

**GOVERNMENT OF TELANGANA
FOREST DEPARTMENT**

From
Smt. R.Sobha, IFS,
Principal Chief Conservator of Forests
(Head of Forest Force) (FAC),
Telangana, "AranyaBhavan",
Saifabad, Hyderabad.

To
The Spl.Chief Secretary to the Government.
Forest Department,
Telangana, Hyderabad.

Rc.No.7070/2016/FCA-1, Dated.16.09.2020

Sir,

Sub:- TSFD – Forest (Conservation) Act – Forest (Conservation) Act – Diversion of **4.804ha** of forest land in erstwhile Bellampally forest division of Adilabad District and **presently Asifabad forest division of KomaramBheem District** - for laying of Pipe Line and Construction of Structures in **Segment-22/15 (Dhanora)** - under Telangana Drinking Water Supply Project - in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Nirmal - In-principle (Stage-I) approval – **Furnishing of Compliance Report for obtaining Stage-II approval** – Regarding

- Ref:-**
1. Chief Engineer-III, TDWSP, RWS&S Department, Hyderabad Lr.No. AE/DEE-I/TDWSP/Forest/Adilabad/Seg22-15/2016 dt.20.04.2016.
 2. PCCF's Ref.No.7070/2016-FCA-1/TS (Seg.22/15) dated 13.5.2016.
 3. CF, Adilabad Ref.No.2296/2016/M-6 dated 09.11.2016.
 4. PCCF's Ref.No.7070/2016/FCA-1 dated 09.12.2016.
 5. Govt Letter No.5462/For.I(1)/2016-1 dated 24.01.2017.
 6. From GoI, MoEF&CC, Regional Office (South Eastern Zone), Chennai F.No.4-TSB066/2016-CHN/1141 dated 21.07.2017.
 7. CF&FDPT, Kawal Tiger Reserve Circle, Nirmal Rc.No.2296/2016/M6, Dt.30.07.2017.
 8. PCCF's Ref.No.7070/2016/FCA-1 dated 07.08.2017.
 9. CF, Adilabad Ref.No.2296/2016/M-6, Dt.30.07.2020.

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Kind attention is invited to the references cited.

It is submitted that the Government, vide reference 6th cited, has accorded **in-principle (Stage-I) approval**, for diversion of forest land to an extent of **4.804 Ha** in erstwhile Bellampally forest division of Adilabad District and **presently Asifabad forest division of Komaram-Bheem District** for laying of Pipe Line and Construction of Structures in **Segment-22/15 (Dhanora)** under Telangana Drinking Water Supply Project - in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Nirmal. The above orders have been communicated to all the concerned officers with instructions to submit condition-wise compliance report, vide reference 7th cited.

Accordingly, the Conservator of Forests, Adilabad had obtained compliance of conditions from the District Forest Officer / Forest Divisional Officer, KB-Asifabad and User Agency and submitted to this office vide reference 10th cited. A copy of reference 10th cited together with its enclosures **in triplicate is** enclosed herewith.

The condition-wise compliance report is reproduced with remarks as follows:

Sl. No.	Description of the Condition	Compliance
1	2	3
(i)	The Legal status of the diverted forest land shall remain unchanged.	The User Agency has stated that, the Condition will be complied with. An undertaking is

		submitted by the User Agency and enclosed herewith.												
(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.34,81,600/- in the PD Account of Forest Divisional Officer, Asifabad bearing A/c.No.37108551307, State Bank of India, Asifabad Branch, IFSC Code: SBIN0020126 with UTR No. ANDBN19241990501, Dt:31.12.2019, and the breakup details of deposited amount as below:</p> <table border="1"> <thead> <tr> <th>S. No</th><th>Description of Item</th><th>Amount (in Rupees)</th></tr> </thead> <tbody> <tr> <td>1.</td><td>Construction of (258) Nos RCC Big pillars 1.2 M base of 4 feet high above ground level @Rs.7500/-</td><td>Rs.19,35,000/-</td></tr> <tr> <td>2.</td><td>Construction of (2812) Nos RCC small intermediate pre-fabricated pillars of 6"x6" of 4 feet high above ground level @Rs.550/- each</td><td>Rs.15,46,600/-</td></tr> <tr> <td></td><td>Total:</td><td>Rs.34,81,600/-</td></tr> </tbody> </table> <p>A copy of the payment is enclosed.</p>	S. No	Description of Item	Amount (in Rupees)	1.	Construction of (258) Nos RCC Big pillars 1.2 M base of 4 feet high above ground level @Rs.7500/-	Rs.19,35,000/-	2.	Construction of (2812) Nos RCC small intermediate pre-fabricated pillars of 6"x6" of 4 feet high above ground level @Rs.550/- each	Rs.15,46,600/-		Total:	Rs.34,81,600/-
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	Total:	Rs.34,81,600/-												
(iii)	The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 4.804 Ha out of 187.677 Ha of non-forest land identified in Sy No 169 of Peddamunagala and in Sy. No 139 & 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.70,10,000/- towards CA scheme, in to the account of Telangana State CAMPA, New Delhi, Lodhi Complex with UTR No. IDIBR52018071816619266, Dated:18-07-2018 against the project FP/TG/WATER/19082/2016, which is reflected at the Ministry's portal. A copy of the payment is enclosed</p>												
(iv)	The State Government has proposed 4.804 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 project (Mission Bhageeratha Project). The CA land identified to the extent of 187.677 ha for Mission Bhageeratha Project under the working control of WLM Division Nagarjunasagar shall be apportioned project wise including the CA area identified for	<p>The Non-Forest Land identified for Compensatory Afforestation to an extent of 187.677 ha for entire TDWSP project (Mission Bhageeratha) in WLM Division Nagarjunasagar, in three survey numbers i.e., Peddamunagala(Sy.No.169), Thimmapuram (Sy.No.139 &147)] in Chandampet Mandal of Nalgonda District apportioning for various Segments including 4.158 ha for this Segment. The geo-coordinates, map, CA scheme and soil suitability certificate etc is uploaded in the Ministry's web portal against the subject</p>												

