

HIGHWAYS DEPARTMENT
TAMIL NADU ROAD SECTOR PROJECT II

Upgrading of Sadras – Chengalpattu (SH 58) from Km.0/0-26/811 has been taken up by Tamil Nadu Road Sector Project – II with World Bank loan assistance. The Stretch of road from Km.16/070 to Km.16/410 (340m) in Thirukalukundram By-pass is traversing through the Oragadam Reserve Forest. In - Principle (Stage –I) approval has been accorded by the Ministry of Environment, Forest and Climate Change vide Letter No. F.No.4-TNB023/2018-CHN/1130 dt.18.07.2018. In furtherance, based on the permission given by the District Forest Officer, Kanchipuram vide Proceeding No.4582/13/D dt.03.07.2019, the works in the Forest Stretch will be taken up soon.

நெடுஞ்சாலைத்துறை தமிழ்நாடு சாலை மேம்பாட்டுத் திட்டம் – II

சதுரங்கப்பட்டினம் – செங்கல்பட்டு சாலை (SH- 58) கிமீ 0/0-கிமீ 26/811

வரை மேம்படுத்துதல் பணியானது உலக வங்கி நிதியுதவியுடன் தமிழ்நாடு சாலை மேம்பாட்டுத் திட்டத்தின் மூலம் செயலாக்கப்பட்டு வருகிறது. இச்சாலை பகுதியானது கி.மீ 16/070 – கிமீ 16/410 (340 மீ) திருக்கழுக்குன்றம் புறவழிச்சாலையில் ஓரகடம் காப்புக்காடு வழியாக பயணிக்கிறது. இப்பகுதியில் மேம்பாட்டுப் பணிகள் மேற்கொள்ள மத்திய சுற்றுசூழல், வனம் மற்றும் காலநிலை மாற்ற அமைச்சகத்தின் க.எண்: F.No.4-TNB023/2018-CHN/1130 நாள்.18.07.2018 மூலம் நிலை-1 அனுமதி பெறப்பட்டுள்ளது. மாவட்ட வன அலுவலர், காஞ்சிபுரம் அவர்களின் செயல் முறை ஆணை எண்: 4582/13/ D நாள்.03.07.2019 மூலமும் உரிய ஒப்புதல் பெறப்பட்டு பணிகள் விரைவில் துவங்கப்பட உள்ளது.

मन्त्रालय नयते

भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE
Regional Office (South Eastern Zone),
1st & 2nd floor, HEPC Building, No.34, Cathedral Garden Road,
Nungambakkam, Chennai - 600034, Tel. 044-28222041,
e-mail: ro.moefccc@gov.in / roefccc@gmail.com



F.No. 4-TNB023/2018-CHN 1130
Date 18th July, 2018

To

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

Subject: Diversion of 0.782 ha in Oragadam Reserve Forests of Chengalpattu Forest Division for widening and strengthening of Thirukalukundram Bypass (MDR km 4/350 to 4/690 km) of State Highways No 58 connecting Sadras to Chengalpattu-reg

Sir,

Please refer to the State Government's letter No.19717/FR-10/2017-5 dated 15.06.2018 and online application No.FP/TN/ROAD/7969/2014 seeking prior approval of the Central Government for diversion of forest land in accordance with Section '2' of Forest (Conservation) Act, 1980 for the above mentioned project.

After careful consideration of the proposal of the State Government, I am directed to convey the Central Government's in-principle approval (*Stage-I*) under Section '2' of Forest (Conservation) Act, 1980 for diversion of 0.782 ha in Oragadam Reserve Forests of Chengalpattu Forest Division for widening and strengthening of Thirukalukundram Bypass (MDR km 4/350 to 4/690 km) of State Highways No 58 connecting Sadras to Chengalpattu in favour of the Divisional Engineer, Highways Department, Tamil Nadu Road Sector Project-II, Kancheepuram, Tamil Nadu, 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 the Stage II approval;

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Date 18/07/18 PSL

3. The State Forest Department shall carryout plantation of 10 times the number of trees to be felled in the diverted forest area and its maintenance in identified 2.00 ha of degraded forest in Chengalpattu Range, Oragadam RF at the project cost;
4. The degraded forest land identified for CA and the approved CA scheme shall not be changed without prior approval of the Central Government and the State Forest Department shall ensure that the amount realized from the user agency towards CA should not be left unspent as recommended by the REC;
5. As reported by the State Government, the subject diversion proposal involves deviation in alignment (from the alignment for which permission was accorded by the State Forest Department on 23.04.1974) and black topping of up to 5 meters width, the State Government shall examine the matter and may furnish detailed report on violation, if any;
6. The State Government shall charge the Net Present Value of the diverted forest land measuring 0.782 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 etc shall be deposited in the Corporation 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 forest land proposed for diversion shall under no circumstances be transferred / sublet to any other agency, department or person without prior approval of the Central Government;

10. 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;
11. The user agency shall construct retaining walls and check walls wherever required, in consultation with the DFO concerned, at the project cost;
12. The construction of culverts/bridges, if any, over the natural streams/rivers/canals shall be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging, and also does not hamper movement of wild animals;
13. Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO concerned so as to stabilize the soil;
14. The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area proposed;
15. The User Agency shall arrange to raise strip plantation on either side of the road and also on the central verge at the project cost and maintain the same for 10 years;
16. There shall be speed breakers on the road within the wildlife areas / Wildlife crossings, along with signage boards at frequent intervals to be constructed at the project cost;
17. The user agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage/tree felling;
18. Disturbance shall be kept minimal by creating labour camps outside the forest area as far as possible and it will be the responsibility of the user agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna;
19. All efforts shall be taken to minimize the felling of trees and the State Forest Department shall carry out translocation of the trees wherever feasible at the cost of User Agency;

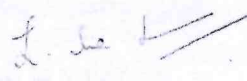
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20. The total forest area utilized for the project shall not exceed 0.782 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. User Agency shall furnish an undertaking to this effect;
21. The Progress of the Compensatory Afforestation under the jurisdiction of Chengalpattu Forest Divisions shall be monitored by the respective 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. 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. This in-principle approval shall be valid for a period of 5 years from the date of issue of this letter. In the event of non-compliance of the above conditions, this in-principle approval shall automatically stand revoked after 5 years.

