

Karnataka Biodiversity Board
Agenda notes for 42nd Board Meeting

42/1-Reading and recording of Proceedings of the 41st Board Meeting.

The proceedings of the 41st Board meeting held on 28/05/2019 were communicated to all the members on 28/05/2019

Corrections on the proceedings received from Dr. Niranjana Murthy, Prof & Scheme Head, AICRN on Potential Crops, GKVK, Bangalore were incorporated the comments on **Agenda No.41/1, 37/4, 41/5** and the final proceedings were sent to all the members on **06/06/2019**.

As there were no comments from the members, the proceedings may be adopted. **(Annexure-I- Page No -8-11)**

42/2- Action taken on 41st Board meeting proceedings.

Action taken on proceedings of 41st Board meeting are placed in **(Annexure-II - Page No- 12-15)**

42/3 - Status of Formation of Biodiversity Management Committees (BMC) and Preparation of People's Biodiversity Registers (PBR):

The comparative statement of periodic progress, for each quarter of the financial year with regard to the formation of the BMCs, PBRs, the achievements and the comparative statement of the budget sanctioned, expenditure incurred in each quarter of the FY 2019-20 as below:

BMC quarterly progress for the year 2018-19 and 2019-20 (From April- August 2019)								
Month	GP		TP		ZP		MP	
	2018	2019	2018	2019	2018	2019	2018	2019
April to June	15	48	1	2	-	-	-	-
July to September	3	72	1	-	2	2	1	0
October to December	11	-	0	-	-	-	-	-
Jan -19 to March-19	412	-	8	-	1	-	-	-
Total	441	120	10	2	3	-	1	-

PBRs quarterly progress for the year 2018-19 and 2019-20 (From April- August 2019)								
Month	GP		TP		ZP		MP	
	2018	2019	2018	2019	2018	2019	2018	2019
April to June	66	19	1	-	-	-	-	-
July to September	45	13	-	-	-	-	-	-
October to December	66	-	-	-	-	-	-	-
Jan -19 to March-19	14	-	-	-	-	-	-	-
Total	191	32	1	-	-	-	-	-
5 ZP level PBRs are in progress								

Budget Sanctioned for the year 2018-19 and 2019-20

Budget Sanctioned	2018-2019 (Rs. In lakhs)	2019-2020 (Rs. In lakhs)	Amount released for the year 2019-2020 (Rs. In lakhs)
	4.29	3.76	1.87

Statement of Quarterly Expenditure					
2018-19			2019-2020		
Quarter	Months	Total	Quarter	Months	Total
1st	Apr-Jun	6,897,172.00	1st	Apr-Jun	11055794.00
2nd	July-Sep	7,795,816.00	2nd	July-Sep	4744910.00
3rd	Oct-Dec	4,726,143.00	3rd	Oct-Dec	-
4th	Jan-Mar	8,237,738.00	4th	Jan-Mar	-
	Total	27,656,869.00		Total	15800704.00

1. Till date Gramapanchayath level **5512** and Taluka level **150** ZP level **18** Biodiversity Management Committees have constituted. Out of **6228 BMCs 5680** BMCs has been constituted till date.
2. Till date Gramapanchayath level **1977** and **24** at taluka level have been prepared. **5** at Zill panchayath level PBRs are in progress. Till date **2001** Peoples' Biodiversity Registers have been prepared out of **6228** Panchayats.

The subject is placed before the Board for information.

42/4: National Green Tribunal (NGT) Cases: (Chandra Bhal Singh Versus Union of India & Ors)

This matter is pertaining to Constitution of Biodiversity Management Committees (BMCs) and Preparation of People's Biodiversity Registers (PBRs) An IA No 471/2019 in OA No.347/2016 was disposed on 9th August 2019 with a directions as per Section 22 (6) of Biological Diversity Rule 2004, to ensure compliance with 100% constitution of BMCs and PBRs by 31/01/2020 failing which the states will be required to deposit a sum of Rs. 10.00 lakhs per month each from 01/02/2020.

