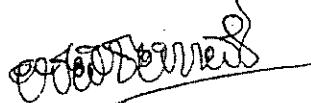


ಕರ್ನಾಟಕ ವಿಧಾನ ಪರಿಷತ್ತು

ಹುಕ್ಕೆ ಗುರುತಿಲ್ಲದ ಪ್ರಶ್ನೆ ಸಂಖ್ಯೆ : 1515 (1892)
 ಸದಸ್ಯರ ಹಸರು : ಶ್ರೀ ಎನ್. ಅಪ್ಪಜಿಗೌಡ (ಸ್ನಾಲೀಯ ಸಂಸ್ಥೆಗಳ ಕ್ಷೇತ್ರ)
 ಉತ್ತರಿಸುವ ದಿನಾಂಕ : 22-03-2021
 ಉತ್ತರಿಸುವ ಸಚಿವರು : ಮಾನ್ಯ ಅರಣ್ಯ ಕನ್ನಡ ಮತ್ತು ಸಂಸ್ಕृತಿ ಸಚಿವರು

ಕ್ರ.ಸಂ.	ಪ್ರಶ್ನೆ	ಉತ್ತರ
ಅ)	ಅರಣ್ಯ ಸಂರಕ್ಷಣಾ ಕಾಯ್ದೆ 1980 ಸೆಕ್ಕನ್ ನಿಂದ 2(2)ರ ಪ್ರಕಾರ ಶಿವಮೊಗ್ಗ ಜಿಲ್ಲೆಯಲ್ಲಿ ತುಂಗಾಭದ್ರಾ ಮೇಲ್ಮೈ ಯೋಜನೆಗೆ ಎಷ್ಟು ಅರಣ್ಯ ಪ್ರದೇಶವನ್ನು ನೀಡಲಾಗಿದೆಯೇ; ಈ ಸಂಬಂಧ ಕೇಂದ್ರ ಅರಣ್ಯ ಮತ್ತು ಪರಿಸರ ಇಲಾಖೆಯ ಆದೇಶ ಪ್ರತಿಗಳನ್ನು ನೀಡುವುದು;	ತುಂಗಭದ್ರಾ ಮೇಲ್ಮೈ ಯೋಜನೆಗಾಗಿ 449.55 ಹೆಕ್ಟೇರ್ ಅರಣ್ಯ ಪ್ರದೇಶವನ್ನು ಬಿಡುಗಡೆ ಮಾಡಲು ಅರಣ್ಯ (ಸಂರಕ್ಷಣೆ) ಕಾಯ್ದೆ, 1980ರ ಸೆಕ್ಕನ್ ನಿಂದ 2(ii)ರ ಪ್ರಕಾರ ಕೇಂದ್ರ ಸರ್ಕಾರವು ಪತ್ರ ಸಂಖ್ಯೆ: F.No.8-30/97/-FC ದಿನಾಂಕ: 14.12.2004ರ ಮೂಲಕ ಅನುಮೋದನೆ ನೀಡಿದೆ. ಸದರಿ ಅನುಮೋದನೆ ಆಧಾರದ ಮೇರೆಗೆ ರಾಜ್ಯ ಸರ್ಕಾರವು ಆದೇಶ ಸಂಖ್ಯೆ: ಎಫ್‌ಎಂ 89 ಎಫ್‌ಜಿಎಲ್ 1994 ದಿನಾಂಕ: 13.01.2005ರ ಮೂಲಕ ಮಂಜೂರಾತಿ ನೀಡಲಾಗಿದೆ. ಸದರಿ ಆದೇಶದ ಪ್ರತಿಗಳನ್ನು ಅನುಬಂಧ-1 ರಲ್ಲಿರಿಸಿದೆ. ತುಂಗಭದ್ರಾ ಮೇಲ್ಮೈ ಯೋಜನೆಗಾಗಿ 449.55 ಹೆಕ್ಟೇರ್ ಪ್ರಮೆಶ್ 443.13 ಹೆಕ್ಟೇರ್ ವಿಸ್ತೀರ್ಣವು ಶಿವಮೊಗ್ಗ ಜಿಲ್ಲಾ ವ್ಯಾಪ್ತಿಗೆ ಒಳಪಡುತ್ತದೆ.
