

**GOVERNMENT OF ANDHRA PRADESH
FOREST DEPARTMENT**

From
Sri Chiranjiv Choudhary, IFS.,
Prl. Chief Conservator of
Forests &
Head of Forest Force,
Andhra Pradesh,
Mangalagiri - 522 503.

To
The Spl. Secretary to Government,
EFS&T Department, A.P Secretariat, Velagapudi,
Amaravathi

Rc.No.EFS02-15034/9/2018 - FCASEC-PCCF/FCA-3,
dated:04/11/2024.

Sir,

Sub:	APFD - F(C)Act, 1980 - Diversion of 25.31 ha of forest land in Pegha, Bandarugudem, Madhavaopeta, Bandirevu RF, of Chintur Division for up-gradation of existing NH - 30 from Km 169.770 to 236.150 of Vijayawada to Jagadapur section to two lane with paved shoulders in the state of Andhra Pradesh in favour of Ministry of Road Transport and Highways - In-principle (Stage-I) approval accorded - Compliance report submission of - Reg.
Ref:	<p>1. IRO, MoEF&CC, Gol, Vijayawada F.No.4-APC132/2021 VIJ/723, Dt.28.11.2022 received through Memo No.1146/Section.II/2022/1448475, EFS&T(Section.II) Dept., GoAP, Dt.01.12.2022.</p> <p>2. DFO, Chintur Rc.No.583/2017/C4, dt.21.06.2023, 05.09.2024.</p> <p>3. Chief Conservator/Conservator of Forests, Rajahmundry Rc.No.2988/2017-D-1 dt.22.08.2023, 28.10.2024</p>

It is to inform that, in the reference, 1st cited, the IRO, MoEF&CC, Gol, Vijayawada have accorded Stage-I (in-principle) approval for diversion of 25.31 ha of forest land in Pegha, Bandarugudem, Madhavaopeta, Bandirevu RF, of Chintur Division for up-gradation of existing NH - 30 from Km 169.770 to 236.150 of Vijayawada to Jagadapur section to two lane with paved shoulders in the state of Andhra Pradesh in favour Ministry of Road Transport and Highways.

In the reference 3rd cited, the Chief Conservator/Conservator of Forests, Rajahmundry has furnished compliance report on the conditions stipulated in the in-principle approval which is as follows.

S. No	Conditions stipulated by Government of India in the In-Principle approval	Compliance report furnished by CF, Rajahmundry
(i)	Legal status of the diverted forest land shall remain unchanged.	The user agency agreed with this condition.
(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 user Agency has agreed for erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of user agency .
(iii)	The State Forest Department shall carry out compensatory afforestation (as per the revised CA scheme with financial outlay of Rs.602.356 lakhs) over an extent of 51.05 ha of degraded forest area identified in Compt No. 25 Bhadrachalam RF of Nellipaka Range of Chintur, at the cost of the User Agency;	The User Agency deposited an amount of Rs.6,02,35,600/- through e-challan dated 31.05.2023 (Application no.(New)-6128853700). A copy of the payment of the online payment history made by the user agency under CAMPA is enclosed.
(iv)	Identified CA area and CA scheme shall not be changed without prior approval of Central Government	The user agency has agreed for this condition.
(v)	The State Government shall charge the Net Present Value of the diverted forest land measuring 25.31 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	The user agency has paid an amount of Rs.3,10,95,613/- through e-challan dated 31.05.2023. (Application no.(New)-6128853700) as per the demand notice issued by the Divisional Forest Officer, Chintur vide Rc.No.583/2017/C4, dated 30.12.2022.

	Ministry's guideline No. 5-3/2011-FC(Vol-I) dated 06.01.2022 and clarification issued vide letter dated 19.01.2022 and 22.03.2022							
(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 user agency has submitted an undertaking to this effect.						
(vii)	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/)	<div>The user agency has deposited an amount of Rs.9,13,31,213/- through e-challan dated 31.05.2023 through NEFT/RTGS Challan, Dt.31.05.2023 (Application no.(New)-6128853700). A copy of online payment history made by the user agency under CAMPA is enclosed. The details of payment made are hereunder component wise:</div> <table><tr><td>CA</td><td>Rs.6,02,35,600/-</td></tr><tr><td>NPV</td><td>Rs.3,10,95,613/-</td></tr><tr><td>Total</td><td>Rs.9,13,31,213/-</td></tr></table>	CA	Rs.6,02,35,600/-	NPV	Rs.3,10,95,613/-	Total	Rs.9,13,31,213/-
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(viii)	Translocation of important species may only be carried out in planned manner subject to technical feasibility for planting in the nearby degraded forest areas and shall ensure survival of such trans located trees, at the cost of the User Agency;	The user agency has submitted an undertaking to this effect.						
(ix)	The User Agency/ State Government shall ensure to include entire stretch of forest area required for diversion in future cases especially linear projects and fresh proposal for left out area over 0.110 km in the Thatilanka Extn I	<div>The User Agency has furnished that, "a part of additional length i.e., from Km.202/890 to Km.202/982 =0.092 Km out of 0.110 Km. was already considered in the diversion proposal in continuation of reach from Bandirevu R.F submitted for the subject work in 2018.</div> <div>In the remaining 0.110-0.092=0.018 Km. length the alignment was adjusted within the available Right of Way and as such no more diversion is</div>						

	RF of Kunavaram Range shall be submitted, if required for the project; and for prior approval under FCA, 1980.	<p>required in this stretch".</p> <p>The Forest Range Officer, Nellipaka and Kunavarm have verified the above chainage in the field and reported that, the chainage from Km.202/890 to Km.202/982 =0.092 Km. was applied for diversion by the User Agency in continuation of Bandirevu R.F. But, it actually falls in Thatilanka Extn R.F.,(Compt.No.153) of Kunavaram Range.</p> <p>Further, the Divisional Forest Officer, Chintur has stated that, the remaining length 0.018 Km (i.e., 0.110- 0.092 Km) from Km.202/982 to Km.203/000, the alignment was adjusted within the available Right of Way and as such no more diversion is required in this stretch.</p>															
(x)	The difference area of 1.056 ha which is claimed to be not covered neither in earlier proposal nor in ROW admitted or forest area diverted in the different stretches in three RFs i.e. Madhavaraoopeta RF, Bandirevu RF & Pegha RF shall be dealt by the State Government as appropriate as per the provision made under Indian Forest Act, 1972 and other State Acts dealing with the conservation of forests by the State Government;	<p>The User Agency has furnished that, the area of 1.056 Ha. comprises in three different stretches are as follows.</p> <table border="1"> <thead> <tr> <th>Name of the RF</th><th>Chainage</th><th>Area in ha</th></tr> </thead> <tbody> <tr> <td>Madhavaraoopeta</td><td>From Km 192/827 to Km.196/865</td><td>0.038</td></tr> <tr> <td>Bandirevu</td><td>From Km.198/148 to 202+982</td><td>0.144</td></tr> <tr> <td>Pegha</td><td>From Km 207/240 to Km 211/824</td><td>0.874</td></tr> <tr> <td></td><td></td><td>1.056</td></tr> </tbody> </table> <p>1. <u>Madhavaraoopeta R.F., (Stretch from Km.192/827 to Km.196/865 - 0.038 Ha)</u></p> <p>The User Agency has furnished that, "an additional of 0.038 Ha. is shown to be the difference required length of 38 m and also stated that, 10 m ROW from Madhavaropeta RF to Bandirevu RF was allowed as per the notification and admitted by the DFO., Chintur i.e., from Km.192/850 to km.196/850 (4 Kms).</p> <p>In the current proposal diversion for additional width was only shown to be diverted. In as much as the RoW of 10 m. was already admitted, additional width for the entire length of 4.038 Km was already approved, there is no necessity of</p>	Name of the RF	Chainage	Area in ha	Madhavaraoopeta	From Km 192/827 to Km.196/865	0.038	Bandirevu	From Km.198/148 to 202+982	0.144	Pegha	From Km 207/240 to Km 211/824	0.874			1.056
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		<p>additional area of 0.038 Ha. for a length of 38 m</p> <p>In this regard the Divisional Forest Officer, Chintur has submitted that, the Forest Range Officer, Nellipaka has verified and reported that, the proposed road is passing through the Reserve Forest areas over a length of 3.61 km i.e., Madhavaopeta R.F., (2.19 Km.) & Madhavaopeta Extn.R.F.,(1.42 Km.), the Right of Way from Madhavaopeta to Bandirevu was allowed with in a width of 10 Yards in the Gazette Notifications. Further, it was reported that, the User Agency has applied for diversion of Forest area in Madhavaopeta R.F., over a length of 4.038 Km, which is excess to the actual length of road passing through the Reserve Forest area of Madhavaopeta. Hence, there is no necessity for diversion of additional area 0.038 Ha.in Madhavaopeta R.F., of Nellipaka Range.</p> <p><u>2) Bandirevu R.F., (Stretch from Km.198+148 to Km.202+982 - 4.834 Km)</u></p> <p>The User Agency has furnished that, "an additional area of 0.144 Hac (0.052/0.092) is shown as the difference required to be diverted.</p> <p>The reach from Km.198/148 to Km.198/200(0.052Km) where in the alignment of the high way was re-aligned towards left side (for curve improvement) totally deviating from the existing carriageway for diversion of average width of 32 meters. Hence, there is no necessity of diverting this bit of 0.052 KM. The reach from 202/890 to Km202/982 (0.092 KM) was already diverted in Thatilanka Extn-I RF for a width of 10 m. in 2012 and widening on both sides was proposed in 2018 proposal and approved for diversion. Hence, there is no necessity of the additional area".</p> <p>In this regard, the Divisional Forest Officer, Chintur has submitted that, the Forest Range Officer, Nellipaka has verified the field and reported that, as against 0.144 Ha..(0.052 / 0.092) in Bandirevu R.F., from Km.198/148 to Km.198/200 0.052 Kms, the alignment of the highway is realigned towards left side for curve improvement, totally deviating from the existing carriageway.</p>
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		<p>Further, it was reported that, the reach from Km.202/980 to 202/982 i.e.,0.092 Kms was already diverted in Thatilanka Extn. RF., of Thatilanka section and comes under Kunavaram Range jurisdiction. Hence, there is no necessity for diversion of excess forest area i.e., 0.052 Ha. in Bandirevu RF., of Nellipaka Range.</p> <p>3) Pegha R.F., (Stretch from Km.207/240 to Km.211/824 - 4.584 Km).-</p> <p>The User Agency has furnished that, "an additional area of 0.874 Ha. is shown as difference required to be diverted. The reach from Km.207/240 to Km.208/120 is a Government land (Revenue Land) located in Sy.No.26 to 30 of Eduguralapalli village of Chintur Mandal in which Rythu Barosa Kendra(RBK) and Grama Sachivalayam buildings etc.,are existing. Since, this is a non-forest land no diversion proposals were also authenticated in 2012. But, for widening this bit of 0.880 Km. forest diversion was proposed in 2018 and the same was also authenticated. In view of the position of land as revenue land, there is no necessity of diversion of 0.874 hac for the existing width of the road".</p> <p>In this regard it is submitted that, the Forest Range Officer, Kunavaram has verified and reported that, the chainage from 207/240 to 208/120 (0.880 Km) is falling in E.D.Palli Village limits, the 'Edugurallapalli was recorded in Schedule of Thatilanka Extn R.F., Gazette Notification, which was notified U/s.15 of A.P. Forest Act,1967 vide G.O.Ms.No.152, Forests & Rural Development (Forests-III), Dt.14,05.1974. Hence, no diversion is required.</p> <p>In view of the above the Divisional Forest Officer, Chintur has reported that, basing on the reports submitted by the Forest Range Officers, Nellipaka, Kunavaram and as per the field conditions, there is no necessity for diversion of additional length 0.110 Km in Thatilanka Extn. R.F., and difference area of 1.056 Hac. in three RFs i.e., Madhavaaraopeta RF, Bandirevu RF & Pegha RF of Chintur Division.</p>
(xi)	The User Agency shall construct retaining walls and check walls wherever required, by	The user agency has agreed with this condition and submitted an undertaking.

