

F. No. 8-43/2017-FC  
Government of India  
Ministry of Environment, Forests and Climate Change  
(Forest Conservation Division)  
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Indira Paryavaran Bhawan,  
Aliganj, Jorbagh Road,  
New Delhi – 110003.

Dated: 03<sup>rd</sup> April, 2018

To,

The Special Secretary to Government (Forests)  
Environment, Forests, Science & Technology Deptt.,  
Government of Telangana State Secretariat,  
Hyderabad,


**Sub:** Diversion of 205.4811 ha of forest land in Achampet Division of Nagarkurnool District for works of Lift-I Pump house (Package-1) and formation of Anjanagiri Reservoir (Package-2), Earth work Excavation & Construction of Tunnel in between Anjanagiri Reservoir at Narlapur (V) and Veerajaneya Reservoir at Yedula (V) (Package- 4) of Palamuru Rangareddy Lift Irrigation Scheme Project in favour of Chief Engineer, PRLIS, Hyderabad.

Sir,


I am directed to refer to the State Government of Telangana's letter No. 1999/For. I (1)/2017 dated 26<sup>th</sup> May, 2017 on the above mentioned subject, wherein prior approval of the Central Government for diversion of 205.4811 ha of forest land in Achampet Division of Nagarkurnool District for works of Lift – I Pump house (Package-1) and formation of Anjanagiri Reservoir (Package-2), Earth work Excavation & Construction of Tunnel in between Anjanagiri Reservoir at Narlapur (V) and Veerajaneya Reservoir at Yedula (V) (Package- 4) of Palamuru Rangareddy Lift Irrigation Scheme Project in favour of Chief Engineer, PRLIS, Hyderabad was sought in accordance with Section – 2 of the forest (Conservation) Act, 1980. The said proposal has been examined by the Forest Advisory Committee constituted by the Central Government under Section-3 of the aforesaid Act.

2. After careful consideration of the proposal of the State Government of Telangana and on the basis of the recommendations of the Forest Advisory Committee, ***In-principle approval/Stage-I Clearance*** of the Central Government is hereby granted for diversion of 205.4811 ha of forest land under Forest (Conservation) Act, 1980 in Achampet Division of Nagarkurnool District for works of Lift – I Pump house (Package-1) and formation of Anjanagiri Reservoir (Package - 2), Earth work Excavation & Construction of Tunnel in between Anjanagiri Reservoir at Narlapur (V) and Veerajaneya Reservoir at Yedula (V) (Package 4) of Palamuru Rangareddy Lift Irrigation Scheme Project in favour of Chief Engineer, PRLIS, Hyderabad subject to the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged;
- (ii) Compensatory afforestation over the non-forest land, equal in extent to the area of forest land being diverted shall be raised within a period of three years with effect from the date of issue of Stage-II clearance and maintained thereafter in accordance with the approved Plan in consultation with the State Forest Department at the cost of the user agency. At least 1000 saplings per hectares shall be planted over 205.4811 ha. (205481 plants). If it is not possible to plant these many seedlings in the identified DFL, the balance seedlings will be planted in other suitable degraded forest land as per the prescriptions of the Working Plan at the cost of the User agency. In such case CA cost will be revised and duly approved by competent authority and deposited through online in the CAF managed by CAMPA;

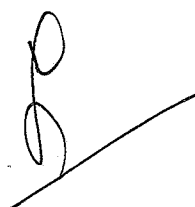


- (iii) **25% of the CA cost additionally will be spent towards Soil and Moisture Conservation activities in the proposed CA area as per site requirement and deposited in CAF, through online;**
- (iv) The non-forest land identified for raising compensatory afforestation shall be transferred and mutated in favour of the State Forest Department before issue of the Stage –II clearance;
- (v) The non-forest land to be transferred and mutated in favour of the State Forest Department for raising Compensatory Afforestation shall be notified 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;
- (vi) The land identified for the purpose of CA shall be clearly depicted on a Survey of India toposheet of 1:50,000 scale;
- (vii) The User Agency shall transfer the cost of raising and maintaining the compensatory afforestation at the current wage rate in consultation with State Forest Department in the account of Ad-hoc CAMPA of the concerned State **through online portal**. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years;
- (viii) The User Agency shall transfer the funds for the **Net Present Value (NPV)** of the forest land being diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 28.03.2008, 24.04.2008 and 09.05.2008 in Writ Petition (Civil) No. 202/1995 and the guidelines issued by this Ministry vide its letter No. 5-3/2007-FC dated 05.02.2009 **through online portal** of Ad-hoc CAMPA account of the State Concerned;
- (ix) At the time of payment of the Net Present Value (NPV) at the then prevailing rate, the user agency shall furnish an undertaking to pay the additional amount of NPV, if so determined as per the final decision of the Hon'ble Supreme Court of India;
- (x) **The State Government shall impose the quantum of penalty as admissible due to violations of provisions of Forest Conservation Act 1980, as per the guidelines issued vide this Ministry's letter no. 11-42/2017-FC dated 29.01.2018 and the payment in this regard shall be deposited, into the account of Ad-hoc CAMPA through web portal of this Ministry;**
- (xi) **The user agency should ensure that the compensatory levies (CA cost, NPV, etc.) are deposited through challan generated online on web portal and deposited in appropriate bank online only. Amount deposited through other mode will not be accepted as compliance of the Stage- I clearance;**
- (xii) Any fund received from the user agency under the project, except the funds realized for regeneration / demarcation of safety zone, shall be transferred to Ad-hoc CAMPA through Online-portal of Ad-hoc CAMPA account of the State Concerned;
- (xiii) **The User Agency shall prepare and implement the R & R Plan as per the R&R policy of State Government in consonance with National R & R policy, Government of India before commencement of the project work and implementation. The said R&R plan will be monitored by the state government / Regional office of MoEF & CC along with indicators for monitoring and expected observable milestones.**
- (xiv) **The State Government shall furnish report regarding action taken on the violations including fixing of responsibility on the errant officials and also status of compliance of the**



