



भारतसरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE
Integrated Regional Office, Vijayawada
Green House Complex, Gopal Reddy Road
Vijayawada – 520010, Andhra Pradesh
email: iro.vijayawada-mefcc@gov.in



F.No. 4-APC159/2022-VIJ/319

Date 3rd May, 2022

To

The Addl. Chief Secretary to the Government of Andhra Pradesh,
Environment, Forests, Science & Technology Department,
Government of Andhra Pradesh, Room No.268, 1st Floor, 4th Block,
Andhra Pradesh Secretariat, Velagapudi, Amaravati Guntur District-522503

Subject: Diversion of 5.60 ha in Compartment No.182, R.H.R.F. Extn-II, Chintur Range of Chintur Division for formation & BT to the road including construction of Culverts from Chintur to Lakkavaram via Kansuluru, Chadhalawada village, Chintur in favour of Executive Engineer (PR), PIU Division, Kakinada-Reg.

Sir,

Please refer to the State Government's letter Nos. 514/Section.II/2022(1668529) dated: 08.04.2022 and online proposal No. FP/AP/ROAD/35977/2018 received on 20.04.2022 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 and with the recommendation of the Regional Empowered Committee (REC) I am to convey the Central Government's in principle approval (**Stage-I**) under Section '2' of Forest (Conservation) Act, 1980 for diversion of **5.60 ha** in Compartment No.182, R.H.R.F. Extn-II, Chintur Range of Chintur Division for formation & BT to the road including construction of Culverts from Chintur to Lakkavaram via Kansuluru, Chadhalawada village, Chintur in favour of Executive Engineer (PR), PIU Division, Kakinada, subject to the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged;
- (ii) 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 the User Agency;

- (iii) The State Forest Department shall carryout plantation and its maintenance over an extent of **5.69 ha identified in Thurangi village of Kakinada Rural (M), Kakinada Section, East Godavari District**, at the cost of the User Agency;
- (iv) **If required number of plants / ha as CA plantation is not possible in the identified non forest area, the State Forest Department shall carryout balance afforestation and its maintenance in the nearby degraded forest area at the cost of the User Agency and details of such DFL area i.e. kml file, map etc shall be submitted to IRO Vijayawada and upload the same in the PARIVESH portal;**
- (v) The Non forest area identified for CA purpose and CA scheme shall not be changed without prior approval of the Central Government. The CA land shall be demarcated properly and local villagers are adequately sensitized regarding the transfer of this parcel of land to Forest Department so as to avoid encroachments;
- (vi) Entire non-forest land identified over an extent of **5.69 ha identified in Thurangi village of Kakinada Rural (M), Kakinada Section, East Godavari District** for raising compensatory afforestation shall be transferred and mutated in favour of the State Forest Department and shall notified as RF/ PF before issue of the Stage-II clearance. **Copy of such notification shall be submitted along with the compliance report;**
- (vii) The State Government shall charge the Net Present Value of the diverted forest land measuring **5.60 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 and Ministry's guideline No. 5-3/2011-FC(Vol-I) dated 06.01.2022 and clarification issued vide letter dated 19.01.2022;
- (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 the User Agency. The User Agency shall furnish an undertaking to this effect;
- (ix) 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/>);



- (x) The DFO Chintur Forest Division reported that no trees to be felled. However, in kml file few trees are visible. Hence, the State Government shall examine and report actual number of trees to be felled under the subject project;
- (xi) The State Forest Department shall establish forest check posts at the entry and exit points of the road before formation of road as proposed by the DFO, at the cost of the User Agency;
- (xii) The DFO reported certain forest area is under encroachment and therefore, it appears forest area is susceptible for encroachment. Hence, State Forest Department shall take prompt action and evacuate all encroachers and take appropriate action against violators as per the applicable rules / regulation and take all such precautionary measures to prevent such encroachments in future;
- (xiii) Site specific wildlife mitigation plan duly approved by the CWLW, is required to be prepared and implemented at the cost of the User Agency and copy of such mitigation plan to be submitted to IRO Vijayawada for information and monitoring purpose;
- (xiv) The User Agency shall construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost;
- (xv) 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;
- (xvi) 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;
- (xvii) The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area;
- (xviii) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;



- (xix) The User Agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage/tree felling and no labour camp shall be established inside the forest area;
- (xx) 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;
- (xxi) The total forest area utilized for the project shall not exceed **5.60 ha (including existing pathway) and BT portion shall be restricted to 3.75 mtrs** and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. The User Agency shall furnish an undertaking to this effect;
- (xxii) 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;
- (xxiii) No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- (xxiv) The 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;
- (xxv) Any other conditions that the Central Government or Regional Officer (Central) of Integrated Regional Office, Vijayawada 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;
- (xxvi) 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 under rules / guidelines issued under FCA, 1980.
- (xxvii) The State Government shall process and submit compliance report on the above conditions through online(<https://parivesh.nic.in/>);



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



(N.S.Murali)

Inspector General of Forests (Central)

Copy to:-

1. The Principal Chief Conservator of Forests & HoFF, Forests Department, Govt. of Andhra Pradesh, Aranya Bhavan, K.M. Munshi Road, Nagarampalem Guntur-522004.
2. The Principal Chief Conservator of Forests/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Govt. of Andhra Pradesh, Aranya Bhavan, K.M. Munshi Road, Nagarampalem, Guntur-522004
3. Executive Engineer PIU (PR) Division, ZP Compound, Kakinada, East Godavari, Andhra Pradesh, 533001 ee_piu_kkd@ap.gov.in
4. Guard file



(N.S.Murali)

Inspector General of Forests (Central)