Yours faithfully,


(L.Chandrasekar)

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, Govt. of Tamil Nadu, Forest Department, No.1, Jeenis Road, Panagal Building, Saidapet, Chennai - 600 015.
3. The Additional Principal Chief Conservator of Forests/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Govt. of Tamil Nadu, Forest Department, No.1, Jeenis Road, Panagal Building, Saidapet, Chennai - 600 015
4. The Director, RO(HQ) Division, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi - 110 003.

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PROCEEDINGS OF THE DISTRICT FOREST OFFICER, CHENGALPATTU
DIVISION, KANCHEEPURAM

PRESENT: THIRU.NAGA SATHISH GIDIJALA, I.F.S.,
DISTRICT FOREST OFFICER .

Proc. No.4582/13/D

Date:03.07.2019

Sub: FORESTS - Chengalpattu Division - Proposal for diversion of 0.782 Ha of forest land in Oragadam Reserved Forests of Chengalpattu Forest Division for widening and strengthening of Thirukazhukundram Bypass (MDR - KM 4/350 to 4/690 KM) of State Highways in favour of Divisional Engineer, Highways Department, Tamil Nadu Road Sector Project, Thiruvannamalai - Forest land under Section 2 of Forest Conservation Act 1980 - Stage I approval accorded by Government of India and orders issued by Government of Tamil Nadu - request for commencement of work and carry out construction works - Regarding.

Ref: 1. Government of India, Ministry of Environment, Forest and Climate Change, Regional Office (South Eastern Zone), Chennai letter No.4-TNB.023/2018/CHN/1130 Dt.18.07.2018

2. Divisional Engineer (H) Tamil Nadu Road Sector Project II, Kancheepuram Ref.No.101/16/SDO Dt.29.04.2019.

3. Government Letter No.19717/FR.10/2017-11 E&F (FR.10) Department Dt.07.06.2019.

4. Principal Chief Conservator of Forests, (Head of Department) Chennai -15 Ref.No.TS3/3374/15 Dt.20.06.2019.

In the reference cited No.2, working permission has been requested by Divisional Engineer (Highways) Tamil Nadu Road Sector Project for widening and strengthening of Thirukazhukundram Bypass (MDR-KM 4/350 to 4/690 KM) of State Highways. It was noted that, in the reference letter 2nd cited Compensatory Afforestation was paid on 29.11.2018 by user agency, Fund paid details furnished are as follows:

1. Compensatory Afforestation cost	:	Rs.8393845/-
2. Net Present Value	:	Rs.489532/-
3. Installation of awareness creation hoardings	:	Rs.500000/-
4. Other charges if any	:	Rs.NIL
Total	:	Rs.9383377/-

In view of above condition as all the compensatory levies specified in user agency, have been met in accordance with guideline F.No.11-306/2014-FC(pt) Dt.28.08.2015, and as per reference 3rd and 4th cited, (working permission for 1 year ie., starting from 03.07.2019 upto 02.07.2020 has been accorded to the user agency for tree cutting and commencement of work of the linear project proposed in the forest land.) User agency is instructed to fulfill the other conditions in Stage I clearance and the progress of the same may be updated to this office regularly.

Subject to following terms and conditions.

- ~~1. The legal status of forest land shall remain unchanged.~~
2. The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area proposed.
3. There shall be speed breakers on the road within the wildlife areas/ wildlife crossing, along with signage boards at frequent intervals to be constructed at the project cost;
4. The user agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage / tree felling;
5. Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it will be the responsibility of the user agency to ensure that the labourers & staff engaged in execution feasible at the cost of user agency.
6. All efforts shall be taken to minimize the felling trees and the State Forest Department shall carry out translocation of the trees wherever feasible at the cost of user agency.

7. Road side cuttings and fillings which require engineering support shall be provided as per the instructions of the District Forest Officer concerned so as to stabilize the soil;
8. The total area utilized for the project shall not exceed 0.782 Ha and the forest area demand to be diverted shall not be used for any purpose other than those shown in the diversion proposal.
9. No work shall be allowed after sunset.
10. No. crushing / breaking of stones shall be allowed inside forest areas. Readymade material shall be used for up-gradation of such roads.
11. The permit is liable to be cancelled at any time by the District Forest Officer, for any breach of the permit holder of any of the conditions of the permit and as such cancellation all rights which the permit holder may have acquired under the terms of the permit shall cases of for any other work what so ever done by him on the land and he is not also entitled for any compensation.
12. Any other condition that the District Forest Officer may impose from time to time for the protection and improvement of flora and fauna in the forest area, shall be applicable.

G. Nagarathin
District Forest Officer,
Chengalpattu Division,
Kancheepuram.

To

The Divisional Engineer,
Highways Department,
Tamil Nadu Road Sector Project,
No.6 Bharathiyar Street,
NGO Nagar, (Near Collector Office)
Kancheepuram.

Copy submitted to the Principal Chief Conservator of Forests, (Head of Department) Chennai -15.

Copy submitted to the Chief Conservator of Forests, Chennai Circle, Chennai -6