	consulting the DFO concerned, at the project cost	
(xii)	The User Agency shall carryout avenue plantation and its maintenance on sides of the road at the cost of the project	The user agency has agreed and submitted an undertaking as per the agreement conditions the contractor shall do the avenue plantation and it shall be strictly ensured.
(xiii)	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 user agency has agreed and submitted an undertaking that every care will be exercised during construction of culverts / bridges not to hamper the originality of the forest or result in water logging at the location of the structures and also doesn't hamper movement of wild animals.
(xiv)	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 user agency has agreed and submitted an undertaking.
(xv)	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 user agency has agreed and submitted an undertaking.
(xvi)	The layout plan of the proposal shall not be changed without the prior approval of the Central Government;	The user agency has agreed and submitted an undertaking.
(xvii)	The User Agency shall provide fire wood preferably alternate fuel to labor's working at the site to avoid damage/tree felling and no labour camp shall be established inside the forest area;	The user agency has agreed and submitted an undertaking. No labour camp will be established inside the forest area and will be ensured to provide alternate fuel to labour, undertake not to cause any damage / tree felling.
(xviii)	Disturbance shall be kept minimum by creating labour camps	The user agency has agreed and submitted an undertaking.

	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;	
(xix)	The total forest area utilized for the project shall not exceed 25.31 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 user agency has agreed and submitted an undertaking to the extent that area in excess of 25.31 ha of forest area will not be diverted or utilized for any purpose other than shown in the diversion proposal.
(xx)	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 user agency has agreed and submitted an under taking.
(xxi)	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 user agency has agreed and submitted an under taking.
(xxii)	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	The user agency has agreed and submitted an undertaking.

	and fauna in the area, shall be complied by the User Agency;	
(xxiii)	In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the rules / guidelines issued under FCA, 1980;	The user agency has agreed and submitted an undertaking to comply with all the conditions laid there in and well aware of the purported penal action in the event of failure.
(xxiv)	The State Government shall process and submit compliance report on the above conditions through online (https://parivesh.nic.in/);	The user agency agreed and submitted an undertaking.

In view of the above, the Government is requested to consider the above condition wise compliance report and take necessary action for onward submission of the same to the RO, MoEF & CC, GoI, Chennai for obtaining Stage-2 (FINAL) orders for diversion of 25.31 ha of forest land in Pegha, Bandarugudem, Madhavaraopeta, Bandirevu RF, of Chintur Division for up-gradation of existing NH - 30 from km 169.770 to 236.150 of Vijayawada to Jagadapur section to two lane with paved shoulders in the state of Andhra Pradesh in favour of Ministry of Road Transport and Highways.

Encl.:- As above

Yours faithfully
Chiranjiv Choudhary Ifs
Prl. Chief Conservator of Forests
Head of Forest Force

Copy to the Conservator of Forests, Rajahmundry Circle, Rajahmundry for information.

Copy to the Divisional Forest Officer, Chintur, for information.

Copy to the EE (R&B), NH Division, Vijayawada for information.

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		1.056															

		<p>additional area of 0.038 Ha. for a length of 38 m</p> <p>In this regard the Divisional Forest Officer, Chintur has submitted that, the Forest Range Officer, Nellipaka has verified and reported that, the proposed road is passing through the Reserve Forest areas over a length of 3.61 km i.e., Madhavaopeta R.F., (2.19 Km.) & Madhavaopeta Extn.R.F.,(1.42 Km.), the Right of Way from Madhavaopeta to Bandirevu was allowed with in a width of 10 Yards in the Gazette Notifications. Further, it was reported that, the User Agency has applied for diversion of Forest area in Madhavaopeta R.F., over a length of 4.038 Km, which is excess to the actual length of road passing through the Reserve Forest area of Madhavaopeta. Hence, there is no necessity for diversion of additional area 0.038 Ha.in Madhavaopeta R.F., of Nellipaka Range.</p> <p><u>2) Bandirevu R.F., (Stretch from Km.198+148 to Km.202+982 - 4.834 Km)</u></p> <p>The User Agency has furnished that, "an additional area of 0.144 Hac (0.052/0.092) is shown as the difference required to be diverted.</p> <p>The reach from Km.198/148 to Km.198/200(0.052Km) where in the alignment of the high way was re-aligned towards left side (for curve improvement) totally deviating from the existing carriageway for diversion of average width of 32 meters. Hence, there is no necessity of diverting this bit of 0.052 KM. The reach from 202/890 to Km202/982 (0.092 KM) was already diverted in Thatilanka Extn-I RF for a width of 10 m. in 2012 and widening on both sides was proposed in 2018 proposal and approved for diversion. Hence, there is no necessity of the additional area".</p> <p>In this regard, the Divisional Forest Officer, Chintur has submitted that, the Forest Range Officer, Nellipaka has verified the field and reported that, as against 0.144 Ha..(0.052 / 0.092) in Bandirevu R.F., from Km.198/148 to Km.198/200 0.052 Kms, the alignment of the highway is realigned towards left side for curve improvement, totally deviating from the existing carriageway.</p>
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		<p>Further, it was reported that, the reach from Km.202/980 to 202/982 i.e.,0.092 Kms was already diverted in Thatilanka Extn. RF., of Thatilanka section and comes under Kunavaram Range jurisdiction. Hence, there is no necessity for diversion of excess forest area i.e., 0.052 Ha. in Bandirevu RF., of Nellipaka Range.</p> <p>3) Pegha R.F., (Stretch from Km.207/240 to Km.211/824 - 4.584 Km).-</p> <p>The User Agency has furnished that, "an additional area of 0.874 Ha. is shown as difference required to be diverted. The reach from Km.207/240 to Km.208/120 is a Government land (Revenue Land) located in Sy.No.26 to 30 of Eduguralapalli village of Chintur Mandal in which Rythu Barosa Kendra(RBK) and Grama Sachivalayam buildings etc.,are existing. Since, this is a non-forest land no diversion proposals were also authenticated in 2012. But, for widening this bit of 0.880 Km. forest diversion was proposed in 2018 and the same was also authenticated. In view of the position of land as revenue land, there is no necessity of diversion of 0.874 hac for the existing width of the road".</p> <p>In this regard it is submitted that, the Forest Range Officer, Kunavaram has verified and reported that, the chainage from 207/240 to 208/120 (0.880 Km) is falling in E.D.Palli Village limits, the 'Edugurallapalli was recorded in Schedule of Thatilanka Extn R.F., Gazette Notification, which was notified U/s.15 of A.P. Forest Act,1967 vide G.O.Ms.No.152, Forests & Rural Development (Forests-III), Dt.14,05.1974. Hence, no diversion is required.</p> <p>In view of the above the Divisional Forest Officer, Chintur has reported that, basing on the reports submitted by the Forest Range Officers, Nellipaka, Kunavaram and as per the field conditions, there is no necessity for diversion of additional length 0.110 Km in Thatilanka Extn. R.F., and difference area of 1.056 Hac. in three RFs i.e., Madhavaraopeta RF, Bandirevu RF & Pegha RF of Chintur Division.</p>
(xi)	The User Agency shall construct retaining walls and check walls wherever required, by	The user agency has agreed with this condition and submitted an undertaking.

	consulting the DFO concerned, at the project cost	
(xii)	The User Agency shall carryout avenue plantation and its maintenance on sides of the road at the cost of the project	The user agency has agreed and submitted an undertaking as per the agreement conditions the contractor shall do the avenue plantation and it shall be strictly ensured.
(xiii)	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 user agency has agreed and submitted an undertaking that every care will be exercised during construction of culverts / bridges not to hamper the originality of the forest or result in water logging at the location of the structures and also doesn't hamper movement of wild animals.
(xiv)	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 user agency has agreed and submitted an undertaking.
(xv)	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 user agency has agreed and submitted an undertaking.
(xvi)	The layout plan of the proposal shall not be changed without the prior approval of the Central Government;	The user agency has agreed and submitted an undertaking.
(xvii)	The User Agency shall provide fire wood preferably alternate fuel to labor's working at the site to avoid damage/tree felling and no labour camp shall be established inside the forest area;	The user agency has agreed and submitted an undertaking. No labour camp will be established inside the forest area and will be ensured to provide alternate fuel to labour, undertake not to cause any damage / tree felling.
(xviii)	Disturbance shall be kept minimum by creating labour camps	The user agency has agreed and submitted an undertaking.

