

**KERALA COASTAL ZONE MANAGEMENT AUTHORITY
SCIENCE AND TECHNOLOGY DEPARTMENT, SASTHRA BHAVAN, PATTOM,
THIRUVANANTHAPURAM - 695 004**

Minutes of the 53rd Meeting of Kerala Coastal Zone Management Authority

Date & Time : 27th December 2012 at 2.30 p.m.

Venue : Sasthra Bhavan, Pattom, Thiruvananthapuram

The meeting commenced at 11.00 A.M P.M. The Chairman welcomed all the Members to the meeting of the Authority. Thereafter, the Authority considered the items in the Agenda.

List of participants:

1. Prof. V.N.Rajasekharan Pillai, Chairman, KCZMA.
2. Dr. K.K.Ramachandran, Member Secretary, KCZMA.

Members

1. Sri. James Varghese I.A.S, Principal Secretary, Fisheries Department, Government Secretariat, Thiruvananthapuram - 695 001.
2. Dr. N. Subash, Director (In-charge) CESS
3. Sri. Rajeev.G, Additional Secretary, Environment Department
4. Rajagopal K.S. Joint Secretary, Industries Department
5. B. Madhu, Deputy Secretary, Local Self Government Department
6. Asha Varghese, Under Secretary, Revenue Department
7. K.Sajeewan, Chairman, KSPCB.

Agenda Item No.53.1

Confirmation of the Minutes of the 52nd Meeting

Confirmed the Minutes of the 52nd Meeting

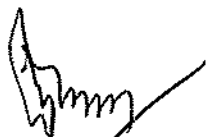
Agenda Item No.53.2

Action taken report on the decisions of the 52nd Meeting

The Authority discussed the action taken report on the 52nd meeting in detail.

Agenda Item No 53.3.

Consideration of Deferred Agenda items of 52nd meeting



Dr. K K Ramachandran
Member Secretary



Prof. V N. Rajasekharan Pillai
Chairman

Deferred Agenda Item No. 53.3.1.
File No. 1562/A2/2012/KCZMA/S&TD
Complaint received from Pallimalakunnu Residents Association against
illegal construction of side wall between Canoly Canal and Watershed at
Kozhikode

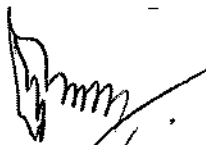
A complaint on the illegal construction of side wall between Canoly Canal and watershed in the area between Karimbanapalam to Kalipoykapalam was received from the Pallimalakunnu Residents Association. A Sub Committee was constituted for verification at the site. The Committee found that violation of CRZ norms took place in the area.

The Authority discussed the report and decided to issue notice to the proponent with regard to the violation of CRZ norms by making construction in CRZ I area. As per the Site Inspection Report placed before the KCZMA, the Authority noted that the construction has been made without prior permission from the CZMA especially in the case of the Sarovaram project – a bio-park developed in the area. Explanation has to be called for from local body with regard to permit issued for the construction and assigning building number. Information shall be conveyed to the Secretary, DTPC; the Secretary, Tourism Department and the Secretary, LSGD.

Deferred Agenda Item No. 53.3.2.
File No. 1571/A2/2012/KCZMA/S&TD
Construction of Residential Building of Shri.V.N.Girishan in Thalassery
Municipal Area

Construction of a Residential building with a plinth area of 82.03 M². FAR – 0.50m, Coverage-45.06 in Resurvey No. 62/2B Ward No.9 of Thalassery Municipality by Shri.V.N.Girishan, Valiyaparambathu House, Kavumbhagam, Thalassery. The construction is landward of existing authorised buildings.

The KCZMA considered the proposals for the construction of a residential building and decided to grant CRZ clearance.



Dr. K K Ramachandran
Member Secretary



Prof. V N. Rajasekharan Pillai
Chairman

Deferred Agenda Item No. 53.3.3.

File No. 1573/A3/2011/KCZMA/S&TD

Construction of Madrassa Building in Poothakkulam Village, Kollam

Construction of Nellattil Juma Musjid in Poothakkulam Village, Kollam. The area is on the banks of Edava - Nadayara Kayal. As per the provisions of CRZ Notification 2011 Clause 8 III A (iii)(j) construction of schools which are required for the local inhabitants may be permitted on a case to case basis by KCZMA in the No Development Zone of CRZ III. The Madrassa Building is for religious education for the local community. The present construction is for shifting from an old Madrassa building situated in the same plot. It was informed that the existing old building would be demolished after shifting the classes to the new building.

