

**GOVERNMENT OF ANDHRA PRADESH
FOREST DEPARTMENT**

From Sri Y.Madhusudhana Reddy, IFS.,
Prl.Chief Conservator of Forests & Head of
Forest Force (FAC),
Andhra Pradesh,
Guntur - 522 004.

To The Spl.Chief Secretary to the
Government,
Environment, Forests, Science &
Technology Department,
Andhra Pradesh, Velagapudi,
Amaravati - 522 503.

Ref. no. EFS02-15035/4/2021-FCA SEC-PCCF/FCA-1, Dated:06/01/2023.

Sir,

Sub: APFD - F (C) Act, 1980 - Diversion of 12.58 ha forest land in
- Compartment nos. 93, 94, 106, 111, 112, 113 & 114 of Gani RF, Kurnool
Division for construction of Integrated Corridor (Laying Transmission Line,
Water Pipe Network and Road) from Gorakallu reservoir to Pinnapuram
Pumped Storage Project (PSP) in Panyam (M), Nandyal District (erstwhile
Kurnool District) in favour of M/s Himachal Infracon Private Ltd., Hyderabad
- In-principle / Stage-I approval accorded - Condition-wise compliance
report submitted - Reg.

Ref:- 1. GoI, MoF&CC, IRO, Vijayawada in their Lr.no.F.No.4-
APC181/2022-Vij/474, dt.27.07.2022.
2. Memo.no. 1486/Section.II/2022 (1764447) EFS&T (S.II) Dept.,
Dt.28.07.2022.
3. CCF & FD, PT Circle, Srisailam, Rc.no.4385/2021/TO, dt.27.12.2022.

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Kind attention is invited to the reference 2nd cited, wherein the State
Governemnt while communicating the in-principle / Stage-I approval accorded by
the GoI, MoF&CC, IRO, Vijayawada in the reference 1st cited for Diversion of
12.58 ha forest land in Compartment nos. 93, 94, 106, 111, 112, 113 & 114 of
Gani RF, Kurnool Division for construction of Integrated Corridor (Laying
Transmission Line, Water Pipe Network and Road) from Gorakallu reservoir to
Pinnapuram Pumped Storage Project (PSP) in Panyam (M), Nandyal District
(erstwhile Kurnool District) in favour of M/s Himachal Infracon Private Ltd.,
Hyderabad, has requested to furnish the condition-wise compliance report.

In the reference 3rd cited, the Chief Conservator of Forests & Field
Director, Project Tiger Circle, Srisailam has submitted the condition-wise
compliance report, which is as follows;

Sl. no.	Conditions stipulated by GoI, MoEF&CC	Compliance submitted
(i)	Legal status of the forest land shall remain unchanged;	The CCF & FD, PT Circle, Srisailam has reported that, the user agency gave an undertaking stating that the legal status of forest land would remain unchanged (undertaking enclosed - Annexure-IA).
(ii)	Demarcation of the	The CCF & FD, PT Circle, Srisailam has reported

	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;	that the User Agency erected 234 no. of 4 feet height cement concrete pillars (117 left side and 117 Right side) duly numbering at an interval of 20 m. at the cost of the User Agency and also furnished GPS co-ordinates of each pillar and few photographs (copies furnished - Annexure-1B) .
(iii)	The State Forest Department shall carry out required CA activities over an extent of 12.75 ha (Bit-1- 4.51 ha and Bit-II- 8.24 ha) in Sy.nos.1830, 1836, 1835, 1828/part, 1828/1part, 1828/2, 1829/part and 1827 in Panyam Village, Panyam Mandal, Kurnool District, at the cost of the User Agency;	The CCF & FD, PT Circle, Srisailam has reported that, the User Agency identified non-forest land over an extent of 12.75 ha (Bit-1-4.51 ha and Bit-II-8.24 ha) in Sy.Nos.1830, 1836, 1835, 1828/part, 1828/1part, 1828/2, 1829/part and 1827 in Panyam Village, Panyam Mandal of Nandyal District (erstwhile Kurnool District) and mutated the entire non-forest land in favour of the State Forest Department. Further, he has also reported that, the user agency has deposited an amount of Rs.173.00 lakhs towards cost of raising of Compensatory Afforestation plantation and its maintenance and the CA activities would be carried out as per the Compensatory Afforestation scheme.
(iv)	The Non forest area identified for CA purpose and CA scheme shall not be changed without prior approval of the Central Government. The CA land shall be demarcated properly and local villagers are adequately sensitized regarding the transfer of non-forest land to Forest Department so as to avoid encroachments;	The CCF & FD, PT Circle, Srisailam has reported that, the user agency has agreed that the non-forest area identified for CA purpose and CA scheme would not be changed without prior approval of the Central Government and CA land would be demarcated properly. Further, he has reported that, the user agency has adequately sensitized the local villagers regarding the transfer of non-forest land to Forest Department so as to avoid encroachments and also furnished an undertaking provided by the user agency to this effect (undertaking furnished - Annexure-2).
(v)	Entire non-forest land identified over an extent of 12.75 ha (Bit-1- 4.51 ha and Bit-II- 8.24 ha) in SY.nos.1830, 1836, 1835, 1828/part, 1828/1part, 1828/2, 1829/part and 1827 in	The CCF & FD, PT Circle, Srisailam has reported that, the User Agency has transferred and mutated non-forest land identified over an extent of 12.75 ha (Bit-1- 4.51 ha and Bit-II-8.24 ha) in SY.nos.1830, 1836, 1835, 1828/part, 1828/1part, 1828/2, 1829/part and 1827 in Panyam Village, Panyam Mandal for raising compensatory afforestation in favour of the State Forest