	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;	
(xix)	The total forest area utilized for the project shall not exceed 25.31 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 user agency has agreed and submitted an undertaking to the extent that area in excess of 25.31 ha of forest area will not be diverted or utilized for any purpose other than shown in the diversion proposal.
(xx)	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 user agency has agreed and submitted an under taking.
(xxi)	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 user agency has agreed and submitted an under taking.
(xxii)	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	The user agency has agreed and submitted an undertaking.

	and fauna in the area, shall be complied by the User Agency;	
(xxiii)	In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the rules / guidelines issued under FCA, 1980;	The user agency has agreed and submitted an undertaking to comply with all the conditions laid there in and well aware of the purported penal action in the event of failure.
(xxiv)	The State Government shall process and submit compliance report on the above conditions through online (https://parivesh.nic.in/);	The user agency agreed and submitted an undertaking.

In view of the above, the Government is requested to consider the above condition wise compliance report and take necessary action for onward submission of the same to the RO, MoEF & CC, GoI, Chennai for obtaining Stage-2 (FINAL) orders for diversion of 25.31 ha of forest land in Pegha, Bandarugudem, Madhavaraopeta, Bandirevu RF, of Chintur Division for up-gradation of existing NH - 30 from km 169.770 to 236.150 of Vijayawada to Jagadapur section to two lane with paved shoulders in the state of Andhra Pradesh in favour of Ministry of Road Transport and Highways.

Encl.:- As above

Yours faithfully
Chiranjiv Choudhary Ifs
Prl. Chief Conservator of Forests
Head of Forest Force

Copy to the Conservator of Forests, Rajahmundry Circle, Rajahmundry for information.

Copy to the Divisional Forest Officer, Chintur, for information.

Copy to the EE (R&B), NH Division, Vijayawada for information.

7824184/2023/INWARD SEC - PCCF

GOVERNMENT OF ANDHRA PRADESH
FOREST DEPARTMENT

007632

Rc.no.2988/2017-D1,
Dated: 22-08-2023.

Office of the Conservator of Forests,
Rajahmundry Circle, Rajamahendravaram.

From,
S.Sri Saravanan, IFS.,
Chief Conservator of Forests,
Rajahmundry Circle,
Rajamahendravaram.

To,
✓ The Prl.Chief Conservator of Forests &
Head of Forest Force,
Aranya Bhavan, P.V.S.Land Mark,
Near APIIC Towers, Magalagiri,
Guntur District,
Andhra Pradesh -522503

Sir,

Sub:-APFD – FC Act, 1980 – Diversion of 25.31 ha of forest land in Pegha, Bandarugudem, Madhavaopeta, Bandirevu RF, of Chintur Division for up-gradation of existing NH – 30 from km 169.770 to 236.150 of Vijayawada to Jagadhalpur section to two lane with paved shoulders in the state of Andhra Pradesh in favour Ministry of Road Transport and Highways – In-principle (Stage-I) approval accorded – Compliance report submitted by the Divisional Forest Officer, Chintur – Reg.

- Ref:-**
1. GoI, MoEF&CC, IRO, Vijayawada F.No.4-APC132/2021-VIJ/723, Dt.28.11.2022 received through GoAP Memo No.1146/Section.II/2022/1448475, EFS&T(Section.II) Dept., Dt.01.12.2022.
 2. Prl.CCF & HoFF(FAC)), A.P., Guntur Rc.no.EFS02-15034/9/2018-FCA-SEC PCCF /FCA-3, dt.09.12.2022.
 3. DFO, Chintur Rc.no.583/2017/C4, dt.21.06.2023.

It is submitted that, the Govt. of India in the reference 1st cited, have accorded the In-principle (Stage-I) approval for diversion of 25.31 Ha. forest land in Pegha, Bandarugudem, Madhavaopeta, Bandirevu RFs in Chintur Division for up-gradation of existing NH-30 from Km.169.770 to 236.150 of Vijayawada to Jagadhalpur section to two lane with paved shoulders in the state of A.P., in favour of Ministry of Road Transport and Highways duly stipulating certain conditions therein.

The Prl.Chief Conservator of Forests & HoFF, Andhra Pradesh, Guntur while communicating the in-principle approval orders vide reference 2nd cited, has requested to obtain compliance of the conditions from the user agency and submit compliance report.

The Divisional Forest Officer, Chintur vide reference 3rd cited, has reported that the user agency has paid the amount towards CA (Rs.602.356 lakh) and

towards NPV (Rs.310.95613 lakh). It is also reported that the user Agency has paid NPV and CA amount of Rs. 9,13,31,213/- in Adhoc CAMPA Account through e- challan on 31.05.2023 (vide application No.6128853700, Dt:31.05.2023) and submitted compliance report, duly requesting to accord working permission to carry out the work in the diverted forest area.

The condition wise compliance report furnished by Divisional Forest Officer, Chintur vide reference 3rd cited is as follows.

S. No	Conditions stipulated by Government of India in the In- Principle approval	Present stage of the fulfilment of the conditions furnished by Divisional Forest Officer, Chintur
(i)	Legal status of the diverted forest land shall remain unchanged;	Yes, the user agency agreed with this condition.
(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 user Agency has agreed for erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of user agency.
(iii)	The State Forest Department shall carry out compensatory afforestation (as per the revised CA scheme with financial outlay of Rs. 602.356 lakhs) over an extent of 51.05 ha of degraded forest area identified in Compt No. 25 Bhadrachalam RF of Nellipaka Range of Chintur, at the cost of the User Agency;	The User Agency deposited an amount of Rs.6,02,35,600/- through e-challan dated 31.05.2023 (Application no.(New)-6128853700). A copy of the payment of the online payment history made by the user agency under CAMPA is enclosed.
(iv)	Identified CA area and CA scheme shall not be changed without prior approval of Central Government;	The user agency has agreed for this condition.
(v)	The State Government shall charge the Net Present Value of the diverted forest land measuring 25.31 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 19.01.2022 and 22.03.2022	The user agency has paid an amount of Rs.3,10,95,613/- through e-challan dated 31.05.2023. (Application no.(New)-6128853700) as per the demand notice issued by the Divisional Forest Officer, Chintur vide Rc.No.583/2017/C4, dated 30.12.2022.

S. No	Conditions stipulated by Government of India in the In-Principle approval	Present stage of the fulfilment of the conditions								
(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;	Yes, the user agency has submitted undertaking to this effect.								
(vii)	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/) ;	<p>The user agency has deposited an amount of Rs.9,13,31,213/- through e-challan dated 31.05.2023 through NEFT/RTGS Challan, Dt.31.05.2023 (Application no.(New)-6128853700). A copy of online payment history made by the user agency under CAMPA is enclosed. The details of payment made are hereunder component wise:</p> <table><tr><td>CA</td><td>Rs.6,02,35,600/-</td></tr><tr><td>NPV</td><td>Rs.3,10,95,613/-</td></tr><tr><td>Total</td><td>Rs.9,13,31,213/-</td></tr><tr><td></td><td>-</td></tr></table>	CA	Rs.6,02,35,600/-	NPV	Rs.3,10,95,613/-	Total	Rs.9,13,31,213/-		-
CA	Rs.6,02,35,600/-									
NPV	Rs.3,10,95,613/-									
Total	Rs.9,13,31,213/-									
	-									
(viii)	Translocation of important species may only be carried out in planned manner subject to technical feasibility for planting in the nearby degraded forest areas and shall ensure survival of such translocated trees, at the cost of the User Agency;	Yes, the user agency submitted under taking to this effect.								
(ix)	The User Agency/ State Government shall ensure to include entire stretch of forest area required for diversion in future cases especially linear projects and fresh proposal for left out area over 0.110 km in the Thatilanka Extn I R of Kunavaram Range shall be submitted, if required for the project; and for prior approval under FCA, 1980;	The user agency has submitted under taking and stated that, the left over area in a length of 0.110 Km is being tackled separately and required process will be initiated.								

S. No	Conditions stipulated by Government of India in the In-Principle approval	Present stage of the fulfilment of the conditions
(x)	The difference area of 1.056 ha which is claimed to be not covered neither in earlier proposal nor in ROW admitted or forest area diverted in the different stretches in three RFs i.e. Madhavaraopeta RF, Bandirevu RF & Pegha RF shall be dealt by the State Government as appropriate as per the provision made under Indian Forest Act, 1972 and other State Acts dealing with the conservation of forests by the State Government;	The user agency has submitted under taking and stated that, proposals for diversion of 1.056 Ha will be initiated separately duly following the process
(xi)	The User Agency shall construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost;	The user agency has agreed with this condition and submitted undertaking.
(xii)	The User Agency shall carryout avenue plantation and its maintenance on sides of the road at the cost of the project;	The user agency has agreed and submitted undertaking as per the agreement conditions the contractor shall do the avenue plantation and shall be strictly ensured.
(xiii)	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 user agency has agreed and submitted undertaking that every care will be exercised during construction of culverts / bridges not to hamper the originality of the forest or result in water logging at the location of the structures and also doesn't hamper movement of wild animals.
(xiv)	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 user agency has agreed and submitted undertaking.
(xv)	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 user agency has agreed and submitted undertaking.

