

I/617660/2022

**GOVERNMENT OF ANDHRA PRADESH
FOREST DEPARTMENT**

From	To,
Sri Y. Madhusudhana Reddy,	The Spl. Chief Secretary to Government,
IFS.,	Environment, Forests, Science & Technology
Prl. Chief Conservator of	Department,
Forests &	Andhra Pradesh,
Head of Forest Force(FAC),	Velagapudi,- 522 503.
Andhra Pradesh,	
Guntur – 522 004.	

Ref.no.EFS02-15024/2/2021-FCA SEC-PCCF/FCA-3,
dated:09/08/2022.

Sir,

Sub APFD – F(C) Act, 1980 – Diversion of 0.99 ha forest land in compartment no.4, Nizampatnam RF, Guntur Division for extension of Quay/Jetty of existing Fishery Harbor, Nizampatnam during Phase-II development in favour of Managing Director, APMIDCL, Vijayawada – Submission of proposal under F(C) Act, 1980 – Clearance under Section-2 of F(C)Act, 1980- Requested – Reg.

Ref: 1. Online proposal no. FP/AP/Others/148951/2021.
2. PCCF & HoFF , A.P, Guntur Rc. no. EFS02-15024/2/2021-FCA SEC-PCCF /FCA-3, dated: 28.03.2022.
3. CCF , Guntur Rc. no. 3718/2021-TO, dated: 11.07.2022.

శ్రీమంత్రిగారికి

It is submitted that, in the reference 1st cited, the Managing Director, APMIDCL, Vijayawada has uploaded proposal in the ministry's web portal for diversion of 0.99 ha forest land in compartment no.4, Nizampatnam RF, Guntur Division for extension of Quay/Jetty of existing Fishery Harbour, Nizampatnam during Phase-II development in favour of Managing Director, APMIDCL, Vijayawada.

Accordingly, the Chief Conservator of Forests, Guntur Circle, Guntur in the reference 3rd cited has processed the proposal under Forest (Conservation) Act, 1980 and submitted the statutory proposal in the prescribed proformae for diversion of 0.99 ha forest land in compartment no.4, Nizampatnam RF, Guntur Division for extension of Quay/Jetty of existing Fishery Harbour, Nizampatnam during Phase-II development in favour of Managing Director, APMIDCL, Vijayawada with requisite certificates / undertakings.

The User Agency has furnished the following information in Part-I.

- Forest area to an extent of 0.99 ha is required for construction of Phase -II development and extension of Quay/Jetty of existing Fishery Harbour, Nizampatnam in favour of Managing Director, APMIDCL, Vijayawada.

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- Cost of the project is mentioned as 1500.00 lakh.
- The user agency has justified that, as per the DPR approved by CICEF, the Extension of quay/Jetty to be constructed along the northern bank of Tungabhadra Channel due to increase in Fishing vessels. In continuation that the land required for the construction/extension of quay available is only 2070 Sqm out of 12995 Sqm. So, the balance land required/acquisition is put up for taking the existing low-lying area for the construction/extension of Quay/Jetty to provide the berthing facility for Fishing Vessels.
- Since, the existing fishing harbor, Nizampatnam is located in the Nizampatnam RF like an enclosure, and due to non-availability of non-forest lands viz., Patta/ Revenue/Government lands in the proposed or adjacent area, it is inevitable to locate the extension of Quay/ Jetty in Nizampatnam RF.
- The user agency has furnished undertakings for payment of CA, NPV, Addl. NPV, tree extraction charges etc.
- The area proposed for diversion is 0.99 ha. Hence Cost benefit analysis does not arise.
- No human displacement is involved due to construction of this road.
- No loss of public facilities involved in this project.
- Employment likely to be generated is 100 permanent / Regular Employment and 500 man days to be generated.
- The user agency obtained Environment (Protection) Act, 1986 in SEIAA/AP/GNT/INF/02/2018/5015-214, dated: 03.05.2019.

The District Forest Officer, Guntur has submitted the following information in Part-II.

- An area of 0.99 ha forest land is required for extension of Quay/ Jetty of existing Fishery Harbor, Nizampatnam during Phase-II development in compartment tno.4 of Nizamptnam RF, Guntur Division in favour of managing Director, APMIDCL, Vijayawada.
- The proposed area is falling in Nizampatnam RF of Nizampatnam.
- Legal status of forest is Nizampatnam RF notified as Reserve Forest under Section-16 of Madras Forest, act, (Act-V of 1882) vide notification no.526, dated: 20.11.1889.
- The density of vegetation is 0.2
- 53 no. of trees enumerated in the proposed area and the value of the trees is Rs.1,56,411/-.
- The proposed reserve forest is not vulnerable for soil erosion having gentle slope.
- Wildlife present in and around the forest land proposed for diversion is Hare -*Lepus nigricollis*, Python- *Phthon molurus*.
- The proposed area does not form a part of National Park, Wildlife Sanctuary, Biosphere reserve, Tiger reserve, Elephant corridor etc.
- No Rare / endangered/ unique species of flora and fauna found in the area.
- No protected archaeological heritage sites / defense establishment or any

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other important monument is located in the area.

- The requirement of forest land proposed by the user agency is unavoidable and barest minimum for the project.
- No violation has been carried out by the User Agency.

