

**GOVERNMENT OF TELANGANA
FOREST DEPARTMENT**

From
Smt. R.Sobha, IFS,
Principal Chief Conservator of Forests
(Head of Forest Force) (FAC),
Telangana, "Aranya Bhavan",
Saifabad, Hyderabad.

To
The Spl.Chief Secretary to the Government.
Forest Department,
Telangana, Hyderabad.

Rc.No.11759/2016/FCA-1, Dated. 28.12.2020

Sir,

Sub:- Forest (Conservation) Act, 1980 – Diversion of **6.926 ha** of forest land in Erstwhile WLM Division, Paloncha of Khammam District and presently falling under the jurisdiction of Forest Divisional Officer, WLM Division, Kinnerasani of Bhadradi District - for laying of Pipeline and Construction of structures for **Segment-25/7 (Banjara)** - under Telangana Drinking Water Supply Project - in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Khammam - In-principle (Stage-I) approval – **Furnishing of Compliance Report for obtaining Stage-II approval** – Regarding

- Ref:-**
1. Chief Engineer, TDWSP, RWS&S Department, Hyderabad Lr.No. AEE1/SEG-25-7/Khammam/FOREST/2016 dated 29.06.2016.
 2. PCCF's Ref.No.11759/2016-FCA-1 dated 21.07.2016.
 3. CF, Kothagudem Ref.No.116/2016/M3 dated 31.12.2016.
 4. PCCF (WL) & CWW Rc.No.12731/2016/WL-1 dt.25.01.2016.
 5. PCCF's Ref.No.11759/2016/FCA-1 dated 31.01.2017.
 6. State Govt Lr.No.366/For.I(1)/2017-2 dated 27.03.2017.
 7. From GoI, MoEF&CC, Regional Office, Chennai F.No.4-TSB071/2017-CHN/0916, dt.13.06.2017
 8. PCCF's Ref.No.11759/2016/FCA-1 dated 24.06.2017.
 9. CCF, Kothagudem Ref.No.116/2016/M3, Dt.18.11.2020.

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Kind attention is invited to the references cited.

It is submitted that the Government, vide reference 7th, has accorded **in-principle (Stage-I) approval**, for diversion of forest land to an extent of **6.926 ha** of forest land in Erstwhile WLM Division, Paloncha of Khammam District and presently falling under the jurisdiction of Forest Divisional Officer, WLM Division, Kinnerasani of Bhadradi Kothagudem District, for laying of Pipeline and Construction of structures for **Segment-25/7 (Banjara)**, under Telangana Drinking Water Supply Project, in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Khammam. The above orders have been communicated to all the concerned officers to obtain the the condition-wise compliance report from the UA, vide reference 8th cited.

Accordingly, vide ref 9th cited, the Chief Conservator of Forests, Kothagudem had obtained compliance of conditions from the Forest Divisional Officer, Kinnerasani WLM and User Agency and submitted to this office. A copy of reference 9th cited together with its enclosures **in triplicate** is enclosed herewith.

The condition-wise compliance report is reproduced with remarks as follows:

S.No	Condition Imposed	Reply to the Condition
1	2	3
(i)	The Legal status of the diverted forest land shall remain unchanged.	An undertaking is submitted by the User Agency and enclosed herewith.

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(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.	The User Agency has deposited an amount of Rs.53,59,000/- towards construction of boundary pillars into the PD Account of Forest Divisional Officer, WLM Kinnerasani bearing A/c.No.37153524460, Bank of Baroda, Himayathnagar Branch, IFSC Code: SBIN0020125 with UTR No. BARBU19325958366, Dt:21.11.2019. A copy of the payment is enclosed.
(iii)	The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 6.926 Ha out of 187.677 Ha of non-forest land identified in Sy No 169 of Peddamunagala and in Sy. No 139 & 147 of Thimmapuram in Chandampet Mandal of Nalgonda District at the cost of User Agency.	The User Agency has deposited an amount of Rs.1,01,06,400/-towards CA , which is a part of total amount of Rs.3,79,14,290 deposited into the account of Telangana State CAMPA, New Delhi, Lodhi Complex with UTR No. IDIBR52018092416975557 , Dated:24-09-2018 against the project FP/TG/WATER/20311/2016, which is reflected at the Ministry's portal. A copy of the payment receipt is enclosed.
(iv)	The State Government has proposed 6.926 Ha of non forest land for Compensatory Afforestation under the subject proposal as part of 187.677 ha of non forest land identified for entire TDWSP project (Mission Bhageeratha Project).The CA land identified to the extent of 187.677 ha for Mission Bhageeratha Project under the working control of WLM Division Nagarjunasagar shall be apportioned project wise including the CA area identified for the present proposal and all the relevant details like DGPS coordinates, map, CA Scheme, Soil suitability certificate etc shall be uploaded in the Ministry's online portal against the subject proposal	The Non-Forest Land identified for Compensatory Afforestation to an extent of 187.677 ha for entire TDWSP project (Mission Bhageeratha) in WLM Division Nagarjunasagar, in three survey numbers i.e., Peddamunagala(Sy.No.169), Thimmapuram (Sy.No.139 &147)] in Chandampet Mandal of Nalgonda District apportioning for various Segments including 6.926 ha for this Segment. The geo-coordinates, map, CA scheme and soil suitability certificate etc is uploaded in the Ministry's web portal against the subject proposal.
(v)	Identified CA Land and approved CA scheme shall not be changed without the prior approval of the Central Government.	The User Agency has agreed and submitted undertaking that the identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government, which is enclosed herewith.
(vi)	Non forest land identified for raising Compensatory Afforestation shall be transferred and mutated in favour of the State Forest Department before issue of the Stage-II clearance	The non-forest land identified for raising compensatory Afforestation has been Transferred and mutated in favour of the State Forest Department.

