

GOVERNMENT OF ANDHRA PRADESH FOREST DEPARTMENT

From
Sri T. Chakrapani, M.Sc., Ed.,
Divisional Forest Officer,
Chittoor West Division, Chittoor.



To
The Chief Conservator of Forests,
Anantapuramu Circle,
Anantapuramu.

Rc.No.3567/2016/TO, dated.01.12.2017.

Sir,

Sub :	<p>F.C.Act 1980 – Diversion of Forest land over an extent of 4.79 Ha in Compt.Nos. 205 of Ragimanipenta & 215 of Paradarami RFs of Chittoor West Division, Chittoor for quarry lease of Black Granite in favour of M/s B.K.R. Granites, Piler Chittoor Dist.– Stage-I approval – Compliance report submitted – Reg.</p>
Ref :	<ol style="list-style-type: none"> 1. GOI, MoEF&CC, RO(SEZ) F.No. 4-APB029/2017-CHN/1344, Dt.28.08.2017 communicated in PCCFs Rc.No.791/2015/FCA-2, dt.11.09.2017. 2. This office Rc.No.3567/2016/TO, dt.22.09.2017. 3. Forest Range Officer Chittoor West Rc.No. 208/2015/CTR, dt.03.11.2017. 4. Divisional Forest Officer Anantapuramu Rc.No.2977/2016/TO, dt.31.10.2017. 5. This office Rc.No. 3567/2016/TO, dt.07.11.2017. 6. Compliance letter dt.24.11.2017 from M/s B.K.R. Granites, Piler.

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In compliance to the orders in the reference 1st cited, it is submitted that, vide reference 3rd cited, the Forest Range Officer Chittoor West has submitted the compliance report on all stage-I stipulated conditions of GOI for the mining lease over an extent of 4.79 Ha in Compt. Nos. 205 of Ragimanipenta & 215 of Paradarami **RFs** for black granite quarry in favour of M/s. **BKR Granites**, Piler, Chittoor District. In the reference 4th cited, the Divisional Forest Officer Anantapuramu has also furnished the compliance report on condition nos. iii, iv & xxii. The same are here with submitted for favour of information and necessary action.

Condt No.	Stipulation	Compliance
1	Legal status of the diverted forest land shall remain unchanged	The legal status of the Forest area is unchanged
2	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. User Agency shall ensure demarcation of boundary of safety zone (7.5 meter strip all along the boundary within the mining lease area;	The Forest Range Officer Chittoor West has reported that he has inspected the area on 20.10.2017 and the User Agency constructed 31 RCC pillars around the mine area and along the road.
3	Compensatory afforestation over identified non-forest land over an extent of 4.00 ha in Sy No 1347 & 1335 of Thummala (v) of Amadagur (M) of Ananthapur District shall be raised and maintained by the State Forest Department from funds to be provided by the User Agency;	The user agency has transferred the identified non forest land over an extent of 13.55 Acres (5.483 Ha) in Sy.Nos. 1347 (10.08acres) & 1335 (3.47 acres) of Thummala Village, Amadagur Mandal of Anantapuramu District through Regd. Doc.No. 7222/2017 dt.11.10.2017 and as per the report of the Divisional Forest Officer, Anantapuram, the cost of afforestation of non-forest land i.e., Rs.20,00,000/- (Rupees twenty Lakhs only) towards Raising of Compensatory Afforestation plantation over an extent 4.00 Ha of non-forest land has been