S. No	Conditions stipulated by Government of India in the In-Principle approval	Present stage of the fulfilment of the conditions
(xvi)	The layout plan of the proposal shall not be changed without the prior approval of the Central Government;	The user agency has agreed and submitted undertaking.
(xvii)	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 user agency has agreed and submitted undertaking. No labour camp will be established inside the forest area and will be ensured to provide alternate fuel to labour, undertake not to cause any damage / tree felling.
(xviii)	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 user agency has agreed and submitted undertaking.
(xix)	The total forest area utilized for the project shall not exceed <u>25.31 ha</u> 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 user agency has agreed and submitted undertaking to the extent that are in excess of 25.31 ha for forest area will not be diverted or utilized for any purpose other than shown in the diversion proposal.
(xx)	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 user agency has agreed and submitted under taking.
(xxi)	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 user agency has agreed and submitted under taking.
(xxii)	Any other conditions that the Central Government or Regional Officer (Central) of Integrated Regional Office,	

S. No	Conditions stipulated by Government of India in the In-Principle approval	Present stage of the fulfilment of the conditions
	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 user agency has agreed and submitted undertaking.
(xxiii)	In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the rules / guidelines issued under FCA, 1980;	The user agency has agreed and submitted undertaking to comply with all the conditions laid there in and well aware of the purported penal action in the event of failure.
(xxiv)	The State Government shall process and submit compliance report on the above conditions through online (https://parivesh.nic.in/);	The user agency agreed and submitted under taking.

Based on the report of the Divisional Forest Officer, Chintur vide reference 3rd cited, that all the compensatory levies i.e., CA and NPV amounts were paid, the working permission was accorded in Chief Conservator of Forests, Rajahmundry Rc.No.2988/2017-D1, Dt:12.07.2023.

The report of the Divisional Forest Officer, Chintur vide reference 3rd cited, along with enclosures and undertaking/compliance furnished by the user agency vide their letter dated:07.06.2023 and 17.06.2023 is submitted herewith.

This submitted to favour of information and necessary action.

Encl: as above

Yours faithfully,
Sd/- S.Sri Saravanan,
Chief Conservator of Forests,
Rajahmundry Circle,
Rajamahendravaram.

Copy to the Divisional Forest Officer, Chintur for information with a request to furnish latest status report on Stage-I conditions and also direct the user agency to upload the Stage-I compliance in parivesh portal.

// T.C.B.O.//


Technical Officer 22/8/2023

**GOVERNMENT OF ANDHRA PRADESH
FOREST DEPARTMENT**

Rc.No. 583/2017/C4,
Dt.21.06.2023.

Office of the Divisional Forest Officer,
Chintur Division, Chintur.

From
Smt J.P.Sowjanya, S.F.S.,
Divisional Forest Officer,
Chintur Division, Chintur.

To
The Chief Conservator of Forests,
Rajahmundry Circle,
Rajamahendravaram.

Sir,

Sub: A.P. Forest Department - F(C)Act,1980 - Diversion of 25.31 ha forest land in Pegha, Bandarugudem, Madhavaopeta, Bandirevu RF of Chintur Division for Up-gradation of existing NH-30 From Km.169.770 to 236.150 of Vijayawada to Jagadhalpur section to two lane with paved shoulders in the State of Andhra Pradesh for favour of Ministry of Road Transport and High ways - In principle (stage-I) Approval accorded - Condition-wise compliance report - request to accord working permission - Regarding.

- Ref: 1. GoI, MoEF& CC, IRO, Vijayawada Lr.F.No.4-APC132/2021-VIJ/723, Dt.28.11.2022 received through GoAP Memo No.1146/Section-II/2022/1448475, EF&T((Section-II) Dept., Dt.01.12.2022.
2. Prl.CCF, A.P, Guntur Rc.no.EFS02-15034/9/2018-FCA- SEC PCCF/FCA-3, Dt.09.12.2022 communicated in CCF, Rajahmundry Rc.No2988/2017-D1, Dt.22.12.2022.
3. This Office Rc.No.583/2017/C4, Dt.30.12.2022.
4. Letter from EE, NH Division, Visakhapatnam Letter No. NH/V-J road/ Km.169.770 to Km 236.150/2021, Dated.07.06.2023.
5. Letter from EE, NH Division, Visakhapatnam Letter No. NH/V-J road/ Km.169.770 to Km 236.150/2021, Dated.17.06.2023.

&&&&

It is Submitted that, the Govt. of India in the reference 1st cited, have accorded In-Principal approval (Stage-I) for diversion of 25.31 Ha. Forest area in Chintur Division for up-gradation of existing NH-30 from Km.169.770 to 236.150 of Vijayawada to Jagadhalpur section two lane with paved shoulders in the state of A.P., In favour of Ministry of Road Transport and Highways. The Prl.Chief Conservator of Forests & HoFF, Andhra Pradesh, Guntur have requested to submit condition-wise compliance report for the conditions stipulated in the In-principle approval.

According to the above instructions, a Demand notice was issued to the concerned user agency i.e., Executive Engineer, R& B NH Division, Visakhapatnam and requested to pay the NPV and CA amounts and furnish the condition wise compliance for each and every condition stipulated by the Government of India and other Two(2) conditions communicated by the PCCF., A.P., Guntur in references 1st and 2nd cited respectively. Subsequently, the user Agency has paid Net Present Value of Rs.310.95613 lakh and CA amounts Rs.

602.356 lakh total in to Rs.913.31213 lakh in Adhoc CAMPA Account through e-challan on 31.05.2023 (application No.6128853700) along with compliance report and requested to accord working permission to carryout the work in the diverted forest area vide references 5th and 6th cited.

The user agency has fulfilled the conditions as submitted as below.

S. No	Conditions stipulated by Government of India in the In-Principle approval	Present stage of the fulfilment of the conditions						
1	Legal status of the diverted forest land shall remain unchanged;	Yes, the user agency agreed with this condition.						
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 has agreed for erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of user agency.						
3	The State Forest Department shall carry out compensatory afforestation (as per the revised CA scheme with financial outlay of Rs. 602.356 lakhs) over an extent of 51.05 ha of degraded forest area identified in Compt No. 25 Bhadramchalam RF of Nellipaka Range of Chintur, at the cost of the User Agency;	The User Agency deposited an amount of Rs.6,02,35,600/- through e-challan dated 31.05.2023 (Application no.(New)-6128853700). A copy of the payment of the online payment history made by the user agency under CAMPA is enclosed.						
4	Identified CA area and CA scheme shall not be changed without prior approval of Central Government;	The user agency has agreed for this condition.						
5	The State Government shall charge the Net Present Value of the diverted forest land measuring 25.31 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 19.01.2022 and 22.03.2022	The user agency has paid an amount of Rs.3,10,95,613/- through e-challan dated 31.05.2023. (Application no.(New)-6128853700) as per the demand notice issued by the Divisional Forest Officer, Chintur vide Rc.No.583/2017/C4, dated 30.12.2022.						
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;	Yes, the user agency has submitted under taking to this effect.						
7	All the funds received from the User Agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal (https://eportal.vesh.dig.in/);	The user agency has deposited an amount of Rs.9,13,31,213/- through e-challan dated 31.05.2023 through NEFT/RTGS Challan, Dt.31.05.2023 (Application no.(New)-6128853700). A copy of online payment history made by the user agency under CAMPA is enclosed. The details of payment made are hereunder component wise: <table><tr><td>CA</td><td>Rs.6,02,35,600/-</td></tr><tr><td>NPV</td><td>Rs.3,10,95,613/-</td></tr><tr><td>Total</td><td>Rs.9,13,31,213/-</td></tr></table>	CA	Rs.6,02,35,600/-	NPV	Rs.3,10,95,613/-	Total	Rs.9,13,31,213/-
CA	Rs.6,02,35,600/-							
NPV	Rs.3,10,95,613/-							
Total	Rs.9,13,31,213/-							

S. No	Conditions stipulated by Government of India in the In-Principle approval	Present stage of the fulfilment of the conditions
8	Translocation of important species may only be carried out in planned manner subject to technical feasibility for planting in the nearby degraded forest areas and shall ensure survival of such translocated trees, at the cost of the User Agency;	Yes, the user agency submitted under taking to this effect.
9	The User Agency/ State Government shall ensure to include entire stretch of forest area required for diversion in future cases especially linear projects and fresh proposal for left out area over 0.110 km in the Thatilanka Extn I RF of Kunavaram Range shall be submitted, if required for the project; and for prior approval under FCA, 1980;	The user agency has submitted under taking and stated that, the left over area in a length of 0.110 Km is being tackled separately and required process will be initiated.
10	The difference area of 1.056 ha which is claimed to be not covered neither in earlier proposal nor in ROW admitted or forest area diverted in the different stretches in three RFs i.e. Madhavaraoopeta RF, Bandirevu RF & Pegha RF shall be dealt by the State Government as appropriate as per the provision made under Indian Forest Act, 1972 and other State Acts dealing with the conservation of forests by the State Government;	The user agency has submitted under taking and stated that, proposals for diversion of 1.056 Ha will be initiated separately duly following the process
11	The User Agency shall construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost;	The user agency has agreed with this condition and submitted undertaking.
12	The User Agency shall carryout avenue plantation and its maintenance on sides of the road at the cost of the project;	The user agency has agreed and submitted undertaking as per the agreement conditions the contractor shall do the avenue plantation and shall be strictly ensured.
13	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 user agency has agreed and submitted undertaking every care will be exercised during construction of culverts / bridges not to hamper the originality of the forest or result in water logging at the location of the structures and also doesn't hamper movement of wild animals.
14	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 user agency has agreed and submitted undertaking.
15	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 user agency has agreed and submitted undertaking.
16	The layout plan of the proposal shall not be changed without the prior approval of the Central Government;	The user agency has agreed and submitted undertaking.