The Chief Secretaries of all the States, where the defaults are continuing, may consider giving a warning to the Panchayat Secretaries for their past failures, recoring the same in their service record and give direction to the officers who are responsible for the job to ensure compliance with 100% constitution of BMCs and PBRs by 31/01/2010 failing which coercive measures may have to be considered against them. The Chief Secretaries

may evolve a mechanism for ensuring a monthly meeting to be attended by the Chairman and Member Secretaries of State Biodiversity Boards, Secretaries Panchayat, Environment and Forest Starting from September 2019.

The MoEF&CC and National Biodiversity Authority may hold a review meeting every month from September 2019.

The MoEF&CC may file a compliance report after collecting the necessary data from all the State on or before 15/02/2020. **(Annexure-III- Page No – 27-23)**

The matter is placed before the Board for information and deliberation.

42/5: Board achievements from June to August 2019 (Meetings, Workshops and Video Conference)

1	13/06/2019	Newsletter Meeting (II Edition) at KBB with Board Member and Officials of KBB.
2	14/06/2019	Expert Committee Meeting on PBR.
3	20/06/2019	Awareness on Biodiversity at all TP level through Satellite Programme in collaboration with the Abdul Nazir Sab State Institute for RDPAR, Mysore regarding the constitution of BMCs and awareness on Biodiversity Amruthahalli, Jakkur, Bangalore.
4	26/06/2019	Staff Meeting with Chairman.
5	27/06/2019	Visit to Nallur BHS with Chairman and Officials interactions with BMC members.
6	03/07/2019	BMC Meeting with ACS at M.S.Buildings.
7	05/07/2019	Hon'ble Forest Minister Meeting at Aranya Bawan.
8	09/07/2019	RTI Appeal.
9	12/07/2019	Meeting on Bio-park at 11.00AM and at 12.30PM Meeting on Kali-Aghanashini BHS with the officials.
10	16/07/2019	Meeting with West Bengal Chairman discussion on ABS.
11	18/07/2019	Video Conference on review of progress of BMC at A.Bawan and ABS Expert Committee Meeting at KBB.
12	22/07/2019	Bio-Park Field visit at Jarakabande Kaval, Bangalore
13	23/07/2019	Bio-Park Field visit at Thuralli, Kengeri, Bangalore.
14	25/07/2019	Bio-Park Field visit at Genddekatte, Hassan.

15	16/08/2019	Bio-Park Meeting with Experts at KBB and Field visit with Experts at Jarakabande Kaval, Yalahanka Bangalore, Gendekatte of Hassan District.
16	17/08/2019	
17	18/08/2019	Visited Thuralli, Kengeri, Bangalore for Biodiversity Park.
18	20/08/2019	Video Conference on review of progress of BMC at AranyaBawan, Bangalore

42/6 - Proceedings of the ABS Expert Panel sub-committee meetings and the Special Committee on BD Act, 2002.

The 10th meeting of the sub-committee of the ABS Expert Panel was held on 18th July 2019 for the scrutiny and approval of Form-I submissions of commercial entities and execution of ABS Agreements. A total of 43 submissions were examined and the Form- I applications were approved for execution of ABS Approval-Agreements. **(Annexure-IV-PageNo-34-39).**

The members also deliberated on the issue that many of the applicants who have submitted the Form-I for the FY 2019-20 are party to the WP 6111-54/2019 that is currently underway at the High Court of Karnataka and therefore, advice from the Senior counsel, Dr. Aditya Sondhi, may be sought for further action.

The above matters are put up to the Board for kind perusal and information.

42/7 - Status of the Writ Petitions filed before the Hon'ble High Court of Karnataka at Bengaluru:

Writ Petitions (WP.No.6111-54/2019 and No. 5546/2019) has been filed before the Hon'ble High Court of Karnataka, Bangalore. In the said petitions, one, filed by the Karnataka AYUSH Drugs Manufacturers Association and others, and WP no. 5546/2019 filed by M/s. Natural Remedies Pvt. Ltd, Bangalore, respondents are the State of Karnataka, Karnataka Biodiversity Board, Ministry of Environment, Forest and Climate Change, Government of India and National Biodiversity Authority, Chennai. The WP no. 5546/2019 has been connected to the WP No.6111-54/2019 and the proceedings are currently underway in the Hon'ble High Court of Karnataka and the next date of hearing is fixed for 4th Sep. 2019 **(Annexure-V-Page No-40-43).**