		deposited by the user agency in favour of Adhoc CAMPA Corporation Bank SB A/c.No. 037100101025198 CAF-AP duly generating challan from FC portal through RTGS under UTR No. HDFCR52017112358708026, dt:23.11.2017 from HDFC Bank, Piler.
4	Non-forest land identified in Sy No 1347 & 1335 of Thummala (v) of Amadagur (M) of Ananthapur District, Andhra Pradesh for raising compensatory afforestation shall be transferred and mutated in favour of the State Forest Department before issue of the Stage-II clearance;	The CA land falls in the jurisdiction of Divisional Forest Officer, Anantapuramu, Anantapuramu District. The user agency has transferred the identified non forest land 13.55 Acres (5.483 Ha) in Sy.Nos. 1347 (10.08acres) & 1335 (3.47 acres) of Thummala Village, Amadagur Mandal of Anantapuramu District through Regd. Doc.No. 7222/2017 dt.11.10.2017. The Tahsildar, Amadagur Mandal has issued mutation proceedings in L.Dis.No. 190/2017/A, dt.21.10.2017 and the lands given possession to the Forest Range Officer Kadiri on 30.10.2017.
5	The State Government shall charge the Net Present Value of the diverted forest land measuring 4.79 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 the guidelines issued by this ministry vide its letter No. 5-3/2007-FC dated 05.02.2009 in this regard.	The Net Present Value of the Forest land was assessed as per the guidelines in force i.e., issued by Ministry vide letter No.5-1/1998-FC(Pt.II) dated. 18.09.2003 and 22.09.2003. The total NPV cost of Rs.29,98,600/- (Rupees Twenty nine Lakh ninety eighty thousand and six hundreds only) was deposited by the user agency as per the demand notice issued by the DFO, Chittoor West in favour of Adhoc CAMPA Corporation Bank SB A/c.No. 037100101025198 CAF-AP duly generating challan from FC portal through RTGS under UTR No. HDFCR52017112358708026, dt:23.11.2017 from HDFC Bank, Piler.
6	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;	The user agency has submitted an undertaking to that effect and stated that, if any additional amount of NPV desired by the department, it will be deposited within 15 days of receipt of the reference from the Department/ Govt. Agency. A copy of the same is submitted herewith for favour of perusal.
7	The funds received from the User Agency towards Compensatory Afforestation and Net Present Value under this project shall be deposited in the respective bank account of the Andhra Pradesh State CAMPA. The User Agency shall compulsorily deposit the NPV and other levies, only by generating challan through the Ministry's website;	The user Agency has deposited the following amounts NPV - 29,98,600/- CA plantation - 20,00,000/- Safety zone afforestation - 12,50,000/- ACA Gap planting & SMC - 18,65,000/- Total - 81,13,600/- The fund of Rs.81.136 lakhs was deposited on transfer to Adhoc CAMPA Corporation Bank SB A/c.No. 037100101025198 CAF-AP duly generating challan from FC portal through RTGS under UTR No. HDFCR52017112358708026, dt:23.11.2017 from HDFC Bank, Piler. The copy of bank receipt is enclosed herewith for favour of kind perusal.
8	User Agency shall use specified area within the mining lease for dumping the overburden and the overburden shall be filled back to reclaim the mined out areas and user agency shall not use the nearby forest area for dumping of	The reported by the Forest Range Officer Chittoor West, the dumping area was marked at South East corner for 0.60 Ha.

