

**GOVERNMENT OF ANDHRA PRADESH
FOREST DEPARTMENT**

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| From Sri Y.Madhusudhana Reddy, IFS., Prl. Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, 'Aranya Bhavan', Mangalagiri, Guntur - 522 503. | To The Spl.Chief Secretary to the Government. EFS&T Department, A.P.Secretariat, Velagapudi, Amaravati - 522 503. |
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Ref. no. EFS02-15034/22/2021-FCA SEC-PCCF/FCA-1,
Dated:26/09/2023.

Sir,

Sub: APFD - F (C) Act, 1980 - Diversion of 0.76 ha of forest land in Compartment no.743 of Surabhi RF, Rayachoti Range, Kadapa division for widening of road to two lane with paved shoulders between Rayachoti and Vempalli Section, newly declared NH-440 from km 0/0 to 53/600 in the State of Andhra Pradesh under EPC mode in favour of Executive Engineer (R&B), NH Division, Kadapa - In-principle/Stage-I approval accorded - Compliance report submitted - Reg.

Ref:- 1. GoI, MoEF&CC, IRO, Vijayawada Lr.F.no.4-APB192/2022-VIJ/785, dt.27.03.2023 received through Government in Memo. no.2147/Section.II/2022(1841712) EFS&T (Sec.II) Dept., dt.13.04.2023.
 2. CCF, Kurnool Circle, Kurnool, Rc. O.2465/2021-TO, dt.08.08.2023.

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It is submitted that, in the reference 1st cited, the Government, while sending the in-principle/Stage-I approval accorded by the GoI, MoEF&CC, IRO, Vijayawada in Lr.F.no.4-APB192/2022-VIJ/785, dt.27.03.2023, for diversion of 0.76 ha of forest land in Compartment no.743 of Surabhi RF, Rayachoti Range, Kadapa division for widening of road to two lane with paved shoulders between Rayachoti and Vempalli Section, newly declared NH-440 from km 0/0 to 53/600 in the State of Andhra Pradesh under EPC mode in favour of Executive Engineer (R&B), NH Division, Kadapa, subject to certain conditions mentioned therein and requested to furnish compliance report, for taking necessary action in the matter.

In the reference 2nd cited, the Chief Conservator of Forests, Kurnool Circle, Kurnool, Rc. O.2465/2021-TO, dt.08.08.2023 has submitted Stage-I compliance report, which is furnished hereunder for favour of information.

| Sl.no. | Condition stipulated by GoI, MoEF&CC, IRO, Vijayawada | Compliance submitted |
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| (i) | Legal status of the forest land shall remain unchanged; | The CCF, Kurnool Circle, Kurnool has reported that, the legal status of the forest land is unchanged and it would be followed strictly in future. |

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| (ii) | 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 CCF, Kurnool Circle, Kurnool has reported that, the user agency has submitted an undertaking stating that, the demarcation of the proposed forest area will be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters (copy enclosed). |
| (iii) | The State Forest Department shall carry out compensatory afforestation over an extent of 1 ha of DFL area in Compt. No 740 of Surabhi RF, at the cost of the User Agency; | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has deposited an amount of Rs.8.54 lakh towards the cost of raising compensatory afforestation through e-payment mode i.e., challan generated through the Ministry's web portal (i.e., https://parivesh.nic.in) into A.P State CAMPA account. |
| (iv) | Degraded forest land identified for CA purpose and CA scheme shall not be changed without prior approval of the Central Government; | The CCF, Kurnool Circle, Kurnool has reported that, instructions are noted. |
| (v) | The State Government shall charge the Net Present Value of the diverted forest land measuring 0.76 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 letters dated 19.01.2022 and 22.03.2022; | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has deposited an amount of Rs.9.33728 lakh towards NPV through e-payment mode i.e., challan generated through the Ministry's web portal (i.e., https://parivesh.nic.in) into A.P State CAMPA account. |
| (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 the User Agency. The User Agency shall furnish an undertaking to this effect; | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |
| (vii) | All the funds received from the user agency under the project shall be transferred/deposited to CAMPA funds only through e-portal(i.e., https://parivesh.nic.in); | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has deposited an amount of Rs.8.54 lakh towards cost of raising compensatory afforestation in DFL and Rs.9.33728 lakh towards NPV through e-payment mode i.e., |

