

ಜಿಲ್ಲಾಧಿಕಾರಿ ಹಾಗೂ ಜಿಲ್ಲಾ  
ದಂಡಾಧಿಕಾರಿಯವರ ಕಾರ್ಯಾಲಯ,  
ದ.ಕ., ಮಂಗಳೂರು - 575 001.

ಕರ್ನಾಟಕ ಸರ್ಕಾರ



Deputy Commissioner &  
District Magistrate's Office,  
Dakshina Kannada,  
Mangalore - 575 001.

**PROCEEDINGS OF ENVIRONMENTAL PUBLIC HEARING HELD AT "GOVT, PRIMARY SCHOOL, SHIRADI, PUTTUR TALUK, DAKSHIN KANNADA DISTRICT" ON 09.10.2014 AT 9.30 AM IN RESPECT OF PROPOSED PROJECT OF WIDENING IMPROVEMENT & UPGRADATION OF EXISTING 2 LANE CARRIAGEWAY TO 4 LANE FROM PROPOSED KM 184.912 TO PROPOSED KM 318.772 OF HASSAN TO BANTAWAL SECTION OF NH-48 (NEW NH-75) IN THE STATE OF KARNATAKA BY NATIONAL HIGHWAYS AUTHORITY OF INDIA UNDER THE CHAIRMANSHIP OF THE DEPUTY COMMISSIONER & CHAIRMAN OF ENVIRONMENTAL PUBLIC HEARING COMMITTEE, DAKSHINA KANNADA DISTRICT.**

**The Details of project is as under:**

1.	Name of the Company & Address.	National Highways Authority of India (Ministry of Road Transport & Highways) Project Implementation Unit - Bengaluru Sy. No.13, 14th K.M., Nagasandra Bengaluru-Tumkur Road (NH-4), Bengaluru - 560 073.
2.	Proposed location of the project	To Upgrade/Widen existing NH-48 road from 2 Lane to 4 Lane between Hassan-Bantwal.
3.	Details of activity.	Proposed to Upgrade/Widen existing NH-48 road from 2 Lane to 4 Lane between Hassan-Bantwal from Chainage Km 189+700 to Km 328+000 in the State of Karnataka.

**PREAMBLE:**

**NATIONAL HIGHWAYS AUTHORITY OF INDIA (Ministry of Road Transport & Highways)** has proposed project of Widening improvement & up gradation of existing 2 lane carriageway to 4 Lane from proposed Km 184.912 to Proposed Km 318.772 of Hassan to Bantawal Section of NH-48 (new NH-75) in the State of Karnataka. As per notification of Ministry of Environment and Forest, GoI SO No. 1533 dated 14.09.2006, National Highway Authority of India has to obtain Environmental Clearance for its proposed said road development project from the Ministry of Environment & Forests, GoI, New Delhi, and also it is mandatory to conduct Environmental Public Hearing (district wise) as per the MoEF, GoI, terms of reference letter No.10-87/2012-1A, III dated 07-02-2013. Accordingly the Public hearing is conducted at Dakshin Kannada District.

MoEF has issued the Terms of Reference (ToR) for this project to conduct Environmental Impact Assessment (EIA) studies. In view of the above, the Project proponent have prepared draft EIA (Environmental Impact Assessment) report and Executive Summary of the said Project in Kannada and English version which has been submitted to Member Secretary, Karnataka State Pollution Control Board, Bangalore. In accordance with EIA notification the public hearing is conducted.

### **PROCEEDINGS OF HEARING:**

- The Environmental Officer, KSPCB, Mangalore & Member Convener of the Environmental Public Hearing welcomed the Deputy Commissioner & Chairman of Environmental Public Hearing Committee, Dakshina Kannada District, Officers present, elected representatives from the local area, press, & public participated in the hearing.
- The Environmental Officer, KSPCB, Mangalore & Member Convener of the Environmental Public Hearing addressed the public and informed that, any new National Highway projects or Widening of National Highway projects shall obtain prior Environmental Clearance from the Ministry of Environment & Forest, Government of India, as per the Environmental Impact Assessment Notification 2006 and its subsequent amendments. The process also required to go through Environmental Public Hearing.  
As per the request letter from project proponent, the Board has conducted Environmental Public Hearing and in this regard paper notification was published in News Paper 'Udayavani' daily & 'Deccan Herald' daily on 09-09-2014 and also in local news paper 'Suddi Bidugade' daily on 10-09-2014. Further he informed the gathering that, the Environmental Consultant for the said project, M/s. Feedback Infra Pvt. Ltd., who has prepared the feasibility study report will make the technical presentation before the public regarding the proposals for the captioned project and environmental issues involved & then the interested public can put forth their views, comments and objections if any with respect to this project proposal before the Chairman, Public Hearing Committee. The proceedings of the hearing will be videographed, audio recorded. The documents will be submitted to Ministry of Environment & Forest, Government of India and he requested the Deputy Commissioner & Chairman of Environmental Public Hearing Committee, Dakshina Kannada District to conduct the hearing.
- The Deputy Commissioner and Chairman of Environmental Public Hearing Committee, Dakshina Kannada District, informed the public that, all the proceedings of the hearing will be videographed, audio recorded and submitted to Ministry of Environment & Forest, Government of India. Interested public can come forward at the dais to put forth their views, comments and objections if any and reply will be given by representatives of National Highways Authority of India. He requested the Project proponent & consultants of the said project to present the brief technical details on the said project to the gathering.
- The details of public present at the venue, the officers and the invitees along with other attendees are recorded with their name with signature (photocopy enclosed) along with CD of videograph and photographs taken during the proceedings has been enclosed as **ANNEXURE-I**