	overburden;	
9	In case of the mining leases adjoining the habitation stretch of the boundary of the safety zone of the lease adjacent to the habitation/ roads should be properly fenced by the user agency at the project cost to protect the vegetation/ regeneration activities in the safety zone;	There are no habitations nearby proposed mining lease area and hence this not arises. However, Chain link fencing around the safety zone of the lease is provided in SZ scheme. The user agency has also paid the cost of Rs.7,43,000/- lakhs was deposited on transfer to Adhoc CAMPA towards regeneration & vegetation activities in the safety zone area.
10	Safety zone shall be maintained as green belt around the mining lease and to ensure dense canopy cover in the area, regeneration shall be taken in this area by the user agency at the project cost under the supervision of the State Forest Department;	The User Agency has deposited the cost of afforestation of Safety zone i.e., Rs.91,000/- was deposited on transfer to Adhoc CAMPA towards Fencing and regeneration of safety zone area maintained as green belt around the mining lease.
11	State Forest Department shall carry out afforestation and its maintenance on degraded forest land, to be selected elsewhere measuring one and half times the area of forest land under safety zone at the project cost and shall provide the DGPS coordinates of the area;	The User Agency has deposited the cost of afforestation of Safety zone i.e., Rs.4,16,000/- on transfer to Adhoc CAMPA towards afforestation on degraded forest land measuring one and half times the area of forest land under safety zone was deposited on transfer to Adhoc CAMPA by the user agency
12	User agency either himself or through the State Forest Department shall undertake gap planting and soil & moisture conservation activities to restock and rejuvenate the degraded open forest (having crown density less than 0.4), if any, located in the area within 100 meters from outer perimeter of the mining lease;	The user agency has deposited Rs.18.65 lakhs towards the gap planting and soil moisture conservation activities to restock and rejuvenate the degraded open forest (having crown density less than 0.4), if any, located in the area within 100 meters from outer perimeter of mining lease on transfer to Adhoc CAMPA Corporation Bank SB A/c.No. 037100101025198 CAF-AP duly generating challan from FC portal through RTGS under UTR No. HDFCR52017112358708026, dt:23.11.2017 from HDFC Bank, Piler.
13	User agency shall undertake mining in a phased manner and take due care for reclamation of the mined over area. The concurrent reclamation plan shall be executed by the User Agency in a phased manner as per the approved mining plan/ scheme and an annual report on implantation thereof shall be submitted to the Nodal Officer, Forest (Conservation) Act, 1980, Government of Andhra Pradesh and the Addl. Principal Chief Conservator of Forests (Central), Ministry of Environment & Forests, Regional Office (South Eastern Zone), Chennai. If it is found from the annual report that the activities indicated in the concurrent reclamation plan are not being executed by the user agency, the Nodal Officer or the Addl. Principal Chief Conservator of Forests (Central) may direct that the mining activities shall remain suspended till such time, such reclamation activities are satisfactorily executed;	The user agency has submitted an undertaking to the effect stating that, We undertake that the mining activities will be done as per approved mining plan with due care for reclamation of the mined over area under the supervision and directions of the Forest Department.
14	The user agency shall ensure stabilization of the overburden dumps by appropriate grading/ benching so as	The user agency has submitted an undertaking to the effect stating that, as per the directions of Forest Department

	to ensure that that angles of repose at any given place is less than 280 ;	we will take up activities of dumping the excavated earth/ material in staggered manner gradient wise by constructing retention wall of appropriate height depending upon the slope of the area in a ladder like fashion and plant the areas to facilitate concurrent reclamation of the mining area at our cost.
15	The mining shall be done in the forest area in accordance with the approved mining plan from the competent authority and mining area shall not be opened up haphazardly;	The user agency has submitted an undertaking to that effect and stated that they will take up mining activities as per approved mining plan only under supervision and directions of the Forest Department.
16	Period of diversion of the said forest land under this approval shall be for a period of 10 years or co-terminus with the period of the mining lease proposed to be granted under the Mines and Minerals (Development and Regulation) amendment Act, 2015,or Rules framed there under whichever is earlier;	Yes. The period of mining lease will be co-terminus with the period of the mining lease granted under the Mines and Minerals (Development and Regulation) Act,
17	User agency shall obtain Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986;	Yes. The user agency has submitted an undertaking to the effect stating that, they will obtain and produce the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986 from the competent authority before commencement of mining activities.
18	The consent of Andhra Pradesh State Pollution Control Board shall be obtained under the Air and Water Act before commencement of mining operations and it shall be renewed annually;	Yes. The user agency has submitted an undertaking to the effect stating that, they will obtain and produce the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986 from the competent authority before commencement of mining activities.
19	No labour camps shall be established on the forest land. 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;	The user agency has submitted an undertaking to the effect stating that, no labour camp shall be established on the forest land during mining period.
20	The layout plan of the proposal shall not be changed without the prior approval of the Central Government;	The Forest Range Officer reported that the User Agency has furnished an undertaking stating that they will abide & follow by this condition.
21	As the area is located on the top of the hillock, to avoid soil erosion a deep trench / stones wall may be provided all along the periphery of the proposed area at the cost of user agency;	Yes. The user agency has submitted an undertaking to the effect stating that, as per the directions of Forest Department we will take up activities to arrest the spilling over of dug-up earth outside the proposed forest area of diversion by constructing 1.00 meter, high retention wall along the periphery of the proposed diverted area at the our cost before they start mining operations.
22	Since the CA area is surrounded by private fields on the opposite side of RF, a peripheral trench may be dug from protection point of view on these sides at the cost of user agency;	The Divisional Forest Officer, Anantapuramu reported that Rs.1.067 lakhs is provided in the CA scheme of Rs.20 lakhs for digging of periphery trench and this work will be taken up after receipt of in-principal approval.
23	The User Agency and the State Government shall ensure compliance to the all Acts, Rules, Regulation and Guidelines of the Ministry, for the time being in force, as applicable to the	The user agency has submitted an undertaking to the effect stating that, We will abide and undertake to comply the provisions of the all Forest Acts, Rules, Regulations and Guidelines, in force, as