ಆ)	ಪರಿಹಾರಾತ್ಮಕವಾಗಿ ನೆಡುತೋಮ ನೆಡಲು ಬದಲೀ ಜಾಗವನ್ನು ನೀಡಲಾಗಿದೆಯೇ; ಎಷ್ಟು ಜಾಗವನ್ನು ಯಾವ ಪ್ರದೇಶದಲ್ಲಿ ನೀಡಲಾಗಿದೆ ಹಾಗೂ ಆ ಪ್ರದೇಶದಲ್ಲಿ ಅರಣ್ಯೇಕಣ ಮಾಡಲಾಗಿದೆ; (ಸಂಪೂರ್ಣ ವಿವರ ನೀಡುವುದು)	ಪರಿಹಾರಾತ್ಮಕ ನೆಡುತೋಮ ಬೆಳೆಸಲು ಶಿವಮೊಗ್ಗ ಜಿಲ್ಲೆ ತೀರ್ಥಹಳ್ಳಿ ತಾಲ್ಲೂಕಿನಲ್ಲಿ 450 ಹೆಕ್ಟೇರ್ ಅರಣ್ಯೇತರ (ಕಂದಾಯ) ಭೂಮಿಯನ್ನು ಉಪಯೋಗಿ ಸಂಸ್ಥೆಯ ಅರಣ್ಯ ಇಲಾಖೆಗೆ ವರ್ಗಾಯಿಸಿರುತ್ತದೆ. ಆದರೆ, ಪರಿಹಾರಾತ್ಮಕ ನೆಡುತೋಮಗಳನ್ನು ಈ ಕೆಳಕಂಡ ವಿಭಾಗಗಳ ಅರಣ್ಯೇತರ ಪ್ರದೇಶಗಳಲ್ಲಿ ಬೆಳೆಸಲಾಗಿರುತ್ತದೆ. 1. ಶಿವಮೊಗ್ಗ ವಿಭಾಗ - 113.00 ಹೆಕ್ಟೇರ್ 2. ಭದ್ರಾವತಿ ವಿಭಾಗ - 60.00 ಹೆಕ್ಟೇರ್ 3. ಮಂಡ್ಯ ವಿಭಾಗ - 145.00 ಹೆಕ್ಟೇರ್ ಒಟ್ಟು - 318.00 ಹೆಕ್ಟೇರ್ ನೆಡುತೋಮ ಬೆಳೆಸಿರುವ ಸ್ಥಳಗಳ ವಿವರಗಳನ್ನು ಅನುಬಂಧ-2 ರಲ್ಲಿರಿಸಿದೆ.
ಇ)	ಪರಿಹಾರಾತ್ಮಕವಾಗಿ ನೆಡುತೋಮ ಬೆಳೆಸಲು ಉಪಯೋಗಿ ಸಂಸ್ಥೆಯವರಿಂದ ಎಷ್ಟು ಮೊತ್ತವನ್ನು ಇಲಾಖೆಗೆ ಪಾವತಿಸಿಕೊಳ್ಳಲಾಗಿದೆ? (ಮಾಹಿತಿ ನೀಡುವುದು)	450 ಹೆಕ್ಟೇರ್ ಪ್ರದೇಶದಲ್ಲಿ ಪರಿಹಾರಾತ್ಮಕ ನೆಡುತೋಮ ಬೆಳೆಸಲು ಉಪಯೋಗಿ ಸಂಸ್ಥೆಯವರಿಂದ ರೂ.2,43,90,000/- ಮೊತ್ತವನ್ನು ಕ್ಯಾಂಪಾ (CAMPA) ಶಾತ್ಮಕ ಪಾವತಿಸಿಕೊಳ್ಳಲಾಗಿರುತ್ತದೆ.

ಸಂಖ್ಯೆ: ಅಪ್ರಜೇ 27 ಎಫ್‌ಎಲ್‌ಎಫ್ 2021.


