

I/605604/2022

**GOVERNMENT OF ANDHRA PRADESH
FOREST DEPARTMENT**

From Sri Y. Madhusudhan Reddy, IFS., Prl. Chief Conservator of Forests & Head of Forest Force (FAC), Andhra Pradesh, Guntur - 522 004.	To The Spl. Chief Secretary to Government, Environment, Forests, Science & Technology Department, Andhra Pradesh Secretariat, Velagapudi - 522 503.
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Ref.no.EFS02-15034/72/2019-FCA-SEC-PCCF/FCA-3,
dated:18/07/2022.

Sir,

Sub:-APFD - F (C)Act, 1980 - Diversion of 0.84 ha forest land in Nellore Division for formation of road from Podalakur - Rapur road to Veerayapalem in Rapur (M) in favour of PR(PIU) Division, Nellore - 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/ROAD/154913/2022, dated: 26.04.2022.
2. PCCF & HoFF , A.P, Guntur Rc. no. EFS02-15034/72/2019-FCA SEC-PCCF/FCA-3, dated: 09.05.2022.
3. CCF, Guntur Rc. no. 3416(i)/2019-TO, dated: 20.06.2022.

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It is submitted that, the Executive Engineer, Panchayat Raj (PIU) Division, Nellore in the reference 1st cited has uploaded the proposal in PARIVESH portal for diversion of 0.84 ha forest land in Nellore Division for formation of road from Podalakur - Rapur road to Veerayapalem in Rapur (M) in favour of PR(PIU) Division, Nellore.

Accordingly, the Chief Conservator of Forests, Guntur in the reference 3rd cited has submitted the proposal for diversion of 0.84 ha forest land in Nellore Division for formation of road from Podalakur - Rapur road to Veerayapalem in Rapur (M) in favour of PR(PIU) Division, Nellore processed under Forest (Conservation) Act, 1980.

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

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- Forest area to an extent of 0.84 ha is required for formation of BT road from Podalakur-Rapur road to Veerayapalem in Rapur Mandal in favour of EE, PR(PIU), Nellore.
- Cost of the project is mentioned as Rs.357.00 lakh.
- The user agency has justified that, the proposed road is connecting Veerayapalem habitation of Bojjanapalli Grampanchayat head quarter. The total length of this road is 2.830 km from km 0/000-1/4+10.83 (1410.83m) existing earthen track which is in Reserve forest area and from km1/4 + 10.83 to 2/8+30 (1419.17m) is an existing BT road laid recently. **The length of 1410.83 m is falling in the reserve forest area of an extent of 0.84 ha** and in Non-forest area an extent of 0.86 ha a total of 1.70 ha (0.84 ha forest land + 0.86 ha non-forest land) is required for the complete project. This is the only route for public of Veerayapalem to reach the mandal head quarter. At present public is suffering acute problem particularly Pregnant women, School children. The up-gradation of this portion from km0/000-1/4 + 10.83 to an All-weather road is very much essential
- The user agency has furnished undertakings for payment of NPV, Addl. NPV, CA etc.
- The area proposed for diversion is 0.84 ha. Hence Cost benefit analysis does not arise.
- No human displacement is involved in this project.
- No loss of public facilities involved in this project.
- Employment likely to be generated is during the construction work 2000 man days may be generated.
- The user agency has stated that, clearance under Environment (Protection) Act, 1986 is not required.

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

- Forest land to an extent of 0.84 ha is required for formation of BT road from Podalakur-Rapur road to Veerayapalem in Rapur Mandal in favour of EE, PR(PIU), Nellore.
- Legal status of the Road: Pothukonda Extn-II PF, a notified under Section 24 of A.P. Forest Act, 1967 in G.O.Ms.no.219,EFES&T (For.I) Dept, dt.04.07.1989. Copy of the Gazette notification is enclosed. The existing road is a Cart Track of 40 links width leading from Rapur - Podalakur road to Gilakapadu (Via) Veerayapalem through the block in an easterly direction is admitted as Right of Way for the public. The Gazette notification is as follows.

(3) The existing cart track of 40 links width leading from Rapur-Podalakur road to Gilakapadu (via) Veerayapalem through the block in an easterly direction is admitted as right of way for the public".

- The proposed formation of BT road from from Podalakur-Rapur road to Veerayapalem falls in Pothukonda Extn-II Protected Forest of Venkatagiri Range along the admitted right of way. The approximate distance of proposed site from boundary of forest is about 0.50 km.
- The proposed road from Podalakur-Rapur road to Veerayapalem in Venkatagiri Range is an admitted right of way i.e., Cart track as per Gazette notifications of Pothukonda Extn-II Protected Forest.

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- The density of vegetation is 0.4 and the forest type is in Eco class 4.
- No tree felling is required for formation the road.
- The proposed Reserve forest is not vulnerable to erosion.
- The alignment of proposed formation of BT road from Podalakur-Rapur road to Veerayapalem does not form a part of National park, Wildlife Sanctuary, Biosphere reserve, Tiger reserve, Elephant corridor etc.,
- No rare/ endangered/unique species of fauna found in adjacent RF areas.
- No protected archaeological heritage sites / defense establishment or any 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, SPSR Nellore has inspected the area proposed for diversion on 19.05.2022. Site inspection report of the District Forest Officer, SPSR Nellore is enclosed herewith.

Accordingly, in column no. 13 of Part -II, the District Forest Officer, SPSR Nellore has **Recommended** the proposal.

In part -III, the Chief Conservator of Forests, Guntur has agreed with the information furnished by the District Forest Officer, SPSR Nellore 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, SPSR Nellore 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 GoI, 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/ROAD/154913/2022** has been generated for this proposal. A copy of the Acknowledgment slip generated by the Ministry's web portal is enclosed herewith.

In this regard it is to submit that, as per Chapter 4.3.1 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, 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

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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 0.84 ha forest land for formation of BT road from Podalakur-Rapur road to Veerayapalem in Rapur Mandal in favour of EE, PR(PIU), Nellore 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 Ifs
Prl. Chief Conservator of Forests &
Head of Forest Force (FAC)

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

Copy to the Executive Engineer, Panchayat Raj Engineering Department, Old ZP Compound, Nellore for information and necessary action.

Copy to the Engineer-in-Chief, Panchayat Raj, Vijayawada for information.

PART-IV

(To be filled by the Nodal Officer or Principal Chief Conservator of Forests or Head of Forest Department)

Diversion of 0.84 ha forest land for formation of BT road from Podalakur-Rapur road to Veerayapalem in Rapur Mandal in favour of EE, PR(PIU), Nellore....

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:19/07/2022

Signature

Place : Guntur

Name:Anand Kumar Jha

Office Seal:

A.K. JHA
Principal Chief Conservator
of Forests (FCA) & Nodal Officer

Signed by Anand Kumar Jha

Date: 19-07-2022 10:46:59

Reason: Approved