

**GOVERNMENT OF ANDHRA PRADESH
FOREST DEPARTMENT**

From
Sri Anurag Meena, IFS,
District Forest Officer,
Nandyal.

To
The Executive Engineer,
Construction Division,
APTRANSCO,
Kurnool.

Rc.No.999/2019/A4, Dated: 01-02-2024

Sir,

Sub: APFD - F(C) Act, 1980 - Diversion of 2.63 ha. of forest land in Compt. No.313 of Gulamaliabad South RF (0.87 ha.) Dhone Range and Compt. No.334, Rangapuram RF (1.76 ha.) Dhone Range, Kurnool Division for erection of 220 KV DC line from 400/2020 KV SS Jammalamadugu to the proposed 220/132/33 KV SS Bethamcherla in Kurnool District in favour of EE, Construction Division, AP TRANSCO, Kurnool - In-principle / Stage-1 approval accord - Compliance report - Revised Demand Notice - Reg.

Ref: 1) Govt. Memo No.846/Section-II/2022, EFS&T (Sec.II) Department Dt. 05-01-2024 communicated by PCCF & HoFF, AP, Mangalagiri Rc.No. EFS02-15035/2/2019-FCA SEC-PCCF/FCA-1, Dt. 06-01-2024
2) DFO, Nandyal Rc.No.999/2019/A4, Dt. 18-01-2024
3) CF & FDPT, Nandyal Rc.No.472/2023/TO, Dt. 23-01-2024
4) CF & FDPT, Nandyal Rc.No.472/2023/TO, Dt. 01-02-2024 (copy enclosed)

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It is informed that, the Prl. Chief Conservator of Forests, AP, Mangalagiri has communicated in principle / stage-1 approval accord by GoI, MoEF&CC, IRO, Vijayawada for diversion of 2.63 ha. of forest land in Compt. No.313 of Gulamaliabad South RF (0.87 ha.) Dhone Range and Compt. No.334, Rangapuram RF (1.76 ha.) Dhone Range, Kurnool Division for erection of 220 KV DC line from 400/2020 KV SS Jammalamadugu to the proposed 220/132/33 KV SS Bethamcherla in Kurnool District in favour of EE, Construction Division, AP TRANSCO, Kurnool.

In this connection, in the reference 4th cited, the Conservator of Forests & Field Director, project Tiger Circle, Nandyal has revised approval for issue of demand notice and the same furnished to the user agency as per the conditions stipulated in the stage-1 approval for making compensatory levies into CAMPA account is as follows and for furnishing the condition wise compliance report.

- 1) Legal status of the diverted forest land shall remain unchanged.
- 2) The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost as per the directions of concerned Divisional Forest Officer.
- 3) Compensatory Afforestation and its maintenance over degraded forest area of 5.26 ha. within 6.28 ha. identified in compartment No.49 & 50 of Gundlakonda shall be carried out by the State Forest Department from the funds to be provided by the User Agency.
- 4) The Forest Department shall ensure that the CA scheme as proposed in the diversion proposal shall be implemented in its entirety and the approved compensatory afforestation scheme shall not be changed without prior approval of the Central Government.
- 5) As reported, plantation of dwarf medicinal species under the transmission line is not possible as the area is having rocky patch, hence, as proposed additional compensatory afforestation shall be carried out over an extent of 2.63 ha. of degraded forest land identified in compartment No.316, Gulamaliabad South RF, Dhone Range, at the cost of the UA;

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- 6) The State Government shall upload the kml file of the 2.63 ha. of DFL area identified for additional CA, in the PARIVESH PORTAL in consultation with the NIC, New Delhi;
- 7) The State Government shall charge the Net Present Value of the diverted forest land measuring 2.63 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) No202/1995 and Ministry's guideline No.5-3/2011-FC(Vol-I) dated 06-01-2022 and clarification issued vide letter dated 19-01-2022 and 22-03-2022;
- 8) 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 shall furnish an undertaking to this effect;
- 9) Considering violation of FCA, 1980, action to be taken on User Agency / Forest Department officials are as follows;
 - a) The State Government shall realize penalty (Penal NPV) of 5 times of NPV plus 12 percent simple interest till the deposit is made for an exact extent of area i.e., 0.02725 ha. under violation as per provisions made in the comprehensive hand book under section 1.21 (ii) (a) and (b);
 - b) The State Government shall furnish a detailed report on violation along with details of erring officials for further action under section 3A & 3B of the Adhiniyam.
 - c) The State Government shall take action on Forest Department officials as per provisions made in the comprehensive hand book under section 1.21 (ii) and (d) and complete action taken report shall be submitted before issuance of Stage-II approval;
- 10) All the funds received from the User Agency under the project shall be transferred / deposited to CAMPA fund only through e-portal (<https://parivesh.nic.in>);
- 11) Width of RoW shall be maintained as per the standard specification as per the Ministry's guidelines and additional forest area shall not be utilized beyond 2.63 ha. The user agency shall furnish an undertaking to this effect;
- 12) Disturbance shall be kept minimal by creating labour camps outside the forest area and it will 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;
- 13) The User Agency at its cost shall provide bird deflectors, which are to be fixed on the upper conductor of the transmission line at suitable intervals to avoid bird hits;
- 14) The User Agency shall comply with the guidelines for laying transmission lines through forest areas issued by Ministry vide letter No.7-25/2012-FC dated 05-05-2014 & 19-11-2014.
- 15) No additional or new path will be constructed inside the forest area for the transportation of construction materials for execution of the project work;
- 16) Future pollarding / pruning of trees will be done with the permission of the local forest officer wherever necessary for the maintenance of the transmission lines;
- 17) The User Agency shall provide firewood, preferably alternate fuel to the labourers and the staff working at the site so as to avoid any damage and pressure on the adjacent forest areas;
- 18) The layout plan of the proposal shall not be changed without prior approval of the Central Government;
- 19) The User Agency and the State Government shall ensure compliance to all the Acts, Rules, Regulations and Guidelines of the Ministry, for the time being in force, as applicable to such project and all other mandatory clearance required for such transmission line projects shall be obtained by the User Agency;