The KCZMA discussed the case in detail and decided to grant clearance for the construction subject to the following conditions:—

- a) ***Dumping of waste if any generated shall not be done in the CRZ area.***
- b) ***The overall height of the construction shall not be more than 9 m with two floors.***
- c) ***Adequate measures are to be made to prevent children going to the banks of the Kayal.***


Deferred Agenda item No. 53.3.4.

File No. 1593/A3/12/KCZMA/S&TD

Construction of additional building for Sharon Cashew factory at Thekkumbhagam Grama Panchayath, Kollam

Construction of building for roasting and rest room - (87.32m²), shelling room (145.39m²), rest and cashew (33.72m²), borma (43.61m²), grading hall (89.39m²), ash and shell shed (121.50m²), toilets (15m²) and godown (116m²). The proposed construction is in survey Nos. 23/6, 23/6.1, 23/8.3, 23/5.3, 23/15.3 and 23/15 of Thekkumbhagam Panchayath in Kollam District.


Dr. K K Ramachandran
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Chairman

The site is Nadakkavu, Chavara, on the banks of Ashtamudi backwaters. 50th KCZMA has considered the case and rejected the same as setting up of new industries and expansion of existing industries except directly related to water front or directly needing foreshore facilities are prohibited in CRZ area. Now the factory authorities and the Secretary, Thekkumbhagam Grama Panchayath has requested to reconsider the decision as factory has no other space in the area other than that in the CRZ for providing the toilet, borma and godown. The above basic facilities are very essential as a large number of employees are working in the institution.

The KCZMA considered the case in detail and decided to grant clearance to the construction as it is confirmed that the area falls in the backwater island.

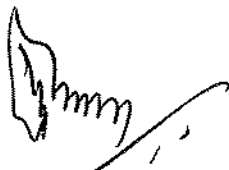
Deferred Agenda Item No.53.3.5.

File No.1654/A2/12/KCZMA/S&TD

Construction of a residential building by Shri. Koyamon, S/o Kunjava, Kunjalakath P.O, Ariyalloor, Malappuram

Shri. Koyamon, S/o Kunjava, Kunjalakath P.O, Ariyalloor constructed a residential building with a plinth area of 164.56m². Two floors with a height of 7.52m in Survey No.244/7 of Ariyalloor village, Vallikkunnu Grama Panchayath, Malappuram. Regularisation has been requested for the residential building in between 100-200m from High Tide Line of sea

The KCZMA discussed the proposal in detail and decided to send communication to the Vallikkunnu Grama Panchayat to prepare and submit a comprehensive plan between 100 and 200 meter from the High Tide Line of Sea in consultation with traditional coastal communities including fisherfolk incorporating the necessary disaster management provisions and sanitation requirements.



Dr. K K Ramachandran
Member Secretary



Prof. V N. Rajasekharan Pillai
Chairman

Deferred Agenda Item No. 53.3.6.
File No. 1674/A3/2012/KCZMA/S&TD

**Construction of Residential building of Sri.Gopalakrishnan, Puthen Veetil,
Adinadu South, Kulasekharapuram, Kollam**

Shri.Gopalakrishnan, Puthen Veetil, Adinadu South, Kulasekharapuram, Kollam has completed construction of a single storied Aluminium sheet roofed residential building with a plinth area of 21.45 M² in Survey No. 438/4/2 (5 cents), 68 m from High Tide Line of TS Canal. Regularisation has been requested.

The KCZMA discussed the case in detail and observed that since the construction is by the side of T.S. canal, the banks of which is not subject to any hazard, the construction can be permitted if it is for traditional community or fisherfolk. The authority decided to verify whether the proponent belong to traditional community or fisherfolk.


Deferred Agenda Item No. 53.3.7.
File No. 1675/A3/2012/KCZMA/S&TD

**Construction of Residential Building of Mr. Harold & Smt.Sherly, Puthen
Thuruth, Meenam, Sakthikulangara, Kollam**

Construction of a Single storied Residential building with a plinth area of 50.4 M², single storied, FAR: 0.12, Coverage: 12% in Survey No. 46/27 of Sakthikulangara, Kollam by Mr. Harold & Smt. Sherly, Puthen Thuruth, Meenam, Sakthikulangara. The construction is in the NDZ of CRZ III on the banks of backwaters. As per the application the distance of the construction from the water-body is 17 metres.

