

**GOVERNMENT OF TELANGANA
FOREST DEPARTMENT**

From
Smt. R.Sobha, I.F.S.,
Principal Chief Conservator of Forests (FCA)
I/c 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.3545/2016/FCA-1, Dated 17.08.2019

Sir,

Sub:- Forest (Conservation) Act - Diversion **3.582 ha (2.739+0.843)** of forest land in Medak forest Division under Medak District - for laying of Pipe line in **Segment-8/2 (Singuru)** - under Telangana Drinking Water Supply Project - in favour of Superintending Engineer, TDWSP Circle, Sangareddy - In-principle (Stage.I) approval - Accorded - **Condition-wise compliance - Submitted** - Regarding.

- Ref:-**
1. PCCF (WL) & CWW Ref.No.4645/2016-WL-1 dated 14.10.2016.
 2. Govt Lr.No.4566/For.I(1)/2016-1 dated 02.11.2016..
 3. PCCF Ref.No.3545/2016/FCA-1 (Seg 8/2) dt.15.11.2016.
 4. Govt Lr.No.4566/For.I(1)/2016-2 dated 10.01.2017.
 5. From MoEF&CC, GoI, Regional Office, Chennai Lr.No.4-TSB037/2017-CHN/0358, dt.06.03.2017.
 6. PCCF's Ref.No.3545/2016/FCA-1 dt.13.03.2017.
 7. From MoEF&CC, GoI, Regional Office, Chennai Lr.No.4-TSB037/2017-CHN/1392, dt.04.09.2017.
 8. PCCF's Ref.No.3545/2016/FCA-1 dated 13.09.2019.
 9. CF Medak Rc.No.316/2017-C3 dated 10.06.2019.

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Kind attention is invited to the references cited.

It is submitted that the Govt of India vide reference 5th and 7th cited has conveyed Central Government **in-principle (Stage.I) approval** under Section 2 of Forest (C) Act, 1980, for diversion of **3.582 ha (2.739+0.843)** of forest land in Medak forest division under Medak District, for laying of Pipe line in **Segment-8/2 (Singuru)** under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP Circle, Sangareddy. The above orders have been communicated to all the concerned officers with instructions to submit condition-wise compliance report in the matter, vide references 6th and 8th cited respectively.

Accordingly, the District Forest Officer, Medak has obtained compliance of conditions from the User Agency and submitted the condition-wise compliance report together with its enclosures through Conservator of Forests, Medak, which is received in this office through reference 9th cited. A copy of reference 9th cited together with its enclosures **in triplicate** are enclosed herewith.

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

Sl. No	Description of the Condition	Compliance
1	2	3
(i)	Legal status of the diverted forest land shall remain unchanged.	The User Agency has submitted an Undertaking that the legal status of the forest land remain unchanged (copy enclosed) .