S. No	Conditions stipulated by Government of India in the In-Principle approval	Present stage of the fulfilment of the conditions
17	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 user agency has agreed and submitted undertaking. No labour camp will be established inside the forest area and will be ensured to provide alternate fuel to labour, undertake not to cause any damage / tree felling.
18	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 user agency has agreed and submitted undertaking.
19	The total forest area utilized for the project shall not exceed 25.31 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 user agency has agreed and submitted undertaking to the extent that are in excess of 25.31 ha for forest area will not be diverted or utilized for any purpose other than shown in the diversion proposal.
20	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 user agency agreed and submitted under taking.
21	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 user agency agreed and submitted under taking.
22	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 user agency agreed and submitted under taking.
23	In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the rules / guidelines issued under FCA, 1980;	The user agency agreed and submitted under taking to comply with all the conditions laid there on and well aware of the purported penal action in the event of failure.
24	The State Government shall process and submit compliance report on the above conditions through online (https://parivesh.nic.in/);	The user agency agreed and submitted under taking.

In this regard, the proposal is submitted herewith to the Chief Conservator of Forests, Rajahmundry to take necessary further action and necessary working permission may please be accorded in favor of Executive Engineer, R&B, National Highways Division, Visakhapatnam as per request made by the Executive Engineer, R&B, National Highways Division, Visakhapatnam.

This submitted to favour of information and necessary action.

Encl: As above.

Yours faithfully,

Divisional Forest Officer,
Chintur Division, Chintur.

21/6/23

Copy to Executive Engineer, R&B, National Highways Division, Visakhapatnam.

7824184/2023/INWARD SEC - PCCF

GOVERNMENT OF ANDHRAPRADESH
ROADS AND BUILDINGS DEPARTMENT



From
Sri E. Sreenivasulu B.Tech,
Executive Engineer (R&B)
R&B N.H. Division
Visakhapatnam.

To
The District Forest Officer
Chintur,
ASR District.

Letter No. NH 30/V-J road / Km.169.770 to Km.236.150/2021 dated :07.06.2023

Sir,

Sub: N.H. Division - Visakhapatnam - Up-gradation to two lane with paved shoulder of NH-30(Km.169.770 to Km.236.150) in the state of Andhrapradesh - Amount deposited on Adhoc CAMPA account towards diversion of 25.31 Ha forest land - Request for working permission to be obtained - Regarding.

- Ref: 1) Letter no. F. No: 4-APC/32/2021-Vij/723 dated 28.11.2022 of the Ministry of Environment, Forests & Climate change, Government of India
2) Rc.No 583/2017/C4 dated 30.12.2022 of the DFO, Chintur
3) Letter no. RO/VJA/JB: NH(o)/718/Corr/1323 dated 17.03.2023 of the Regional Officer, MoRTH, Government of India

Kind attention is invited to the references cited above.

The Ministry of Environment, Forests & Climate change, Government of India vide reference 1st cited had accorded in principle approval (Stage -1) under Section 2 of Forest (Conservation) Act, 1980 for diversion of 25.31 Ha of forest land in Pegha, Badarugudem, Madhavaraoopeta, Bandirevu RFs in Chinturu Forest Division. The Divisional Forest Officer, Chintur vide reference 2nd cited had communicated a demand notice for an amount of Rs.9,13,31,213/- to be deposited in Adhoc CAMPA account through e challan only. Accordingly, the Regional Officer MoRTH, Vijayawada had approved the payment vide reference 3rd cited.

The said payment is made through e challan dated 31.05.2023 vide application no 6128853700 for the proposal no. FPIAP/Road/28853/2017 relevant downloaded documents are herewith submitted for favour of information.

In this context it is submitted that all the conditions stipulated in the in-principle approval accorded vide reference 1st cited would be strictly abided by the user agency i.e., the National Highways department during the execution of work.

Therefore, it is requested to accord working permission in the forest area at an early date, as the work is in brick progress.

The copies of the downloaded documents are herewith submitted for favour of information and immediate necessary action.

Encl: As above

Yours faithfully,

Sd/-

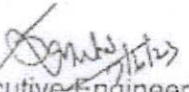
Executive Engineer (R&B)
(R&B) NH Division Visakhapatnam.

Copy Submitted to the Chief Engineer (R&B), NH & CRF, Vijayawada for favour of information.

Copy Submitted to the Regional Officer, MoRTH, Vijayawada for favour of information and Taking further Necessary action.

Copy Submitted to the Superintending Engineer (R&B), NH Circle, Vijayawada for favour of information and Taking further Necessary action.

Copy to the Deputy Executive Engineer (R&B) NH Sub Division Kakinada for information.


Executive Engineer (R&B),
R&B NH Division Visakhapatnam

2/6

13/6/23

Diversion of 25.31 ha. of forest land in Pegha, Bandarugudem, Madhavaraopeta, Bandirevu RFs of Chintur Division for up-gradation of existing NH-30 from Kin. 169.770 to 236.150 of Vijayawada to Jagadapur section to two lane with paved shoulders in the State of Andhra Pradesh in favour of Ministry of Road Transport and Highways		
UNDERTAKING / COMPLIANCE BY THE USER AGENCY		
S. No	Conditions laid in F.No. 4-APC132 /2021 -VIJ/ 723 dt.28.11.2022 of the MOEF&C, IRO, Vijayawada	Compliance / undertaking by the user department
1	Legal status of the diverted forest land shall remain unchanged;	During execution every care will be exercised not to alter the legal status of the diverted forest land
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;	Will be complied with
3	The State Forest Department shall carry out compensatory afforestation (as per the revised CA scheme with financial outlay of Rs. 602.356 lakhs) over an extent of 51.05 ha of degraded forest area identified in Compt No 25 Bhadramchalam RF of Nellipaka Range of Chintur, at the cost of the User Agency;	An amount of Rs.9,13,31,213/- was remitted through e challan dated 31.05.2023. Copy of the challan enclosed
4	Identified CA area and CA scheme shall not be changed without prior approval of Central Government;	Will abide by the instructions
5	The State Government shall charge the Net Present Value of the diverted forest land measuring 25.31 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 19.01.2022 and 22.03.2022	An amount of Rs.9,13,31,213/- was remitted through e challan dated 31.05.2023. (Copy of the challan enclosed) as per the demand note vide Rc.No.583/2017/C4 dated 30.12.2022 of the Divisional Forest Officer, Chintur
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;	Will abide by the instructions and under take to pay additional amount of the NPV of diverted forest land if required
7	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/);	Deposited an amount of Rs.9,13,31,213/- through e challan dated 31.05.2023. (Copy of the challan enclosed) in Adhoc CAMPA Account
8	Translocation of important species may only be carried out in planned manner subject to technical feasibility for planting in the nearby degraded forest areas and shall ensure survival of such translocated trees, at the cost of the User Agency;	Will abide by the instructions

S. N	Conditions laid in F.No. 4-APC132 /2021 -VIJ/ 723 dt.28.11.2022 of the MOEF&C, IRO, Vijayawada	Compliance / undertaking by the user department
9	The User Agency/ State Government shall ensure to include entire stretch offorest area required for diversion in future cases especially linear projects and fresh proposal for left out area over 0.110 km in the Thatilanka Extn I RF of Kunavaram Range shall be submitted, if required for the project; and for prior approval under FCA, 1980;	The left over area in a length of 0.110 Km is being tackled separately and required process will be initiated
10	The difference area of 1.056 ha which is claimed to be not covered neither in earlier proposal nor in ROW admitted or forest area diverted in the different stretches in three RFs i.e. Madhavaopeta RF, Bandirevu RF & Pegha RF shall be dealt by the State Government as appropriate as per the provision made under Indian Forest Act, 1972 and other State Acts dealing with the conservation of forests by the State Government;	Proposals for diversion of 1.056 Ha will be initiated separately duly following the process
11	The User Agency shall construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost;	Will abide by the instructions
12	The User Agency shall carryout avenue plantation and its maintenance on sides of the road at the cost of the project;	As per the agreement conditions the contractor shall do the avenue plantation and shall be strictly ensured
13	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 doesnot hamper movement of wild animals;	Every care will be exercised during construction of culverts / bridges not to hamper the originality of the forest or result in water logging at the location of the structures and also doesn't hamper movement of wild animals
14	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;	Will abide by the instructions.
15	The dug-out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area;	Will abide by the instructions
16	The layout plan of the proposal shall not be changed without the prior approval of the Central Government;	Will abide by the instructions
17	The User Agency shall provide fire wood preferably alternate fuel to laborer's working at the site to avoid damage/tree felling and no labour camp shall be established inside the forest area;	No labour camp will be established inside the forest area and will be ensured to provide alternate fuel to labour. Undertake to not to cause any damage / tree felling.


