

**GOVERNMENT OF ANDHRA PRADESH
FOREST DEPARTMENT**

From Sri N. Prateep Kumar, IFS, To The Special Chief Secretary to Government,
Prl. Chief Conservator of Environment, Forests, Science & Technology
Forests & Head of Forest Department, A.P., Secretariat, Velagapudi.
Force,
Andhra Pradesh, Guntur
-522004

Rc. no. 11127/2017/FCA-3, dated:23/11/2020.

Sir,

Sub:APFD – F(C)Act, 1980 – Diversion of 1.85 ha. forest land in Seethakonda - RF in Visakhapatnam Division for relaying Visakha Valley school Road from NH-16 Junction to beach Road, Visakhapatnam – In-principle (Stage-I) approval approved - Request to submit rectified condition-wise compliance report - Reg.

Ref: 1. GoI, MoEF&CC, RO, Chennai F.no. 4-APB063/2018-CHN/1042,
- dated: 06-07-2018.
2. PCCF(HoFF), A.P., Guntur Rc.no.11127/2017/FCA-3, dated:
08.08.2018.
3. CF, Visakhapatnam Rc.no. 3509/2017/TO, dated: 07.06.2019 &
30.09.2020.

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It is submitted the Conservator of Forests, Visakhapatnam in the reference 3rd cited has submitted the compliance on the conditions stipulated in the stage-I approval accorded by the Government in the reference 1st cited.

The compliance is as follows.

(i)	Legal status of the diverted forest land shall remain unchanged.	The user agency stated that 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	The user agency has erected 46 no. of concrete pillars at an interval of 20 m. (copy enclosed)

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	cost of User Agency.	
(iii)	The State Forest Department shall carry out Compensatory Afforestation (CA) over equivalent extent of non-forest area at the cost of the user agency. Map along with DGPS co-ordinates, soil suitability certificate, CA scheme etc shall be furnished along with the compliance report.	The CF, Visakhapatnam has submitted te DGPS map of non-forest land for CA, CA scheme for an amount of Rs.12.253 lakh and Soil Suitability Certificate issued by Assistant Director, Agriculture, Soil Testing Centre, Anakapalli. The authenticated DGPS maps of non-forest land for CA, CA scheme and Soil Suitability certificate issued by AD, Agriculture, Soil Testing Centre, Anakapalli are herewith enclosed.
(iv)	Entire non-forest land to be identified for compensatory Afforestation shall be transferred and mutated in favour of the State Forest Department before issue of the Stage-II clearance.	The user agency transferred and mutated 1.85 ha of CA land in Sy.no.82/2 of Gudilova Village to the State Forest Department shall carry out Compensatory Afforestation (CA) over equivalent extent of non-forest area.
(v)	The State Government shall charge the Net Present Value (NPV) of the diverted forest land measuring 1.85 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.	The user agency paid an amount of Rs. 8,10,300/-(Rupees Eight lakh Ten thousand Three hundred) only towards the Net Present Value (NPV). Copy enclosed.
(vi)	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 furnished an undertaking to this effect.
(vii)	The funds received from the User Agency towards Compensatory Afforestation and Net Present	The user agency has paid an amount of ₹20,35,600/- (i.e. ₹12,25,300 towards CA +

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	Value under this project shall be deposited in the Corporation Bank account of the Andhra Pradesh State CMPA. <u>The User Agency shall compulsorily deposit the NPV and other levies only by generating challan through the Ministry's website.</u>	₹8,10,300/- towards NPV) in to Adhoc CAMPA account on 18.02.2019.
(viii)	Wherever feasible the State Forest Department shall carry out translocation of trees instead of resorting to felling, at the cost of user agency.	The user agency has furnished an undertaking to this effect.
(ix)	The user agency shall construct retaining walls and check walls wherever required, in consultation with the DFO, concerned, at the project cost.	The user agency has furnished an undertaking to this effect.
(x)	The construction of culverts / bridges, if any, over the natural streams / rivers / canals shall 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.	The user agency has furnished an undertaking to this effect.
(xi)	Road site cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO concerned so as to stabilize the soil.	The user agency has furnished an undertaking to this effect.
(xii)	The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall be done in the forest area proposed.	The user agency has furnished an undertaking to this effect.
(xiii)	Felling of trees on the forest land being diverted shall be reduced to the bare minimum and the trees should be felled under the strict supervision of the State Forest Department.	The user agency has furnished an undertaking to this effect.

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(xiv)	The user agency shall arrange to raise strip plantation on either side of the road and also on the central verge at the project cost and maintain the same for 10 years	:	The user agency has furnished an undertaking to this effect.
(xv)	There shall be speed breakers on the road within the wildlife areas / Wildlife crossings, along with signage boards at frequent intervals to be constructed at the project cost.	:	The user agency has furnished an undertaking to this effect.
(xvi)	Enumeration of list of trees to be felled in the proposed forest land for diversion shall be furnished along with the compliance report and to be updated in the web portal.	:	There are no trees existing in the area proposed for diversion.
(xvii)	The user agency shall obtain CRZ clearance from the competent authority before execution of the project, if required.	:	The user agency has furnished CRZ clearance / No Objection certificate issued by the GoAP, EFS &T order no. 8123/SADA/2003, dated: 05.03.2004. Copy enclosed.
(xviii)	The layout plan of the proposal) shall not be changed without the prior approval of the Central Government.	:	The user agency has furnished an undertaking to this effect.
(xix)	The user agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage / tree felling.	:	The user agency has furnished an undertaking to this effect.
(xx)	Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it shall be the responsibility of the user agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna.	:	The user agency has furnished an undertaking to this effect.
(xxi)	The total forest area utilized for the project shall not exceed 1.85 ha and the forest area diverted	:	The user agency has furnished an undertaking to this effect.

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	shall not be used for any purpose other than those shown in the diversion proposal. The user agency shall furnish an undertaking to this effect.	
(xxii)	The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government.	The user agency has furnished an undertaking to this effect.
(xxiii)	User agency and the State Government shall ensure compliance to provisions of all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project.	Yes, User agency and the State Government shall ensure compliance to provisions of all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project.
(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.	Yes, all the 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
(xxv)	The progress of the Compensatory Afforestation as mentioned by the DFO, Visakhapatnam Forest Division in Sl.no.12 (v) (a) of part II i.e. 44.31 ha of non-forest land and 469.00 ha of 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.	Yes, Copy of the Quarterly progress under Compensatory Afforestation is enclosed.
(xxvi)	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,	The user agency has furnished an undertaking to this effect.

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	Chennai.	
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The compliance report in (2) sets is submitted herewith.

Government are therefore requested to forward the above Stage-I conditions compliance to the Government of India, MoEF &CC, R.O, Chennai for according final (Stage –II) approval of the said project at the earliest.

Encl:- As above

Yours faithfully,
N Prateep Kumar
Prl. Chief Conservator of Forests &
Head of Forest Force

Copy to the Conservator of Forests, Visakhapatnam

Copy to the Divisional Forest Officer, Visakhapatnam for information and necessary action.

Copy to the Executive Engineer, Visakhapatnam Urban Development Authority, VUDA UdyogBhavan Complex, Siripuram Junction, Visakhapatnam for information and necessary action.