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| | | challan generated through the Ministry's web portal (i.e., https://parivesh.nic.in) into A.P State CAMPA account. |
| (viii) | Felling of tree shall be carried out under the strict supervision of the DFO/ FDO concerned and felling of trees shall not exceed 111 number of trees; | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |
| (ix) | Wherever feasible the State Forest Department shall carry out translocation of trees instead of resorting to felling, at the cost of the User Agency; | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |
| (x) | Required number of Animal Passages with appropriate specifications as per the MoEF and WII guidelines shall be constructed at the cost of the User Agency in consultation with forest department for easy movement of wild animals and required wildlife mitigation measures may also be implemented at the cost of the user agency; | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |
| (xi) | The User Agency shall construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost; | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |
| (xii) | 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, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |
| (xiii) | Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO concerned so as to stabilize the soil; | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |
| (xiv) | The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area; | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |
| (xv) | The User Agency shall raise and maintain multiple row avenue plantation as per NH model on either side of the road at the project cost; | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |

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| (xvi) | As reported, the existing road is owned by the R&B NH, however, considering the diversion of fresh forest area for a new stretch, the User Agency shall dismantle and shall be treated old alignment with local tree species at the project cost; | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |
| (xvii) | he speed control structures such as Rumble strips shall be provided in the road passing through Forest Area; | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |
| (xviii) | Kindling of any fire in forest shall not be allowed shall be done between 7AM to 5 PM only; | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition (copy enclosed). |
| (xix) | The layout plan of the proposal shall not be changed without the prior approval of the Central Government; | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |
| (xx) | The User Agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage/tree felling and no labour camp shall be established inside the forest area; | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |
| (xxi) | 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 labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna; | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |
| (xxii) | The total forest area utilized for the project shall not exceed 0.76 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, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |
| (xxiii) | 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; | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |
| (xxiv) | No additional or new path will be constructed inside the forest area | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has |

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| | for transportation of construction materials for execution of the project work; | furnished an undertaking to comply with the condition(copy enclosed). |
| (xxv) | 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, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |
| (xxvi) | 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, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed). |
| (xxvii) | 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 Act and rules and guidelines issued under FCA, 1980. | The CCF, Kurnool Circle, Kurnool has reported that, the user agency has furnished an undertaking to comply with the condition(copy enclosed).. |
| (xxviii) | The State Government shall process and submit compliance report on the above conditions through online(https://parivesh.nic.in/); | Instructions are noted. |

Further, the Chief Conservator of Forests, Kurnool Circle, Kurnool has reported that, the user agency has published the Stage-I approval in both English and Telugu leading newspapers i.e., Andhra Prabha' and Times of India on 05.05.2023 and also the user agency has given copies of the Stage-I approval to the Local bodies like Panchayats & Municipalities and submitted those copies.

Further, the Chief Conservator of Forests, Kurnool Circle, Kurnool has reported that, as the user agency has paid all the levies as per the Stage-I approval, temporary work permission was accorded to the user agency as per Chapter 11.2 of the comprehensive guidelines issued by GoI, MoEF&CC (FC division), New Delhi in F.no.5-2-2017-FC, dt. 28.03.2019 and as per the authorization given by Government in G.M.no.3832/Section.II/2015, dt.17.10.2015.

The in-principle / Stage-I compliance report submitted by the Chief Conservator of Forests, Kurnool Circle, Kurnool along with necessary enclosures is submitted herewith.

The Government are requested to consider the compliance report and forward the same to the GoI, MoEF&CC, IRO, Vijayawada for issuance of Stage-II approval to the subject project.

Encl:- As above.

Yours faithfully,

Y Madhusudhana Reddy

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Prl. Chief Conservator of Forests &
Head of Forest Force

Copy to the Chief Conservator of Forests, Kurnool Circle, Kurnool for information.

Copy to the District Forest Officer, Kadapa for information.

Copy to the Executive Engineer (R&B), NH Division, Rabindra Nagar,
Kadapa-516 003 for information