S. N O	Conditions laid in F.No. 4-APC132 /2021 -VIJ/ 723 dt.28.11.2022 of the MOEF&C, IRO, Vijayawada	Compliance / undertaking by the user department
18	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;	Will abide by the instructions.
19	The total forest area utilized for the project shall not exceed <u>25.31 ha</u> 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;	We here by give the undertaking to the extent that are in excess of 25.31 ha for forest area will not be diverted or utilized for any purpose other than shown in the diversion proposal
20	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;	Will abide by the instructions.
21	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;	Will abide by the instructions.
22	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;	Will abide by the instructions.
23	In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the rules / guidelines issued under FCA, 1980;	We undertake to comply with all the conditions laid there on and well aware of the purported penal action in the event of failure.
24	The State Government shall process and submit compliance report on the above conditions through online (https://parivesh.nic.in/);	Will abide by the instructions.

[Signature]
17.6.23
Executive Engineer (R&B)
NH Division : Visakhapatnam

7824184/2023/INWARD SEC - PCCF

Online payment history made by User Agency under CAMPA

Help

Sno.	Proposal Detail	Application_No	Application No (New)	Date of IN-PRINCIPLE	Amount to be Paid/Amount Paid (in Rs.)	Payment Status	Payment Detail	Demand Letter
1	FP/AP/ROAD/28853/2017 (../viewreport.aspx?pid=FP/AP/ROAD/28853/2017) Upgradation of existing NH 30 from Km.169.770 to 236.150 of Vijayawada to Jagadalpuri section to two lane with paved shoulders in the State of Andhra Pradesh	ROAD288532017700	6128853700	28 Nov 2022	CA: 60235600/-Addl CA 0/- PCA: 0/- , CAT : 0/- Safety Zone: 0/- , Addl PA 0/- NPV: 31095613/- Other Charges 0/- Other Charges10/- Other Charges20/- Other Charges30/- Total : 91331213/-	 Paid	Fund Demand Verified by 26 May 2023 Nodal Officer On Bank Name Union Bank Of India Mode of Payment NEFT/RTGS (Challan) Challan Generated On 26 May 2023 Transaction Date 31 May 2023	Demand Letter (../writereaddata/Fundpdf/160520231229054762_FPAPROAD288532017_User_Fund_Demanded_11153.pc Generated Challan (../UserAccount/Neft_Challan.aspx?pid=ROAD288532017700)



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(HTTPS://SWACHHBHARAT.MYGOV.IN/)

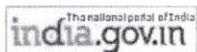


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**GOVERNMENT OF ANDHRA PRADESH
FOREST DEPARTMENT**

Rc.No. 2988/2017-D1
Dated.12.07.2023.

Office of the Conservator of Forests,
Rajahmundry Circle, Rajamahendravaram.

**S. Sri Saravanan, IFS.,
Chief Conservator of Forests**

Sub: APFD – FC Act, 1980 – Diversion of 25.31 ha of forest land in Pegha, Bandarugudem, Madhavaopeta, Bandirevu RF of Chintur Division for up-gradation of existing NH-30 from km 169.770 to 236.150 of **Vijayawada to Jagadapur** section to two lane with paved shoulders in the state of Andhra Pradesh in favour Ministry of Road Transport and Highways – **In-principle (Stage-I)** approval accorded – orders communicated – Demand Notice for Rs.9.1331213 crore to EE,(R&B), NH Division, Visakhapatnam – NPV amount to be collected from the user agency as per the FCA Guidelines - Reg.

- Ref:**
1. GoI, MoEF&CC, IRO, Vijayawada F.No.4-APC132/2021-VIJ/723, dt.28.11.2022 received through GoAP Memo no.1146/Section.II/2022/1448475, EFS&T(Section.II) Dept., dt.01.12.2022.
 2. Prl.CCF (HoFF), A.P.Guntur Rc.no.EFS02-15034/9/2018-FCA-SEC PCCF /FCA-3, dt.09.12.2022.
 3. DFO, Chintur Rc.no.583/2017/C4, dt.30.12.2022.
 4. CCF, Rajahmundry Rc.no.2988/2017-D1 dt.12.01.2023.
 5. DFO, Chintur Rc.no.583/2017/C4, dt.21.06.2023.


Attention of the Divisional Forest Officer, Chintur is invited to the reference 5th cited.

In the ref.5th cited, the Divisional Forest Officer, Chintur has reported that as per the in-principle (Stage- I) approval accorded by the GoI, MoEF & CC,IRO, Vijayawada through GoAP and communicated by Prl.Chief Conservator of Forests, Andhra Pradesh, Guntur vide ref. 1st cited, all the Compensatory levies ie., Compensatory Afforestation and Net Present Value for Rs.9,13,31,213/- were paid by the user agency and the user agency has complied to all the conditions stipulated in Stage-I approval and recommended to accord working permission to the user agency (Executive Engineer (R&B), NH Division, Visakhapatnam) to start their linear project up-gradation of existing NH-30 from km 169.770 to 236.150 of **Vijayawada to Jagadapur** section to two lane with paved shoulders in the state of Andhra Pradesh in 25.31 ha of forest land diverted in Pegha, Bandarugudem, Madhavaopeta, Bandirevu RF of Chintur Division.

Hence in the light of the guidelines issued by the Government of India, MoEF & CC, F.No. 5-2/2017-FC dt.28.03.2023, orders of the Government and instructions issued by Prl.Chief Conservator of Forests, temporary working permission is accorded for commencement of work up-gradation of existing NH-30 from km 169.770 to 236.150 of **Vijayawada to Jagadalpur** section for a period of one year only.

The Divisional Forest Officer, Chintur is requested to ensure that the user agency shall demarcate the forest area diverted by erecting 4 feet high cement concrete pillars duly numbered at the interval of 20 meters before commencement of work, so as to restrict the work within the diverted forest area.

The Divisional Forest Officer, Chintur is requested to ensure that all the above conditions stipulated in the in-principle approval accorded by the Government of India vide reference 1st shall be implemented by the user agency and submit report for forwarding the same to the Prl.Chief Conservator of Forests & HoFF, Andhra Pradesh, Mangalagiri for obtaining stage-II clearance. Further, the District Forest Officer, Chintur is requested to follow the Rules and Regulations communicated from time to time by the PCCF & HoFF/Government of A.P & EFS&T/GoI. Any violation of FC Act / Wildlife Act will be viewed seriously. Further, it is requested to follow the time schedule and monitor the compliance of stage-I conditions with the user agency and submit report accordingly.


Chief Conservator of Forests
Rajahmundry Circle, Rajamahendravaram

To
The Divisional Forest Officer, Chintur.

Copy submitted to Prl.Chief Conservator of Forests & HoFF, Andhra Pradesh, Mangalagiri for favour of kind information.



**GOVERNMENT OF ANDHRA PRADESH
FOREST DEPARTMENT**

Rc.no.2988/2017-D1,
Dated:04-10-2024.

Office of the Conservator of Forests,
Rajahmundry Circle, Rajamahendravaram.

From,
Sri. Y.Srinivasa Reddy, IFS.,
Chief Conservator of Forests,
Rajahmundry Circle,
Rajamahendravaram.

To,
The Prl.Chief Conservator of Forests &
Head of Forest Force,
Aranya Bhavan, P.V.S.Land Mark,
Near APIIC Towers, Magalagiri,
Guntur District,
Andhra Pradesh -522503

Sir,

Sub:- APFD – FC Act, 1980 – Diversion of 25.31 ha of forest land in Pegha, Bandarugudem, Madhavarapeta, Bandirevu RF, of Chintur Division for up-gradation of existing NH – 30 from km 169.770 to 236.150 of Vijayawada to Jagadapur section to two lane with paved shoulders in the state of Andhra Pradesh in favour Ministry of Road Transport and Highways – In-principle (Stage-I) approval accorded – Further compliance report submitted by the Divisional Forest Officer, Chintur – Reg.

- Ref:-** 1. GoI, MoEF&CC, IRO, Vijayawada F.No.4-APC132/2021-VIJ/723, Dt.28.11.2022 received through GoAP Memo No.1146/Section.II/2022/1448475, EFS&T(Section.II) Dept., Dt.01.12.2022.
2. Prl.CCF & HoFF(FAC)), A.P., Guntur Rc.no.EFS02-15034/9/2018-FCA-SEC PCCF /FCA-3, dt.09.12.2022.
3. DFO, Chintur Rc.no.583/2017/C4, dt.21.06.2023.
4. Prl.CCF,A.P, Mangalagiri, Rc.No. EFS02*15034/9/2018-FCA-SECPCCF/FCA-3, Dt:22.01.2024
5. DFO, Chintur Rc.no.583/2017/C4, dt.05.09.2024.

It is submitted that, the Prl. Chief Conservator of Forests, A.P., Mangalagiri in the reference 4th cited, has requested to obtain report from the User Agency for the Condition Nos. (ix) and (x) in complete shape and submit revised Compliance Report.

