



भारत सरकार
GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE
Regional Office (South Eastern Zone),
1st & 2nd floor, HEPC Building, No.34, Cathedral Garden Road,
Nungambakkam, Chennai - 600034, Tel. 044-28222041,
e-mail: ro.moefccc@gov.in / roefccc@gmail.com



F.No.4-APB090/2018-CHN/2017
Date 20th December, 2018

To,

The Principal Secretary to the Government of Andhra Pradesh,
Environment, Forests, Science & Technology Department,
Government of Andhra Pradesh, Room No.268, 1st Floor, 4th Block,
Andhra Pradesh Secretariat, Velagapudi, Amaravati Guntur District-522503

Subject: Diversion of 0.75 ha forest land in Compt No 67 of Ambapouram RF,
Nellore Division for forming CC approach road from Akkacheruvupadu
to Nellore-Podalakur Road in favour of Commissioner, Nellore Municipal
Corporation, Nellore-reg.

Sir,

Please refer to the State Government's letter No.4825/Section-II/2018 dated 03.12.2018 and online proposal No. FP/AP/ROAD/36387/2018 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 directed to convey the Central Government's in principle approval (**Stage-I**) under Section '2' of Forest (Conservation) Act, 1980 for diversion of 0.75 ha forest land in Compt No 67 of Ambapouram RF, Nellore Division for forming CC approach road from Akkacheruvupadu to Nellore-Podalakur Road in favour of Commissioner, Nellore Municipal Corporation, Nellore, subject to the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged;
- (ii) Demarcation of the forest area proposed for diversion 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 planation and maintenance of **ten times** the number of trees to be felled in the diverted forest area, in the nearby degraded forest area at the cost of the User Agency; only indigenous species shall be planted; degraded forest area details like, map with DGPS co-ordinates, CA scheme etc shall be furnished along with the compliance report;

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Date 20/12/18 RSh

- (iv) The State Government shall charge the Net Present Value of the diverted forest land measuring **0.75 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;
- (v) 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;
- (vi) Funds received from the User Agency towards Compensatory Afforestation, Net Present Value and any money received in compliance of the conditions stipulated by the Central Government under this project shall compulsorily be deposited in to the **"State Compensatory Afforestation Fund of Andhra Pradesh State" only**;
- (vii) Trees should be felled under the strict supervision of the DFO/ FDO concerned;
- (viii) The User Agency either them self or through the Forest Department shall carryout the measures proposed by the DFO, Nellore for protection of local eco system and fauna at the project cost;
- (ix) Wherever feasible the State Forest Department shall carry out translocation of trees instead of resorting to felling, at the cost of the user agency;
- (x) The user agency shall construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost;
- (xi) 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;
- (xii) 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;
- (xiii) The dug out material / overburden shall be dumped outside the forest area. Storage of material shall not be done in the forest area proposed for diversion;

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- (xiv) The layout plan of the proposal shall not be changed without prior approval of the Central Government;
- (xv) 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;
- (xvi) Disturbance shall be kept minimum by creating labour camps outside the forest area 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;
- (xvii) The total forest area utilized for the project shall not exceed **0.75 ha** 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;
- (xviii) 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;
- (xix) The 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;
- (xx) 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;
- (xxi) The Progress in Compensatory Afforestation under the jurisdiction of Nellore Forest Division 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;
- (xxii) 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.

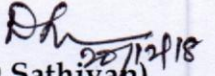
After receipt of the compliance report on above mentioned conditions, the proposal will be considered for final approval. This in-principle approval shall be valid for a period of 5 years from the date of issue of this letter. In the event of non-

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

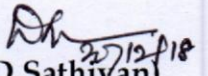
Yours faithfully,


(D.Sathiyah)

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, K.M. Munshi Road, Nagarampalem Guntur-522004.
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, K.M. Munshi Road, Nagarampalem, Guntur-522004.
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 Commissioner, Municipal Corporation Nellore, Opp Barashahi Dargha, Andhra Pradesh-524003.
6. Guard file.


(D.Sathiyah)

Conservator of Forests (Central)

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