



भारत सरकार

GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE

Regional Office (South Eastern Zone),

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F.No.4-APB049/2017-CHN/1522

Date 24th September, 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: Renewal of mining lease for quarrying slate stone in Bollapalli RF of Vinukonda Range, Guntur division over an extent of 3.56 ha (2.43 ha for mining, 0.47 ha of safety zone & 0.66 ha for road) in favour of Sri T.S.Mallikarjuna Rao-reg.

Sir,

Please refer to the State Government's letter No. 4280/Section-II/2017 dated 31.10.2017 and the online proposal No. FP/AP/QRY/30405/2017 seeking prior approval of the Government of India 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 renewal of mining lease for quarrying slate stone in Bollapalli RF of Vinukonda Range, Guntur division over an extent of 3.56 ha (2.43 ha for mining, 0.47 ha of safety zone & 0.66 ha for road) in favour of Sri T.S.Mallikarjuna Rao, subject to the following conditions:-

1. Legal status of the diverted forest land shall remain unchanged;
2. 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. The user agency shall ensure demarcation of boundary of the safety zone (7.5 meter strip all along the outer boundary, within the mining lease area). In case of mining leases adjoining habitation, the stretch of boundary of the safety zone of the lease adjacent to the habitation / roads should be properly fenced by the user agency at the project cost to protect the vegetation / regeneration activities in the safety zone;
3. The safety zone shall be maintained as green belt around the mining lease and to ensure dense canopy cover in the area, regeneration shall be taken in

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this area by the user agency at the project cost under the supervision of the State Forest Department;

4. Afforestation on degraded forest land, to be selected elsewhere, measuring one and half times the area under safety zone shall also be done by State Forest Department from the amount which has already been realized from the user agency during earlier approval. The DGPS co-ordinates of the degraded forest land shall be submitted to the regional Office, Chennai along with the compliance report;
5. The State Government shall charge the Net Present Value (NPV), if not realized earlier in lieu of the forest land being diverted under this proposal, 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 and the guidelines issued by this Ministry vide its letter No. 5-3/2007-FC dated 05.02.2009 in this regard;
6. 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;
7. The funds received from the user agency under this project shall be deposited in the respective bank account of the Andhra Pradesh State CAMPA. **The user agency shall compulsorily deposit the NPV and other levies, only by generating challan through the Ministry's website;**
8. Mining as well as concurrent reclamation shall be done in accordance with the mining plan approved by the competent authority and the user agency shall submit an annual compliance report to the State Government and to the Regional Office;
9. The user agency shall obtain Environment Clearance as per the provisions of the Environmental (Protection) Act, 1980;
10. Period of diversion of the said forest land under this approval shall be co-terminus with the period of mining lease as deemed extended under the Rules made under Section 15 of MMDR Act, 1957 as per the Ministry's guidelines No 11-51/2015-FC dated 30.11.2017. **A copy of the mining lease shall be submitted the Regional Office, Chennai for record;**
11. Consent of the State Pollution Control Board shall be obtained under the Air and Water Act before commencement of mining operations and it shall be renewed regularly;

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12. The user agency shall not use any forest area for dumping of material and shall complete the reclamation during the last year of renewal period as per the approved plan and submit a report to the Regional Office, Chennai;
13. The user agency shall undertake gap planting and soil & moisture conservation activities through the State Forest Department to restock and rejuvenate the degraded open forest (having crown density less than 0.4), if any, located in the area within 100 meters from outer perimeter of the mining lease;
14. No labour camps shall be established on the forest land. The user agency shall provide firewood preferably alternate fuel to the labourers and the staff working at the site so as to avoid any damage and pressure on the adjacent forest areas;
15. The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
16. No permanent structure shall be constructed in the diverted forest area;
17. The user agency and the State Government shall ensure compliance to all the Acts, Rules, Regulations and Guidelines of the Ministry, for the time being in force, as applicable to such project;
18. The forest land proposed for diversion shall not be used for any purpose other than that specified in the proposal and total forest area to be utilized for the project shall not exceed **3.56 ha** (including safety zone area). The user agency shall furnish an undertaking to this effect;
19. The forest land proposed to be diverted shall under no circumstances be transferred or sublet to any other agency or Department or person without the prior approval of the Central Government;
20. All other conditions proposed by the State Government at the time of submission of the proposal to the Central Government shall be complied with by the user agency.
21. Any other condition that the Additional Principal Chief Conservator of Forests (Central), 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;
22. 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. Transfer of forest land to the user agency shall not be effected prior to the issue of final approval. This in-principle approval shall be valid for a period of 5 years. In the event of non-compliance of the above conditions, this in-principle approval shall automatically stand revoked after 5 years.

Yours faithfully,

Dh 24/9/18
(D.Sathiyam)

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. Shri T.S. Mallikharjuna Rao, Lalpuram Village, Guntur Rural Mandal, Guntur District, Andhra Pradesh-522017.
6. Guard file.

Dh 24/9/18
(D.Sathiyam)

Conservator of Forests (Central)

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