



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-APA088/2018-CHN/0877
Date 24th May, 2019

To,

The Principal 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 281.50 Ha for Investigation, Design and Earth work excavation of GNSS Main Canal including construction of CM & CD works from KM 141.350 to Km 161.250/163.550 including distributory system to irrigate an ayacut under GNSS Package-05/06 of Phase-II in Kadapa District in favour of Executive Engineer, NTR TGP Division-II, Kadapa - reg

Sir,

Please refer to the State Government's letter No. 5001 /Section-II/2018 dated 06.11.2018 and online application No FP/AP/IRRIG/34996/2018 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 the recommendation of the Regional Empowered Committee (REC), I am directed to convey hereby the Central Government's approval in-principle (*Stage-I*) under Section'2' of Forest (Conservation) Act, 1980 for diversion of 281.50 Ha for investigation, design and earth work excavation of GNSS Main Canal including construction of CM & CD works from KM 141.350 to Km 161.250/163.550 including distributory system to irrigate an ayacut under GNSS Package-05/06 of Phase-II in Kadapa District in favour of Executive Engineer, NTR TGP Division-II, Kadapa, 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 non-forest area of **4.283 ha** falling as supply canal shall be excluded from the proposed CA area and the User Agency / State Government shall submit

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a revised map along with the DGPS co-ordinates along with the compliance report;

- (iv) Compensatory Afforestation (CA) over an extent of **95 ha out of 98.226 ha (99.69 ha as originally proposed - area of the water supply canal)** in Sy No 1 in Santhakovvuru Village and **186.50 ha out of 225.35 (228.17 ha originally proposed - area of the water supply canal)** in Sy No 1 of Udavagandla (Bit-1) Village and in Sy No 1 in Udavagandla (Bit-2) Village of Muddanur Range shall be raised and maintained by the State Forest Department at the cost of the User Agency;
- (v) The identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government;
- (vi) A minimum of 1000 plants / ha of diverted forest area shall be planted in the identified CA land. In case, the required numbers could not be planted therein, the balance shall be planted in the nearby RF/PF by the State Forest Department at the cost of the User Agency;
- (vii) The entire non-forest land identified for raising compensatory afforestation i.e. **323.576 ha (after excluding 4.284 ha of non-forest area falling as supply canal)** i.e. **98.226 ha** in Sy No 1 in Santhakovvuru Village , **225.35 ha** in Sy No 1 of Udavagandla Village of Muddanur Range shall be transferred and mutated in favour of the State Forest Department before issue of the Stage-II clearance;
- (viii) The State Government shall instruct the officials in charge of the 4 windmills which have been installed already on the hillock, regarding the legal status of CA land, application of FCA, 1980 and ensure that they do not disturb the flora & fauna of the area;
- (ix) The CA scheme shall be suitably revised to include provision for 1m³ sized planting pits to facilitate planting of tall plants in the CA area;
- (x) Wherever possible, sowing of seed balls shall also be practiced by the Department to encourage growth of vegetation in the CA area;
- (xi) The Forest Department shall undertake spoil bank plantation and canal bank plantation covering the entire length of the canal, at the cost of the User Agency;

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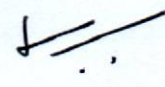
- (xii) The Forest Department shall ensure that the CA scheme as proposed in the diversion proposal along with other modifications suggested by the REC as above shall be implemented in its entirety, and if necessary, by undertaking suitable modification / revision of the FSR accordingly;
- (xiii) The State Government shall charge the Net Present Value of the diverted forest land measuring **281.50 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;
- (xiv) 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;
- (xv) All levies under the project shall be deposited to CAMPA fund only through e-portal (<https://parivesh.nic.in/>);
- (xvi) The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>);
- (xvii) The User Agency shall take measures to protect flora and fauna in and around the project area;
- (xviii) RoFR certificate shall be produced for the entire forest area requested for diversion, the State Government shall ensure the same before issuing the working permission as the case may be;
- (xix) To facilitate the movement of wildlife, the User Agency in consultation with the Forest Department shall modify the proposed CM & CD structures as ECO Bridges with suitable modification in term of their dimensions and location, at the project cost;
- (xx) Planting of native tree species shall be undertaken on vacant land along the canals;
- (xxi) The User Agency shall obtain Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986;
- (xxii) The muck generated in the earth cutting if any, shall be disposed off at designated dumping sites and in no case the muck/debris be disposed off in the forest areas;

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- (xxiii) Tree felling in the proposed forest area shall be carried out wherever necessary, with the prior permission of the Divisional Forest Officer concerned;
- (xxiv) The State Forest Department shall carry out translocation of trees wherever feasible at the cost of the User Agency;
- (xxv) 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;
- (xxvi) The layout plan of the proposal shall not be changed without prior approval of the Central Government;
- (xxvii) 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;
- (xxviii) A State Level monitoring Committee shall be constituted for the entire GNSS project under the Chairmanship of APCCF rank Officer and including DFOs of the concerned Divisions, to monitor the compliance to the conditions imposed in the Forest Clearance;
- (xxix) The total forest area to be utilized for the project shall not exceed 281.50 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal;
- (xxx) 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;
- (xxxi) The Government of **AP** and the User Agency shall provide all necessary assistance to the Ministry of Environment, Forest & Climate Change including its Regional Office, Chennai to monitor compliance to the aforesaid conditions;
- (xxxii) Any other conditions that the Central Government or ADGF(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;

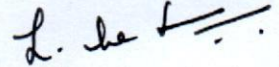
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(xxxiii) In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as decided by the ADGF (Central), Regional Office, Chennai.

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. In the event of non compliance of the above conditions, this in-principle approval shall automatically stand revoked after 5 years.

Yours faithfully,

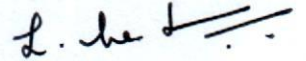


(L.Chandrasekar)

Deputy Inspector General 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 Andhra Pradesh, Aranya Bhavan, K.M. Munshi Road, Nagarampalem Guntur-522004.
3. The Additional 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.
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 Executive Engineer, NTR TGP Division-II, Mamillapalli Village, Kadapa, Andhra Pradesh-516004.
6. Guard file.



(L.Chandrasekar)

Deputy Inspector General of Forests (Central)

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