 (ಅರವಿಂದ ಲಿಂಬಾವಳಿ)
 ಅರಣ್ಯ, ಕನ್ನಡ ಮತ್ತು ಸಂಸ್ಕृತಿ ಸಚಿವರು

ENCL 1

Case No. 11318/2004

Encl. No.	1/22
Subject	Upper Tunga Project
Date	21/12/04
Encl. No.	2/12

S. No. 8-30/97-1-C
 Government of India
 Ministry of Environment & Forests
 E.C. Division

Paryavaran Bhawan,
 CGO Complex, Lajpat Road,
 New Delhi - 110 003.
 Dated: 12-12-2004

To:

The Principal Secretary (Forests),
 Government of Karnataka,
 Bangalore.

Sub: Diversion of 419.55 hectare of forest land for Upper Tunga Project, Dist. Shimoga,
 Karnataka.

Sir,

I am directed to refer to your letter No. PFE 89 FGL 94 dated 16.12.1996 on the above mentioned subject, seeking prior approval of the Central Govt. in accordance with Section 2 of Forest (Conservation) Act, 1980 and to say that the proposal has been examined by the Advisory Committee constituted by the Central Government under Section 3 of the aforesaid Act.

After careful consideration of the proposal of the State Government and on the basis of the recommendation of the above mentioned Advisory Committee, Indian Board of Wildlife, Central Empowered Committee and the orders of the Hon'ble Supreme Court, the Central Government hereby approves its approval under section 2 of Forest (Conservation) Act, 1980, for diversion of 419.55 hectare of forest land for Upper Tunga Project, District Shimoga, Karnataka, subject to fulfillment of following conditions:-

1. Legal status of forest land shall remain unchanged.
2. Compensatory afforestation shall be raised and maintained over equivalent non-forest land by the State Forest Department.
3. The non-forest land for compensatory afforestation, shall be allotted by the State Government as per under section 3 of the Indian Forest Act, 1927 or the State Forest Act within a period of 6 months and Nodal Officer (Forest Conservation) shall report the compliance.
4. Along the banks of the reservoir, plantations shall be raised and maintained by the State Forest Department.
5. The State Government shall deposit all the funds including Net Present Value of diverted forest land with Compensation, Forest Management and Planning Authority (CFMPA). Till such time the CFMPA maintains the Head of Account for deposition of funds, the funds will be maintained in the form of fixed deposits in a Nationalized Bank, in the name of concerned Nodal Officer/DFO by the State Government.
6. Demarcation of the area will be done on ground at project cost using four feet high RCC pillars. The pillars shall indicate serial numbers, forward and back bearings and distance between adjacent pillars.

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7. Trees shall not be felled upto 2 metre below FRI.
8. Trees shall be felled under the supervision of State Forest Department and only when it becomes necessary.
9. Islands of the M. degadde Bird Sanctuary shall be raised sufficiently to avoid its submergence at the project cost under supervision of Wildlife wing of State Forest Department.
10. All the safeguards and conditions stipulated by the Indian Board of Wildlife (IBWL) shall be strictly followed.
11. Reservoir so created shall be declared as 'Reserved Forest' under Indian Forest Act, 1927 and regulated fishing rights shall be allowed.
12. Water will be provided free of cost to the Forest Department for raising nurseries/plantations in nearby areas.
13. No labour camps shall be established on the forest land. Labourers shall be provided fuelwood after procuring it from the State Forest Development Corporation.
14. The catchment area treatment works shall be executed as per the plan under the supervision of the State Forest Department.
15. The forest land shall not be used for any purpose other than that specified in the proposal.
16. Any other condition that the State Government or the Chief Conservator of Forests (Central), Regional Office, Bangalore may impose from time to time in the interest of conservation, protection or development of forests.

Yours faithfully,



(ANURAG BAJPAI)
Assistant Inspector General of Forests

Copy to:-

1. The Principal Chief Conservator of Forests, Government of Karnataka, Bangalore.
2. Member Secretary, Central Empowered Committee for information.
3. The Chief Conservator of Forest (Central), Regional Office, Bangalore.
4. The Legal Officer, Office of the PCCF, Government of Karnataka, Bangalore.
5. DFO (Wildlife), Ministry of Environment & Forests for information.
6. I&R O (HQ), New Delhi.
7. Director (LA), Ministry of Environment and Forests
8. Shri A.D.N. Rao, Advocate, Supreme Court for information.
9. User Agency.
10. Monitoring Cell of EC-Division
Guard file.