The KCZMA discussed the case in detail and decided to get clarified from the local body the distance of the construction from the water-body.


Dr. K K Ramachandran
Member Secretary


Prof. V N. Rajasekharan Pillai
Chairman

Deferred Agenda Item No. 53.3.8.

File No. 1014/A3/11/KCZMA/S&TD

CRZ clearance sought by Mrs. Vimala D, Thiruvananthapuram for a construction proposed at Pallithura in Attipra Village

Construction of a Residential building with plinth area of 191.64 m² with two floors in Sy.No.13/1-14 at Pallithura in Attipra Village by Mrs Vimala D. The area falls in NDZ.

The Thiruvananthapuram Corporation has provided building permit violating provisions of CRZ Notification 2011/1991. This was brought to the notice of KCZMA in its 46th meeting. KCZMA decided " to issue notice to the Corporation seeking explanation on granting permit for the construction, which is in violation of the provision of the CRZ Notification of 1991 marking a copy to Mrs. Vimala D.

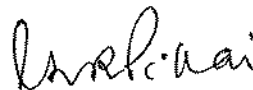
Accordingly Notice was issued on 03.03.2012 but the Corporation Secretary was not responded to it till date. 51st Meeting of KCZMA considered the case and decided to issue another notice as per the Section 5 of EP Act calling for explanation within one week and also informing that if no explanation is received within the time stipulated, action as per the provisions of EP Act will be proceeded without further notice.

Based on the above decision the notice was issued to the Corporation Secretary on 01.10.2012 giving One-week time to submit his explanation. But he has not submitted it till date even after the expiry of the time limit.

The KCZMA discussed the case in detail and decided to take up the matter with the Secretary, LSGD for disciplinary action against the Secretary, Corporation of Thiruvananthapuram.



Dr. K K Ramachandran
Member Secretary



Prof. V N. Rajasekharan Pillai
Chairman

Deferred Agenda Item No.53.3.9.
File No. 1693/A3/12/KCZMA/S&TD

Construction of Commercial building by Sri. A. Ajees, Aseena Manzil,

Thiruvananthapuram

Construction of Commercial building with a plinth area of 383.45m² (Two floors), FAR – 0.47 in Survey No. 251/4 of Vettoor Village, 20 cents of Land 242m from high Tide Line of sea. Construction is 247m from high Tide Line of sea . The area is in CRZ III. . Area upto 200m from High Tide Line is No Development Zone. The proposed area is between 200-500m and this is regulated zone. As per CRZ Notification 2011 commercial complex are not permissible in CRZ III area.


The KCZMA discussed the case in detail and decided to reject the proposal.

Deferred Agenda Item No. 53.3.10
File No. 1209/A2/12/KCZMA/S&TD

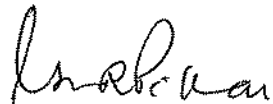
Construction of Telecommunication Tower by M/s. Indus Tower Ltd. at
Parappanangadi Grama Panchayath

Construction of a Telecommunication Tower in Parappanangadi Grama Panchayath by M/s. Indus Tower Ltd., Kochi in R.Sy. No. 48/10, Parappanangadi Village. Construction proposed at a distance of 244m from the HTL of sea. The construction is in CRZ III regulated Zone. This is not listed as a permissible or prohibited activity in the CRZ Notification 2011. Environment Group of KSCSTE reported that Ministry of Environment & Forests had earlier permitted a mobile tower in the 200-500 m Zone of CRZ III in Pallikkara Grama Panchayat of Kasargod district. As per the guidelines issued by MoEF, the minimum distance between transmission towers shall be one Kilometer.

The KCZMA discussed the case in detail and decided that the distance between the towers be ascertained



Dr. K K Ramachandran
Member Secretary



Prof. V N. Rajasekharan Pillai
Chairman

Deferred Agenda Item No. 53.3.11.

File No. 1389/A2/12/KCZMA/S&TD

**Construction of Residential Building by Sri.K.Madhusoodanan,
Koonicheere House, Ramanthali**

Construction of a residential building with a plinth area of 112.98m². Height is 7.30m with two floors in Resurvey No. 47/10 of Ramanthali village by Shri.K.Madhusoodanan, Koonicheere House, Edikkulam.P.O, Ramanthali. As per CRZ Notification 2011 Para 8 III B (vii) construction of dwelling units is permissible as long as it is within the ambit of traditional rights and customary uses of existing fishing village and goathans. Construction shall be subject to local town and country planning regulation with overall height of construction not exceeding 9 meters with two floors (G+1 floor).