(vii)	Non-forest land which is 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 local Forest Act. The Nodal Officer must report compliance within a period of 6 Months from the date of grant of final approval and send a copy of the original notification declaring the non forest land under section 4 or Section 29 of the Indian Forest Act 1927 or under the relevant section of the local Forest Act as the case may be, to this office for information and record.	The non-forest CA land transferred and mutated in favour of State Forest Department will be declared as PF/ RF under Telangana Forest Act, 1967 within a period of six months upon receipt of Stage II approval.
(viii)	The State Government shall charge the Net Present Value of the diverted forest land measuring 6.926 ha from the User Agency as per the orders of the Hon'ble Supreme Court Dt.28.03.2008 and 09.05.2008 in IA Nos.826 in 566 with related IA's in Writ petition (Civil) No.202/1995.	The User Agency has deposited an amount of Rs. 2,78,07,890/- towards Net Present Value, which is a part of total amount of Rs.3,79,14,290/- deposited into the account of Telangana State CAMPA, New Delhi, Lodhi Complex with UTR No. IDIBR5201809 2416975557 , Dated:24-09-2018 against the project FP/TG/WATER/20311/2016, which is reflected at the Ministry's portal. A copy of the payment is enclosed
(ix)	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 the User Agency.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(x)	The funds received from the User Agency towards Compensatory Afforestation and Net Present Value under this project including levies towards mitigation measures for wildlife conservation etc shall be deposited in the respective bank accounts of the Telangana State CAMPA. The User Agency shall compulsory deposit the CA and other levies only by generating challan through Ministry's website.	The User Agency has deposited an amount of Rs. 3,79,14,290/- towards CA and NPV, into the account of Telangana State CAMPA, New Delhi, Lodhi Complex with UTR No. IDIBR 52018092416975557 , Dated:24-09-2018 against the project FP/TG/WATER/20311 /2016, which is reflected at the Ministry's portal. A copy of the payment is enclosed

(xi)	The muck generated in the earth cutting if any, shall be disposed off at designated dumping sites and in no case the muck/debris will be disposed off in the forest areas	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xii)	Tree felling in the proposed forest area shall be carried out wherever necessary, with the prior permission of the Forest Divisional Officer, Concerned	The User Agency has deposited an amount of Rs.41,27,890/- towards extraction of tree growth into the PD Account of Forest Divisional Officer, WLM Kinnerasani bearing A/c.No.37153524460, Bank of Baroda, Himayathnagar Branch,IFSC Code: SBIN0020125 with UTR No. BARBU19325958366, Dt:21.11.2019. A copy of the payment is enclosed.
(xiii)	State Government and the User Agency shall implement mitigation measures and other conditions as recommended by the Standing Committee of NBWL vide Ministry's letter No.6-69/2017/WL, Dated. 02.06.2017 at the project cost	The User Agency has deposited an amount of Rs.1,85,40,000/- with UTR No.BARBU9325958683, Dated: 21.11.2019 deposited in to the account of BIOSOT bearing A/c.No.110310100030284, IFSC Code:ANDB0001103, Andhra Bank, Himayatnagar Branch, Hyderabad. (copy enclosed)
(xiv)	State Forest Department shall carry out translocation of the trees, wherever feasible at the cost of User Agency	Translocation of trees is not proposed for this project. However, an undertaking has been submitted to this effect.
(xv)	Wherever necessary, user agency shall provide free supply of water for forest nurseries and field staff quarters and range offices besides providing outlets with small troughs during summer for wild animals in forest areas	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xvi)	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	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xvii)	The layout plan of the proposal shall not be changed without the prior approval of the Central Government	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xviii)	Minimal disturbance should be ensured by creating labour camps outside the forest area as far as possible and it will be the responsibility of the UA to ensure that the labourers and staff engaged in execution of work do not destruct nearby forest flora & fauna	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.

(xix)	The total forest area utilized for the project shall not exceed 6.926 ha and the forest area diverted shall not be used for purpose other than those shown in the diversion proposal.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xx)	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.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xxi)	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.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xxii)	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.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.

Further, it is submitted that the Stage-I clearance has been published by the User Agency in daily newspapers of English and Telugu on **21.09.2018 (Copies enclosed)**.

In view of the above, the Government are requested to forward the condition wise compliance report on the stage-I conditions to the Integrated Regional Office, Hyderabad for according necessary final (Stage-II) approval under Section 2 of Forest (Conservation) Act, 1980.

Encl:As above

Yours faithfully,
Sd/-R.Sobha,
Principal Chief Conservator of Forests
(Head of Forest Force) (FAC)

Copy to the CCF/Conservator of Forests, Kothagudem, the District Forest Officer, Bhadradi Kothagudem and the Forest Divisional Officer, WLM Kinnerasani.
Copy to the Engineer-in-Chief, Rural Water Supply & Sanitation, SRTGN Bhavan, Errum Manzil Colony, Hyderabad - 500082
Copy to the Chief Engineer, Telangana Drinking Water Supply Project (RWS&S), SRTGN Bhavan, ErrumManzil Colony, Hyderabad - 500082
Copy to the Superintending Engineer, Telangana Drinking Water Supply Project MB Circle, KHAMMAM, Telangana.

//t.c.b.o.//

D. Suboch
Superintendent 30/12/2020