(ii)	The demarcation of the forest area proposed for diversion 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.34,04,400/- (part of Rs.34,76,000/-) in the PD A/c No. 6339497946 of DFO, Medak at Indian Bank, Medak Branch, IFSC Code IDIB000M026 towards demarcation of the forest area proposed for diversion by erecting cement concrete pillars. The details are as follows:																		
		<table border="1"> <thead> <tr> <th data-bbox="901 513 966 592">Sl. No</th> <th data-bbox="966 513 1307 592">Item</th> <th data-bbox="1307 513 1542 592">Amount (in Rs.)</th> </tr> </thead> <tbody> <tr> <td data-bbox="901 592 966 684">1.</td> <td data-bbox="966 592 1307 684">138 Nos of Big Pillars</td> <td data-bbox="1307 592 1542 684">11,59,200/-</td> </tr> <tr> <td data-bbox="901 684 966 763">2.</td> <td data-bbox="966 684 1307 763">187 Nos of Small Pillars</td> <td data-bbox="1307 684 1542 763">22,45,200/-</td> </tr> <tr> <td data-bbox="901 763 966 802"></td> <td data-bbox="966 763 1307 802" style="text-align: right;">Sub-total :</td> <td data-bbox="1307 763 1542 802">34,04,400/-</td> </tr> <tr> <td data-bbox="901 802 966 868">3.</td> <td data-bbox="966 802 1307 868">Extraction of Tree Growth.</td> <td data-bbox="1307 802 1542 868">72,000/-</td> </tr> <tr> <td data-bbox="901 868 966 908"></td> <td data-bbox="966 868 1307 908" style="text-align: right;">Grand Total:</td> <td data-bbox="1307 868 1542 908">34,76,400/-</td> </tr> </tbody> </table>	Sl. No	Item	Amount (in Rs.)	1.	138 Nos of Big Pillars	11,59,200/-	2.	187 Nos of Small Pillars	22,45,200/-		Sub-total :	34,04,400/-	3.	Extraction of Tree Growth.	72,000/-		Grand Total:	34,76,400/-
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(iii)	The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 3.582 ha out of 187.677 ha of Non forest land identified in Sy.No.169 of Peddamunagala and in Sy.No.139 & 147 of Thimmapuram in Chandampet Mandal of Nalgonda District at the cost of user Agency	The User Agency has deposited an amount of Rs.53,27,838/- (part of Rs.1,20,91,900/- deposited) into the account of TELANGANA STATE Ad-hoc CAMPA, New Delhi with UTR No. IDIBR52018040316018310 dated 03.04.2018), against the project FP/TG/WATER/18118/2016 towards raising and maintenance of plantation over an area of 3.582 ha identified for Compensatory Afforestation (CA). The same is reflected online at Ministry's portal (copy enclosed) .																		
(iv)	The State Government has proposed 3.582 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 Bageeratha project under the working control of WLM division, Nagarjunasagar shall be apportioned project wise including the CA areas 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.	The non-forest land to an extent 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 has been apportioned project wise including the CA area identified for the present proposal. Further, the relevant details have been uploaded in the Ministry's online 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 identified CA land and approved CA scheme will not be changed without the prior approval of the Central Govt (copy enclosed) .																		
(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 User Agency has mutated the non-forest land identified for raising compensatory Afforestation has been transferred and mutated in favour of the State Forest Dept. (Copy 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 Reserve 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 3.582 ha (0.843 + 2.739) from user Agency as per the orders of the Hon'ble Supreme Court dt 28.03.2008 and 09.05.2008 in IA No. 826 in 566 with related IA's in Writ Petition (Civil) Nol 202/1995.	The User Agency has deposited an amount of Rs.55,84,062/- (part of Rs.1,20,91,900/- deposited) into the account of TELANGANA STATE Ad-hoc CAMPA, New Delhi with UTR No. IDIBR52018040316018310 dated 03.04.2018), against the project FP/TG/WATER/18118/2016 towards Net Present Value. The same is reflected online at Ministry's portal (copy enclosed).
(ix)	Additional amount of 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, shall be deposited (copy enclosed).
(x)	The funds received from the User Agency towards Compensatory afforestation and Net Present value and this project includes levies towards mitigation measures for wild life conservation etc Shall be deposited in the respective accounts of the Telangana State CAMPA. <u>The User agency compulsorily deposits the CA and other levies on by generation challan through Ministry's Website.</u>	The User Agency has generated a challan through the Ministry's website for an amount of Rs.1,20,91,900/- and deposited into the account of TELANGANA STATE Ad-hoc CAMPA, New Delhi with UTR No. IDIBR5201804 0316018310 dated 03.04.2018), which includes Rs.53,27,838/- towards CA and Rs.55,84,062/- towards Net Present Value (NPV) and Rs.11,80,000/- towards Wildlife Conservation Plan. The same is reflected online at Ministry's portal (copy enclosed).
(x)	Trees standing in the diverted area shall be felled strictly as per requirement with prior permission of the Divisional Forest Officer Concerned.	The User Agency has agreed and submitted undertaking that tree standing in the diverted area will be felled strictly as per requirement with prior permission of the DFO concerned. The extraction of timber will be done by Forest Dept and UA has deposited an amount of Rs.72,000/- into CA - PD account. The details furnished at C.No.ii.

(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 in the forest areas.	The User Agency has agreed and submitted undertaking for 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.
(xiii)	State Forest Department translocate the trees, wherever feasible instead of felling at the cost of User Agency.	The User Agency has agreed and submitted undertaking to translocate the trees, wherever feasible instead of felling at the cost of user agency (copy enclosed) .
(xiv)	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 the Forest land proposed for diversion shall under no circumstance be transferred to any other agency, department or person without prior approval of the Central Government (copy enclosed) .
(xv)	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 (copy enclosed) .
(xvi)	Minimal disturbance should be ensured by creating labour camps outside the forest area as far as possible and it will be responsibility of the UA to ensure that the labours & staff engaged in execution of work do not destruct nearby forest flora & fauna	The UA has agreed and submitted undertaking that Minimal disturbance will be ensured by creating labour camps outside the forest area as far as possible 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 (copy enclosed) .
(xvii)	The Total forest area utilized for the project shall not exceed 3.582 ha (0.843 + 2.739) 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 for the total forest area utilized for the project shall not exceed 3.582 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal (copy enclosed) .
(xviii)	User agency and the state Government shall ensure compliance to provisions of the all Acts, Rules, Regulation and Guidelines, for the time being in force, as applicable to the project.	The User Agency has agreed and submitted undertaking to ensure compliance to provisions of the all Acts, Rules, Regulations and guidelines, for the time being in force, as applicable to the project (copy enclosed) .
(xix)	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 that any other conditions that the Central Government or AddI. 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 (copy enclosed) .

