

TAMIL NADU FOREST DEPARTMENT

From
Thiru. Syed Muzammil Abbas, I.F.S.,
Principal Chief Conservator of Forests
(HoFF) and Chief Wildlife Warden (FAC)
Panagal Maaligai, Saidapet,
Chennai - 15.

To
Thiru. D. Shanmuganathan,
Government Standing Counsel,
Hon'ble National Green Tribunal (SZ),
Room 4 Second Floor,
Government Pleader Office
High Court, Chennai 104
E-mail: dshanmuganathan@outlook.com

Ref. No. WL5/6034/2022 dated 22-04-2022

Sir,

Sub: Forests - Wildlife - Hon'ble National Green Tribunal - Appeal No. 14 of 2022 filed by M. Yuvadeeban before the Hon'ble National Green Tribunal (SZ) - Establishment of fishing harbor in Kazhuvveli water in Villupuram District - Regarding.

- Ref: 1) This office Ref. No. WL5/6034/2022 dated 12-04-2022.
2) Telephonic message received from your office on 16-04-2022 (convened to Principal Chief Conservator of Forests and Chief Wildlife Warden).
3) Conservator of Forests, Villupuram Ref. No. D1/2440/2020 dated 18-04-2022.
4) This office Ref. No. WL5/6034/2022 dated 20-04-2022

In continuation of this office reference 4th cited, I enclosed herewith the status report on Appeal No. 14 of 2022 filed by M. Yuvadeeban before the Hon'ble National Green Tribunal (SZ) for information and necessary action.

Encl: As stated above

Yours faithfully,

S. Muzammil

for Principal Chief Conservator of Forests
and Chief Wildlife Warden (FAC)

S. Muzammil
22/4/22

**BEFORE THE HONOURABLE NATIONAL GREEN TRIBUNAL
SOUTHERN ZONE, CHENNAI**

In

Appeal No.14 of 2022(SZ)

IN THE MATTER OF:

Sri.M. Yuvadeeban, Chennai....Applicant(s)

Vs

Department of Fisheries,
Govt. of Tamil Nadu and Ors.

...Respondent(s)

BEFORE THE HONOURABLE NATIONAL GREEN TRIBUNAL
SOUTHERN ZONE, CHENNAI

In
Appeal No.14 of 2022 (SZ)

**Status Report on Appeal No.14 of 2022 (SZ) filed before the
Hon'ble National Green Tribunal, Southern Zone, Chennai.**

1. Introduction

Vide Order dated 04.03.2022 in Appeal No.14 of 2022 (SZ), the Hon'ble NGT (SZ) has constituted a Joint Committee comprising of (1) Senior Officer from the Regional Office of MoEF & CC, Chennai (2) an Officer from the Forest Department, not below the rank of Conservator of Forest as nominated by the PCCF and Chief Wildlife Warden and 3) a Senior Scientist having expertise in shoreline dynamics and marine biology from National Institute of Ocean Technology (NIOT), Chennai to inspect the area in question and submit factual report to the Hon'ble Tribunal on the following aspects:

- i) Whether the area falls under the CRZ – IA and whether the area has been notified as Olive Ridley turtle nesting
- ii) Whether establishment of the project will have any impact on the Kaluveli Bird Sanctuary.
- iii) Whether that area is rich in biological diversity including active mudflats, seagrass beds, sand dunes, salt marshes etc.
- iv) Even if the project is a permissible activity and if it has to come up, what are the necessary further conditions to be imposed to mitigate the impact on the eco-sensitive zones mentioned above.

Accordingly the Joint Committee members and the complainant have visited the site along with official from Forest Department, Government of Tamil Nadu and Fisheries Department, Government of Tamil Nadu on 15-03-2022.

The Joint Committee in their report has stated that "during the site visit the committee has not been seen any live Olive Ridley Turtle nesting area in the proposed project sites. However noticed some old nesting sites are sand dunes area, which are located outside the project implementing area and is already marked as CRZ-1A category in the CRZ Map, which is about 500m away from the project site. It is also noticed that as such no disturbance has been made to the sand dunes due to the project implementation. The project implementing area is not falling in CRZ-1A and not an Olive Ridley Turtle nesting area as observed by the Joint Committee during the visit."