- Mr. Manjunath, Special Land Acquisition Officer (SLAO) for the said project has made technical presentation and explained the salient features of the said project to the gathering and the copy of presentation made is enclosed as ANNEXURE-II.
  - After the presentation the Member Convener of the meeting has requested the interested public to come forward to put forth their views, comments and objections if any with respect to this project proposal, before the Chairman of Environmental Public Hearing Committee, Dakshina Kannada District.
1. Smt. Pulasya Rai, President, taluk panchayath, Puttur taluka has welcomed the said project and raised the issue of providing of public toilets along the road stretch and cleaning of Gundya & Shiradi cross area. She further informed to take suitable measures to protect the surface water bodies and also to provide rain water harvesting in the road stretch. She also enquired about the possible measures to be taken to avoid the accidents during construction.

Manager Technical, NHAI told that, the toilet facility has been proposed in the project report at two toll plaza locations, truck lay byes and at rest areas. Before starting of the project, the construction of the toilets cannot be taken-up by NHAI as the project stretch is under the control of National Highway Division of State PWD, Government of Karnataka. As soon as, the stretch is handed over to National Highways Authority of India, the project work would be taken up and toilet facilities will be provided as mentioned above. Rain water harvesting structures has been proposed at every 1 km. The tentative date for commencement of project is October-2015 and time schedule for completion of the work is proposed as two and half years from the starting date of the project.

2. Shri. Kishore Shiradi, President of Malenaadu Hitarakshana Vedike welcomed the proposed project. He also suggested that as soon as possible NHAI should provide toilets, Drinking Water facility at Gundya. He also requested to provide compensation to the extent possible to the owners of unauthorized shops / kiosks getting affected due to the proposed project.

Manager Technical, NHAI said all the unauthorized shops which has been constructed before publishing 3A Notification i.e. on 6-2-2013 are eligible for the compensation for the structures only. However, the unauthorized shops established after notification are not eligible for compensation. He further added, it will be enquired by land acquisition officer and he will decide regarding the compensation value.

Mr. Manjunath, Special Land Acquisition Officer replied that value of compensation will be finalized only after 3(D) Notification.

3. Mr. Sabastian, Gram Panchayath Member of Shiradi asked information regarding acquiring & re-habitation of existing bore wells, water over head tanks and bus stops built by gram panchayaths along the road side, Further he demanded to develop all village cross roads properly and not to demolish any religious structures like Church, Masjid, Temple, etc located beside the Road.

Manager Technical, NHAI informed that, any existing amenities is disturbed / dismantled for the construction of road, the same would be replaced by new amenities. New Bus Shelters will be provided at the village locations. All the cross roads will be improved as per the approved design and drawings. Minimum required width of land would be utilized at the religious places in order to save religious structures.

4. Mr, Hamza from Nelyadi told that, there are so many curves between Tumbay & Padeel which cause more accidents & death; he requested not to construct more curves. He also told that between Hosamajalu to Bethmajal church, 12 people died because of road accidents, mainly because of curves on the roads.

The project proponent replied that roads are designed as per 4-laning manual and IRC standards and specifications. All the curves are designed to satisfy the design speed of 80 Km/hr. So, the curves has been re-designed with improved geometry.

5. Shri Diwakar Gowda of Shiradi Village told that the proposed construction of highway will pass through his agricultural land and he also questioned about time required to pay the compensation. He also added, that the people who are thriving on Govt. land (Akrama Sakrama) have demanded legal possession since they are staying there for long time.

In reply to this Mr. Manjunath, Special Land Acquisition Officer told that, under National Highway Act – 1956, Deputy Commissioner, has the powers to review the rates fixed by Special Land Acquisition Officer. Further, Mr. Manjunath, SLAO, stated that as per Govt. Act the compensation will be determined. However, new Land Acquisition Act which was implemented in 2013 will not be applicable for this project. He also added the legal title holders for ‘Akrama Sakrama Land’ are entitled for getting compensation. He intimated that a meeting in Nellyady office will be arranged to discuss about Land Acquisition and compensation issue.

6. Mr. Khalid from Golthamajal told that he was not aware of Public Hearing, later it was informed by his friend and he came to know that, his land of 68 cents out of 70 cents will be acquired for construction of Toll gate near Golthimajalu & he has not received any notice in this regard and he further requested the authority to acquire remaining 2 cents land also.

In reply to this Mr. Manjunah, Special Land Acquisition Officer informed that they have made paper Notification in this regard on 27-03-2013 mentioning the affected survey Numbers and issued 3 (A) notification and he clarified that, after issue of 3(D) notification, individual notices will be sent to land owners in their name.

