



ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ

ಅಧಿಕೃತವಾಗಿ ಪ್ರಕಟಿಸಲಾದುದು
ಬಿಶೇಷ ರಾಜ್ಯ ಪತ್ರಿಕೆ

ಭಾಗ-I	ಬೆಂಗಳೂರು, ಸೋಮವಾರ, ಅಕ್ಟೋಬರ್ ೩, ೨೦೧೬ (ಆಶ್ವಯುಜ ೧೧, ಶಕ ವರ್ಷ ೧೯೩೮)	ನಂ. ೧೧೪೮
Part-I	Bengaluru, Monday, October 3, 2016 (Aashwayuja 11, Shaka Varsha 1938)	No. 1148

FOREST, ECOLOGY AND ENVIRONMENT SECRETARIAT Proceedings of the Government of Karnataka

Subject: Diversion of 13.93 ha. of forest land in various forest areas of Sakaleshpura taluk in Hassan district for implementation of Yettinahole project in favour of the Executive Engineer, Karnataka Niravari Nigam Limited(KNNL) Yettinahole Project Division No-1, Sakaleshpura, Hassan District for providing drinking water supply to the drought prone areas of Kolar, Chikkaballapura, Ramanagara, Bangalore rural districts, Devanahalli industrial area and part of Hassan District-reg.

Read:

1. Principal Chief Conservator of Forests (Head of Forest Force), Bangalore Letter No. A5(2).GFL.CR.15/ 2013-14, dt. 22-07-2015.
2. Government of Karnataka Letter No. FEE 136 FLL 2014, dt. 19-08-2015.
3. Government of India, M/o Environment and Forests and Climate Change Letter No. 4-KRC 1064/2015/BAN/7829,
4. dt. 06-01-2016.
5. Principal Chief Conservator of Forests (Head of Forest Force), Bangalore Letter No. A5(2).GFL.CR.15/2013-14, dt. 27-07-2016.
6. Government of Karnataka Letter No. FEE 136 FLL 2014, dt. 01-08-2016.
7. Government of India, M/o Environment and Forests and Climate Change Letter No. F.No.4-KRC 1064/2015/BAN/791, dt. 15-09-2016.

Preamble :

The Principal Chief Conservator of Forests (Head of Forest Force), Bangalore vide their letter read at (1) above had submitted a proposal for diversion of 13.93 ha. of forest land in various forest areas of Sakaleshpura taluk in Hassan district for implementation of Yettinahole project in favour of the Executive Engineer, Karnataka Niravari Nigam Limited(KNNL) Yettinahole Project Division No-1, Sakaleshpura, Hassan District for providing drinking water supply to the drought prone areas of Kolar, Chikkaballapura, Ramanagara, Bangalore rural districts, Devanahalli industrial area and part of Hassan District subject to certain conditions.

After verification and examination, the proposal was recommended by Government of Karnataka and forwarded to Government of India to accord sanction u/s 2 of the Forest (Conservation) Act, 1980 vide Government letter read at (2) above.

The Govt. of India, Ministry of Environment and Forests and Climate Change, Regional Office (Southern Zone), Bangalore vide its letter read at (3) above have accorded its in-principle (Stage-1) approval for the proposal subject to fulfillment of certain conditions and the same was communicated to the Principal Chief Conservator of Forests (Head of Forest Force), Bangalore with a direction to submit compliance report on fulfillment of conditions.

The Principal Chief Conservator of Forests (Head of Forest Force), Bangalore vide their letter read at (4) above had furnished the compliance report and the same was forwarded to Govt of India

vide letter read at (5) and requested to obtain final approval of Government of India u/s 2 of the Forest (Conservation) Act, 1980.

The Government of India, Ministry of Environment and Forests & Climate Change, Regional Office (Southern Zone), Bangalore vide its letter read at (6) above have accorded and communicated its final approval (Stage-II) for the proposal u/s 2 of the Forest (Conservation) Act, 1980 subject to certain conditions.

The proposal has been examined in detail and hence the order.

Government Order No. FEE 136 FLL 2014, Bengaluru, Dated: 21/09/2016.

In the circumstances as explained in the preamble above, Government is pleased to accord approval u/s 2 of Forest (Conservation) Act, 1980 for diversion of 13.93 ha. of forest land in various forest areas of Sakaleshpura taluk in Hassan district for implementation of Yettinahole project in favour of the Executive Engineer, Karnataka Niravari Nigam Limited(KNNL) Yettinahole Project Division No-1, Sakaleshpura, Hassan District for providing drinking water supply to the drought prone areas of Kolar, Chikkaballapura, Ramanagara, Bangalore rural districts, Devanahalli industrial area and part of Hassan District subject to following conditions.

- 1) The legal status of forest land shall remain unchanged and it will continue to be as forest land.
- 2) Demarcation of the proposed forest area shall be carried out by erecting cement concrete pillars duly numbered at an interval of 20 mts. at the cost of user agency, before Stage-II clearance.
- 3) The cost of raising Compensatory Afforestation over 13.93 ha. of non - forest land shall be deposited by the user agency.
- 4) Forest Department will realise the cost of raising Penal Compensatory Afforestation on 40 ha. of dumping area on either side of the raising main, both in the forest as well as non-forest area, which will be available on implementation of the project.
- 5) The State Government shall charge the Net Present Value of the forest land proposed for diversion of 13.93 ha. from the user 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 (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. The User Agency shall furnish an undertaking to this effect.
- 7) The User Agency, shall make online payment of the cost of CA, Penal CA and NPV with Adhoc- CAMPA through e-payment module of forest clearance portal- forest clearance.nic.in.
- 8) User Agency shall provide an undertaking on commencing the pumping operation from 15th June for facilitating ecological flow in the streams for free movement of aquatic fauna during the beginning of the monsoon and closing the pumping operation by October 31st.
- 9) An undertaking from user Agency for maintaining minimum continuous daily average flow of 15 cusecs from all the weirs be ensured during non-flooding days by adjusting the pumping capacity.
- 10) Flow of water through the weirs and quantity of water pumped out from each weir be continuously measured for a period of 2 years from the date of commissioning of the project. Conditions on maintaining the flow and drawal of water in the streams may be revisited after analyzing the data.
- 11) A study on ecological impact of the project on the downstream ecosystem may be initiated through a reputed scientific institution simultaneously, so as to make any course correction on the conditions to be imposed, in future.
- 12) No trees standing on the forest land earmarked for dumping shall be cut.
- 13) The User Agency shall give an undertaking to plant up the land below the power line and along the rising main pipe with soil binding grass with necessary civil structures for the entire length of 78 kms. to protect from soil erosion, at the project cost.
- 14) An undertaking be given by the User Agency, for planting a minimum of 10,000 plants of tree species which are helpful to bird & bee population as per the advice of the Forest Department all along the pipeline and service road.

