



सत्यमेव जयते

भारत सरकार  
GOVERNMENT OF INDIA  
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE  
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F.No.4-APB012/2016-CHN/ 1405  
Date 11<sup>th</sup> July, 2016

To,

The Special Chief Secretary to the Government of Andhra Pradesh,  
Environment, Forests, Science & Technology Department,  
Andhra Pradesh, Secretariat, Hyderabad- 500 022.

Subject: Diversion of 1.737 ha of Forest Land in Singanapalli-A RF of Nellore Division for up-gradation of NH 565 from Km 357 / 240 to 360 / 145 to two lane with paved shoulders in the State of Andhra Pradesh under NHDP-IV in favour of Executive Engineer, (R&B), NH Division, Kadapa-reg

Sir,

Please refer to the State Government's letter No.1930/Section.II/2015 dated 18.04.2016 seeking prior approval of the Central Government in accordance with Section'2' of Forest (Conservation) Act, 1980 for the above mentioned project.

After careful consideration of the proposal of the State Government, I am to convey Central Government's approval in-principle (*Stage-I*) under Section'2' of Forest (Conservation) Act, 1980 for Diversion of 1.737 ha of Forest Land in Singanapalli-A RF of Nellore Division for up-gradation of NH 565 from Km 357 / 240 to 360 / 145 to two lane with paved shoulders in the State of Andhra Pradesh under NHDP-IV in favour of Executive Engineer, (R&B), NH Division, Kadapa, subject to the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged.
- (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.
- (iii) The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 4.00ha identified degraded forest land in Compt.No.370 in Srikolanu RF, Atmakur range at the cost of user agency.
- (iv) Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government

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- (v) The penal compensatory afforestation (PCA) shall be raised and maintained by the State Forest Department over 3.474 ha of degraded forest land at the cost of user agency. Map with DGPS co-ordinates and CA scheme under penal compensatory afforestation shall be furnished.
- (vi) The State Government shall charge the Net Present Value of the diverted forest land measuring 1.737 ha. from 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.
- (vii) 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 User Agency. User Agency shall furnish an undertaking to this effect.
- (viii) The funds received from the User Agency towards Compensatory Afforestation and Net Present Value under this project shall be deposited in the respective bank account of the Andhra Pradesh State CAMPA. **The User Agency shall compulsorily deposit the CA and other levies only by generating challan through the Ministry's website.**
- (ix) The layout plan of the proposal shall not be changed without the prior approval of the Central Government. User Agency shall furnish an undertaking to this effect.
- (x) The user agency shall dug trenches on either side of the road in order to avoid any further encroachments on the road side.
- (xi) The construction of culverts/bridges, if any, over the natural streams/rivers/canals should be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging, and also does not hamper movement of wild animals.
- (xii) Trees standing in the diverted area shall be felled strictly as per requirement with prior permission of the Divisional Forest Officer concerned. As far as possible, translocation of the trees may be attempted.
- (xiii) There will be speed breaker on the road within the wildlife areas/ wildlife crossings, along with frequent signage reminding cross of speed limits and the damage of wildlife hits.

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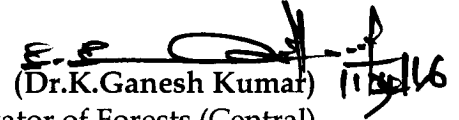


- (xiv) The user agency shall arrange to raise avenue plantation all along the roadside and central verge at the project cost with maintenance of 7-10 years.
- (xv) The muck shall not be dumped outside the road. The muck generated in the earth cutting if any, will be disposed off at designated dumping sites and in no case the muck/debris will be disposed off in the forest areas or rolled down on the hill slopes.
- (xvi) Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO so as to stabilize the soil.
- (xvii) The User Agency shall not charge any kind of fee i.e. toll tax etc. for the Forest Department vehicles plying on the proposed road.
- (xviii) The total forest area utilized for the project shall not exceed 1.737 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. User Agency shall furnish an undertaking to this effect.
- (xix) The forest land proposed for diversion shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government.
- (xx) The approval under the Forest (Conservation) Act, 1980 is subject to the clearance under all other Acts, Rules/Regulation and Guidelines as may be applicable to such project. 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.
- (xxi) 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.
- (xxii) The user agency shall submit the annual self compliance report in respect of the above conditions to the State Govt. and to the Regional Office, regularly.
- (xxiii) 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.



After receipt of the compliance report on above mentioned conditions, the proposal will be considered for final approval. Transfer of forest land to User Agency shall not be effected prior to the issue of final approval. This in-principle approval shall be valid for a period of 5 years. In the event of noncompliance of the above conditions, this in-principle approval shall automatically stand revoked after 5 years.

Yours faithfully,

  
(Dr.K.Ganesh Kumar)

Dy. Conservator of Forests (Central)

Copy to:-

1. The Director General of Forests & Special Secretary to Govt. of India, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi - 110 003.
2. The Principal Chief Conservator of Forests, Forests Department, Govt. of Andhra Pradesh, Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
3. The Additional Principal Chief Conservator of Forests/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Govt. of Andhra Pradesh, Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
4. The Director, RO(HQ) Division, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi - 110 003.
5. The Executive Engineer , (R&B), NH Division, Rabindra Nagar, Kadapa- 516003
6. Guard file.

  
(Dr.K.Ganesh Kumar)

Dy. Conservator of Forests (Central)