The KCZMA discussed the case in detail and decided to verify the traditional rights of the applicant.

Deferred Agenda Item No. 53.3.12

File No. 1736/A2/12/KCZMA/S&TD

**Construction of Shop Building by Shri.Jaseer Ahmed.M, Mylanchikkal
House, Pazhayangadi**

Construction of a Shop building with a plinth area of 540.1m², FAR-1.64, 3 Floors (Ground floor + 2) in Resurvey No. 70/2, 70/6, 70/3 of Ezhom Grama Panchayath. The proposed land is on the banks of river having tidal influence from sea. The area is 83.5m from HTL of the river by Shri. Jaseer Ahmed.M, Mylanchikkal House, Pazhayangadi. As per CRZ Notification 2011 commercial complex are not permissible in CRZ III area or in CRZ I area.

The KCZMA discussed the case in detail and decided to reject the proposal.



Dr. K K Ramchandran
Member Secretary



Prof. V N. Rajasekharan Pillai
Chairman

Agenda Item No.53.4

Consideration of Additional Agenda items

Additional Agenda Item No. 53.4.1

File No. 670/A2/2012/KCZMA/S&TD

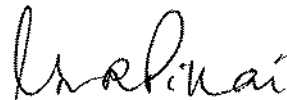
Construction of Convention and Exhibition Centre at Mulavukad

KCZMA in its 52nd meeting considered the proposal for the construction of Convention and Exhibition Centre at Mulavukad, and as decided a committee was constituted for examining the case. The report of the sub committee is placed before the KCZMA for consideration.

The KCZMA discussed the report submitted by the committee constituted to visit the site and interact with the port authorities and project proponents. It observed that the reclamation was done by the Port Trust during 2005-06 as part of their operational requirements. ~~CRZ Notification No. 13 of 2002 (14) (10)~~. Later the Port authorities have obtained permission from the Ministry of Shipping on 4th June 2010 for leasing out the land for 30 years with an option for renewal after 30 years at the then prevailing rates. An area of 10.59 ha of land in the Mulavukad Island adjacent to the Bolghatty was leased out to the Proponent and thus the proposal of the project Lulu Convention and Exhibition Centre with a built up area of 1,49,820 m² came up before the KCZMA for CRZ Clearance. After detailed discussion considering various ecosystem aspects, the KCZMA decided that the area being part of an island, the CRZ landward extends only upto 50 m and the proposal is for construction of non-port related activity envisaged outside the 50 m, the proposal can be recommended subject to the general conditions and that no untreated wastes will be let into the water body and to forward the same to the SEIAA. To ensure strict compliance to the conditions, the proponent shall submit report to the local body and the local body shall verify and report to the KCZMA that the conditions are complied.



Dr. K K Ramachandran
Member Secretary



Prof. V N. Rajasekharan Pillai
Chairman

Deferred Agenda Item No. 53.3.13.

File No.1412/A3/12/KCZMA/S&TD

Regularisation of residential building of Sri. Manchu Varghese

A residential building constructed with a plinth area of 207.75m² (2 floors) Height – 7m, FAR -0.07%, Coverage 6% in Resurvey No. 61/3 of Thrikkaruva Village, Kollam -36.50acre by Manchu Varghese. Construction of the building completed. Regularisation is requested.

The area is on the banks of Ashtamudi backwater, which has tidal influence from sea. 100m landward of high Tide Line of the backwater in CRZ. The area is also No Development Zone. As per the CRZ Notification 2011 only reconstruction of existing authorised buildings can be permitted in the CRZ-No Development Zone area. The present construction is made in violation of provisions of CRZ Notification.

The KCZMA discussed the case in detail and decided to take action as per the Government of India Office Memorandum of 2012.

Deferred Agenda Item No. 53.3.14.

File No. 1449/A2/2012/KCZMA/S&TD

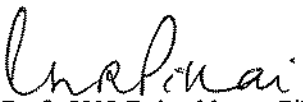
Construction of Compound Wall, Chendamangalam Grama Panchayath, Ernakulam

Construction of compound wall with a height of 1.95 m for a private property in Survey No. 92 of Chendamangalam Village, Ernakulam. The area is on the banks of inland water body having tidal influence from sea. The area will be CRZ III, No Development Zone.

