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**GOVERNMENT OF KERALA**

**Abstract**

Forest & Wildlife Department-Diversion of 0.91968 ha. of forest land under Section 2 of Forest (Conservation) Act,1980 for widening and improvement of hair pin curves of Ghat section of NH 212 in Kozhikode District in favour of Executive Engineer, PWD, NH Division, Calicut - Sanction accorded -Orders issued.

**FOREST & WILDLIFE (C) DEPARTMENT**

**G.O.(Rt)No.294/2018/F&WLD** Dated,Thiruvananthapuram,  
23/06/2018

- Read 1. Letter No. FC1-379/12 dated 18.09.2012 from the Chief Conservator of Forest,(Special Afforestation) & Nodal Officer.
2. Letter No.F.No.4-KLB927/2013-BAN /4737 dated 22.01.2014 from the Ministry of Environment & Forest ,Government of India.
3. Letter No. FC1/379/2012 dated 18.08.2017 from the Principal Chief Conservator of Forests(F,L&R) & NO.
4. Government Letter No.C3/88/2017/F&WLD dated 28/10/2017 addressed to Govt. of India, Ministry of Forest & Climate Change,Regional Office
5. Letter No. F.No.4-KLB 927/2013-BAN/28 dated 10.04.2018 from the Ministry of Environment Forest & Climate Change, Government of India.

**ORDER**

The Chief Conservator of Forest (Special Afforestation) & Nodal Officer as per the letter 1st read above has forwarded the proposal under Section 2 of the Forest(Conservation) Act, 1980 for the diversion of 0.91968 ha. of forest land for widening and improvement of hair pin curves of Ghat section of NH 212 in Kozhikode District in favour of Executive Engineer, PWD, NH Division, Calicut.

2. As per the letter 2nd read above, the Ministry of Environment, Forest & Climate Change has conveyed its in-principle approval (Stage-I) under Section 2 of the Forest (Conservation) Act,1980 for a period of 20 years subject to the fulfilment of the following conditions:-

1. *The legal status of the forest land shall remain unchanged.*
2. *The demarcation of the common boundary of the forest area being diverted and the adjoining forest land shall be carried out by erecting cement concrete pillars duly numbered at an interval of 20 meters at the cost of User Agency.*
3. *The cost of raising plantation of ten (10) times the number of trees to be felled shall be realized from User Agency.*
4. *The certificates related to ensuring compliance of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forests Rights) Act,2006 as per MoEF's letter No. 11-9/98- FC (Pt.) dated 5.07.2013 should be furnished.*
5. *The State Government shall charge the Net Present Value of the diverted forest land measuring 0.9168 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.*
6. *Additional amount of the 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 the State Government from User Agency. User Agency shall furnish an undertaking to this effect.*
7. *The funds received from User Agency towards Net Present Value under this project shall be deposited either in SB A/c No.SBO1025214 - CAF Kerala, Corporation Bank, CGO Complex, Lodhi Road, New Delhi-110003 (RTGS/IFSC No.CORP0000371) or in SB A/c No. 344902010105 422 - KERALA CAMPA, Union Bank of India, Sundar Nagar, New Delhi-110003 (RTGS/IFSC No.UBIN0534498). The details of deposition of funds including, inter-alia the DD Numbers & date, Amount, the Bank on which drawn and the date of deposition in the designated Bank shall*

*also be furnished.*

*8. The total forest area utilized for the project shall not exceed 0.9168 ha.*

*9. Any other condition that the Addl. Principal Chief Conservator of Forests (Central), Regional Office, Bangalore may impose from time to time for protection, improvement of flora and fauna in the forest area and public convenience.*

3. The compliance report on the above conditions furnished by the Principal Chief Conservator of Forest (F,L&R) as per the letter 3rd read above has been forwarded to the Government of India as per the Government letter 4th read above.

4. Accordingly, the Central Government has conveyed its approval (Stage II) for the proposal as per the letter 5th read above for a period of 20 years subject to the following conditions:-

*1. The legal status of the forest land shall remain unchanged.*

*2. The demarcation of the common boundary of the forest area being diverted and the adjoining forest land shall be carried out by erecting cement concrete pillars duly numbered at an interval of 20 meters at the cost of User Agency.*

*3. Plantation of 10 times the number of trees to be felled shall be carried out at the cost of User Agency. The location details of the area selected for raising plantation shall be communicated to that office.*

*4. Additional amount of the 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 the State Government from*

*User Agency.*

*5. The total forest area utilized for the project shall not exceed 0.91968 ha.*

*6. Any other condition that the Addl. Principal Chief Conservator of Forests (Central), Regional Office, Bangalore may impose from time to time for protection, improvement of flora and fauna in the forest area and public convenience shall be complied by the User Agency.*

*7. Violation of any of the conditions shall invite penal action, as deemed fit by the Additional Principal Chief Conservator of Forest (Central), Regional Office, Bangalore.*

5. In the above circumstances and subject to the above conditions Government are pleased to accord sanction to the Principal Chief Conservator of Forests (FL & R) & NO for the diversion of 0.91968 ha of forest land for a period of 20 years under Section '2' of the Forest (Conservation) Act, 1980 for widening and improvement of hair pin curves of Ghat section of NH 212 in Kozhikode District in favour of Ex. Engineer, PWD, NH Division, Calicut .

(By order of the Governor)

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**PRINCIPAL SECRETARY**

To:

The Principal Chief Conservator of Forests & Head of Forest Force, Thiruvananthapuram.

The Principal Chief Conservator of Forests (Forest, Land & Resources) & Nodal Officer, Thiruvananthapuram.

The Additional Prl. Chief Conservator of Forests (Central), Ministry of Environment, Forests & Climate Change, Regional Office, (SZ), Bangalore.

The Divisional Forest Officer, Kozhikode.

The Chief Conservator of Forests (Northern Circle), Kannur.

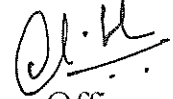
The Executive Engineer, PWD, NH Division, Calicut.

The Principal Accountant General (A&E)/Audit, Kerala, Thriuvananthapuram.

The I&PR( web and new media) Department.

Stock File /Office Copy.

Forwarded /By order



Section Officer