



भारत सरकार
Government of India
पर्यावरण वन और जलवायु परिवर्तन मंत्रालय
Ministry of Environment, Forests & Climate Change
एकीकृत क्षेत्रीय कार्यालय/Integrated Regional Office
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F.No. 4-TSB224/2021-HYD/719

Date: 21st September, 2022

To,

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

Subject: Diversion of forest land 4.5151 ha of forest land for formation of road from Mallaoor to Challagarga via Lolam, Govindpally, Beliya Thanda, Dhammannapet of Indalwai Mandal of KesaramAmsanpally, Kesaram Extension RFs of Nizamabad Division of Nizamabad District in favour of District Panchayath Raj Engineer (PIU) Division, Nizamabad District-Reg.

Madam,

Please refer to the State Government's letter Nos. 2405/For.I(1)/2021 dated 20.07.2021 and online proposal No. FP/TG/ROAD/62783/2020 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.

The proposal involves diversion of forest land in two stretches falling in Kesaram Amsanapally RF (2.17426 ha.) and Kesaram Extension RF (2.34083 ha). These forest stretches are indicated on the map with DGPS coordinates KP-1 to KP-10 and KP-11 to KP-17. Existing alternate routes were examined on DSS and noticed that there exists an alternate route for Dhamnnapet to Challegarga (9/893 to 12/233) and hence the request for diversion of forest land for laying a new road Dhammanapet to Challegaraga (9/893 to 12/233) through forest is not acceptable.

The Forest area proposed for diversion of forest land for Construction of BT road from Lolam to Govindpally (2/075 to 4/250) with dimension of 2174.26 m length and total width of 10.00 m. is examined in the light of the projected traffic/ expected beneficiaries. Keeping in view of very low traffic in the area it is considered to reduce the proposed width of the road from 10.00 m to 7.00 m. Thus, the proposal for diversion of forest land for Construction of BT road from Lolam to Govindpally (2/075 to 4/250) in Kesaram Amsanapally RF with the dimensions of 2174.26 m length and total width of 07.00 m (1.522 ha. forest land only) is approved.

After careful consideration of the proposal submitted by 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 1.522 Ha (area falling from DGPS points KP-1 to KP-10) of forest land for formation of BT road from Lolam to Govindpally (2/075 to

4/250) of Indalwai Mandal of Kesaram Amsanpally RF of Nizamabad Division of Nizamabad District in favour of District Panchayath Raj Engineer (PIU) Division, Nizamabad District, subject to the following conditions:-

1. Legal status of the forest land shall remain unchanged
2. Demarcation of the proposed forest area to be diverted shall be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters by the User Agency prior to execution of work in consultation with the DFO/DCF concerned.
3. **Compensatory afforestation**
 - a. Compensatory afforestation shall be taken up by the Forest Department over equivalent non-forest land identified in Sy. No 419, Village-Demi Kalan, Mandal-Tadwai, District- Kamareddy at the cost of the user agency. A mixture of local indigenous forestry species shall be planted and monoculture of any species may be avoided.
 - b. Revised CA scheme as per the revised forest area approved for diversion shall be prepared and submitted along with the compliance report by the Forest Department.
 - c. The non-forest land proposed for CA shall be transferred and mutated in the name of Forest Department and notified as RF/PF. A copy of the original notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act, 1927, or under the relevant section of the State Forest Act as the case may be, shall be submitted by the State Government.
 - d. The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.
4. NPV:
 - a. The State Government shall charge the Net Present Value (NPV) for 1.522 ha forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No. 5-2/2006- FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009 in this regard.



- b. Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
5. User agency shall restrict the felling of trees to minimum number in the forest land proposed to be diverted and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.
6. **The wildlife mitigation plan duly approved by the Chief Wildlife Warden shall be implemented at the cost of the user agency.**
7. All the funds received from the user agency under the project shall be transferred/ deposited to designated CAMPA account only through e-portal (<https://parivesh.nic.in/>).
8. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
9. Speed regulating signage /speed breakers shall be erected along the road at regular intervals in the Forest Area.
10. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
11. The layout plan/ alignment of the proposal shall not be changed without prior approval of Central Government.
12. No labour camp shall be established on the forest land.
13. Sufficient firewood, preferably alternate fuel, shall be provided by the User Agency to the labourers after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
14. No additional or new path shall be constructed inside the forest area for transportation of construction materials for execution of the project work.
15. The forest land shall not be used for any purpose other than that specified in the project proposal.
16. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India.
17. **DFO/FDO concerned shall ensure that there is no violation of FCA, 1980 by the user agency. Breaking up of forest land shall not be allowed before the final approval is accorded by the central government/ working permission accorded by**

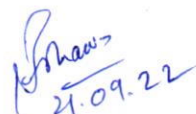


the competent authority in the state government as per the prevailing Rules/Guidelines.

18. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guidelines.
19. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.
20. The compliance report shall be uploaded on e-portal (<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 2 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 2 years.

Yours faithfully,



21.09.22

(Shri Kailash B. Bhawar, IFS)

Asst. Inspector General of Forests (Central)

Copy to: -

1. The Principal Chief Conservator of Forests (HoFF)/ Nodal Officer (FCA), Forest Department, Govt. of Telangana, Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
2. The IGF (ROHQ), MoEF&CC, GoI, New Delhi.
3. The Superintendent Engineer, District Panchayath Raj Engineer (PIU) Division, Nizamabad District-503001 (seprnzbd@gmail.com).
4. Guard file.