The construction of compound wall along the banks of inland waterbodies is not mentioned in the CRZ Notification. But on the beaches where resorts / hotels are constructed compound wall is not permissible. Only live fencing or barbed wire fencing is permitted in the NDZ where resorts are to be constructed. This is to avoid the blockade to the beaches.

The KCZMA discussed the case in detail and decided to grant clearance for the construction of the compound wall.


Dr. K K Ramachandran
Member Secretary


Prof. V N. Rajasekharan Pillai
Chairman

Judgement in WP(C) No. 5845/12 filed by Shri. Jose George, Kadavil Field Villa, Pallippuram Post, Cherthala - 688 541

Shri. Jose George filed WP(C) No. 5845/12 praying for the entitlement to make construction in his property after leaving a distance of 50 metres from HTL and also for assigning building number on the basis of his application dt. 02.12.2011. The Hon'ble High Court in its judgement dt. 27.09.2012 disposed of above WP(C) with the following directions.


- i) The petitioner shall submit a proper application to the 3rd respondent supported by all necessary documents, seeking permission of the said authority for regularization of the construction made by him, within a period of two weeks of the date of receipt of a copy of this judgement.
- ii) The 3rd respondent shall on receipt of such application, if submitted, consider the same in accordance with the provisions of the CRZ Notification of 2011 and other notifications, if any applicable, and shall pass final orders thereon, as expeditiously as possible and at any rate within a period of six weeks of the date of receipt of the application of the petitioner.

2) The petitioner filed a representation instead of proper application as per the Court direction. The report of the Env't. Group is as follows:

"The construction is made after 85m from HTL of backwater. The court has directed to consider the proposal based on 2011 Notification. The construction being 85m from HTL will be outside NDZ as per the judgement. As the area is a part of the island and as per judgement the site will be outside the purview of the CRZ Notification based on the following facts.

- (a) The area is in a backwater island.
- (b) The CRZ in the backwater islands are provided with special dispensation and it is now reduced to 50m landward of HTL.


Dr. K K Ramachandran
Member Secretary


Prof. V N. Rajasekharan Pillai
Chairman

Based on the order of Hon'ble High Court the construction made by the petitioner will be outside CRZ (CRZ Notification 2011 Clause 8 V2). It may also be noted that whatever constructions made in violations of CRZ Notification 1991 will remain as violation of CRZ Notification. Such violations cannot be resolved by provisions of CRZ Notification 2011.

The KCZMA discussed the case in detail with respect to the provisions in the CRZ Notification of 2011. As per Clause 8 V 2 of the CRZ Notification of 2011—

“CRZ for Kerala

In view of the unique coastal systems of backwater and backwater islands alongwith space limitation present in the coastal stretches of the State of Kerala, the following activities in CRZ shall be regulated as follows, namely:-

- (i) all the islands in the backwaters of Kerala shall be covered under the CRZ notification; (ii) the islands within the backwaters shall have 50mts width from the High Tide Line on the landward side as the CRZ area;
- (iii) within 50mts from the HTL of these backwater islands existing dwelling units of local communities may be repaired or reconstructed however no new construction shall be permitted;
- (iv) beyond 50mts from the HTL on the landward side of backwater islands, dwelling units of local communities may be constructed with the prior permission of the Gram panchayat;
- (v) foreshore facilities such as fishing jetty, fish drying yards, net mending yard, fishing processing by traditional methods, boat building yards, ice plant, boat repairs and the like, may be taken up within 50mts width from HTL of these backwater islands.”

It was also noted that whatever constructions made in violation of the provisions of CRZ Notification of 1991 will remain as violation of CRZ and such violations cannot be resolved by provisions of CRZ Notification 2011. The authority therefore finds the construction as violation of CRZ and hence the authority observed that the petition be disposed of treating the construction as a violation of CRZ and decided to take action as per the Government of India Memorandum of 2012.



Dr. K K Ramachandran
Member Secretary



Prof. V N. Rajasekharan Pillai
Chairman

Additional Agenda Item No. 53.4.3.

