

FORM-II

(for projects other than linear projects)

Government of Andhra Pradesh

Office of the District Collector

No. 1100/2018/H5 (DFO, Kurnool) *****

Dated 7-12-2018

TO WHOMSOEVER IT MAY CONCERN

In compliance of the Ministry of Environment, Forest and Climate Change and Forests (MoEF), Government of India's letter No. 11-9/98-FC (pt.) dated 3rd August 2009 wherein the MoEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 ('FRA', for short) on the forest land proposed to be diverted for non-forest purposes, it is certified that 365.66 hectares of Forest land proposed to be diverted in favor of M/s Greenko Energies Private Limited for Proposed Standalone Pumped storage component of Pinnapuram Integrated Renewable Energy Project (IREP) in Kurnool district falls within jurisdiction of Pinnapuram village of Panyam Mandal, Gani village of Gadivemula Mandal, Bramhanapalli and Kalva villages of Orvakal Mandal of Kurnool District of Andhra Pradesh State.

It is further certified that:

- The complete process for identification and settlement of rights under the FRA has been carried out for the entire 365.66 hectares of forest area proposed for diversion. A copy of records of all consultations and meetings of the Forest Rights Committee(s), Gram Sabha(s), Sub-Division Level Committee(s) and the District Level Committee are enclosed as annexure A to H
- The proposal for such diversion (with full details of the project and its implications, in vernacular/ local language) have been placed before each concerned Gram Sabha of forest-dwellers, who eligible under the FRA;
- The each of concerned Gram Sabha(s), has certified that all formalities/processes under the FRA have been carried out, and that they have given their consent to the proposed diversion and the compensation and ameliorative measures, if any, having understood the purpose and details of proposed diversion.
- The discussion and decisions on such proposals had taken place only when there was a quorum of minimum 50% of the members of Gram Sabha present;
- The diversion of forest land for facilities managed by the Government as required under section 3 (2) of the FRA have been completed and the Gram Sabhas have given their consent to it;
- The rights of Primitive Tribal Groups and Pre-Agricultural Communities, where applicable have been specifically safeguarded as per section 3 (1) (e) of the FRA.

Encls: As above.

Signature



(Full name and official seal of the District Collector)

Collector & District Magistrate,
Kurnool District.

Note File submitted to the Collector & District Magistrate / Chairperson to the District Committee, Kurnool

Rc.No. 1100/2018/H5, dated. -12-2018.

Sir,

Sub: APFD – FC Act, 1980 – Proposal for diversion of 365.66 Ha of Forest land in Compt.Nos.113,114,115,116 & 117 of Gani RF, Kurnool Division for establishment of Integrated Renewable Energy Project – Pinnapuram in f/o M/s Greenko Energies Pvt. Ltd., Hyderabad – Form-II & A-H – Requested - Reg.

Ref: 1) Prl.CCF(HoFF), AP, Guntur Rc.No.PCCF-15036/2/2018-FCASEC-PCCF/FCA-3 dt.09.09.2018.
2) RDO, Nandyal Ref.No.B.1326/2018, dt.02.10.2018.
3) RDO, Kurnool Rc.F.LANDOFOR/12018, dt.30.11.2018.

With reference to the above, it is submitted, the Principal Chief Conservator of Forests, (HoFF), AP, Hyderabad has communicated the proposals for diversion of 365.66 Ha of Forest land in Compt.Nos.113,114,115,116 & 117 of Gani RF, Kurnool Division for establishment of Integrated Renewable Energy Project, Pinnapuram in f/o M/s Greenko Energies Pvt. Ltd., Hyderabad.

Further, they are also requested to examine the proposal in the light of guidelines issued regarding RoFR Act vide MoEF Lr.No.11-9/1998-FC(Pt), dt.05.07.2013 linear/other than linear projects duly certified by the District Collector 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 duly annexed to each of the proposal. Further, they are also requested to submit the proposals in a complete shape in information in Part-II with specific recommendation, within stipulated time to the Divisional Forest Officer, Kurnool along with information in check slip, for further processing.

Further, it is submitted that, the user agency has conducted the Gramasabhas in Pinnapuram village of Panyam Mandal, Gani village of Gadivemula Mandal, Bramhanapalli and Kalva villages of Orvakal Mandal/ tehsil of Kurnool District and

discussed about the Diversion of 365.66 Ha of Forest land in Compt.Nos.113,114,115,116 & 117 of Gani RF, Kurnool Division for establishment of Integrated Renewable Energy Project, Pinnapuram in f/o M/s Greenko Energies Pvt. Ltd., Hyderabad; during the course of Gramasabhas revealed that there are no claims existing in the area proposed for diversion, however, written consents have been obtained from Gramasabhas of Pinnapuram village of Panyam Mandal, Gani Village of Gadivemula Mandal, Bramhanapalli and Kalva villages of Orvakal Mandal/ tehsil of Kurnool District stating that there are no Forest Dwellers eligible under RoFR Act, 2006 in Gani RF and there were no any objections raised in the Gramasabha conducted on 27.07.2018 at Pinnauram village, 12.07.2018 at Gani Village, 13.07.2018 at Bramhanapalli village, 18.07.2018 at Kalva village.