(xx)	The Progress of the Compensatory Afforestation under the jurisdiction of D.F.O. Medak Division in Sl.No.12 of part II i.e., 23.08 ha forest land and 21.66 ha of non forest land shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Regional Officer 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.
(xxi)	In the event of failure to comply with any of the above condition 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 (copy enclosed) .

In addition to above, the District Forest Officer, Medak has obtained and submitted **compliance to Condition No.(xiii)** stipulated in in-principle (Stage-I) approval issued by GoI, for the area falling inside the Pocharam Wildlife Sanctuary, i.e., for diversion of **0.843 ha (out of 3.582 ha)** in Lr.No.4-TSB037/2017-CHN/1392, dt.04.09.2017, which is **in addition to that of conditions stipulated** in Lr.No.4-TSB037/2017-CHN/0358, dt.06.03.2017 [(in-principle (Stage-I) approval for diversion of forest land to an extent of **2.739 Ha (out of 3.582 Ha.)**]

(xiii)	State Government and the user agency shall implement mitigation measure and other conditions as recommended by the standing Committee of NBWL	<p>The User Agency has deposited an amount Rs.71,83,200/- (which includes Rs.11,80,000/- towards Cost of Wildlife Conservation Plan in addition to that deposited into Adhoc CAMPA account as submitted at C.No.ix and Rs.60,03,200/- towards Cost of planting of low height shrubs as recommended by SC of NBWL @Rs.1,54,059/- per KM for 38.982 KM) vide UTR No. IDIBH19092166378 dt.2.04.2019 in the following BIOSOT account.</p> <table border="1"> <thead> <tr> <th>Name of the Account</th> <th>Bio diversity Conservation Society of Telangana</th> </tr> </thead> <tbody> <tr> <td>Name of the Bank</td> <td>Andhra Bank</td> </tr> <tr> <td>Name of the Branch</td> <td>Secretariat Branch, Hyd.</td> </tr> <tr> <td>Account Number</td> <td>110310100030284</td> </tr> <tr> <td>IFSC Code</td> <td>ANDB0001103</td> </tr> </tbody> </table> <table border="1"> <thead> <tr> <th>Item of Work</th> <th>Amount in Rs.</th> </tr> </thead> <tbody> <tr> <td>Mitigative measure recommended by standing committee of NBWL vide Ministry's letter No. 6-69/2017/WL dt 02.06.2017 & PCCF WL & CWLW Rc. No. 4645/2016/WL-1, dt. 14.10.2016.</td> <td>60,03,200/- 11,80,000/- ----- 71,83,200/- -----</td> </tr> <tr> <td></td> <td></td> </tr> </tbody> </table>	Name of the Account	Bio diversity Conservation Society of Telangana	Name of the Bank	Andhra Bank	Name of the Branch	Secretariat Branch, Hyd.	Account Number	110310100030284	IFSC Code	ANDB0001103	Item of Work	Amount in Rs.	Mitigative measure recommended by standing committee of NBWL vide Ministry's letter No. 6-69/2017/WL dt 02.06.2017 & PCCF WL & CWLW Rc. No. 4645/2016/WL-1, dt. 14.10.2016.	60,03,200/- 11,80,000/- ----- 71,83,200/- -----		
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Further, the stage-I clearance has been published by the User Agency in English and Telugu daily newspapers.

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/- R.Sobha,

Principal Chief Conservator of Forests
(Head of Forest Force) (FAC)

Encl: (As above)

Copy to the Conservator of Forests, Medak and District Forest Officer, Medak.

Copy to the CF/Field Director, Amrabad Tiger Reserve, Achampet, District Forest Officer, Nalgonda and Forest Divisional Officer, WLM Nagarjuna Sagar for information and necessary action on compliance of condition No.(vi).

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, TDWSP (RWS&S) Circle, Sangareddy.

// t.c.b.o //

[Signature]
20/8/19
Superintendent

✓ Spare
[Signature]
20/08/2019