

**GOVERNMENT OF ANDHRA PRADESH
FOREST DEPARTMENT**

From
Sri Jagannath Singh.R, IFS.,
Divisional Forest Officer,
Chittoor East (WL) Division.
Chittoor.

To
The Chief Conservator of Forests,
Wildlife Management Circle,
Tirupati.

Rc.No.1923/2016/D, Dt.19.08.2019.

Sir,

Sub:	APFD- FC Act. 1980 – Diversion of 4.69 Ha of Forest land in Compt. No.389 of Mangunta West RF of Chittoor East Division, S.R.Puram Mandal, Chittoor Dist., for extraction of Black Granite in favour of M/s. Venkateswara Rocks, Chittoor – Stage-I approval received – Compliance submitted - Regarding
Ref	1 Prl.CCF(HoFF), A.P., Rc.No.12325/2016/FCA-2, dt.06.07.2017 & EFS02-15029/71/2018/FCA-2, dt.04.09.2018.
	2 GOI, MoEF&CC, RO(SEZ), Chennai Lr.No. 4-APB076/2018-CHN/1788, Dt.12.12.2018 received with GM No. EFS01-12021/100/Sec.II/2018, Dt.19.11.2018.
	3 Prl.CCF, A.P., Guntur, Rc.No. EFS02-15029/71/2018/FCA-2, dt.03.12.2018.
	4 This office Demand notice Rc.No.1923/2016/D, dt.11.02.2019.
	5 Divisional Forest Officer, Anantapuramu Rc.No.3829/2016/TO, dt.02.08.2019.
	6 Forest Range Officer, Karvetinagar Rc.No.64/2015, dt.02.02.2019
	7 M/s. Venkateswara Rocks, Chittoor compliance letter dt. 13.08.2019.

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In compliance to the orders in the reference 3rd cited, it is submitted that vide reference 5th & 6th cited, the Divisional Forest Officer, Anantapuramu and Forest Range Officer Karvetinagar have submitted the compliance report on all stage-I stipulated conditions of GOI for the mining lease over an extent of 4.69 Ha for Black granite quarry in Compt.No. 389 of Mangunta West RF & Allamadugu Beat in favour of M/s. Venkateswara Rocks, Chittoor Chittoor District. In the reference 7th cited, the User Agency i.e., M/s. Venkateswara Rocks, Chittoor furnished the compliance report on all conditions along with payment challan. The reply to the conditions stipulated by the Government of India are submitted as follow;

Sl. No.	Condition stipulated by the Govt., of India	Action to be taken and by whom
1	The legal status of the diverted forest land shall remain unchanged	The legal status of the Forest area is unchanged
2	Demarcation of the proposed forest are 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. The User Agency shall ensure demarcation of boundary of safety zone (7.5 meter strip all along the boundary, within the mining lease area);	The Forest Range Officer Karvetinagar has reported that he has inspected the area on 01.02.2019 and the User Agency constructed 11 RCC pillars and 64 intermediate pillars at 20 meters interval around the mine & SZ area.
3	Compensatory Afforestation over the identified non-forest land over an extent of 4.50 ha out of 5.22 ha in Sy.No. 109-C & D of Ramagiri Village and Mandal of Ananthapur District, shall be raised and maintained by the State Forest Department from the funds provided by the User Agency; .	As per the demand issued by the Divisional Forest Officer Anantapuramu the user agency has transferred the cost of afforestation of non-forest land i.e., Rs.23,30,000/- (Rupees twenty three lakh and thirty thousand only) in favour of Adhoc CAMPA duly generating challan from FC portal trough RTGS under UTR No. BARB201903029061569250, dated: 02.03.2019 from Bank of Baroda, Chittoor.