7. Mr. Thomas, Father, of Saint Thomas Chruuch, Udane- told that land of church is coming under proposed road widening area. He requested earlier to Project Director, NHAI to leave the church land to the maximum extent by taking minimum land and Project Director agreed that. Father Thomas requested Project Director to give his consent through official communication. Later District Commissioner, D. Kannada requested the Project Director to send official communication to the Church.

Father Thomas also enquired if they can buy land located adjacent to the road. Mr. Manjunath, SLAO clarified that land located adjacent to the road which is not notified by NHAI so far for acquisition can be purchased.

8. Smt. Ajetha from Shiradi Village, informed that she is staying in 5 cent area house, because of this project she is going to lose 4 cent of her land and she asked whether remaining 1 cent land will be acquired for the project or not.

In reply the Deputy Commissioner, Dakshina Kannad has directed the Special land acquisition Officer present to acquire any such remaining additional land is up to 5 Cents, if agreed by the owner of land.

9. Shri. Kurian PM of Parkala Village staying at Sy.No 50-2AB(4) wanted clarification regarding acquisition of his land. He stated that his land divided into 3 parts because of the project.

The project proponent replied that the road has been designed as per the manual of 4-laning and IRC specifications and standards.

10. Mr. Harish from Mangalore asked clarification regarding the road margins that should be followed in future for construction of building adjacent to the Highway.

It is informed by the project proponent that, as per the resolution of Government of Karnataka buildings can be constructed leaving 40 Mtrs. distance from centre of the highway in Rural areas and 3 to 6 Mtr distance from road boundary in Urban and Industrial areas.

11. Mr. Janardhan from Peramugil said that he was not aware about the details of his land proposed for acquisition due to this project since he is in army and hasn't seen the notification published. Later once he came to know the fact, he intimated it to his commanding officer

The Deputy Commissioner, Dakshina Kannada instructed Project Proponent to officially intimate Mr. Janardana the extent of his land proposed for acquisition and its corresponding compensation details that he can forward it further to his Commanding Officer of Army. SLAO, NHAI told that he will be given desired details from their Hassan Office.

12. The retired Army officer Shri George M from Nellyadi told that he has already constructed house according to the guidelines leaving 40m from centre of road after obtaining approval from Dept. Of Public Works but now his house is acquired for the said project due to widening of road up to 60m.

Manager Technical, NHAI informed that the existing curve has poor geometrics and for improving geometry of curve realignment is proposed in order to satisfy the design vehicle speed of 80 Km/hr. Hence, alternate changes cannot be done.

13. Mr. Mathai, Golihottu told that his Sy. No. 134 of Golihottu Village was mistakenly notified under Konalu Village. Before that he didn't receive any information that his Sy. No.134 of Golihottu village is getting affected due to this project.

Special Land Acquisition Officer requested him to come to his Hassan office where they will verify the matter. It was clarified that, in the further Notification the Sy. No. with name of land owner will be published. Also they clarified that, the areas of Pane-Mangalore, Golthimajalu & Narikombu are yet to be Notified.

14. Shri. N. Flame, a resident of Nelyadi asked clarification about acquisition of his commercial complex located at Nelyadi in 7.5 cents area, he told that his commercial complex had got 10 rooms in one building and requested to acquire completely.

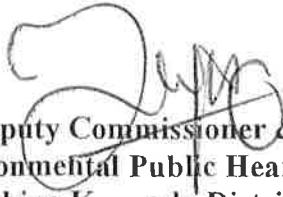
It is informed that, work of inspection of structures is under progress by Government Valuer in field & suitable decision will be taken considering the safe zone of the structures.

Finally, Manager (Tech), informed that, NHAI has designed the road based on 4-laning Manual and Specification and Standards of IRC (Indian Road Congress) and SLAO clarified that the lands which have been notified under 3(A) and 3(D) cannot be transacted further anymore and the information regarding this is already given to Sub-Registrar Office and Tahasildar Office. However, if the land is notified under 3(A) and not in 3(D) & additional 3(A) for such instances a suitable acknowledgement will be given for further transactions.

15. Further the media persons present at the hearing asked about how many trees are affected due to the project and whether they have got clearance for acquiring of proposed 44.48 hectares of forest land from Dept of forest and what is total compensation amount proposed for the said pr  
16. oject.

It is informed by the project proponent that, the proposal for diversion of forest land has been submitted by Deputy Conservator of Forest and Chief Conservator of Forest, Mangalore to Principal Chief Conservator of Forest, Bangalore with recommendations. Re-plantation of the trees would be made as per forest department norms in the land identified for Compensatory Afforestation. In the draft project report a provision of Rs.155 Crores for land acquisition has been made.

Finally, the Deputy Commissioner and Chairman of the Environmental Public Hearing, Dakshina Kannada has briefed the gathering the salient features of the said project and concluded the meeting with vote of thanks.

  
The Deputy Commissioner &  
Chairman of Environmental Public Hearing committee  
Dakshina Kannada District.

Encl. 1. Annexure I – Video, Photograph & List of Attendees