Further, a third Writ Petition was filed by M/s. Sami Labs Ltd on 13/03/2019 (WP No. 11580/2019) at the same Court and the Vakalathnama to defend the matter was also given to Dr. Aditya Sondhi, the Senior Advocate appearing on behalf of the Karnataka Biodiversity Board. The WP No. 11580/2019 was disposed off on 23rd July 2019 as it was withdrawn by the petitioner **(Annexure-VI- Page No- 44 - 46)**

The certified copy of the judgement is awaited from the Hon'ble High Court of Karnataka.

A Criminal Petition (Cri.P No. 2856/2019) was filed by M/s. SAVA Healthcare Ltd, at the Hon'ble High Court of Karnataka at Bengaluru against the Criminal case (CC. 328/2018) filed by the Board against the said company before the II Additional Civil Judge (JR.DN) and JMFC, Malur, Kolar. The said Criminal Petition was dismissed by the Hon'ble High Court of Karnataka on 19/07/2019 and the petitioner was directed to resolve the matter in the JMFC Court, Malur.

The matters above are placed before the Board for perusal and information.

42/8 - Conducting floral and faunal survey in the sites proposed for establishment of Biodiversity Parks.

The Expert Committee on Biodiversity Parks constituted vide Office Order TEC/C02/Biopark/108/92 dated 15/05/2019 under the Chairmanship of Prof. C.R Babu, Professor Emeritus, School of Environmental Studies, Delhi met on 16.08.2019 also made field visits to the three proposed sites on 17.08.2019 and 18.08.2019. During the field visit, the Members of the Committee observed in addition to the native species, there were many non-native/exotic species as well as invasive plant species in all the three sites. The Committee opined that these exotic and invasive species are suppressing the growth of the native species. Hence, the Committee suggested that a floral and faunal survey also needs to be conducted by involving experts. The native plant species which will be identified can be considered for propagation in the nursery. In this regard, the Committee suggested that floristic survey may be conducted by Dr. M. Sanjappa, INSA Senior Scientist, GKVK and the faunal survey to be conducted by Dr. Subramanya, Professor (Rtd.), GKVK.

The matter is placed before the Board for in-principal approval.

42/9- Sanctioning of the project proposal titled "Shola Forest Grassland Complexes of Karnataka".

In the 22nd Board meeting, the Additional Chief Secretary, Forest Ecology and Environment requested Dr. M.H Swaminath, Board Member to submit the project proposals in pursuance of his papers, duly indicating the financial implications, expertise available for work and timeline for the same.

Subsequently, the concept note under the area "Studies on unique vegetation and Biodiversity hotspots in Karnataka" for Rs.10.00 lakh submitted by Dr. M.H Swaminath was discussed in the 23rd Board meeting. The Board resolved that a study may be taken up as per the concept note. The Member Secretary, Karnataka Biodiversity Board was authorized to draw Terms of Reference (ToR) in consultation with Experts and to call

“Expression of Interest” for taking up the study from the competent organizations.

The proposal titled “Shola forest grassland complexes of Karnataka” for Rupees 21.53 lakhs was submitted by Dr. B.C Nagaraja, Asst. Professor & Principal Investigator, Dept. of Environmental Science, Jnana Bharathi, Bengaluru University was placed before Expert Committee in the meeting held on 04.01.2016. The Committee referred the proposal to three domain experts for Peer Review and comments.

All the domain experts recommended the study for funding with some modifications in the proposal. Subsequently the revised proposal was submitted by Dr. B.C Nagaraja which was placed before the Board in its 33rd meeting held on 17/12/2016. The Board resolved to approve the project subject to the condition that the Technical Committee should evaluate and ensure that there is no duplication in the Research work being carried out by the same or any other institute. As resolved by the Board, the matter was once again referred to the Technical Expert Committee during the meeting held on 08/06/2017 and the Committee suggested that one of the Peer Reviewer - Dr. P. Vijayakuamran Nair’s opinion may be sought to provide further details on the similarity or duplication of the Work. A letter was also communicated to Registrar, Bengaluru University for more clarification. In response, the Registrar, Bengaluru University responded and confirmed that there is no other study going on currently in Bengaluru University as noted by Dr. Vijayakuamran Nair. Further, Dr. Vijayakuamran Nair also only suggested some improvements in the study in terms of using modern methodologies. By considering this, the Technical Expert Committee advised Dr. B.C Nagaraja to incorporate the recommendation of Dr. Vijayakuamran Nair and resubmit the project proposal.

