

**GOVERNMENT OF TELANGANA
FOREST DEPARTMENT**

From
Sri P.K. Jha, I.F.S.,
Principal Chief Conservator of Forests
(Head of Forest Force),
Telangana, "Aranya Bhavan",
Saifabad, Hyderabad.

To
The Spl. Chief Secretary to the Govt,
Environment, Forest, Science
and Technology Department,
Telangana, Secretariat,
Hyderabad.

Rc.No.6558/2016/FCA-1, Dated 05.07.2019

Sir,

Sub:- Forest (Conservation) Act, 1980 – Diversion of forest land to an extent of **3.807 Ha** in erstwhile Karimnagar East Division of Warangal District and **presently Mahadevpur forest division of Jayashankar-Bhupalpally District** - for laying of drinking water pipeline and construction of structures for **Segment 15/4 (Mahadevpur)**, under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Karimnagar – In-principle (Stage-I) approval - Accorded- **Condition-wise compliance – Submitted** - Regarding..

- Ref:-**
1. Chief Engineer, TDWSP, RWS&S Department, Hyderabad Lr.No. AEE/CE3/TDWSP/Forest proposals/MB Seg/2016 dt.07.04.2016.
 2. PCCF's Ref.No.6558/2016-FCA-1/TS (Seg.15/4) dated 26.04.2016.
 3. CF, Warangal Ref.No.1940/2016/TO dated 19.12.2016.
 4. PCCF's Ref.No.6558/2016/FCA-1 dated 30.01.2017.
 5. State Govt Lr.No.481/For.I(1)/2017-1 dated 27.03.2017.
 6. From GoI, MoEF&CC, Regional Office, Chennai F.No.4-TSB073/ 2017-CHN/0635, dt.21.04.2017 received through Govt Memo No.481/For.I(1)/2017 dated 01.05.2017.
 7. PCCF Ref.No.6558/2016/FCA-1 dated 10.05.2017.
 8. CCF/CF, Warangal Circle, Rc.No.1940/2016/TO dt.12.06.2019.

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Kind attention is invited to the references cited.

It is submitted that the Government vide reference 6th cited has conveyed Central Government **in-principle (Stage.I) approval** under Section 2 of Forest (Conservation) Act, 1980, for diversion of forest land to an extent of **3.807 Ha** in erstwhile Karimnagar East Division of Warangal District and **presently Mahadevpur forest division of Jayashankar-Bhupalpally District**, for laying of drinking water pipeline and construction of structures for **Segment 15/4 (Mahadevpur)**, under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Karimnagar. The above orders have been communicated to all the concerned officers with instructions to submit condition-wise compliance report in the matter, vide reference 7th cited.

Accordingly, the District Forest Officer, Jayashanker-Bhupalpally has obtained compliance of conditions from the User Agency and submitted the condition-wise compliance report together with its enclosures through CCF/Conservator of Forests, Warangal, which is received in this office through reference 8th cited. A copy of reference 8th cited together with its enclosures **in duplicate** are enclosed herewith.

