



भारत सरकार
GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE

शेत्रीय कार्यालय(दक्षिणी पूर्व परिक्षेत्र)/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-TSB019/2016-CHN/ 14 08

Date 11th July, 2016

To,

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

Subject: Diversion of 4.306 ha of forest land (1.272 ha in Kamareddy + 3.034 ha in Nizamabad Division) for improvement of Banswada- Uppalvai road from Km. 0/0 to 40/3 in Nizamabad District in favour of Executive Engineer, Public works (R&B) Department., Bodhan-reg

Sir,

Please refer to the State Government's letter No.2287/For.I(1)/2016-1 dated 09.06.2016 seeking prior approval of the Central Government 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 Central Government's approval in-principle (*Stage-I*) under Section '2' of Forest (Conservation) Act, 1980 for Diversion of 4.306 ha of forest land (1.272 ha in Kamareddy + 3.034 ha in Nizamabad Division) for improvement of Banswada- Uppalvai road from Km. 0/0 to 40/3 in Nizamabad District in favour of Executive Engineer, Public works (R&B) Department., Bodhan, subject to the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged
- (ii) The 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 User Agency.
- (iii) The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 4.306ha identified non forest land in Sy.No.312/1 in Kyasampally (V), Kamareddy(M) at the cost of user agency.

o/e

[Signature]

- (iv) Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government
- (v) The State Government shall charge the Net Present Value of the diverted forest land measuring 4.306 ha from 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.
- (vi) 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 User Agency. User Agency shall furnish an undertaking to this effect.
- (vii) The funds received from the User Agency towards Compensatory Afforestation and Net Present Value under this project shall be deposited in the respective bank account of the Telangana State CAMPA. The User Agency shall compulsorily deposit the CA and other levies only by generating challan through the Ministry's website.
- (viii) The layout plan of the proposal shall not be changed without the prior approval of the Central Government. User Agency shall furnish an undertaking to this effect.
- (ix) The user agency shall dug trenches on either side of the road in order to avoid any further encroachments on the road side.
- (x) The UA shall construct retain 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 should 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) Trees standing in the diverted area shall be felled strictly as per requirement with prior permission of the Divisional Forest Officer concerned.





- (xiii) There will be speed breaker on the road within the wildlife areas/ wildlife crossings, along with frequent signage reminding cross of speed limits and the damage of wildlife hits.
- (xiv) The user agency shall arrange to raise avenue plantation all along the roadside and central verge at the project cost with maintenance of 7-10 years.
- (xv) The muck shall not be dumped outside the road. The muck generated in the earth cutting if any, will be disposed off at designated dumping sites and in no case the muck/debris will be disposed off in the forest areas or rolled down on the hill slopes.
- (xvi) The designing of culverts/bridges, if any, over the natural streams/rivers/canals should 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.
- (xvii) Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO so as to stabilize the soil.
- (xviii) The State Forest Department shall translocate the trees, wherever feasible instead of felling at the cost of user agency.
- (xix) The User Agency shall not charge any kind of fee i.e. toll tax etc. for the Forest Department vehicles plying on the proposed road.
- (xx) The total forest area utilized for the project shall not exceed 4.306 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. User Agency shall furnish an undertaking to this effect.
- (xxi) The forest land proposed for diversion shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government.
- (xxii) The approval under the Forest (Conservation) Act, 1980 is subject to the clearance under all other Acts, Rules/Regulation and Guidelines as may be applicable to such project. User agency and the State Government shall



o/c

ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project.

- (xxiii) 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.
- (xxiv) The user agency shall submit the annual self compliance report in respect of the above conditions to the State Govt. and to the Regional Office, regularly.
- (xxv) 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 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 noncompliance of the above conditions, this in-principle approval shall automatically stand revoked after 5 years.

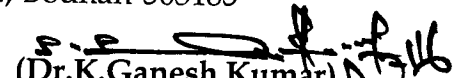
Yours faithfully,


(Dr.K.Ganesh Kumar)

Deputy 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 Telangana Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
3. The Additional Principal Chief Conservator of Forests/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Govt. of Telangana, Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
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 Executive Engineer, Public works (R&B) Department., Bodhan-503185
6. Guard file.


(Dr.K.Ganesh Kumar)

Deputy Conservator of Forests (Central)

o/e