	project;	applicable to the project area.
24	The forest land shall not be used for any purpose other than that specified in the proposal and total forest area utilized for the project shall not exceed 4.79 ha (including safety zone area). User Agency shall furnish an undertaking to this effect;	The user agency has submitted an undertaking to the effect stating that, the Forest land shall not be used for any purpose other than that specified in the mining proposal submitted by firm. The Forest Range Officer reported that the User Agency has furnished an undertaking stating that they will abide & follow by this condition.
25	The forest land proposed to be diverted shall under no circumstances be transferred or sublet to any other agency or Department or person without prior approval of the Central Government;	The Forest Range Officer reported that the User Agency has furnished an undertaking stating that they will abide & follow by this condition.
26	A comprehensive monitoring shall be done at the end of five years to study the impact of mining. If it is found that the lessee has violated or is not complying with the stipulated conditions, then the approval given under the Forest (Conservation) Act, 1980 shall be revoked;	Yes. This condition will be followed and while quarrying operations.
27	The User Agency shall submit the annual self compliance report in respect of the above conditions to the Regional Office of the Ministry and to the State Government;	The Forest Range Officer reported that the User Agency has furnished an undertaking stating that they will abide & follow by this condition.
28	Any other condition that the Additional Principal Chief Conservator of Forests (Central), 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;	No other conditions was imposed by any authority sofar.
29	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;	Yes. The user agency has submitted an undertaking to this effect.

It is further submitted that as per instructions of the Prl. Chief Conservator Forests, AP, Guntur vide letter dt.11.09.2017, the following compliance report is submitted on additional two conditions as follows;

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 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 – forestry purposes.	The User Agency has furnished the publication copies of approved stage-I permission letter in the News papers vide Anadra Jyothi, District edition dt.28.09.2017 and in English in INDIAN Express, Tirupati edition dt.28.09.2017. Copy is enclosed.
2	The copies of the Forest Clearance should 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 for 30 days.	The User Agency has furnished the publication copies of approved stage-I permission letter in the in Zilla Parisad and in Mandal Parisad Offices on 29.09.2017. Acknowledged copy is enclosed.

In view of the above, the remittance particulars of amount to Adhoc CAMPA, and under takings given by the User Agency along with 31 column proforma information is submitted here with for favour of kind information and further actions.

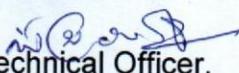
This is submitted for favour of kind information and necessary further action.

Encl: (4) sets

Yours faithfully
Sd/- T. Chakrapani,
Divisional Forest Officer,
Chittoor West Divin. Chittoor.

Copy to the M/s BKR Granites, Piler Vill. & Mandal, Chittoor District for necessary action..

// t.c.b.o //


Technical Officer.