

भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE
Regional Office (South Eastern Zone),
1st & 2nd floor, HEPC Building, No.34, Cathedral Garden Road,
Nungambakkam, Chennai - 600034, Tel. 044-28222041,
e-mail: ro.moefccc@gov.in / roefccc@gmail.com



F.No.4-TSC120/2018-CHN/062)

Date 21st April, 2018

To,

The Principal Secretary to the Government,
Environment, Forests, Science & Technology Department,
Telangana State Secretariat, Hyderabad.

Subject: Diversion of 8.107 ha of forest land in Bhadrachalam Division for improvement of the single lane road to R&B standards from R.Kothagudem to Kurnapalli from KM 0/0 to 11/600 in Khammam district in favour of Superintending Engineer, R & B Circle, Khammam-reg.

Sir,

Please refer to the State Government's letter No.521/For.I(1)/2018 dated 23.03.2018 and online proposal No. FP/IG/ROAD/20523/2016 seeking prior approval of the Central Government for diversion of forest land in accordance with Section '2' of Forest (Conservation) Act, 1980 for the above mentioned project.

After careful consideration of the proposal of the State Government, I am directed to convey the Central Government's in principle approval (Stage-I) under Section '2' of Forest (Conservation) Act, 1980 for diversion of 8.107 ha of forest land in Bhadrachalam Division for improvement of the single lane road to R&B standards from R.Kothagudem to Kurnapalli from KM 0/0 to 11/600 in Khammam district in favour of Superintending Engineer, R & B Circle, Khammam, subject to the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged;
- (ii) The demarcation of the proposed forest area shall be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of User Agency;
- (iii) The Compensatory Afforestation (CA) and related activities proposed in CA scheme shall be carried out by the State Forest Department over 12.6157 ha of non forest area identified in Sy Nos 350/1 (10.9270 ha) of Ankampalem Village of Dammapeta Mandal and Sy No 227 (1.6887 ha) of Asupaka Village of Aswaraopeta Mandal at the cost of the user agency. The State Forest Department shall also carry out Compensatory Afforestation and its maintenance over an extent of 13 ha of degraded forest land identified in

o/c

Compt No 292 of Aswaraopeta Extn-I at the cost of use agency, to meet the requirement of raising of 1000 plants/ Ha of forest land diverted.

- (iv) Entire non-forest land over extent of 12.6157 ha identified for compensatory afforestation shall be transferred and mutated along with DGPS coordinates of the NFL area in favour of the State Forest Department before issue of the Stage-II clearance;
- (v) Non-forest land which needs to be transferred and mutated in favour of the State Forest Department for the purpose of compensatory afforestation shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the State Forest Act. The Nodal Officer must report compliance within a period of six months from the date of grant of final approval and send a copy of the original notification to this office for information and record;
- (vi) Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government and the State Forest Department shall ensure that the amount realized from the user agency towards compensatory afforestation should not be left unspent as recommended by the Regional Empowered Committee (REC);
- (vii) The State Government shall charge the Net Present Value of the diverted forest land measuring 8.107 ha from the User Agency as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA Nos.826 in 566 with related IA's in Writ Petition (Civil) No.202/1995;
- (viii) Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from User Agency. User Agency shall furnish an undertaking to this effect;
- (ix) The funds received from the User Agency towards Compensatory Afforestation and Net Present Value under this project shall be deposited in the **Corporation bank account of the Telangana State CAMPA. The User Agency shall compulsorily deposit the NPV and other levies only by generating challan through the Ministry's website;**
- (x) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- (xi) The user agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage/tree felling.



- (xii) Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it shall be the responsibility of the user agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna;
- (xiii) The UA shall construct retaining walls and check walls wherever required by consulting the DFO concerned, at the project cost;
- (xiv) The construction of culverts/bridges, if any, over the natural streams/rivers/canals shall be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging, and also does not hamper movement of wild animals;
- (xv) The user agency shall raise Strip/Avenue plantations on both sides and at the central verge of the road at the project cost with maintenance of 7-10 years;
- (xvi) The User Agency shall endeavor to avoid felling of trees existing on the forest land proposed to be utilized. Wherever necessary, the trees shall be felled only under the strict supervision of the DFO/ FDO concerned;
- (xvii) Wherever feasible the State Forest Department shall carry out translocation of the trees at the cost of user agency;
- (xviii) Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO concerned so as to stabilize the soil;
- (xix) The dug out material / overburden shall be dumped outside the forest area. No storage of any material shall be done in the forest area proposed;
- (xx) The total forest area utilized for the project shall not exceed **8.107 ha** and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. User Agency shall furnish an undertaking to this effect;
- (xxi) The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government;
- (xxii) User agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project;



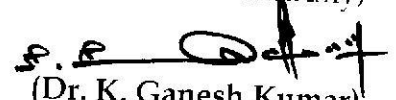
(xxiii) Any other conditions that the Central Government or Addl. PCCF(Central) of Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the user agency;

(xxiv) The Progress of the Compensatory Afforestation under the jurisdiction of the Bhadrachalam Forest Division shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Regional Office to upload the same in the web portal;

(xxv) In the event of failure to comply with any of the above conditions the user agency is liable for penal action as decided by the Additional PCCF (Central), Regional Office, Chennai.

After receipt of the compliance report on above mentioned conditions, the proposal will be considered for final approval. This in-principle approval shall be valid for a period of 5 years from the date of issue of this letter. In the event of non compliance of the above conditions, this in-principle approval shall automatically stand revoked after 5 years.

Yours faithfully,


(Dr. K. Ganesh Kumar)

Deputy Conservator of Forests (Central)

Copy to:-

1. The Director General of Forests & Special Secretary to Govt. of India, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi - 110 003
2. The Principal Chief Conservator of Forests, Forests Department, Govt. of Telangana Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
3. The Additional Principal Chief Conservator of Forests/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Govt. of Telangana, Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
4. The Director, RO(HQ) Division, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi - 110 003.
5. The Superintending Engineer, Roads and buildings, Kothagudem, Khammam, Telangana-507101.
6. Guard file.


(Dr. K. Ganesh Kumar)

Deputy Conservator of Forests (Central)