Subsequently the remarks of the Forest Department has been sought with reference to Olive Ridley nesting in the project area. Accordingly it is submitted that the proposed fishing jetty site at Alagankuppam Village, Marakanam Taluk of Villupuram District is located on the southern bank of the creek which connects the Edayanthittu and Estuary in the Bay of Bengal and it is not located in Olive Ridley Turtle nesting site area. However, the proposed artificial digging trench and retaining wall for the proposed harbor by the Fisheries Department is located in the nesting site of Olive Ridley Sea Turtle.

The above said facts are submitted before the Hon'ble Tribunal for consideration.

Barua
22/4/22
for Principal Chief Conservator of Forests
and Chief Wildlife Warden (FAC)

Shy
22/4/22

Phone: 04146 220806

Email:cfvillupuram@gmail.com

TAMIL NADU FOREST DEPARTMENT

From
Thiru. A.S.Marimuthu, I.F.S.,
Conservator of Forests,
Villupuram Circle,
Villupuram.

To
Principal Chief Conservator of Forests and
Chief Wildlife Warden,
Panagal Building, Saidapet,
Chennai – 600 015.

C.No. D1 /2440 / 2020 dated.18.04.2022

Sir,

Sub : Forest - Wildlife - Hon'ble National Green Tribunal - Appeal No
: 14of 2022 filed by Yuvadeepan before the Hon'ble National
Green Tribunal (SZ) - Establishment of fishing harbor in
Kazhuveli wetland in Villupuram District - Report submitted -
reg

Ref : Principal Chief Conservator of Forests and Chief Wildlife
Warden,Chennai ref : WL5/6034/2022 dated : 18.04.2022.

I submit the details as called for by the Principal Chief Conservator of
Forests and Chief Wildlife Warden, Chennai in the reference cited is as follows

Sl. No	Questions	Reply
1	Has Olive Ridley Sea Turtle been nesting inside the project area of the fishing harbor in the past few years? If so, details of nesting may be furnished along with a map showing the location of the nest and the proposed fishing harbor site	<p>No, as the proposed fishing jetty site at Alagankuppam Village, Marakanam Taluk, Villupuram District is located on the southern bank of the creek which connects the Edayanthittu and Eastuary in the Bay of Bengal sea, But the proposed artificial digging trench and retaining wall for the proposed harbor by the Fisheries Department is the habitat of Olive Ridley Sea Turtle as this site falls in the sea shore of Bay of Bengal sea.</p> <p>During 2021-22, at the shore of Alagankuppam village, 33 nos of nest have been identified and 3717 nos of eggs have been collected and translocated to hatcheries.</p> <p>A map showing the locations of</p> <ol style="list-style-type: none">1. Proposed artificial digging trench and retaining wall along with nesting site.2. Proposed fishing harbor site is enclosed herewith.

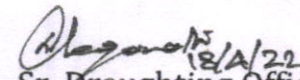
2. If not, then furnish the minimum distance of the Olive Ridley Sea Turtle nesting sites in Azhagankuppam village area from the fishing harbor proposed site. A map may be enclosed the showing the location of the same	The distance between the nesting site to proposed fishing jetty is 3.17 Kms
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Encl: As stated above.

Yours faithfully,
Sd/A.S.Marimuthu,
Conservator of Forests
Villupuram Circle,
Villupuram.

Copy to the District Forest Officers, Villupuram Division, Villupuram .

True copy /by order


Sr. Draughting Officer.

Olive Ridley Sea Turtle Nesting Site in Azhagankuppam Village

90 m

Training Wall

Proposed Fishing Harbour

Turtle Nesting Site

Legend

- Distance B/W proposed Fishing Harbour and turtle Nesting Site About 1 km
- Construction of Training Wall