The revised proposal submitted by the Dr. B.C Nagaraja was placed before the Technical expert Committee during the meeting held on 21.06.2018 and the Principal Investigator provided clarity to the Committee. However, the Committee suggested to consider the proposal for funding with few more modifications (**Annexure-VII- Page No- 47-51**). To this effect, a revised proposal was submitted by Dr. B.C. Nagaraja on 10/08/2018.

As per the delegation of power of the Member Secretary, Karnataka Biodiversity Board under Sl.No. 35, Member Secretary can accord Administrative Approvals to project works which are included in Board’s budget, maximum up to Rs. 10.00 lakhs for each project (**Annexure-VIII- Page No – 52-53**).

Hence, the revised proposal submitted by Dr. B.C.Nagaraj as on 10/08/2018 on the study titled “Shola Forest-Grassland Complexes in Karnataka” for Rs. 21.53 lakhs was submitted to the Government to accord sanction for the project proposal. The Government, in its letter dated 06.03.2019 informed to

take appropriate decision regarding administrative approval of such projects at Board's level itself **(Annexure-IX- Page No -54).**

Meanwhile, the proposal has also been sent to the Research Advisory Committee (RAC) of the Karnataka Forest Department to review the proposal since the study involves accessing the Protected Areas (PAs). The matter has been discussed in the RAC meeting held on 27/08/2019, the proceedings of the meeting is awaited.

The matter is placed before the Board for discussion and suitable decisions regarding sanction of the project as per Government of Karnataka letter dated 06.03.2019.

42/10: Sanction of Maternity Leave to Outsource and Contract Employees:

Smt. Denila. D, Technical Executive (ABS) Oursource Employee applied maternity leave from 01/07/2019 to 31/12/2019 and Smt. Veena P.G. Consultant (ABS) Contract Employee applied maternity leave from 15/09/2019.

As per Government of India, Ministry of Labour and Employment Order No.S-36012/03/2015-SS-1 dated 12/04/2017 and Labour Department, Government of Karnataka Circular No: dAPÁC/9É"sÀPÁ/wzÀÄÝ¥Àr/2017-18 çÉÁAPÀ: 31/10/2017. The working women employed in any capacity directly or through any agency, either on contract or as a consultant will be eligible for 26 weeks of maternity leave. **(Annexure-X- Page No - 55-56)**

Hence the sanction of Maternity leave to Smt. D. Denila, Technical Executive and Smt. Veena PG, Consultant (ABS) is placed before the Board for approval.

42/11 - Any other subject with the permission of the Chair.

Sd/-

**Chairman
Karnataka Biodiversity Board**

Sd/-

**Member Secretary
Karnataka Biodiversity Board**

42/11 - Any other subject with the permission of the Chair.

1. Notification on Cancellation of Chairman, Karnataka Biodiversity Board.

As per the order of Hon'ble Chief Minister Note No: CM/01/Nani/2019 dated 29/07/2019, Chief Secretary, Govt. of Karnataka Note No: CS/743-2019 dated 29/07/2010, Department of Forest, Ecology and Environment Notification No: FEE 32 ENV 2019 dated 31/07/2019, and as delegation of powers of section 22 and sub Section 4(a) of Biological Diversity Act 2002 as per Rule 3 (2) of Biological Diversity Rules 2005, Sri. S.P. Seshadri, O.T.Road, Seeghalli, Shimoga was appointed as notification as Chairman of Karnataka Biodiversity Board.

As per Rule 4 (3) of Karnataka Biological Diversity Rule 2005 the Govt. Notification No: FEE 249 ENV 2016 (Part-2) dated 23/08/2017 has been cancelled.

