



भारत सरकार

GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE

Regional Office (South Eastern Zone),

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F.No.4-APB063/2018-CHN/1042

Date 06<sup>th</sup> July, 2018

To,

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

Subject: Diversion of 1.85 ha of forest land in Seethakonda RF in Visakhapatnam Division for relaying of Visakha Valley School from NH-16 Junction to beach road, Visakhapatnam, in favour of Executive Engineer, Visakhapatnam Urban Development Authority (VUDA) -reg.

Sir,

Please refer to the State Government's letter No.EFS01-12021-35/Section-II/2018 dated 11.06.2018 and online proposal No. FP/AP/ROAD/30975/2017 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, I am directed to convey the Central Government's in principle approval (**Stage-I**) under Section '2' of Forest (Conservation) Act, 1980 for diversion of 1.85 ha of forest land in Seethakonda RF in Visakhapatnam Division for relaying of Visakha Valley School road from NH-16 Junction to beach road, Visakhapatnam, in favour of Executive Engineer, Visakhapatnam Urban Development Authority (VUDA), subject to the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged;
- (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;
- (iii) The State Forest Department shall carry out Compensatory Afforestation (CA) over equivalent extent of non-forest area at the cost of the user agency. Map along with DGPS co-ordinates, soil suitability certificate, CA scheme etc shall be furnished along with the compliance report;

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- (iv) Entire non-forest land to be identified for compensatory afforestation shall be transferred and mutated in favour of the State Forest Department before issue of the Stage-II clearance;
- (v) The State Government shall charge the Net Present Value of the diverted forest land measuring **1.85 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;
- (vi) 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;
- (vii) The funds received from the User Agency towards Compensatory Afforestation and Net Present Value under this project shall be deposited in the **Corporation 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;**
- (viii) Wherever feasible the State Forest Department shall carry out translocation of trees instead of resorting to felling, at the cost of user agency;
- (ix) The user agency shall construct retaining walls and check walls wherever required, in consultation with the DFO concerned, at the project cost;
- (x) The 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;
- (xi) 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;
- (xii) The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area proposed;
- (xiii) Felling of trees on the forest land being diverted shall be reduced to the bare minimum and the trees should be felled under the strict supervision of the State Forest Department;

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- (xiv) The User Agency shall arrange to raise strip plantation on either side of the road and also on the central verge at the project cost and maintain the same for 10 years;
- (xv) There shall be speed breakers on the road within the wildlife areas / Wildlife crossings, along with signage boards at frequent intervals to be constructed at the project cost;
- (xvi) **Enumeration list of trees to be felled in the proposed forest land for diversion shall be furnished along with the compliance report and to be updated the in the web portal ;**
- (xvii) **The user agency shall obtain CRZ clearance from the competent authority before execution of the project, if required;**
- (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;
- (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 **1.85 ha** 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) User agency and the State Government shall ensure compliance to provisions of all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project;
- (xxiv) 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;

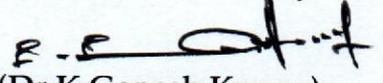
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- (xxv) The Progress of the Compensatory Afforestation as mentioned by the DFO, Visakhapatnam Forest Division in Sl No 12 (v) (a) of part II i.e 44.31 ha of non-forest land and 469.00 ha of forest land shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Regional Office to upload the same in the web portal;
- (xxvi) 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.

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.

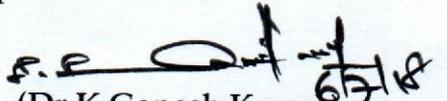
Yours faithfully,

  
(Dr.K.Ganesh Kumar)

Deputy Conservator 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, Visakhapatnam Urban Development Authority (VUDA), Udyog Bhavan, 7<sup>th</sup> Floor, Siripuram Jn, Visakhapatnam-530003.
6. Guard file.

  
(Dr.K.Ganesh Kumar)

o/c Deputy Conservator of Forests (Central)