(ANURAG BAJPAI)
Assistant Inspector General of Forests

PROCEEDINGS OF THE GOVERNMENT OF KARNATAKA

- * Only Diversions of 449.55 ha. of forest land for Upper Tunga Project Shimoga District.

- Read: 1. Letter No. AS(133)GFI/GR-93/93-94, Dated-
16.6.1994 of Principal Chief Conservator of
Forests, Bangalore .
2. State Government letter No. PPR 89 PGI, 94
dated: 12.7.1994
3. Letter No. PDA/T6/DKAR/31/PP/1994
dated: 19.08.1994 of Government of India, Ministry of
Environment and Forests, Regional Office (South
Zone), Bangalore.
4. Letter No. AS(133)GFI/GR-93/93-94, Dated-
22.4.1996 of Principal Chief Conservator of
Forests, Bangalore .
5. State Government letter No. PPR 89 PGI, 94
dated: 16.12.1996
6. Letter No. F.No.8-30/97-FC, dated: 1.10.2003 of
Government of India, Ministry of Environment
and Forests, New Delhi.
7. State Government letter No. PPR 89 PGI, 94
dated: 3.11.2004.
8. Letter No. F No 8-30/97-FC, dated: 13/14/12/2004 of
Government of India, Ministry of Environment
and Forests, New Delhi.

PREAMBLE:

The Principal Chief Conservator of Forests, Bangalore vide his letter dated 16.6.94 read at (1) above has submitted the proposal to obtain the approval of Government of India for release of 17 acres of forest land in the Gazauri Forest area to run the High Level canal for a length of 1.25 K.M.

Accordingly the proposal was recommended to Government of India
vide State Government letter dated 12.7.1994 read at (2) above.

The Government of India, Ministry of Environment and Forests
Regional Office, South Zone, Bangalore vide their letter 19.8.1994 requested
the State Government for the assessment of requirement of forest for
diversion in the Upper Tunga Project realistically and the revised proposal
be submitted to Government of India for clearance.

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approval of Government of India under Section 2 of Forest (Conservation) Act, 1980 for diversion of 449.55 ha. of forest land for Upper Tunga Project in Shimoga, subject to certain conditions.

Accordingly the proposal was recommended to Government of India vide State Government letter dated 16.12.96 read at (5) above.

The Government of India Ministry of Environment and Forests Ministry of Environment and Forests, New Delhi vide their letter dated 11.10.2003 read at (6) above has given its approval in principle(Stage-I) subject to fulfilment of certain conditions and the same was communicated to the Principal Chief Conservator of Forests, Bangalore for compliance vide State Government letter dated 4.11.2003.

The Principal Chief Conservator of Forests Bangalore vide in his letter dated 15.10.2004 has furnished the compliance report. The same has been sent to Government of India vide State Government letter dated 3.11.2004 read at (7) above.

Finally Government of India Ministry of Environment and Forests, New Delhi vide their letter dated 13.14.12.2004 read at (8) above has conveyed its approval (Stage-II) under Section 2 of Forest (Conservation) Act, 1980 for diversion of 449.55 ha. of forest land for Upper Tunga Project in Shimoga District subject to certain conditions.

The proposal has been examined in detail and hence the order

GOVERNMENT ORDER NO. FFR 89/1631, 1994,
BANGALORE, DATED: 15.1.2005.

