



भारतसरकार
GOVERNMENT OF INDIA
पर्यावरण ,वनएवंजलवायुपरिवर्तनमंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE
CHANGE
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F.No.4-TSB193/2021-HYD/

Date July, 2021

To,

The Special Chief Secretary to the Government,
Environment, Forests, Science & Technology Department,
Telangana State Secretariat, Hyderabad.

Subject: Diversion of forest land of 0.3893 Ha for upgradation and widening of existing road from R/F R&B road to Kosagutta in Pembi Mandal of Nirmal District in favour of District Panchayathi Raj Engineer, Nirmal - reg

Sir,

Please refer to the State Government's letter Nos.2055/For.I(1)/2021 dated 22.06.2021 and online proposal No.FP/TG/ROAD/40176/2020 seeking prior approval of the Central Government for diversion of forest land 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 the Central Government's in principle approval (**Stage-I**) under Section '2' of Forest (Conservation) Act, 1980 for diversion of forest land of **0.3893 ha** for upgradation and widening of existing road from R/F R&B road to Kosagutta in Pembi Mandal of Nirmal District in favour of District Panchayathi Raj Engineer, Nirmal, subject to the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged;
- (ii) 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 the User Agency;
- (iii) The State Forest Department shall carry out activities like erecting chain link fencing, boundary pillars and SMC works i.e., SCTs etc., and taking up cultural operations and fire management works as proposed in the CA scheme, at the cost of the user agency over an extent of **1.00 ha** out of **39.84 ha** identified non-forest in Sy.No. BDPP of Indhani Village of Kerameri Mandal of Kerameri Range falling in Asifabad division, in lieu of various road proposals under PMGSY Scheme of Panchayathi Raj Department;

- (iv) As the State Government proposed to carryout compensatory afforestation in the degraded forest area, the State Forest Department shall carryout compensatory afforestation i.e. 1111 per ha over an extent of **40.00 ha (identified for various PMGSY road proposals)** identified in Compt. No. 134 of Raspally Beat of Raspally Section of Kaghaznagar Range falling in Kaghaznagar Division, **at the cost of the User Agency;**
- (v) Non forest area and degraded forest land identified for CA purpose and CA scheme shall not be changed without prior approval of the Central Government;
- (vi) Entire non-forests land identified for raising compensatory afforestation over an extent of **39.84 ha identified non-forest in Sy.No. BDPP of Indhani Village of Kerameri Mandal of Kerameri Range falling in Asifabad division,** in lieu of various road proposals under PMGSY Scheme of Panchayathi Raj Department shall be transferred and mutated in favour of the State Forest Department and same 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 before **Stage II approval**. A copy of the original notification shall be submitted along with the compliance report to this office for information and record;
- (vii) The PCCF and Nodal Officer (FCA) of the State of Telangana shall instruct all the field level officers to implement the CA scheme in its entirety as per the proposal and no CA amount should be left unspent;
- (viii) The State Government shall charge the Net Present Value of the diverted forest land measuring **0.3893 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;
- (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 future, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect;
- (x) All the funds received from the User Agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal (<https://parivesh.nic.in/>);
- (xi) **All levies like cost towards CA, NPV, mitigation plan etc under the project shall be realized only after obtaining required permission from the SC-NBWL;**

- (xii) **No working permission shall be accorded by the State Government without obtaining approval from competent authority i.e. SC-NBWL;**
- (xiii) All conditions to be imposed by the SC-NBWL shall be complied by the State Govt / User Agency;
- (xiv) **In case, SC NBWL not recommend the subject proposal, then the Stage I approval accorded under FCA, 1980 will stand revoked automatically;**
- (xv) As per the directions of REC in its 48th meeting on 07.07.2021, the State Government shall consult experts from the WII and shall prepare revised comprehensive mitigation plan considering the overall impact on wildlife due to up-gradation of roads (different stretches under PMGSY) within the Kawal Tiger Reserve area and the State Forest Department shall implement such plan in planned manner at the cost of the project. **Revised comprehensive mitigation plan may be submitted to SC-NBWL for concurrence;**
- (xvi) Required number of Animal Passages with appropriate specifications as per the MoEF and WII guidelines shall be constructed at the cost of the User Agency as per the comprehensive wildlife mitigation plan to be prepared in Sl.No.(xv).
- (xvii) The User Agency shall construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost;
- (xviii) The following conditions as recommended by the Conservator of Forests, Adilabad shall be complied by the User Agency;
 - a. All the debris at the site of construction of under passes shall be removed immediately after construction;
 - b. Kindling of any fire in forest shall not be allowed; and the User Agency shall carry out work of up-gradation between 7AM to 4 PM only;
 - c. Speed breakers shall be provided at 02 locations to control the speed;
 - d. Signages on speed limit and wildlife movement / protection shall be placed at 02 locations.
- (xix) 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;
- (xx) Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO concerned so as to stabilize the soil;
- (xxi) The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area;

- (xxii) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- (xxiii) The User Agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage/tree felling and no labour camp shall be established inside the forest area;
- (xxiv) 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;
- (xxv) The total forest area utilized for the project shall not exceed 0.3893ha (width of the road shall not exceed 6 mtrs and “Carriage way” of the road shall be restricted to 3.00 mtrs width, as per IRC:SP: 20-2002;) and the forest area diverted 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;
- (xxvi) No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- (xxvii) 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;
- (xxviii) The 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;
- (xxix) Any other conditions that the Central Government or Regional Officer (Central) of Integrated Regional Office, Hyderabad 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;
- (xxx) In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the provisions under guidelines of the FCA, 1980.
- (xxxi) The State Government shall process and submit compliance report on the above conditions through online(<https://parivesh.nic.in/>);

After receipt of the compliance report on above mentioned conditions, the proposal will be considered for final approval. This in-principle approval shall be valid for a period of 5 years from the date of issue of this letter. In the event of non-

compliance of the above conditions, this in-principle approval shall automatically stand revoked after 5 years.

Yours faithfully,

Sd/-
(R.Hemanth Kumar)
Regional Officer (Central)

Copy to:-

1. The Principal Chief Conservator of Forests, Forests Department / Nodal Officer (FCA), Govt. of Telangana Aranya Bhavan, Saifabad, Hyderabad, PIN-500 004.
2. Superintending Engineer, O/o Superintending Engineer, PR Circle, Adilabad District, Telangana-504001. sepradilabad@gmail.com
3. Guard file.

Sd/-
(R.Hemanth Kumar)
Regional Officer (Central)