File No. 977/A3/2012/KCZMA/S&TD

Reconstruction of Residential building by Sri. B.Sethu, Pallinada Puthen Veedu, Vazhamuttom, Pachalloor.P.O, Thiruvananthapuram

Reconstruction of existing building bearing No. TC/67/2337 with a plinth area of 72.16m², single storied and FAR is 0.33 in Survey No. 2/7-2/8 of Thiruvallam Village of Thiruvananthapuram Corporation. The area is in CRZ III. The site lies 50m from the river in the east and 200m from the sea in the West. It is also shown that the proposed reconstruction and the existing construction bearing No. TC/67/2337 area of same plinth area (72.16m²).

The KCZMA discussed the case in detail and decided to grant clearance for the construction.

Additional Agenda Item No. 53.4.4.

File No. 1867/A3/2012/KCZMA/S&TD

Construction of Ice Plant by Shri. John James, Ittikatharaveedu, Puthupally.P.O, Kayamkulam, Alappuzha


Construction of a building for Ice Plant in Alappad Panchayath with a plinth area of 267.81m², FAR 0.25 and establishment of Ice Plant in Sy. No. 158/17-2, 157/1/4/2, 158/18/2, 157/1/5/2 of Alappadu Village, Kollam. Extent: 10.49 Ares.

The area being in panchayath the CRZ area other than CRZ I & IV are CRZ III. The proposed area is in CRZ III and it is No Development Zone.

As per CRZ Notification 2011 Clause 8 III(A)(iii)(1) facilities required for local fishing communities such as Ice Plants, Ice Crushing units, traditional boat building yards etc. are permissible in the No Development Zone of CRZ III.

The KCZMA discussed the case in detail and decided to grant CRZ clearance subject to the conditions laid in the CRZ Notification of 2011.


Dr. K K Ramachandran
Member Secretary


Prof. V N. Rajasekharan Pillai
Chairman

Additional Agenda Item No. 53.4.5.

File No. 1918/A3/2012/KCZMA/S&TD

Construction of Building for Boat repairing yard by Shri. George,

Ittikathara, Puthuppally South.P.O, Kayamkulam

Construction of Boat repairing yard. The plinth area of the building is 46.50M² in Sy. No. 28/3, 28/4, 28/2-6, 28/5-7 of Puthupally Village, Devikulangara Panchayath by Shri. George, Ittikathara, Puthuppally South.P.O, Kayamkulam. The area is in an island in the backwaters of Kayamkulam. The CRZ of 50m from HTL landward in backwater islands as per CRZ Notification of 2011. This area is classified as CRZ III No Development Zone and is marked in Map No.19 of approved KCZMA. As per CRZ Notification 2011, Clause 8 III A (iii) (l) constructions of traditional boat building yards can be permitted in the No Development Zone of CRZ III. Being an inland in the backwater the provisions as per Clause 8 V 2 can also be applied. Here also traditional Boat building yard are permissible. The construction of building is outside CRZ limits. The activities like boat repairing is permissible in CRZ area.

The KCZMA discussed the case in detail and decided to grant CRZ clearance subject to the condition that not waste will be dumped in the CRZ area or let out to the water body.


Additional Agenda Item No. 53.4.6.

File No. 1974/A2/2012/KCZMA/S&TD

DEVELOPMENT OF PONNANI PORT, MALAPPURAM

The port is proposed to be developed towards south of Bharathapuzha River near Ponnani lighthouse. On the northern side of the project site, Tirurpuzha River joins with Bharathapuzha River and together drains into the Arabian Sea. The port is proposed to be developed on predominantly **reclaimed land of about 82 HA (203 acres) in Phase 1 and 206.1 HA (510 acres) in Phase 1A (cumulative)** which will be the master plan area. An area of approximately 12.14 Ha (30 acres) of unsurveyed coastal land belonging to GoK has been allotted to MPPL for development of Ponnani Port and remaining land will be reclaimed land.


Dr. K K Ramachandran
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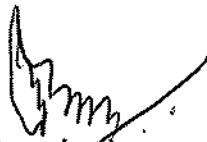
The area is within the Ponnani Municipal Limits. It is on the north side of the coastal stretch between the tidal inlets of Kanjiramukku River and Bharathapuzha river. The North Breakwater is located at Latitude 10° 46' 25" N and Longitude 75° 54' 37" E and South Breakwater is located at Latitude 10° 45' 31" N and Longitude 75° 55' 05" E

The Environment Clearance from Government of India is required for the project the cargo handling capacity is more than 5mTPA

The water requirement for the proposal is stated to be 785 KLD and the source is shown from Bharathapuzha.