In the Circumstances explained in the preamble above Government are pleased to accord sanction under Section 2 of Forest (Conservation) Act, 1980 for diversion of 449.55 ha. of forest land for Upper Tunga Project in Shimoga District subject to the following conditions:

1. The legal status of the forest land shall remain unchanged.
2. The Compensatory afforestation shall be raised and maintained over equivalent non-forest land by the State Forest Department.
3. The non-forest land for compensatory afforestation shall be notified by the State Government as RF under Section-4 of the Indian Forest Act 1927 or the State Forest Act within a period of 6 months and Local Officer(Forest Conservation) shall report the compliance.
4. Along the banks of the reservoir, pinnacles shall be raised and

5. All the funds obtained as Net Present Value of diverted forest land should be deposited with Compensatory Afforestation Fund Management and Planning Authority (CAMPA).
6. Demarcation of the area will be done on ground at project cost using four feet high RCC pillars with serial numbers, forward and back bearings and distance between adjacent pillars.
7. Trees shall not be felled up to 2 meter below FRI.
8. Trees shall be felled under the supervision of State Forest Department and only when it becomes necessary.
9. Islands of the Mandegadde Bird Sanctuary shall be raised sufficiently, to avoid its submergence in the project costs under supervision of Wildlife wing of State Forest Department.
10. All the safeguards and conditions stipulated by the Indian Board of Wildlife (IBWL) shall be strictly followed.
11. Reservoir so created shall be declared as "Reserved Forest" under Indian Forest Act, 1927 and recognized fishing rights shall be allowed.
12. Water will be provided free of cost to the Forest Department for raising nursery/plantations in nearby areas.
13. No labour camps shall be established on the forest land. Labourers shall be provided fuel wood after procuring it from the State Forest Development Corporation.
14. The catchment area treatment works shall be executed as per the plan under the supervision of the State Forest Department.
15. The forest land shall not be used for any purpose other than that specified in the proposal.
16. Irrigation Department should provide water canal to raise irrigated plantations by the Forest Department as and when required.
17. Necessary funds shall made available to the Forest Department for raising road side and canal side plantations all along the stretch falling in the jurisdictions (to be estimated by the Forest Department).
18. The user agency has to pay the Net present value (NPV) fixed by Government vide Notification No. BPP 247 (7) 2002, dated: 17.1.2004.
19. The total forest area utilized for the project shall not exceed 449.55 ha, and it should be used only for the purpose for which it is granted. In case the land is not used for the stipulated purpose or when it no longer needed for the stipulated purpose the area should automatically revert back to the forest department.
20. The lessee has to pay the lease rent as fixed by the Government of Karnataka from time to time.
21. The user agency shall pay the cost of raising compensatory

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- (1) The user agency shall pay the cost of extraction of trees as estimated by the Department.
- (2) Any other condition to be imposed by State Government/Government of India/Principal Chief Conservator of Forests, Karnataka from time to time in the interest of conservation, protection or development of forests.

by order/sent in the name of the
Governor of Karnataka.

Vedasale 12/3-1-2011
S R VATSALA

Under Secretary to Government,
~~Forest~~ Ecology and Environment Department

for

The Compiler, Karnataka Gazette, Dated above for publication in the next issue of the Gazette and request to supply 50 copies to State Government and 50 copies to Principal Chief Conservator of Forests, Bangalore.

Copy to:

1. Secretary to Government of India, Ministry of Environment and Forests, Parivartan Bhawan CFCO Complex, Lohri Road, New Delhi 110 065.
2. The Chief Conservator of Forests, Central Government of India, Ministry of Environment and Forests, Regional Office (South Zone), Kendrikha Sadana, 4th Floor, E & F Wing, 17th Main, Koramangala, Bangalore-11.
3. Accountant General (Audit Land & Accounts), Karnataka, Bangalore.
4. The Secretary to Government, Irrigation Department, M S Bhavani, Bangalore.
5. The Principal Chief Conservator of Forests, Aranya Bhavan, Bangalore.
6. The Principal Chief Conservator of Forests/Wildlife, Aranya Bhavan, Bangalore.
7. The Conservator of Forests, Naval Officers, Office of the Principal.
8. Chief Conservator of Forests, Aranya Bhavan, Malleswaram, Bangalore.
9. The Conservator of Forests, Shimboga Circle, Shimoga.
10. The Deputy Conservator of Forests, Shimoga Division, Shimoga.
11. Managing Director, Karnataka Bhoomi Nama Limited, No. 1, Coffee Board Building, 7th Floor, Dr Ambedkar Road, Bangalore-1, 560 001.

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