of raising Compensatory Afforestation (CA) over 20 ha. of degraded forest land identified in Jawalagiri Reserve Forest of Hosur Forest Division shall be realized from the User Agency;

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4. The CA scheme submitted shall be suitably modified and a revised site specific CA scheme incorporating 7 to 10 years of maintenance shall be prepared and submitted along with soil suitability certificate. The revised CA amount shall be deposited by the user agency into the designated CAMPA account.
5. The Forest Block map along with DGPS readings indicating the degraded forest land identified for Compensatory Afforestation shall be furnished along with the compliance report.
6. The State Government shall charge the Net Present Value of the diverted forest land measuring 9.1904 ha from User Agency as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA Nos. 826 in 566 with related IA's in Writ Petition (Civil) No.202/1995;
7. Additional amount of 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. User Agency shall furnish an undertaking to this effect;
8. The funds received from the User Agency towards Compensatory Afforestation and Net Present Value under this project including levies towards mitigation measures for wildlife conservation etc shall be deposited in the respective bank account of the Tamil Nadu State CAMPA. **The User Agency shall compulsorily deposit the CA and other levies only by generating challan through the Ministry's website;**
9. The State Forest Department shall carry out plantation of dwarf species preferably medicinal plants in the Right of Way under the transmission line at the cost of User Agency;
10. The State Government / DFO concerned shall abide by the conditions imposed by the NBWL and ensure that the mitigation measures suggested shall be complied with by the user agency.
11. The height of the transmission line shall be raised by additional 6 meters compared to normal level;
12. The State Forest Department shall carry out translocation of the trees wherever feasible at the cost of User Agency;
13. The forest land proposed for diversion shall under no circumstances be transferred / sub leased to any other agency, department or person without prior approval of the Central Government;

14. The layout plan of the proposal shall not be changed without the prior approval of the Central Government. User Agency shall furnish an undertaking to this effect;
15. The user agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage/tree felling;
16. User agency shall ensure that the labourers, staff engaged in construction activity do not damage nearby forest flora and fauna;
17. User Agency shall bear the cost every year for special protection of the forest blocks through which the line is passing, as per the assessment of DFO, Hosur Forest Division. User Agency shall furnish an undertaking to this effect;
18. Felling of trees other than 196 trees of spontaneous origin for which permission has been obtained for felling from the Hon'ble Supreme Court of India shall not be carried out. User Agency shall furnish an undertaking to this effect.
19. The User Agency and the State Government shall ensure compliance to Ministry's guidelines F.No 7-25/2012-FC dated 5th May, 2014 and provisions of the all Acts, Rules, Regulation and Guidelines of the Ministry, for the time being in force, as applicable to the transmission line projects.
20. The total forest area utilized for the project shall not exceed 9.1904 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. User Agency shall furnish an undertaking to this effect.
21. The Progress of the Compensatory Afforestation as mentioned by the DFO, Hosur Division in Sl No 12 (v) (a) of part II i.e 56.34 ha of forest land shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Regional Office.
22. Any other conditions that the Central Government or Addl. PCCF(Central) of 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
23. The user agency shall submit the annual self compliance report in respect of the above conditions to the State Govt. and to the Regional Office, regularly.
24. In the event of failure to comply with any of the above conditions the user agency is liable for penal action as decided by the Additional PCCF (Central), Regional Office, Chennai.

After receipt of the compliance report on above mentioned conditions, the proposal will be considered for final approval. Transfer of forest land to User Agency shall not be effected prior to the issue of final approval. This in-principle approval shall be valid for a period of 5 years. In the event of non compliance of the above conditions, this in-principle approval shall automatically stand revoked after 5 years.

Yours faithfully,

(Dr.K. Ganesh Kumar)

Deputy Conservator of Forests (Central)

Copy to:-

1. The Director General of Forests & Special Secretary to Govt. of India, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi - 110 003.
2. The Principal Chief Conservator of Forests, Forests Department, Govt. of Telangana, Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
3. The Additional Principal Chief Conservator of Forests/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Govt. of Telangana, Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
4. The Deputy Secretary, RO(HQ) Division, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi - 110 003.
5. The Chief Manager, Nagapattinam - Madhugiri Transmission Company Ltd., subsidiary of Power Grid Corporation of India Ltd, , Near RTO Driving Test Track, Singanayakanahalli, Yelahanka Hobli, Bangalore-560064.
6. Guard File.


(Dr.K.Ganesh Kumar)

Deputy Conservator of Forests (Central)