	the present proposal and all the relevant details like DGPS coordinates, map, CA Scheme, Soil suitability certificate etc shall be uploaded in the Ministry's online portal against the subject proposal	proposal.
(v)	Identified CA Land and approved CA scheme shall not be changed without the prior approval of the Central Government.	The User Agency has agreed and submitted undertaking that the identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government, which is enclosed herewith.
(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	The non-forest land identified for raising compensatory Afforestation has been Transferred and mutated in favour of the State Forest Department.
(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 office for information and record.	The non-forest CA land transferred and 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.
(viii)	The State Government shall charge the Net Present Value of the diverted forest land measuring 4.804 ha from the User Agency as per the orders of the Hon'ble Supreme Court Dt.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 <u>Rs.30,07,304/-</u> -(part of Rs.1,00,17,304/-) with UTR No.IDIBR52018071816619266, Dated:18-07-2018) Demand amount towards NPV, into the account of Telangana State CAMPA, New Delhi, Lodhi Complex, against the project FP/TG/WATER/19082/2016.
(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	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.

	future, shall be charged by the State Government from the User Agency.	
(x)	The funds received from the User Agency towards Compensatory Afforestation and Net Present Value under this project including levies towards mitigation measures for wildlife conservation etc shall be deposited in the respective bank accounts of the Telangana State CAMPA. The User Agency shall compulsory deposit the CA and other levies only by generating challan through Ministry's website.	The User Agency has deposited an amount of Rs.1,00,17,304/- with UTR No.IDIBR52018071816619266, Dt.18-07-2018 towards CA and NPV into the account of Telangana State CAMPA, New Delhi, Lodhi Complex, against the project FP/TG/WATER/19082/2016.
(xi)	The muck generated in the earth cutting if any, shall 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 to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xii)	Tree felling in the proposed forest area shall be carried out wherever necessary, with the prior permission of the Forest Divisional Officer, Concerned	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xiii)	State Forest Department shall carry out translocation of the trees, wherever feasible at the cost of User Agency	Translocation of trees is not proposed, as no tree growth is existing in the area proposed for diversion,
(xiv)	State Government and the User Agency shall implement mitigation measures and other conditions as recommended by the Standing Committee of NBWL vide Ministry's letter No.6-69/2017/WL, Dated. 02.06.2017 at the project cost	The User Agency has deposited an amount of Rs.62,84,849/- with UTR No.0063879, Dated: 31.12.2019 deposited in to the account of BIOSOT bearing A/c.No.11031010003024, IFSC Code:ANDB0001103, Andhra Bank, Secretariat Branch, Hyderabad.
(xv)	Wherever necessary, user agency shall provide free supply of water for forest nurseries and field staff quarters and range offices besides providing outlets with small troughs during summer for wild animals in forest areas	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xvi)	The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.

	approval of the Central Government	
(xvii)	The layout plan of the proposal shall not be changed without the prior approval of the Central Government	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xviii)	The User Agency shall use existing paths and roads for laying of pipeline and no new laths / roads are to be formed	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xix)	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 and staff engaged in execution of work do not destruct nearby forest flora & fauna	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xx)	The total forest area utilized for the project shall not exceed 4.804 ha and the forest area diverted shall not be used for purpose other than those shown in the diversion proposal.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xxi)	The user agency should make provisions of water to wildlife at designated places along the route passing through forest areas, in consultation with Telangana Forest Department. Such provision should be made at intervals of 2 Km each. The Chief Wildlife Warden is advised to develop a master plan to use the proposed pipelines for supply of water to the wildlife. Precautions have to be taken to avoid concentration of livestock at the water point.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xxii)	The Progress of the Compensatory Afforestation as mentioned by the D.F.O., Bellampally Division in Sl. No 12 (v) (a) & (b) part II i.e., 94.510 ha of forest land and 196.210 of non 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 Compensatory Afforestation 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.

(xxiii)	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 to comply with the condition and submitted an undertaking, which is enclosed herewith.
(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.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
Xxv	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 to comply with the condition and submitted an undertaking, which is enclosed herewith.

Further, it is submitted that the Stage-I clearance has been published by the User Agency in daily newspapers of English **(Copies enclosed)** on 03.04.2019 and Telugu on **21.09.2018 (Copies enclosed)**.

In view of the above, the Government are requested to take necessary action for according final (Stage-II) approval under Section 2 of Forest (Conservation) Act, 1980 and communicate the orders in the matter, at an early date.

Encl:As above

Yours faithfully,
Sd/-R.Sobha,
Principal Chief Conservator of Forests
(Head of Forest Force) (FAC)

Copy to the Conservator of Forests, Adilabad, the District Forest Officer, Kumarambheem-Asifabad and the Forest Divisional Officer, Asifabad. They are requested to furnish a copy of compliance report prepared by the Forest Divisional Officer, Asifabad for onwards transmission, as the same is required for uploading in the Ministry's website against project proposal, immediately.

Copy to the Engineer-in-Chief, Rural Water Supply & Sanitation, SRTGN Bhavan, Errum Manzil Colony, Hyderabad - 500082

Copy to the Chief Engineer, Telangana Drinking Water Supply Project (RWS&S), SRTGN Bhavan, Errum Manzil Colony, Hyderabad - 500082

Copy to the Superintending Engineer, Telangana Drinking Water Supply Project (RWS&S) Circle, Nirmal, Telangana - 504106.

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

U.C. Nandani
for Superintendent