

**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.3186/2016/FCA-1, Dated 31.08.2019

Sir,

Sub:- Forest (Conservation) Act, 1980 – Diversion of forest land to an extent of **3.254 ha** in erstwhile Warangal (North) Division and presently Mulug forest division under Mulug District - for laying of Pipe Line and Construction of Structures in **Segment-20/1 (Ramappa)** – for providing water under Telangana Drinking Water Supply Project - in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Warangal – In-principle (Stage-I) approval - Accorded- **Condition-wise compliance – Submitted** - Reg.

Ref:- 1. Chief Engineer, TDWSP, Hyderabad Lr.No.AEE/DEE/TDWSP/ Forest/ Godavari-Mangapet/ Seg 20-1/2016 dated 17.02.2016.
2. PCCF's Ref.No.3186/2016/FCA-1/TS dated 22.02.2016.
3. CF, Warangal Ref.No.813/2016/TO dated 06.10.2016.
4. PCCF's Ref.No.3186/2016/FCA-1 dated 08.11.2016.
5. Govt Lr.No.4965/For.I(1)/2016-2 dated 24.01.2017.
6. From GoI, MoEF&CC, Regional Office (South Eastern Zone), Chennai F.No.4-TSB043/2017-CHN/0313 dated 27.02.2017 received through Govt Memo No.4965/For.I(1)/2016-3 dated 09.03.2017.
7. PCCF, Ref.No.3186/2016/FCA-1, dated 13.03.2017.
8. CCF Warangal Rc.No.813/2016/TO dated 22.07.2019.

•❖❖❖❖•

Kind attention is invited to the references cited.

It is submitted that the Govt of India vide reference 6th cited has conveyed Central Government **in-principle (Stage.I) approval** under Section 2 of Forest (C) Act, 1980, for diversion of **3.254 ha** in erstwhile Warangal (North) Division and presently Mulug forest division under Mulug District, for laying of Pipe Line and Construction of Structures in **Segment-20/1 (Ramappa)** for providing water under Telangana Drinking Water Supply Project, in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Warangal. 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, Mulug/Forest Divisional Officer, Mulug has obtained compliance of conditions from the User Agency and submitted the condition-wise compliance report together with its enclosures through Chief 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 triplicate** are enclosed herewith.

The condition wise compliance report is reproduced 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 remains unchanged, which is enclosed herewith.

Cont'd.....2

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.	<p>The User Agency has deposited an amount of Rs.12,12,820/- (part of deposited amount of Rs.12,98,820/-) with UTR No. IDIBH18183243989 dt.02.07.2018 into account of Forest Divisional Officer, Mulug towards demarcation of area by erecting cement concrete pillars.</p> <p align="right"> 12,12,820 Boundary Pillars <u>81,000</u> ETG 12,93,820 <u>5,000</u> Survey <u>12,98,820</u> </p>
iii	The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 3.254 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.	<p>The User Agency has deposited an amount of Rs.47,48,200/- part of deposited amount of Rs.71,23,600/-) with UTR No. IDIBH18183243953 dt.02.07.2018 into the account of TELANGANA STATE Ad-hoc CAMPA, New Delhi towards the cost of raising Compensatory Afforestation (CA). The same is reflected online at Ministry's portal (copy enclosed).</p>
iv	The State Government has proposed 3.254 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). To supervise and Monitor the CA land, State Government shall demarcate the 3.254 ha of non forest land with DGPS coordinates. The co-ordinates, map, CA scheme and soil suitability certificate shall be uploaded in the Ministry's web portal against the subject proposal.	<p>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.</p> <p>Further, the relevant details have been uploaded in the Ministry's online portal against the subject proposal.</p>
v	Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government.	<p>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 Government (Copy enclosed).</p>
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;	<p>The non-forest land identified for raising compensatory Afforestation has been transferred and mutated in favour of the State Forest Dept. (Copy enclosed).</p>
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 Ministry for information and record.	<p>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.</p>

viii	The State Government shall charge the Net Present Value of the diverted forest land measuring 3.029 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 an amount of Rs.23,75,400/- (part of deposited amount of Rs.71,23,600/-) with UTR No. IDIBH18183243953 dt.02.07.2018 into the account of TELANGANA STATE Ad-hoc CAMPA, New Delhi towards Net Present Value (NPV). The same is reflected online at Ministry's portal (copy enclosed) .
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 that 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 under this project shall be deposited in the respective bank account of the 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 generated a challan through the Ministry's website for an amount of Rs.47,48,200/- + Rs.23,75,400/- (part of deposited amount of Rs.71,23,600/-) with UTR No. IDIBH18183243953 dt.02.07.2018 into the account of TELANGANA STATE Ad-hoc CAMPA, New Delhi towards Compensatory Afforestation and Net Present Value. The same is reflected online at Ministry's portal (copy enclosed) .
xi	State Government shall ensure whether the proposed area for diversion falls inside the Eturnagaram Wildlife Sanctuary or its Eco Sensitive Zone area and if so, necessary clearance may be obtained before Stage-I compliance.	Not applicable. The then DFO, Warangal (N) has reported that the proposed area is not falling inside Protected Area, Tiger Reserve, Wildlife corridor. However, it is falling in Eco-sensitive zone of Eturnagaram Wildlife Sanctuary. As this proposal doesn't require Environmental clearance, clearance under W(P) Act, 1972 may not be required as per para 3.5 and 3.5.1 of F.No.6-10/2011-WL, dt.19.12.2012.
xii	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 for compliance of condition. The User Agency has also deposited Rs.81,000/- (part of deposited amount of Rs.12,98,820/-) with UTR No. IDIBH18183243989 dt.02.07.2018 into account of Forest Divisional Officer, Mulug towards extraction of tree growth in the proposed area by the Forest Department (copy enclosed) . User Agency also deposited Rs.5,000/- towards survey charges (Part of 12,98,820/-) into DFO, CA PD account.
xiii	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 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 (copy enclosed) .

xiv	The State Forest Department shall 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) .
xv	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.	The User Agency has agreed and submitted undertaking that the forest land proposed for diversion will under no circumstance be transferred to any other agency, department or person without prior approval of the central Government (copy enclosed) .
xvi	The Layout plan of the proposal shall not be changed without 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) .
xvii	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 ensured that there will be Minimal disturbance by creating labour camps outside the forest area as far as possible. The User Agency has also ensured that the labourers & staff engaged in execution of work will not destruct nearby forest flora & fauna (copy enclosed) .
xviii	The total forest area utilized for the project shall not exceed 3.254 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 the total forest area utilized for the project will not exceed 3.254 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal (copy enclosed) .
xix	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.	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) .
xx	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.	The User Agency has agreed and submitted undertaking that any other conditions that the Central Govt 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, will be complied by the user agency (copy enclosed) .
xxi	The Progress of the Compensatory Afforestation as mentioned by the DFO in SI No 12 (v)(a)(b) of part II i.e. 319.25 Ha forest land and 37.85 ha degraded 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 CA 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.

xxii	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 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) .
------	--	--

Further, the stage-I clearance has been published by the User Agency in English and Telugu daily newspapers on **17.09.2018. (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/- R. Sobha,

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

Encl: (As above)

Copy to the Conservator of Forests, Warangal, District Forest Officer, Mulug and Forest Divisional Officer, Mulug.

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.(vii).

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, Warangal.

Spare
hm
04/09/2019

// t.c.b.o. //

epadua
04/09
Superintendent