4	Entire non-forest land identified over an extent of 5.22 ha in Sy.No. 109-C & D of Ramagiri Village and Mandal of Ananthapur District for raising compensatory afforestation shall be transferred and mutated in favour of the State Forest Department before issue of the Stage-II clearance;	As per the compliance report of the Divisional Forest Officer, Anantapuramu in the reference 5 th cited, the user agency has transferred the identified non forest land 13.25 Acres/ 5.37 Ha in Sy.No. 109-C&D in of Ramagiri Village and Mandal of Ananthapur District through Regd. Doc.No. 64/2019, dt.22.01.2019. The Tahsildar, Ramagiri Mandal has issued mutation proceedings in Roc. 181/2019/A, dt.22.07.2019 and the lands given procession to the Forest Range Officer Anantapuramu on 30.07.2019.
5	A minimum of 1000 Plants/ha of diverted forest area shall be planted in the identified CA land. In case, the required numbers could not be planted therein, the balance shall be planted in the nearby RF/PF by the State Forest Department at the cost of the User Agency.	The Divisional Forest Officer, Anantapuramu in the reference 5 th cited, has reported that at the time of implementation of CA scheme the planting will be done at 1111 Nos per Ha in the NFL land handed over the Usar Agency.
6	Non-forest land which needs to be 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 State Forest Act. The Nodal Officer must report compliance within a period of six months from the date of grant of final approval and send a copy of the original notification to this office for information and record;'	The Divisional Forest Officer, Anantapuramu in the reference 5 th cited, has reported that the notification proposals under relevant sections will be processed within a period of six months after receipt of stage-II approval.
7	The approved compensatory afforestation scheme shall not be changed without prior approval of the Central Government;	The Divisional Forest Officer, Anantapuramu in the reference 5 th cited, has reported that the approved CA scheme shall not be changed without prior approval of the Central Government.
8	The State Government shall charge the Net Present Value of the diverted forest land measuring 4.69 ha from the 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 and the guidelines issued by the Ministry vide letter No. 5-3/2007-FC dated 05.02.2009 in this regard.	The Net Present Value of the Forest land was assessed as per the guidelines in force i.e., issued by Ministry vide letter No.5-1/1998-FC(Pt.II) dated.18.09.2003 and 22.09.2003. The total NPV cost of Rs. 29,36,000/- (Rupees twenty nine Lakh and thirty six thousands only) at 6.26 lakhs per Ha for Eco-class.III was deposited by the user agency as per the demand notice in favour of Adhac CAMPA duly generating challan from FC portal through RTGS under UTR No. BARB201903029061569250, dated: 02.03.2019 from Bank of Baroda, Chittoor.
9	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 the User Agency. The User Agency shall furnish an undertaking to this effect.	The user agency has submitted an undertaking to that effect and stated that, if any additional amount of NPV desired by the department, it will be deposited within 15 days of receipt of the reference from the Department/ Govt. Agency. A copy of the same is submitted herewith for favour of perusal.

