

**GOVERNMENT OF ANDHRA PRADESH
FOREST DEPARTMENT**

From
Sri Vineet Kumar, I.F.S.,
District Forest Officer,
Nandyal.

To
The Executive Engineer,
Public Health Division,
Kurnool.

Rc.No.852/2018/A4, Dated: 04-11-2023

// DEMAND NOTICE //

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Sub: APFD - F(C) Act, 1980 - Diversion of 0.43 ha. of forest land in Compt. No.354 & 355 of Sirvel Extension-II R.F. Nuthala North Beat, Rudravaram Range, Nandyal division - Water pumping main for providing water supply scheme to the Allagadda town with Gandaleru Reservoir (Thundlavagu) in favour of EE, Public Health Division, Kurnool - Stage-I approval communicated - Compliance report - Demand Notice issued - Reg.

- Ref: 1) GoI, MoEF & CC, IRO, Vijayawada, Lr.F.No.4-APB190/2022-VIJ/595, Dt. 31-10-2022
2) Govt. of AP, EFS&T (Sec-2) Department Memo No.1989/Section-II/2022 /1823309, Dt. 17-11-2022
3) PCCF & HoFF, AP, Mangalagiri Rc.No.EFS02-15021/1/2020/FCA-PCCF /FCA-1, Dt. 28-11-2022
4) CF & FDPT, Nandyal Rc.No.543/2023/TO, Dt. 10-10-2023

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It is to inform that in the reference 3rd cited, the Prl. Chief Conservator of Forests, AP, Mangalagiri has communicated in principle / stage-1 approval accord by GoI, MoEF&CC, IRO, Vijayawada for diversion of 0.43 ha. of forest land in Compt. No.354 & 355 of Sirvel Extension-II R.F. Nuthala North Beat, Rudravaram Range, Nandyal division Water pumping main for providing water supply scheme to the Allagadda town with Gandaleru Reservoir (Thundlavagu) in favour of EE, Public Health Division, Kurnool, subject to fulfillment of following conditions and while communicating the stage-1 approval of the Government of Andhra Pradesh as requested to furnish stage-1 compliance report.

Accordingly, the Prl. Chief Conservator of Forests, AP, Mangalagiri has communicated the stage-1 approval accorded by the Government of India for the project mentioned at subject and requested to submit the condition wise compliance report on 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 the appropriate distance as decided by the DFO concerned, at the cost of user agency.
- iii) The State Forest Department shall realize cost towards plantation of 10 times the trees to be felled under the project i.e., 5x10=50 trees. The State Forest Department shall carry out plantation in the nearby degraded forest area from, Map along with DGPS coordinates of the Degraded Forest area and CA scheme shall be furnished along with the compliance report.
- iv) The State Government shall charge the Net Present Value of the diverted forest land measuring 0.43 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 No.826 in 566 with related IA's in Writ Petition (Civil) No.202/1995 and Ministry's guidance No.5-3/2011-FC(Vol.I) dated 06-01-2022 and clarification issued vide letter dated 19-01-2022 and 22-03-2022.

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- 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) 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/>).
- vii) **The user agency shall obtain prior approval from the competent authority under Wildlife Protection Act, 1972. The State Government shall ensure all necessary clearances for the project under various Acts / Rules / guidelines and before handing over of the forest area to the user agency for non-forestry purpose and also implement suitable wildlife mitigation measures at the cost of the project.**
- viii) The layout plan of the proposal shall not be changed without the prior approval of the Central Government.
- ix) No labour camp shall be established on the forest land.
- x) Disturbance shall be kept minimal by creating labour camps outside the forest area as far as possible and it will be the responsibility of the user agency to ensure that the machinery, labourers & staff engaged in execution of work shall not destruct nearby forest flora & fauna.
- xi) Sufficient firewood, preferably the alternate fuel, shall be provided by the user agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
- xii) **Tree felling shall be carried out wherever necessary and under the strict supervision of DFO concerned.**
- xiii) 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.
- xiv) The total forest area utilized for the project shall not exceed 0.43 ha. And the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal.
- xv) 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.
- xvi) Any other conditions that the Central Government or Regional officer (Central) of the Integrated Regional Office, Vijayawada 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.
- xvii) 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 in Ministry's guidelines.

Amount demanded to be deposited in "State CA Fund" of the Andhra Pradesh State through e-challan only.

(As per IGF, Ad-hoc CAMPA Lr.No.12-2/2010-CAMPA dated 09-06-2016 communicated vide PCCF's Rc.No.4592/2001/FCA-4(i), dated 04-07-2016)

Sl. No.	Condition No. stipulated in the stage-I of GoI/AP	Category	Unit rate (whether applicable) (Rs. in lakhs)	Total area (0.00 ha.)	Total amount (Rs. 0.00 lakhs)
1	(vi)	NPV	12.28590	0.43	26.41469
		TOTAL			26.41469

Further the user agency is requested to deposit the value of tree extraction logging and transportation etc., in the forest area diverted as shown below and submit the payment receipt to this office.

Sl. No.	Total amount (Rs. in lakhs)	District Forest Officer, Nandyal bank account details for depositing the money	
1	0.00487	Name of the Bank	State Bank of India
		Branch location	Srinivasanagar, Main branch, Nandyal
		Account No.	33800364077
		IFSC code	SBIN 0000883

In addition to the above the user agency is requested to comply with the following in accordance with the Government of India instructions issued in F.No.7-23/2012 FC dated 24-07-2013 communicated vide PCCF & HoFF, AP, Guntur Rc.No.45921/2001-FO, dated 23-08-2013 and publish the orders at the cost of the project proponent.

- 1) Publish the entire forest clearances granted in verbatim along with the conditions and safe-guards imposed by the Central Government in two widely circulated daily newspapers, one in vernacular language and the other in English language, so as to make people aware of the permission granted to the project proponent for use of forest land for non-forest purposes.
- 2) The copies of the Forest Clearance should also be submitted to the Heads of local bodies, Panchayats and Municipal bodies by the project proponents in addition to the relevant offices of the Government who in turn has to display the same in 30 days.

Further the user agency is requested to furnish the compliance report on the conditions stipulated in stage-1 approval through online in parivesh portal (www.parivesh.nic.in web portal) as well as in soft and hard copies at an early date for further process.

After receipt of the compliance report on the above mentioned conditions, the proposals will be considered for final approval by the GoI. 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 shall automatically stand revoked after five years.

Yours faithfully,
Sd/-Vineet Kumar,
District Forest Officer,
Nandyal.

Copy submitted to the Conservator of Forests & Field Director, Project Tiger Circle, Nandyal for kind information and necessary action.

Copy to the Forest Range Officer, Rudravaram for information and necessary action. He must ensure that there is no violation of Forest Conservation Act, 1980 by the user agency before issuance of working permission, if the user agency violation the provision of Forest Conservation Act, 1980 the Forest Range Officer, Rudravaram and concerned staff will be held responsible.

//t.c.b.o.//

Technical Assistant

Sd/-Vineet Kumar,
District Forest Officer,
Nandyal.