- 20) Any other condition that the DDG, 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;
- 21) In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the provisions made in the Rules / guidelines issued under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980;
- 22) The kml file of the area diverted and Compensatory Afforestation area shall be uploaded in the e-green watch portal with all requisite details and same shall be submitted along with compliance report.
- 23) The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.
- 24) The State Government shall ensure settlement or rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (2 of 2007), before issue order for working permission and diversion as the case may be;
- 25) The State Government shall process and submit compliance report on the above conditions through online (<https://parivesh.nic.in>);

Amount demanded to be deposited in "State CA Fund" of the Andhra Pradesh State through e-challan only.

(As per IGF, Ad-hoc CAMPA Lr.No.12-2/2010-CAMPA dated 09-06-2016 communicated vide PCCF's Rc.No.4592/2001/FCA-4(i), dated 04-07-2016)

| Sl. No. | Condition No. stipulated in the stage-I of GoI/AP | Category | Unit rate (whether applicable) (Rs. in lakhs) | Total area (0.00 ha.) | Total amount (Rs. 0.00 lakhs) |
|---------|---|-----------------------|---|-----------------------|-------------------------------|
| 1 | 3 | CA | -- | 5.26 | 45.758 |
| 2 | 5 | ACA | -- | 2.63 | 18.500 |
| 3 | 7 | NPV | 9.57780 | 2.63 | 25.18961 |
| 4 | 9 (a) | Penalty for violation | -- | 0.02725 | 1.97055 |
| | | TOTAL | | | 91.41816 (or) 91.4200 |

Further the user agency is requested to deposit the value of tree extraction logging and transportation etc., in the forest area diverted as shown below and submit the payment receipt to this office.

| Sl. No. | Total amount (Rs. in lakhs) | District Forest Officer, Nandyal bank account details for depositing the money | |
|---------|-----------------------------|--|--------------------------------------|
| 1 | 0.09158 | Name of the Bank | State Bank of India |
| | | Branch location | Srinivasanagar, Main branch, Nandyal |
| | | Account No. | 33800364077 |
| | | IFSC code | SBIN 0000883 |

In addition to the above the user agency is requested to comply with the following in accordance with the Government of India instructions issued in F.No.7-23/2012 FC dated 24-07-2013 communicated vide PCCF & HoFF, AP, Guntur Rc.No.45921/2001-FO, dated 23-08-2013 and publish the orders at the cost of the project proponent.

- 1) Publish the entire forest clearances granted in verbatim along with the conditions and safe-guards imposed by the Central Government in two widely circulated daily newspapers, one in vernacular language and the other in English language, so as to make people aware of the permission granted to the project proponent for use of forest land for non-forest purposes.
- 2) The copies of the Forest Clearance should also be submitted to the Heads of local bodies, Panchayats and Municipal bodies by the project proponents in addition to the relevant offices of the Government who in turn has to display the same in 30 days.

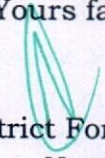
Further the user agency is requested to furnish the compliance report on the conditions stipulated in stage-1 approval through online in parivesh portal (www.parivesh.nic.in web portal) as well as in soft and hard copies at an early date for further process.

After receipt of the compliance report on fulfillment of the conditions mentioned above, the proposal shall be considered for final approval under section 2 (1) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980. Further, it may also be noted that this in-principle approval shall be valid for a period of 2 years from the date of issue of this letter. In the event of non-compliance of the above conditions, this in-principle approval shall be deemed to be null and void.

This is for information.

Yours faithfully,

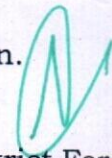
Encl: As above


District Forest Officer,
Nandyal.

Copy submitted to the Conservator of Forests & Field Director, Project Tiger Circle, Nandyal for favour of information

Copy to the Forest Range Officer, Dhone for information and necessary action. He must ensure that there is no violation of Forest Conservation Act, 1980 by the user agency before issuance of working permission, if the user agency violation the provision of Forest Conservation Act, 1980 the Forest Range Officer, Dhone and concerned staff will be held responsible.

Copy to the Sub-Divisional Forest Officer, Dhone for information.


District Forest Officer,
Nandyal.