Accordingly, it is submitted that in the reference 5th cited, the Divisional Forest Officer, Chintur has reported that the User Agency

FCA-3
14/10/2024
AD

furnished condition wise reply subsequently after conducting field visits and detailed discussions among the Forest Officials and User Agency, the clarification is furnished by Divisional Forest Officer, Chintur and the details are as follows: -

Condn. No.	Conditions stipulated by Government of India in the In-Principal approval	Reply furnished by Divisional Forest Officer, Chintur																				
ix	The User Agency/State Government shall ensure to include entire stretch of forest area required for diversion in future cases especially linear projects and fresh proposal for left out area over 0.110 Km in Thatilanka Extn-I RF of Kunavaram Range shall be submitted, if require for the project; and for prior approval under FCA,1980	<p>The User Agency has furnished that, "a part of additional length i.e., from Km.202/890 to Km.202/982 =0.092 Km out of 0.110 Km. was already considered in the diversion proposal in continuation of reach from Bandirevu R.F submitted for the subject work in 2018. In the remaining 0.110-0.092=0.018 Km. length the alignment was adjusted within the available Right of Way and as such no more diversion is required in this stretch".</p> <p>In this regard it is submitted that, the Forest Range Officer, Nellipaka and Kunavarm have verified the above chainage in the field and reported that, the chainage from Km.202/890 to Km.202/982 =0.092 Km. was applied for diversion by the User Agency in continuation of Bandirevu R.F. But, it actually falls in Thatilanka Extn R.F.,(Compt.No.153) of Kunavaram Range. Further, the Divisional Forest Officer, Chintur has stated that, the remaining length 0.018 Km i.e., 0.110-0.092 Kms from Km.202/982 to Km.203/000, the alignment was adjusted within the available Right of Way and as such no more diversion is required in this stretch.</p>																				
x	The difference area of 1.056 Ha. which is claimed to be not covered neither in earlier proposal nor in RoW admitted of forest area diverted in the different stretches in three RFs i.e., Madhavaraoopeta RF, Bandirevu RF & Pegha RF shall be dealt by the State	<p>The User Agency has furnished that, the area of 1.056 Ha. Comprises in three different stretches are as follows.</p> <table><tr><th>S.No.</th><th>Name of the RF</th><th>Chainage</th><th>Area (in ha.)</th></tr><tr><td>1.</td><td>Madhavaraoopeta</td><td>From Km 192/827 to Km.196/865</td><td>0.038</td></tr><tr><td>2.</td><td>Bandirevu</td><td>From Km.198/148 to 202+982</td><td>0.144</td></tr><tr><td></td><td>Pegha</td><td>From Km 207/240 to Km 211/824</td><td>0.874</td></tr><tr><td colspan="3">Total</td><td>1.056</td></tr></table> <p><u>1) Madhavaraoopeta R.F., (Stretch from Km.192/827 to Km.196/865 - 0.038 Ha) :-</u></p> <p>The User Agency has furnished that, "an additional area of 0.038 Ha. is shown to be the difference required for a length of 38 Mtrs. and also stated that, 10 Mtrs. RoW from Madhavaropeta RF to Bandirevu RF was already</p>	S.No.	Name of the RF	Chainage	Area (in ha.)	1.	Madhavaraoopeta	From Km 192/827 to Km.196/865	0.038	2.	Bandirevu	From Km.198/148 to 202+982	0.144		Pegha	From Km 207/240 to Km 211/824	0.874	Total			1.056
S.No.	Name of the RF	Chainage	Area (in ha.)																			
1.	Madhavaraoopeta	From Km 192/827 to Km.196/865	0.038																			
2.	Bandirevu	From Km.198/148 to 202+982	0.144																			
	Pegha	From Km 207/240 to Km 211/824	0.874																			
Total			1.056																			

	<p>Government as appropriate as per the provisions made under Indian Forest Act, 1972 and other State Acts dealing with the conservation of forests by the State Government</p>	<p>allowed as per the notification and admitted by the DFO., Chintur i.e., From Km.192/850 to km.196/850 (4 Kms).</p> <p>In the current proposal diversion for additional width was only shown to be diverted. In as much as the RoW of 10 Mtr. was already admitted, additional width for the entire length of 4.038 Km was already approved, there is no necessity of additional area of 0.038 Ha. for a length of 38 meters".</p> <p>In this regard the Divisional Forest Officer, Chintur has submitted that, the Forest Range Officer, Nellipaka has verified and reported that, the proposed road is passing through the Reserve Forest areas over a length of 3.61 Kms. i.e., Madhavaopeta R.F., (2.19 Km.) & Madhavaopeta Extn.R.F., (1.42 Km.), the Right of Way from Madhavaopeta to Bandirevu was allowed with in a width of 10 Yards in the Gazette Notifications. Further, it was reported that, the User Agency has applied for diversion of Forest area in Madhavaopeta R.F., over a length of 4.038 Km, which is excess to the actual length of road passing through the Reserve Forest area of Madhavaopeta. Hence, there is no necessity for diversion of additional area 0.038 Ha. in Madhavaopeta R.F., of Nellipaka Range.</p> <p><u>2) Bandirevu R.F., (Stretch from Km.198+148 to Km.202+982 - 4.834 Km):-</u></p> <p>The User Agency has furnished that, "an additional area of 0.144 Ha.(0.052/0.092) is shown as the difference required to be diverted. The reach from Km.198/148 to Km.198/200(0.052Km) where in the alignment of the high way was re-aligned towards left side (for curve improvement) totally deviating from the existing carriageway for diversion of average width of 32 meters. Hence, there is no necessity of diverting this bit of 0.052 Km. The reach from 202/890 to Km202/982 (0.092 Km) was already diverted in Thatilanka Extn-I RF for a width of 10 Mtrs. in 2012 and widening on both sides was proposed in 2018 proposal and approved for diversion. Hence, there is no necessity of the additional area".</p> <p>In this regard, the Divisional Forest Officer, Chintur has submitted that, the Forest Range Officer, Nellipaka has verified the field and reported that, as against 0.144 Ha.(0.052 /0.092) in Bandirevu R.F., from Km.198/148 to Km.198/200- 0.052 Kms, the alignment of the highway is realigned towards left side for curve</p>
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		<p>improvement, totally deviating from the existing carriageway. Further, it was reported that, the reach from Km.202/980 to 202/982 i.e., 0.092 Kms was already diverted in Thatilanka Extn. RF., of Thatilanka section and comes under Kunavaram Range jurisdiction. Hence, there is no necessity for diversion of excess forest area i.e., 0.052 Ha. in Bandirevu RF., of Nellipaka Range.</p> <p><u>3) Pegha R.F., (Stretch from Km.207/240 to Km.211/824 - 4.584 Km):-</u></p> <p>The User Agency has furnished that, "an additional area of 0.874 Ha. is shown as difference required to be diverted. The reach from Km.207/240 to Km.208/120 is a Government land (Revenue Land) located in Sy.No.26 to 30 of Eduguralapalli village of Chintur Mandal in which Rythu Barosa Kendra(RBK) and Grama Sachivalayam buildings etc., are existing. Since, this is a non-forest land no diversion proposals were also authenticated in 2012. But, for widening this bit of 0.880 Km. forest diversion was proposed in 2018 and the same was also authenticated. In view of the position of land as revenue land, there is no necessity of diversion of 0.874 Ha. for the existing width of the road".</p> <p>In this regard it is submitted that, the Forest Range Officer, Kunavaram has verified and reported that, the chainage from 207/240 to 208/120 (0.880 Km) is falling in E.D.Palli Village limits, the 'Edugurallapalli (E.D.Palli Village)' was recorded in Schedule of Thatilanka Extn R.F., Gazette Notification, which was notified U/s.15 of A.P. Forest Act,1967 vide G.O.Ms.No.152, Forests & Rural Development (Forests-III), Dt.14.05.1974. Hence, no diversion is required.</p> <p>In view of the above the Divisional Forest Officer, Chintur has reported that, basing on the reports submitted by the Forest Range Officers, Nellipaka & Kunavaram and as per the field conditions, there is no necessity for diversion of additional length 0.110 Kms in Thatilanka Extn. R.F., and difference area of 1.056 Ha. in three RFs i.e., Madhavaopeta RF, Bandirevu RF & Pegha RF of Chintur Division.</p>
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The report of the Divisional Forest Officer, Chintur vide reference 5th cited, along with enclosures is submitted herewith.

This submitted to favour of information and necessary action.

Encl: as above

Yours faithfully,
Sd/- Y.Srinivasa Reddy,
Chief Conservator of Forests,
Rajahmundry Circle,
Rajamahendravaram.

Copy to the Divisional Forest Officer, Chintur for information.

// T.C.B.O.//

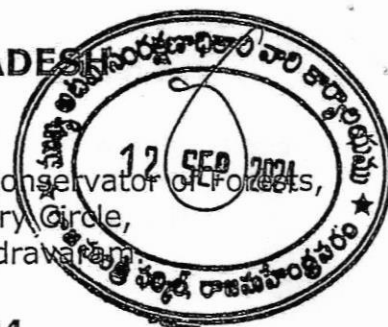
T. Srinivas Reddy
04/10/2024
Technical Officer

2573

**GOVERNMENT OF ANDHRA PRADESH
FOREST DEPARTMENT**

From
Ms.M.Babitha, I.F.S.,
Divisional Forest Officer,
Chintur Division, Chintur.

To
The Chief Conservator of Forests,
Rajahmundry Circle,
Rajamahendravaram



Rc.No.583/2027/C4, Dt.05.09.2024

Sir,

Sub:- Forest Department- Forest (C) Act,1980- Diversion of 25.31 Ha. of forest land in Chintur Division for up-gradation of existing NH-30 Vijayawada to Jagadhalpur -In-Principle approval accorded- condition wise Compliance Report submission of- Reg.