10	The funds received from the User Agency towards Compensatory Afforestation Net Present Value or any money from compliance of conditions stipulated in this approval letter shall only be deposited in the "State CA fund" of the Andhra Pradesh State.	<p>Yes. The user Agency has deposited the following amounts</p> <table><tr><td>NPV</td><td>- 29,36,000/-</td></tr><tr><td>CA plantation</td><td>- 23,30,000/-</td></tr><tr><td>ACA 100m planting</td><td>- 30,60,000/-</td></tr><tr><td>Safety zone afforestation</td><td>- 15,04,000/-</td></tr><tr><td>Total</td><td>- 98,30,000/-</td></tr></table> <p>The total fund of Rs.98.30 lakhs was deposited on transfer to Adhoc CAMPA duly generating challan from FC portal through RTGS under UTR No. BARB201903029061569250, dated: 02.03.2019 from Bank of Baroda, Chittoor. The copy of bank receipt is enclosed herewith for favour of kind perusal.</p>	NPV	- 29,36,000/-	CA plantation	- 23,30,000/-	ACA 100m planting	- 30,60,000/-	Safety zone afforestation	- 15,04,000/-	Total	- 98,30,000/-
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Total	- 98,30,000/-											
11	In case the mining lease is adjoining habitations, the stretch of the boundary of the safety zone of the lease adjacent to the habitation/roads should be properly fenced by the User Agency at the project cost to protect the vegetation/regeneration activities in the safety zone.	The User Agency has deposited the cost of chainlink fencing over 1060 Rmt i.e., Rs.7,96,400/- towards fencing, and protection to adjoining habitation of the mine/ safety zone area on transfer to Adhoc CAMPA by the user agency										
12	Safety zone shall be maintained as green belt and to ensure dense canopy cover in the area, regeneration activity shall be taken up by the User Agency at the Project cost under the supervision of the State Forest Department.	The User Agency has deposited the cost of afforestation of Safety zone i.e., Rs.50,300/- towards protection and afforestation of the safety zone area was deposited on transfer to Adhoc CAMPA by the user agency.										
13	The State Forest Department shall carry out afforestation and its maintenance on degraded forest land, to be selected elsewhere measuring one and half times the area of forest land under safety zone at the project cost. The DGPS co-ordinates of the area shall be submitted along with compliance report;	The User Agency has deposited the cost of afforestation of Safety zone i.e., Rs.6,57,600/- towards afforestation on degraded forest land measuring one and half times the area of forest land under safety zone was deposited on transfer to Adhoc CAMPA by the user agency. The DGPS map of SZ afforestation area is enclosed.										
14	The User agency either himself or through the State Forest Department shall undertake gap planting and soil and moisture conservation activities to restock and rejuvenate the degraded open forests (having crown density less than 0.4), if any, located in the area within 100 meters from outer perimeter of the mining lease and shall carry out the works as proposed in the mitigative measures plan for protection of this forest area located adjacent to the proposed mining lease area.	As per the demand issued, the user agency has transferred the cost of gap planting/ afforestation over 14 Ha i.e., Rs.30,60,000/- (Rupees thirty lakh and sixty thousands only) in favour of Adhoc CAMPA duly generating challan from FC portal through RTGS under UTR No. BARB201903029061569250, dated: 02.03.2019 from Bank of Baroda, Chittoor.										
15	The User Agency shall undertake mining and concurrent reclamation in a phased manner as per the approved mining plan, and submit an annual compliance report to the Regional Office, Chennai. If it is found that the activities indicated in the reclamation plan are not being executed by the User Agency, the State Government or Addl. Principal Chief Conservator of Forests (Central) may direct that the mining activities shall remain suspended till such time, such reclamation activities are satisfactorily executed.	The user agency has submitted an undertaking to the effect stating that, they carry out the mining activities as per approved mining plan only with due care for reclamation of the mined over area under the supervision and directions of the Forest Department.										