- i) Power requirement during construction Phase is 3 MW and during Operational Phase is 10 MW.*
- ii) Solid waste management is not clearly spelled out. It needs a system that will mitigate the management issues.*
- iii) New rail and roads are proposed to the area.*

Construction of port is a permissible in CRZ. Clause 4.1(f) of CRZ notification 2011 states that 'construction and operation for ports and harbours, jetties, wharves, quays, slipways, ship construction yards, breakwaters, groynes, erosion control measures are regulated and can be permitted'. The Clause 4.1 (b) states that 'for those projects which are listed under this notification and also attract EIA notification, 2006 (S.O.1533 (E), dated the 14th September, 2006), for such projects clearance under EIA notification only shall be required subject to being recommended by the concerned State or Union territory Coastal Zone Management Authority' ports with more than 5 TPA handling capacity are categorised as *Category A* and hence requires EIA clearance from MoEF. Land reclamation is proposed in the area. As per the provisions of CRZ notification 2011 clause 3 (IV) Land reclamation, bunding or disturbing the natural course of seawater except those, *required for setting up, construction or modernisation or expansion of foreshore facilities like ports, harbours, jetties, wharves, quays, slipways, bridges, sealink, road on stilts, and such as meant for defence and security purpose and for other facilities that are essential for activities permissible*



Dr. K K Ramachandran
Member Secretary



Prof. V N. Rajasekharan Pillai
Chairman

under the notification; are prohibited. Hence land reclamation for the development/construction of port can be permitted.

The KCZMA discussed the case in detail. The area proposed for the project is a low eroding beach as per the shoreline map prepared by Anna University and approved by MoEF. The KCZMA decided to recommend to the proposal to MoEF for consideration.

Additional Agenda Item No. 53.4.7.

File No. 1944/A3/2012/KCZMA/S&TD

CRZ Clearance for the Pilot Project at Mathipuram Slum, Vizhinjam, Thiruvananthapuram

The 46th KCZMA meeting decided to recommend the project at Mathipuram, Vizhinjam, Thiruvananthapuram for Rehabilitation of Slum to Government of India. The Construction proposed is a G+2 structure to accommodate 1032 families living in 420 huts in Mathipuram, Valiyaparamba, Pattani and Kappachal slum area, which are Coastal area and are quite unhygienic. The inhabitants are fisherfolk depending on the sea for their livelihood. It is not practical to rehabilitate the families elsewhere. The construction of dwelling units for each family is strictly in adherence to the Government of India guidelines to ensure all basic amenities such as roads, drinking water, drainage, sewerage, community centre, Anganwadies etc. The project is envisaged under the Rajiv Awaz Yojana. However, the Government of India, Ministry of Environment & Forests vide their letter dated, 11.04.2012, adhering to 8 III B (vii) of the CRZ Notification 2011, informed that the proposal is not permissible under CRZ Notification 2011. The Hon'ble Chief Minister of Kerala took up the matter with the Minister of State for Environment & Forests to reconsider the decision of Government of India in consideration of the fact that the Corporation is constrained to accommodate, within the limited area of 3 acres of land available, 1032 houses in 84 blocks in 3 floor (Ground + 2) in the present slum area after demolishing the existing hut and it is not practical to rehabilitate the fisher folk inhabitants in any other place.



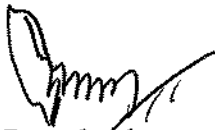
Dr. K K Ramachandran
Member Secretary



Prof. V N. Rajasekharan Pillai
Chairman

The Secretary, Corporation has requested to recommend the proposal in the wake of the revision of CZMP.

The KCZMA discussed the case in detail. The area being considered for the said project is already part of the Thiruvananthapuram Corporation and would be considering categorization of the said area under CRZ II once the revised KCZMP is submitted for Government approval. The KCZMA opined that the said project is a serious effort from the Government of Kerala to eradicate slum. The fact that the Corporation is constrained to accommodate, within the limited area of 3 acres of land available, 1032 houses in 84 blocks in 3 floor (Ground + 2) in the present slum area after demolishing the existing hut and it is not practical to rehabilitate the fisher folk inhabitants in any other place. Considering the above facts, KCZMA decided to recommend to MoEF the project for clearance and request reconsideration.



Dr. K K Ramachandran
Member Secretary



Prof. V N. Rajasekharan Pillai
Chairman