	<p>Panyam Village, Panyam Mandal, Kurnool District for raising compensatory afforestation shall be transferred and mutated in favour of the State Forest Department and shall notified as RF/PF before issue of the Stage-II clearance. Copy of such notification shall be submitted along with the compliance report;</p>	<p>Department. The copies of the transfer of non-forest land proceedings issued by the Tahsildar, Panyam Mandal vide Rc.no.406/2022, dt.19.09.2022, mutation certificate and possession certificate were furnished. Further, the Compensatory Afforestation land to an extent of 4.51 ha. or 11.13 Acres in Sy.Nos.1835 & 1836 Panyam Village and Mandal in Nandyal District was notified as Gani Extn.I Forest Block (Protected Forest) under section 24 of A.P. Forest Act, 1967 (Act No.1 of 1967) vide G.O.Ms.No.86, Environment, Forests, Science and Technology (Sec.II) Department, dated 09.12.2022 and the compensatory afforestation land to an extent of 8.24 ha. or 20.37 Acres in Sy.Nos.1827,1828-1, 1828-2,1829-1 & 1830, Panyam Village and Mandal in Nandyal District was notified as Gani Extn.II Forest Block as protected Forest under section 24 of A.P.Forest Act, 1967 (Act No.1 of 1967) vide G.O.Ms.No.85, Environment, Forests, Science and Technology (Sec.II) Department, dated 09.12.2022. (Annexures -24, 25, 26, 27 and 28).</p>
(vi)	<p>The State Government shall charge the Net Present Value of the diverted forest land measuring 12.58 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 and Ministry's guideline No.5-3/2011-FC(Vol-I) dated 06.01.2022 and clarification issued vide letter dated 22.03.2022;</p>	<p>The CCF & FD, PT Circle, Srisailam has reported that, the User Agency has deposited an amount of Rs.2,93,48,872/- in "APCAMP" through RTGS UTR No.UCBAH22264972746, Dt. 20.09.2022. Rs.1,20,48,872/- towards Net Present Value (NPV) and Rs.1,73,00,000.00 towards Compensatory Afforestation). Copy of is enclosed (Annexure-04).</p>
(vii)	<p>Additional amount of the Net Present Value</p>	<p>The CCF & FD, PT Circle, Srisailam has reported that, the User Agency has given an undertaking to</p>

	(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;	comply with the condition (copy is enclosed - Annexure -03).	
(viii)	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/);	The CCF & FD, PT Circle, Srisailam has reported that, the User Agency has deposited the following funds under the project to CAMPA fund through e-portal (https://parivesh.nic.in/) through RTGS vide UTR No.UCBAH22264972746, Dt. 20.09.2022.	
		Sl.No	Category
			Total Amount (in Rs.)
		1	CA
			1,73,00,000/-
		2	NPV
			1,20,48,872/-
		Total	2,93,48,872/-
(ix)	The User Agency shall get a Wildlife Mitigation Plan prepared & get it duly approved by the Chief Wildlife Warden before lifting of water from Gorakallu Reservoir.	The CCF & FD, PT Circle, Srisailam has reported that, the user agency has given an undertaking to comply with the condition and submitted the undertaking (copy is enclosed - Annexure-05).	

	The State Forest Department shall implement the same at the cost of User Agency. An undertaking shall be furnished to this effect by the User Agency.	
(x)	The User Agency shall submit RoFR certificate in the Ministry's prescribed format before issuance of Stage-II approval;	The CCF & FD, PT Circle, Srisailam has reported that, the user agency has obtained RoFR certificate in Form-I from the Collector & District Magistrate, Nandyal district vide Rc.no.A2/RoFR/2300/2022, Dt.30.09.2022 and submitted the same (copy is enclosed - Annexure-06).
(xi)	The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency department or person without the prior approval of the Central Government;	The CCF & FD, PT Circle, Srisailam has reported that, the User Agency has given an undertaking to this effect and furnished the copy of the undertaking (copy is enclosed - Annexure-07).
(xii)	Felling of tree shall be carried out wherever necessary under strict supervision of the Forest Department;	The CCF & FD, PT Circle, Srisailam has reported that, the user agency has deposited an amount of Rs.1,65,000/- in DFO, Nandyal account bearing No.33800364077 on 01.11.2022 (State Bank of India, Main Branch, Nandyal) towards tree extraction, loading, unloading and transportation charges and furnished the receipt (copy is enclosed - Annexure-08).
(xiii)	As the project is linear in nature, in case of issuing of working permission, the State Government shall ensure compliance to all such necessary conditions before issuing of working permission as the case may be;	The CCF & FD, PT Circle, Srisailam has reported that, the user agency has given an undertaking to this effect and furnished copy of the undertaking (Annexure-09).
(xiv)	The User Agency shall maintain standard Right of Way for the proposed transmission line with capacity of 33 KV;	The CCF & FD, PT Circle, Srisailam has reported that, the user agency has given an undertaking to this effect and furnished copy of the undertaking (copy is enclosed - Annexure-10).