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

Sl. No.	Description of the Condition	Compliance
(i)	Legal status of the diverted forest land shall remain unchanged.	The User Agency has submitted undertaking that the Legal status of the Forest land shall remain unchanged, which is 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.7,78,700/- as part of total amount of Rs.12,58,505/-/- in the Forest Divisional Officer, Mahadevpur PD account No. 62488787556 with UTR No. IDIBH17349115860, Dt.15.12.2017 for the demarcation of the proposed Forest land by erecting 4 feet high RCC pillars.
(iii)	The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 3.807 Ha out of the 187.677 ha of non-forest land identified in Sy.No.169 of Peddamunagala and in Sy.No.139 ha & 147 of Thimmapuram in Chandampet Mandal of Nalgonda District at the cost of user agency.	The User Agency deposited an amount of Rs.55,55,200/- (part of Demand amount Rs.1,02,38,382/- out of Deposited amount of Rs. 3,60,94,832/-for segments 15/1, 15/3 and 15/4) towards CA Scheme, into the account of TELANGANA STATE CAMPA, New Delhi Lodhi complex, with UTR No. IDBIR52017121515415778 Dt; 15-12-2017, against the project FP/TG/WATER /18944/ 2016 , directly and confirmation is obtained from Adhoc CAMPA (copy enclosed)
(iv)	The State Government has proposed 3.807 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 projects (Mission Bhageeratha Project). The CA land identified to the extent of 187.677 ha for the 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.	Out of 187.677 ha identified in 3 survey numbers i.e., Peddamunagala(Sy.No.169), Thimmapuram (Sy.No.139 &147)] in Chandampet Mandal of Nalgonda District for CA, under jurisdiction of the FDO, WLM Division, Nagarjunasagar, the non-forest land to an extent of 3.807 ha is demarcated with DGPS coordinates. The co-ordinates, 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 Dept. (Copies enclosed).
(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 & 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 3.807 ha from 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.	The User agency has deposited amount of Rs.3,60,94,832 for three segments 15/1, 15/3 & 15/4 in account of Telangana State CAMPA Corporation Bank of India New Delhi Lodhi complex with UTR No.IDBIR52017121515415778 on 15.12.2017 directly. Out of which an amount of Rs.23,83,182/- is towards cost of NPV as part of total amount of Rs.1,02,38,382/- for this segment.
(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 User Agency.	The User Agency has agreed and submitted undertaking for 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 will be deposited, which is enclosed herewith.
(x)	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 Telangana State CAMPA. <u>The User Agency shall compulsorily deposit the CA and other levies only by generating challan through the Ministry's website.</u>	The User agency has deposited an amount of Rs.55,55,200/- towards cost of CA scheme and an amount of Rs.23,83,182/- towards cost of NPV and Rs.15,00,000/- towards construction of supervisory hut, Rs.8,00,000 towards erection of publicity-cum-awareness boards totaling to Rs.1,02,38,382/- for this segment and Rs.3,60,94,832/- for segments 15/1, 15/3 & 15/4 in account of Telangana State CAMPA Corporation Bank of India New Delhi Lodhi complex with UTR No.IDBIR520171 21515415778 on 15.12.2017 directly and confirmation is obtained from Adhoc CAMPA (copy enclosed) Copy of the challan is enclosed here with.
(xi)	The conditions recommended by the DFO, Mahadevpur Division in part II of the application shall also be executed at the cost of the user agency;	The User Agency has deposited Rs.15,00,000/- towards construction of Supervisory Huts to ensure the protection of Forest and Rs.8,00,000/- for the Erection of publicity awareness boards and (part of Demand amount Rs.1,02,38,382 /- out of Deposited amount of Rs.3,60,94,832/- for the three segments 15/1, 15/3 & 15/4) directly into the account of TELANGANA STATE CAMPA , New Delhi Lodhi Complex, with UTR No. IDBIR52017121515415778 dt.15-12-2017 same confirmed by Adhoc CAMPA (copy enclosed).
(xii)	The muck generated in the earth cutting if any, will be disposed off at designated dumping sites and in no case the muck/debris will be disposed off on the forest areas.	The User Agency has agreed and submitted undertaking that muck generated in the earth cutting if any, will be disposed off at designated dumping sites and in no case the muck/debris will be disposed off in the forest areas, which is enclosed herewith.
(xiii)	Tree felling in the proposed forest area shall be carried out wherever necessary, with the prior permission of the Divisional Forest Officer concerned.	The User agency has deposited an amount Rs.4,79,805/- for extraction of tree growth part of total amount of Rs.12,58,505/- in the Forest Divisional Office, Mahadevpur PD account No 62488787556 with UTR No.IDIBH17349115860,Dt.15.12.2017.
(xiv)	State Forest Department shall carry out translocation of the trees wherever feasible at the cost of User Agency.	The User Agency has agreed and submitted undertaking to trans locates the trees, wherever feasible instead of felling at the cost of user agency, which is enclosed herewith.

(xv)	The UA shall provide free access to the water for the Forest Department for supply to water holes in wildlife area and to nearby forest nurseries.	The User Agency has agreed and submitted undertaking to provide free access to the water for the Forest Department for supply to water holes in wildlife area and to nearby forest nurseries, 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 and submitted undertaking that under no circumstance be transferred to any other agency, department or person without prior approval of the central Government.
(xvii)	The layout plan of the proposal shall not be changed without the prior approval of the Central Government.	The User Agency has agreed and submitted undertaking that the Layout plan of the proposal will not be changed without prior approval of the central Government.
(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 & staff engaged in execution of work do not destruct nearby forest flora & fauna.	The User Agency has agreed and submitted undertaking and ensure that Minimal disturbance by creating labour camps outside the forest area as far as possible. Further, ensured that the labourers & staff engaged in execution of work will not destruct nearby forest flora & fauna.
(xix)	The total forest area utilized for the project shall not exceed 3.807 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal.	The User Agency has agreed and submitted undertaking that total forest area utilized for the project will not be exceed 3.807 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal.
(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 submitted undertaking and ensured that compliance to provisions of the all Acts, Rules, Regulations and guidelines, for the time being in force, as applicable to the project.
(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 and submitted undertaking to comply 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.
(xxii)	The Progress of the Compensatory Afforestation as mentioned by the DFO Mahadevpur Division in Sl. No 12 (v) (a) of part II of the proposal i.e. 51.0 ha of forest land shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Regional Office to upload the same in the web portal.	The progress of the Compensatory Afforestation will be monitored by the concerned field officers and copy of the monitoring report will be forwarded to the Regional Office, MoEF & CC, Chennai through Nodal Officer for FCA, from time to time besides uploading of the same in web portal.

(xxiii)	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 and submitted undertaking that 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.

Further, the stage-I clearance has been published by the User Agency in English and Telugu daily newspapers on (Copies enclosed).

The Government are requested to forward the condition-wise compliance report to the Ministry of Environment, Forests & Climate Change, Regional Office (South Eastern Zone), Chennai and **obtain final (Stage-II) approval** under Section 2 of Forest (Conservation) Act, 1980 and communicate the orders in the matter, at an early date.

Yours faithfully

Sd/- P.K.JHA,

Principal Chief Conservator of Forests
& Head of Forest Force

Encl: (As above)

Copy to the CCF/Conservator of Forests, Warangal and District Forest Officer, Jayashanker-Bhupalpally.

Copy to the Engineer-in-Chief, Rural Water Supply & Sanitation, SRTGN Bhavan, Errum Manzil Colony, Hyderabad.

Copy to the Chief Engineer, Telangana Drinking Water Supply Project (RWS&S), Hyderabad.

Copy to the Superintending Engineer, RWS&S, Telangana Drinking Water Supply Project, MB Circle, Karimnagar.

// t.c.b.o //

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Superintendent

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08/07/2019