As per the cancellation of Government Notification No. FEE 249 ENV 2016 (Part-2) dated 23/08/2017, as per the delegation of powers of Section 22, Sub Section 4(a) of Biological Diversity Act 2002 (Central legislation of 2003) as per Rule 3 (2) of Karnataka Biological Diversity Rule 2005 the Additional Chief Secretary, Department of Forest, Ecology and Environment, Government of Karnataka has been appointed as Chairman of Karnataka Biodiversity Board.

The matter is placed before the Board for information.

Sd/-
Member Secretary
Karnataka Biodiversity Board

42/11 - Any other subject with the permission of the Chair.

2. Second SATCOM Training Programme for all ZP, TP and GP level Biodiversity Management Committee Members.

As per NGT order dated 09/08/2019 and as per the direction from Additional Chief Secretary, Department of Forest, Ecology and Environment the Karnataka Biodiversity Board is going to conduct the second SATCOM training programme for all ZP, TP and GP level Biodiversity Management Committee members.

For second training programme the total expenditure required is Rs.74,79,800/- the remaining balance in KBB account is Rs. 26,01,250 /- and amount to be needed for SATCOM training programme is Rs. 48,78,550/- Funds for same are available with the Board. The details are as below:

SATCOM Training Members details					
SL No.	Panchayat	Biodiversity Management Committee Members	Nati vaidya	Technical Support Group/ Line department Officers	Officer/ Resource Person
1	30 (District)	07*30=210 (Biodiversity Management Committee members)	01*30=30 (Nati vaidya)	09*30=270 (Technical Support Group-DCF (SF), Joint Director-Agriculture, Horticulture, Fisheries, Sericulture, Animal Husbandry, Ayush, Senior Professor from Zoology and Botany)	01*30=30 ACF (SF)
2	176 (Taluk)	07*176=1232 (Biodiversity Management Committee members)	01*176=176 (Nati vaidya)	176=1232 Line department Officers- RFO(SF) Agriculture, Horticulture, Fisheries, Sericulture, Animal Husbandry and AYUSH	1*176=176 (Resource Person)
3	6022 (Gram Panchayat)	07*6022=42154 (Biodiversity Management Committee members)	01*6022=6022 (Nati vaidya)		
Total	60228	43596	6228	1502	206
Total Members=51532					

SATCOM Training Expenditure details

SL No.	Panchayat	Biodiversity Management Committee	Nati vaidya (Coffee/tea and snacks +Travel allowance)	Resource person (Coffee/tea and snacks +Travel allowance)	Biodiversity Management Committee Secretary, Technical Support Group members and Nodal officers
1	30 (District)	(6*30=180) 180*150=27000	(01*30=30) 30*150=4500		(1+9+1=11) (11*30=330) 330*50=16500
2	176 (Taluk)	(6*176=1056) 1056*150=158400	(01*176=176) 176*150=26400	(1*176=176) 176*150=26400 176*1000=176000	(1+7=8) (8*176=1408) 1408*50=70400
3	6022 (Gram Panchayat)	(6*6022=36132) 36132*150=5419800	(01*6022=6022) 6022*150=903300		(1*6022=6022) 6022*50=301100
Total		56,05,200	934200	202400	3,88,000
Total Expenditure= 71,29,800 (Seventy one lakh twenty nine thousand eight hundred rupees only)					

Coffee/Tea and Snacks=50
Travel allowance=100
Resource Person Honorarium=1000

2019-20 allotted amount for training programme	30,00,000
2018-19 remaining Balance after training programme	46,60,000
Total Amount used for first SATCOM training programme	50,58,750
Remaining balance in KBB Account	26,01,250
Amount required for Second SATCOM training Programme + ANSSIRD SATCOM expenditure	71,29,800+3,50,000= 74,79,800
(Amount required for SATCOM training Programme) 74,79,800- (Remaining Balance in KBB Account) 26,01,250	74,79,800- 26,01,250=48,78,550

The above subject is placed before the Board for permission to spend Rs. 74,79,800/- for to conduct the Second SATCOM Training programme for all Zilla Panchayat, Taluka Panchayat and Grama panchayat Biodiversity Management Committees.

**Member Secretary
Karnataka Biodiversity Board**