(xv)	The User Agency shall construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost;	The CCF & FD, PT Circle, Srisailam has reported that, the user agency has given an undertaking to this effect and submitted copy of the undertaking. (Copy is enclosed - Annexure-11).
(xvi)	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;	The CCF & FD, PT Circle, Srisailam has reported that, the user agency has given an undertaking to this effect and submitted copy of the undertaking (copy is enclosed - Annexure-12).
(xvii)	The dug out material /over burden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area;	The CCF & FD, PT Circle, Srisailam has reported that, the user agency has given an undertaking to this effect and submitted copy of the undertaking (copy is enclosed - Annexure-13).
(xviii)	The layout plan of the proposal shall not be changed without the prior approval of the Central Government;	The CCF & FD, PT Circle, Srisailam has reported that, the user agency has given an undertaking to this effect and submitted copy of the undertaking (copy is enclosed - Annexure-14).
(xix)	The User Agency shall provide fire wood preferably alternate fuel to laborers working at the site to avoid damage/tree felling and no labour camp shall be established inside the forest area;	The CCF & FD, PT Circle, Srisailam has reported that, the user agency has given an undertaking to this effect and submitted copy of the undertaking (copy is enclosed - Annexure-15).
(xx)	Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it shall be the responsibility of the User Agency to ensure that the	The CCF & FD, PT Circle, Srisailam has reported that, the user agency has given an undertaking to this effect and submitted copy of the undertaking (copy is enclosed - Annexure-16).

	labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna;	
(xxi)	The total forest area utilized for the project shall not exceed 12.58 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;	The CCF & FD, PT Circle, Srisailam has reported that, the user agency has given an undertaking to this effect and submitted copy of the undertaking (copy is enclosed - Annexure-17).
(xxii)	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.	The CCF & FD, PT Circle, Srisailam has reported that, the user agency has given an undertaking to this effect and submitted copy of the undertaking (copy is enclosed - Annexure-18).
(xxiii)	The 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;	The CCF & FD, PT Circle, Srisailam has reported that, the user agency has given an undertaking to this effect and submitted copy of the undertaking. (copy is enclosed - Annexure-19).
(xxiv)	Any other conditions that the Central Government or Regional Officer (Central) of 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;	The CCF & FD, PT Circle, Srisailam has reported that, the user agency has given an undertaking to this effect and submitted copy of the undertaking. (copy is enclosed - Annexure-20).
(xxv)	In the event of failure to comply with any of	The CCF & FD, PT Circle, Srisailam has reported that, the user agency has given an undertaking to

	the above conditions the User Agency is liable for penal action as per the provisions under rules/guidelines issued under FCA, 1980.	this effect and submitted copy of the undertaking. (copy is enclosed - Annexure-21).
(xxvi)	The State Government shall process and submit compliance report on the above conditions through online (http://parivesh.nic.in/)	Noted sir.

Further, the Chief Conservator of Forests & Field Director, PT Circle, Srisailam has submitted that, the user agency published the Stage-I approval granted by the Central Government in two daily newspapers namely "Prajasakthi" in Telugu and in English in "Hans India" on 26.09.2022 and also submitted copies of the Stage-I approval to the District Revenue Officer, Kurnool and Nandyal Districts; Joint Chief Environmental Engineer, AP Pollution Control Board, Regional Office, Kurnool; General Manager, District Industries, Kurnool ; Chief Executive Officer, Zillaparishad, Kurnool, Tahsildar Office, Orvakal and Panyam Mandals; Panchayat Secretary, Bramhanapalli (v), Orvakal (M), Panchayat Secretary, Pinnapuram(v), Panyam Mandal, Nandyal District (erstwhile Kurnool District) and submitted the copies of the same **(copies are enclosed - Annexures- 22 & 23)**.

In view of the above, the condition-wise compliance report submitted by the the Chief Conservator of Forests & Field Director, PT Circle, Srisailam along with necessary enclosures is submitted herewith.

The Government are requested to consider the condition-wise compliance report and forward the same to the GoI, MoEF&CC, IRO, Vijayawada for taking necessary action for getting Stage-II approval under the Forest (Conservation) Act, 1980 .

Yours faithfully,

Encl:- As above.

Y Madhusudhana Reddy Ifs
Prl.Chief Conservator of Forests &
Head of Forest Force

Copy to the Chief Conservator of Forests & Field Director, PT Circle, Srisailam for information.

Copy to the District Forest Officer, Nandyal Division for information.

Copy to the AGM/Director, M/s. Himachal Infracon Private Limited, Corp.Office:
Plot no.226, Road no.78, Phase -III, Jubile Hills, Hyderabad, Telangana-500 096
for information.