Further, it is submitted that the Sub-Divisional Committee meeting was conducted on 20.10.2018 at RDO Office, Nandyal and 05.12.2018 at RDO Office, Kurnool for the diversion of 365.66 Ha of Forest area in Gani Reserve Forest of Pinnapuram village of Panyam Mandal, Gani Village of Gadivemula Mandal, Bramhanapalli and Kalva villages of Orvakal Mandal under RoFR Act, 2006. A copies of the minutes are submitted herewith for kind perusal.

In this connection, along with proposals it is required to send Gramasabhas resolution copies and proforma information in Annexure- II (A to H) to Government of India which is put forth before the Collector & District Magistrate, Kurnool who is the chairperson to the District Committee Constituted by the State Government under the provisions mentioned in Chapter94) of RoFR Act, 2006.



M/s Greenko Energies Pvt.Ltd.,
Regd office: Plot.No.1071, Road
No.44, Jubilee Hills, Hyderabad-
500033



Divisional Forest Officer
Kurnool Division, Kurnool.




Collector & District Magistrate,
Kurnool.

Settlement of forest rights under the Scheduled Tribes and Other Traditional Forest Dwellers Act, 2006 ('FRA') for the proposed Diversion of 365.66 Ha Forest land in Gani RF for Establishment of 1200 MW Standalone Pumped storage Component of Pinnapuram Integrated Renewable Energy Project (IREP) in favour of M/s. Greenko Energies Private Ltd., Hyderabad.

S.No	Conditions	Remarks
a	A letter from the state Govt. certifying that the complete process to identification and settlement of rights under the FRA has been carried out for the entire forest area proposed for diversion, with a record of all consultations and meetings held;	The proposed area for diversion from Gani RF of Kurnool Range of Kurnool division does not fall in the Scheduled Tribes area and therefore does not attract the provisions of RoFR Act, 2006. Consequent on which, identification and settlement of rights under FRA does not arise.
b	A letter from the state government certifying that proposals for such diversion (with full details of the project and its implications, in vernacular/ local languages) have been placed before each concerned Gram Sabha of forest-dwellers who are eligible under the FRA	There are no forest dwellers in the proposed area, hence, does not arise.
c	A letter from each of the concerned Gram Sabha indicating that all formalities / processes under the FRA have been carried out, and that they have given their consent to the proposed diversion and the compensatory and ameliorative measures if any, having understood the purposes and details of processed diversion	The resolution passed from the Pinnapuram, Brahmanapalli, Kalva and Gani villages duly conducting meetings and required documents/certificates giving their consent to the proposed diversion are submitted. However, there are no claims existing in the area proposed for diversion.
d	A letter from the State government certifying that the diversion of forest land for facilities managed by the Government as required under Section 3 (2) of the FRA have been completed and that the Gram Sabhas have consented to.	Does not arise, as the proposed forest land for diversion is not meant for facilities managed by the Government. There are no cases providing facilities managed by the Government which involve felling of trees which are less than 75 trees per Ha., U/s 3 (2) of RoFR Act, 2006, in the proposed diversion area.
e	A letter from the state government certifying that discussions and decisions on such proposals had taken place only when there was a quorum minimum 50% of members of the Gram Sabha present.	Issue of the proposed diversion of forest land of 365.66 Ha., in Gani RF for setting up 1200 MW Standalone Pumped Storage Project was discussed in Grama Sabhas and decisions were taken in the quorum of minimum of the 50% of members of concerned Grama Sabhas.

S.No	Conditions	Remarks
f	Obtaining the written consent or rejection of the Gram Sabha to the Proposal.	There are no claims existing in the area proposed for diversion, however written consents have been obtained from Grama Sabhas of Pinnapuram, Brahmanapalli, Kalva and Gani stating that there are no forest dwellers eligible under RoFR Act, 2006 in Ghnai RF and there are no objections by the Gramasabhas
g	A letter from the state government certifying that the rights of Primitive Tribal Groups and Pre-Agricultural Communities, where applicable, have been specifically safeguarded as per the section e3(1)(e) of the FRA.	There are no cases of Primitive Tribal Groups and pre-agricultural communities who are to be specifically safe guarded as per section 3 (2) of RoFR Act 2006 in Gani RF which is proposed for diversion of 365.66 Ha forest land for setting up of Standalone Pumped Storage Project.
h	Any other aspect having bearing on operationalisation of the FRA	There is no other issue concerned with F.R.A


M/s Greenko Energies Pvt.Ltd.,
Regd office: Plot.No.1071, Road
No.44, Jubilee Hills, Hyderabad-
500033

 7-12-18
Divisional Forest Officer
Kurnool Division, Kurnool.



Collector & District Magistrate,
Kurnool.