The Location map in (S.I) Sheet in 1:50,000 scale, authenticated DGPS maps are furnished.

The District Forest Officer, Guntur has inspected the area proposed for diversion on 14.05.2022 and stated that, the proposed area falls in Littoral and Swamp Forests (Mangrove Forests 4B/TS2/I/II) classified as Eco-Class-II, open forest as per ecological classes and the proposed area is falling along the boundary of the Reserve Forest. The density of vegetation is 0.2 having species like Nallamada -*Avicennia officianalis*, Vepa-Azadiracta indica, Tumma-*Prosopis juliflora* etc. Copy of the site inspection is enclosed herewith.

Further, the District Forest Officer, Guntur has **opined that a condition may be imposed to take up Chain link fencing along the boundary of RF area, containing mangrove growth, adjoining the proposed diversion area and erection of signage/display boards on conservation of Wildlife and forest protection by the User Agency at the project cost.**

Accordingly, in column no. 13 of Part -II, the District Forest Officer, Guntur has **“Recommended”** the proposal.

In part -III, the Chief Conservator of Forests, Guntur has agreed with the information furnished by the District Forest Officer, Guntur and **Recommended** the proposal for diversion of forest land.

In Part-IV, the Nodal Officer (FCA), Andhra Pradesh has **Recommended** the proposal.

As per Government of India, MoEF & CC, New Delhi F. no. 5-2/2017-FC, Dt. 28.03.2019, under RoFR Act, 2006, the user agency has uploaded the RoFR Certificate issued by the District Collector, Guntur District in the prescribed format for evidences for having initiated and completed the process of settlement of rights under the Scheduled Tribes and other Traditional Forest Dwellers (RoFR) Act, 2006. The certificate is enclosed with the proposal.

Further, it is to submit that as per the guidelines issued by the Gol, MoEF, New Delhi this proposal has been uploaded in the Ministry's web portal (www.parivesh.nic.in) & a unique proposal number no. **FP/AP/Others/148951/2021** has been generated for this proposal. A copy of the Acknowledgment slip generated by the Ministry's web portal is enclosed herewith.

The Nodal Officer (FCA), Andhra Pradesh, the Chief Conservator of Forests, Guntur and the District Forest Officer, Guntur have recommended the proposal for diversion of 0.99 ha forest land in compartment no.4, Nizampatnam RF, Guntur Division for extension of Quay/Jetty of existing Fishery Harbor, Nizampatnam during Phase-II development in favour of Managing Director, APMIDCL, Vijayawada.

In this regard it is to submit that, as per Chapter 4.3.1 of Comprehensive guidelines issued by the Gol, MoEF&CC, New Delhi vide F.no. 5-2/2017-FC, dt.

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28.03.2019 in supersession of all guidelines issued in the past, for effective and transparent implementation of the provisions of Forest(Conservation) Act, 1980, the subject project falls under general approval category.

Further, as per Chapter 2.6 of Comprehensive guidelines issued by the GoI, MoEF&CC, New Delhi vide F.no. 5-2/2017-FC, dt. 28.03.2019 in supersession of all guidelines issued in the past, for effective and transparent implementation of the provisions of Forest(Conservation) Act, 1980, Compensatory Afforestation is not required towards diversion of forest land upto 1.00 ha. However, cost of plantation (including ten years maintenance) of ten times the number of trees likely to be felled or specified number of trees as may be specified in the order for diversion of forest land (subject to a minimum number of 100 plants) shall be levied from the user agency towards compensatory afforestation.

In view of the above, the statutory proposal along with necessary enclosures in (3) sets, for diversion of 0.99 ha forest land in compartment no.4, Nizampatnam RF, Guntur Division for extension of Quay/Jetty of existing Fishery Harbor, Nizampatnam during Phase-II development in favour of Managing Director, APMIDCL, Vijayawada duly recommended in Part-IV, subject to the conditions stipulated in GoI, MoEF&CC, New Delhi in F. no.5-2/2017 (FC Division) Dt. 28.03.2019 is submitted herewith for taking further action as deemed fit in the matter.

Encl:- (3) sets of proposals

Yours faithfully,
Y Madhusudhana Reddy I/s
Prl. Chief Conservator of Forests
Head of Forest Force(FAC)

Copy to the Chief Conservator of Forests, Guntur and the District Forest Officer, Guntur for information.

The Managing Director, A.P, Maritime Board, 4th Floor, NTR Administrative Block, PN Bus Station complex, Vijayawada-13 for information and necessary action.

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PART-IV

Diversion of 0.99 ha forest land in compartment no.4, Nizampatnam RF, Guntur Division for extension of Quay/Jetty of existing Fishery Harbor, Nizampatnam during Phase-II development in favour of Managing Director, APMIDCL, Vijayawada....

17	Detailed opinion and specific recommendations of the State Forest Department for acceptance or otherwise of the proposal with remarks (while giving opinion, the adverse comments made by concerned Conservator of Forests or Deputy Conservator of Forests should be categorically reviewed and critically commented upon)	Recommended
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Date:09/08/2022

Signature

Place : Guntur

Name:Y Madhusudhana Reddy Ifs

Office Seal:

Signed by Y Madhusudhana

Reddy Ifs

Date: 09-08-2022 17:13:34

Reason: Approved