conditions / penalty imposed by the Committee constituted by State Government under the Chairmanship of Principal Secretary (Forest) vide G.O.No.806, I & CAD (Projects II) Department dated 26.09.2017;

- (xv) The User Agency shall obtain the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986;
- (xvi) The User Agency shall obtain clearance from the Standing Committee of NBWL for areas falling in the protected area and its Eco-Sensitive Zone before commencement of work;
- (xvii) The Forest Department shall prepare a Plan of Action to utilize the water potential available nearby for the benefit of forest crop and also to the wild animals at the cost of user agency;
- (xviii) A plan for conservation of Wildlife will be made by the user agency in consultation with the PCCF (Wildlife) to be implemented at the cost of user agency;
- (xix) **This Stage-I approval would also be subject to the outcome of the litigation pending before the Hon'ble NGT/ Courts with respect to this proposal;**
- (xx) A Catchment Area Treatment Plan as approved by the State Government be implemented by State Forest Department at the project cost;
- (xxi) The user agency shall carry out muck disposal at pre-designated sites in such a manner so as to avoid its rolling down with approval plan;
- (xxii) The tree felling in the forest area, so diverted, shall only be as per the actual requirement and with prior permission of the competent authority.
- (xxiii) The User agency shall undertake afforestation along the periphery of the reservoir;
- (xxiv) There shall be no tree felling between FRL (Full Reservoir Level) and FRL - 4 meters and the forest land located between FRL and the FRL-4 meters may be afforested by planting appropriate indigenous tree species;
- (xxv) The User agency shall provide free water for the forestry related projects;
- (xxvi) Layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- (xxvii) No labour camp shall be established on the forest land;
- (xxviii) The forest land shall not be used for any purpose other than that specified in the proposal and under no circumstances be transferred to any other agency, department or person;
- (xxix) The State Government shall ensure that the user agency shall provide 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;
- (xxx) Boundary of the forest land proposed to be diverted shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, forward and back bearing, distance from pillar to pillar and GPS co-ordinates;
- (xxxi) The State Government shall maintain the character of the project as an irrigation project and to ensure continued benefit to the farmers in the command area, no more diversion of water from the project for industrial projects will be permitted in future;



(xxxii) The State Government shall complete settlement of rights, in terms of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, if any, on the forest land to be diverted and submit the documentary evidence as prescribed by this Ministry in its letter No. 11-9/1998-FC (pt.) dated 03.08.2009 read with 05.07.2013, in support thereof;

(xxxiii) Action taken by the State Government against erring officials shall be submitted;

(xxxiv) Necessary correction in the revenue record shall be effected so as to include forest land in question which is already notified;

(xxxv) Shape/KML file of 237 ha. land identified for CA shall be submitted;

(xxxvi) The proof of reconciled field records with demarcation shall also be submitted;

(xxxvii) Any other condition that the concerned Regional Office of this Ministry may stipulate, from time to time, in the interest of conservation, protection and development of forests & wildlife;

(xxxviii) The User agency shall submit the annual self -compliance report in respect of the above conditions to the State Government, concerned Regional Office and this Ministry by the end of March of every year regularly; and

(xxxix) The User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations, Guidelines, NGT order (s) and relevant Hon'ble Court Order (s), if any, pertaining to this project for the time being in force, as applicable to the project.

3. After receipt of the report on compliance to the conditions stipulated in the paragraph-2 above from the State Government of Telangana, Final /Stage-II approval for diversion of the said forest under Section-2 of the Forest (Conservation) Act, 1980 will be issued by this Ministry. Transfer of the said forest land to the user agency shall not be effected by the State Government of Telangana till final/stage-II approval for its diversion is issued by this Ministry.

Yours faithfully,

(Nisheet Saxena)

Sr. Assistant Inspector General of Forests (FC)

**Copy to:-**

1. The Principal Chief Conservator of Forests, Government of Telangana, Hyderabad.
2. The Addl. Principal Chief Conservator of Forests (Central), Regional Office (South Eastern Zone), Chennai.
3. The Nodal Officer, under the forest (Conservation) Act, 1980, Forest Department, Government of Telangana, Hyderabad.
4. User Agency.
5. Monitoring Cell, FC Division, MoEF & CC, New Delhi, for uploading.
6. Guard File.

(Nisheet Saxena)

Sr. Assistant Inspector General of Forests (FC)