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5/3/21



GOVERNMENT OF KERALA

Abstract

Forest & Wildlife Department-Diversion of 0.3525 ha of forest land under Section 2 of Forest (Conservation) Act, 1980 for concreting Blavanakadavu-Kunchippara road, Malayattoor Forest Division- Stage II Approval- Sanction Accorded- Orders Issued.

FOREST & WILDLIFE [C] DEPARTMENT

G.O.(Rt)No.75/2021/F&WLD Dated,Thiruvananthapuram, 02/03/2021

Read 1 Letter No FC2- 1743/2020, Dated 28.05.2020 from the Principal Chief Conservator of Forests, (Forest Management) & Nodal Officer,F(C)Act.

2 G.O.(Rt)No.146/2020/F&WLD dated 29/06/2020.

3 Letter No FC2- 1743/2020, Dated 19.02.2021 from the Principal Chief Conservator of Forests, (Forest Management) & Nodal Officer,F(C)Act.

ORDER

The Principal Chief Conservator of Forest (Forest Management) & Nodal Officer as per the letter read 1st above, has recommended and forwarded the proposal for diversion of 0.3525 ha of forest land in Malayattoor Forest Division for concreting Blavanakadavu-Kunchippara road. The District Panchayath, Ernakulam is the user agency. The proposal is for concreting 7 small stretches of varying lengths in the existing concrete road from Blavana Ferry to Kallelimedu and Kunchippara Tribal Settlement. The project will not adversely affect Wildlife of the area. No rare/endangered/unique species, of flora and fauna are found in the area. The proposed area is not part of any Protected Area. The proposed area doesn't contain any monument of historical, religious, archeological or defense establishment.

2. Government as per the Order read 2nd paper above, have accorded Stage 1 Approval for the proposal subject to the following conditions:-

1. Legal status of the forest land shall remain unchanged.
2. 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.

- 3.The User Agency shall make online payment of cost of Compensatory Afforestation and Net Present Value with ad-hoc CAMPA through e-payment module of forest clearance portal. (forestclearance.nic.in)
- 4.The State Government shall charge the Net Present Value of the diverted forest land of 0.3525 ha from the User Agency 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.
- 5.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.
- 6.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/>).
- 7.The layout plan of the proposal shall not be changed without prior approval of Central Government.
- 8.No labour camp shall be established on the forest land.
- 9.No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- 10.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 0.3525 ha.
- 11.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.
- 12.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.
- 13.The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).
- 14.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.
- 15.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.
- 16.The User Agency has to sign an agreement with Divisional Forest Officer,

Malayattoor incorporating all the conditions imposed by Government of India/Government of Kerala in this regard and a nominal lease rent as decided by Government of Kerala may be remitted.

3. As per letter read 3rd paper above, the Principal Chief Conservator of Forests, (Forest Management) & Nodal Officer has submitted compliance report informing that all the conditions stipulated while according Stage I clearance has been complied / agreed to comply by the User Agency.

4. In the circumstances, Government are pleased to accord Stage II/Final approval for diversion of 0.3525 ha of forest under Section 2 of Forest Conservation Act, 1980 for concreting Blavanakadavu-Kunchippara road, Malayattoor Forest Division in favour of District Panchayath, Ernakulam

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

To:

The Principal Chief Conservator of Forest & Head of Forest Force, Forest Head Quarters, Thiruvananthapuram

The Principal Chief Conservator of Forest (Forest Management) & Nodal Officer, Forest Head Quarters, Thiruvananthapuram

The Chief Conservator of Forest (Central Circle), Thrissur

The Divisional Forest Officer, Malayattoor

The Secretary, District Panchyath, Ernakulam

The Principal Accountant General (A&E)/ Audit, Thiruvananthapuram

~~L~~& PR (Web & New Media) Department

Stock File

Forwarded /By order
Signature valid

Digitally signed by CHITHRA G S
Date: 2021.03.02 12:01:00 IST
Reason: Approved

Section Officer