16	The User Agency shall ensure stabilization of the overburden dumps by appropriate grading/benching so as to ensure that angle of repose at an given place is less than 28°.	The user agency has submitted an undertaking stating that "they abide by this condition and no labour will be established on the forest land.
17	Diversion of the said forest land under this approval shall be for a period co-terminus with the period of the mining lease proposed to be granted under the Mines and Minerals (Development and Regulation) amendment Act, 2015, or Rules framed there under. The User Agency shall submit a copy of the Mining lease once obtained, to the Regional Office, Chennai for record.	Yes. The period of mining lease will be co-terminus with the period of the mining lease granted under the Mines and Minerals (Development and Regulation) Act. The compliance will be submitted on receipt of mining grant from the Director of Mines & Geology, Ibrahimpatnam, Vijayawada in the matter.
18	The User Agency shall obtain Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986.	Yes. The user agency has submitted an undertaking to the effect stating that, they will obtain and produce the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986 from the competent authority before commencement of mining activities.
19	Consent of the State Pollution Control Board shall be obtained under the Air and Water Act before commencement of mining operations and it shall be renewed annually.	Yes. The user agency has submitted an undertaking to the effect stating that, they will obtain and produce the consent order from State Pollution Control Board as per the provisions of the Air and Water Act, 1974 from the competent authority before commencement of mining activities.
20	No labour camp shall be established on the forest land, User Agency shall provide firewood preferably alternate fuel to the labourers and the staff working at the site so as to avoid any damage and pressure on the adjacent forest areas.	The user agency has submitted an undertaking stating that "they abide by this condition and no labour will be established on the forest land. The User Agency has also submitted an undertaking stating that they provide the required alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas.
21	Only temporary storage sheds shall be set up in the area and no permanent structure shall be constructed in the forest area.	The User Agency has submitted an undertaking stating that they will abide by this condition.
22	The layout plan of the proposal shall not be changed without prior approval of the Central Government.	The User Agency has submitted an undertaking stating that they will abide by this condition.
23	The User Agency and the State Government shall ensure compliance to all the Acts, Rules, Regulations and Guidelines of the Ministry, for the time being in force, as applicable to such project.	The user agency has submitted an undertaking to the effect stating that, We will abide and undertake to comply the provisions of the all Forest Acts, Rules, Regulations and Guidelines, in force, as applicable to the project area.
24	The forest land shall not be used for any purpose other than that specified in the proposal and total forest area utilized for the project shall not exceed 4.69 Ha (including safety zone area). The User Agency shall furnish an undertaking to the effect.	The User Agency has submitted an undertaking stating that they will abide by this condition.
25	The forest land proposed to be diverted shall under no circumstances be transferred or sublet to any other agency or Department or person without prior approval of the Central Government.	The User Agency has submitted an undertaking stating that they will abide by this condition.

26	Any other condition that the Additional Principal Chief Conservator of Forests (Central), 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.	No other conditions was imposed by any authority sofar.
27	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.	Yes. The user agency has submitted an undertaking to this effect.

It is further submitted that as per instructions of the Prl. Chief Conservator Forests, AP, Guntur vide letter dt.26.07.2018, the following compliance report is submitted on additional two conditions as follows;

1	Publish the entire forest clearances granted in verbatim along with the conditions and safe - guards imposed by the Central Government in two widely circulated daily newspapers one in Vernacular language and other in English language so as to make people aware of the permission granted to the project proponent for use of forest land for non - forestry purposes.	The User Agency has furnished the publication copies of approved stage-I permission letter in the News papers vide Anadra Jyothi, District edition dt.09.08.2019 and in English in INDIAN Express, Tirupati edition dt.09.08.2019. Copy is enclosed.
2	The copies of the Forest Clearance should be submitted to the Heads of Local bodies, Panchayats and Municipal Bodies by the project proponents in addition to the relevant offices of the Government who in turn has to display the same for 30 days.	The User Agency has furnished the publication copies of approved stage-I permission letter in the in Gram Panchayat, Mandal Parisad and Zilla Parisad in Offices on 13.08.2019. Acknowledged copy is enclosed.

In view of the above, the remittance particulars of amount to Adhoc CAMPA, and under takings given by the User Agency along with payment adjustment details down loaded from the forest clearance portal is submitted here with for favour of kind information and further actions.

This is submitted for favour of kind information and necessary action.

Encl:

Yours faithfully,
Sd/- Jagannath Singh. R,
Divisional Forest Officer,
Chittoor East (WL) Division.

Chittoor.

Copy to the Forest Range Officer, Karvetinagar for necessary action.

Copy to the Divisional Forest Officer, Anantapuramu along with payment adjustment details down loaded from the forest clearance portal for information and necessary action

Copy to M/s. Venkateswara Rocks, # 4-2062/11, Siddhartha Nagar Colony, OPP: PVKN Degree College, Vellore Road, Chittoor Town & Mandal Chittoor District, for information.

// t.c.b.o //


Technical Officer