- Ref:- 1) DFO., Chintur Rc.No.583/2017/C4, Dt.30.12.2022
2) E.E.(R&B), N.H.Division, Visakhapatnam Ltr.No.NH30/V-J Road/Km.169.770 to Km.236.150/2021, Dt.17.06.2023
3) DFO., Chintur Rc.No.583/2017/C4, Dt.21.06.2023
4) CCF., Rajahmundry Ref.No.2988/2017/D1, Dt.22.08.2023
5) PCCF., A.P., Mangalagiri Rc.No.ES02-15034/9/2018-FCA-SECPCCF/FCA-3, Dt.22.01.2024
6) DFO., Chintur Rc.No.583/2017/C4, Dt. 29.01.2024
7) E.E.(R&B) NH Division, Visakhapatnam Lr.No.Forest/NH30/V-J/Road/Km.169.770 to Km.236.150/TO/2023, Dt.23.02.2024
8) DFO., Chintur Rc.No.583/2027/C4, Dt.26.03.2024
9) FRO., Nellipaka Rc.No.30/2023-24/NPK, Dt.04.09.2024
10) FRO., Kunavaram Rc.No.NH-30/2024/KVM, Dt.04.09.2024

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It is submitted that, the Prl. Chief Conservator of Forests, A.P., Mangalagiri in the reference 5th cited, has requested to obtain report from the User Agency for the Condition Nos. (ix) and (x) in complete shape and submit revised Compliance Report. Accordingly, the User Agency has been requested for furnishing report on the mentioned conditions from this office in the reference 6th cited. Subsequently, the User Agency has furnished condition wise reply in the reference 7th cited. Further, after conducting field visits and detailed discussions with the User Agency, the clarification is furnished as follows:-

Condition No.(ix)' The User Agency/State Government shall ensure to include entire stretch of forest area required for diversion in future cases especially linear projects and fresh proposal for left out area over 0.110 Km in Thatilanka Extn-I RF of Kunavaram Range shall be submitted, if require for the project ; and for prior approval under FCA,1980'.

:: 2 ::

In reply to the above condition, the User Agency has furnished that, "a part of additional length i.e., from Km.202+890 to Km.202+982 =0.092 Km out of 0.110 km. was already considered in the diversion proposal in continuation of reach from Bandirevu R.F submitted for the subject work in 2018. In the remaining $0.110-0.092=0.018$ Km. length the alignment was adjusted within the available Right of Way and as such no more diversion is required in this stretch".

In this regard it is submitted that, the Forest Range Officer, Nellipaka and Kunavarm have verified the above chainage in the field and reported that, the chainage from Km.202+890 to Km.202+982 =0.092 Km. was applied for diversion by the User Agency in continuation of Bandirevu R.F. But, it actually falls in Thatilanka Extn R.F.,(Compt.No.153) of Kunavaram Range. Further, it was stated that, the remaining length 0.018 Km i.e., $0.110 -0.092$ Kms from Km.202+982 to Km.203+000, the alignment was adjusted within the available Right of Way and as such no more diversion is required in this stretch.

Condition No.(x)' the difference area of 1.056 Ha. which is claimed to be not covered neither in earlier proposal nor in RoW admitted of forest area diverted in the different stretches in three RFs i.e., Madhavaopeta RF, Bandirevu RF & Pegha RF shall be dealt by the State Government as appropriate as per the provisions made under Indian Forest Act,1972 and other State Acts dealing with the conservation of forests by the State Government'.

In reply to the Condition No.(x). the User Agency has furnished that, the area of 1.056 Ha. comprises in three different stretches **1) Madhavaopeta RF (From Km 192+827 to Km.196+865- 0.038 Ha.) 2) Bandirevu RF (From Km.198+148 to 202+982- 0.144 Ha.) 3) Pegha RF (From Km 207+240 to Km 211+824- 0.874 Ha.).**

1) Madhavaopeta R.F., (Stretch from Km.192+827 to Km.196+865 - 0.038 Ha) :-

The User Agency has furnished that, "an additional area of 0.038 Ha. is shown to be the difference required for a length of 38 Mtrs. and also stated that, 10 Mtrs. RoW from Madhavaropeta RF to Bandirevu RF was already allowed as per the notification and admitted by the DFO., Chintur i.e., From

:: 3 ::

Km.192+850 to km.196+850 (4 Kms). in the current proposal diversion for additional width was only shown to be diverted. In as much as the RoW of 10 Mtr. was already admitted, additional width for the entire length of 4.038 Km was already approved, there is no necessity of additional area of 0.038 Ha. for a length of 38 meters".

In this regard it is submitted that, the Forest Range Officer, Nellipaka has verified and reported that, the proposed road is passing through the Reserve Forest areas over a length of 3.61 Kms. i.e., Madhavaopeta R.F., (2.19 Km.) & Madhavaopeta Extn. R.F., (1.42 Km.), the Right of Way from Madhavaopeta to Bandirevu was allowed with in a width of 10 Yards in the Gazette Notifications. Further, it was reported that, the User Agency has applied for diversion of Forest area in Madhavaopeta R.F., over a length of 4.038 Km, which is excess to the actual length of road passing through the Reserve Forest area of Madhavaopeta. Hence, there is no necessity for diversion of additional area 0.038 Ha. in Madhavaopeta R.F., of Nellipaka Range.

2) Bandirevu R.F., (Stretch from Km.198+148 to Km.202+982 - 4.834 Km):-

The User Agency has furnished that, "an additional area of 0.144 Ha. (0.052+0.092) is shown as the difference required to be diverted. The reach from Km.198+148 to Km.198+200(0.052 Km) where in the alignment of the high way was re-aligned towards left side (for curve improvement) totally deviating from the existing carriageway for diversion of average width of 32 meters. Hence, there is no necessity of diverting this bit of 0.052 Km. The reach from 202+890 to Km202+982(0.092 Km) was already diverted in Thatilanka Extn-I RF for a width of 10 Mtrs. in 2012 and widening on both sides was proposed in 2018 proposal and approved for diversion. Hence, there is no necessity of the additional area".

:: 4 ::

In this regard it is submitted that, the Forest Range Officer, Nellipaka has verified the field and reported that, as against 0.144 Ha.(0.052 +0.092) in Bandirevu R.F., from Km.198/148 to Km.198/200- 0.052 Kms, the alignment of the highway is realigned towards left side for curve improvement, totally deviating from the existing carriageway. Further, it was reported that, the reach from Km.202/980 to 202/982 i.e.,0.092 Kms was already diverted in Thatilanka Extn. RF., of Thatilanka section and comes under Kunavaram Range jurisdiction. Hence, there is no necessity for diversion of excess forest area i.e., 0.052 Ha. in Bandirevu RF., of Nellipaka Range.

3) Pegha R.F., (Stretch from Km.207+240 to Km.211+824 - 4.584 Km):-

The User Agency has furnished that, "an additional area of 0.874 Ha. is shown as difference required to be diverted. The reach from Km.207+240 to Km.208+120 is a Government land (Revenue Land) located in Sy.No.26 to 30 of Eduguralapalli village of Chintur Mandal in which Rythu Barosa Kendra(RBK) and Grama Sachivalayam buildings etc., are existing. Since, this is a non forest land no diversion proposals were also authenticated in 2012. But, for widening this bit of 0.880 Km. forest diversion was proposed in 2018 and the same was also authenticated. In view of the position of land as revenue land, there is no necessity of diversion of 0.874 Ha. for the existing width of the road".

In this regard it is submitted that, the Forest Range Officer, Kunavaram has verified and reported that, the chainage from 207+240 to 208+120 (0.880 Km) is falling in E.D.Palli Village limits, the 'Edugurallapalli (E.D.Palli Village)' was recorded in Schedule of Thatilanka Extn R.F., Gazette Notification, which was notified U/s.15 of A.P. Forest Act,1967 vide G.O.Ms.No.152, Forests & Rural Development (Forests-III), Dt.14.05.1974. Hence, no diversion is required.

:: 5 ::

Inview of the above it is submitted that, basing on the reports submitted by the Forest Range Officers, Nellipaka & Kunavaram and as per the field conditions, there is no necessity for diversion of additional length 0.110 Kms in Thatilanka Extn. R.F., and difference area of 1.056 Ha. in three RFs i.e., Madhavaopeta RF, Bandirevu RF & Pegha RF of Chintur Division.

Hence, it is requested to kindly address the above issue to the Prl. Chief Conservator of Forests, A.P., Mangalagiri for taking further course of action in this matter. The report furnished by the User Agency along with it's enclosures are enclosed herewith.

This is submitted for favour of kind information and necessary action.

Yours faithfully,

Encl: as above.

Sd/-M.Babitha.
Divisional Forest Officer,
Chintur Division, Chintur.

//t.c.b.o//

S. S. S. S.
Administrative Officer.
05/9 *05/9/23*

GOVERNMENT OF ANDHRAPRADESH
ROADS AND BUILDINGS DEPARTMENT

From
Sri. E. Srinivasulu B.Tech.,
Executive Engineer (R&B)
R&B N.H Division
Visakhapatnam

To
The Divisional Forest Officer
Chinturu



Letter No. Forest/NH30/V-J road / Km.169.770 to Km.236.150/TO/2023 dated 23.02.2024

Sir,

Sub: N.H Subdivision – Kakinada –Up-gradation to two lane with paved shoulder of NH-30(Km.169.770 to Km.236.150) in the state of Andhrapradesh – Report On diversion of 110 m of forest land in Thantilanka extension RF – Submitted – Regarding.

- Ref: 1) Rc.No.583/2017/C4 dated 27.11.2023 of the Divisional Forest Officer, Chinturu addressed to the Executive Engineer (R&B) N.H Division, Visakhapatnam
- 2) Rc.No.583/2017/C4 dated 29.01.2023 of the Divisional Forest Officer, Chinturu addressed to the Executive Engineer (R&B) N.H Division, Visakhapatnam
- 3) This office letter in even no. dated 28.11.2023

In the reference 2nd cited, the Divisional Forest Officer, Chintur while enclosing a comparative statement showing the details of difference 1.056 Ha, had requested to furnish condition wise compliance to the Stage 1 permission for taking up further process.. The compliance is submitted as detailed below:

Condition no. (ix) – The user agency / State Government shall ensure to include entire stretch of forest area required for diversion in future cases especially linear projects and fresh proposal for left out area over 0.110 Km (from Km.202+890 to Km.203+000) (in Thantilanka Extn –I RF of Kunavaram range shall be submitted, if required for the project; and for prior approval under FCA, 1980.

Reply: As per the comparative statement, the area of diversion of 1.05 Ha doesn't pertain to the left over 110 m along but it combines from other three reaches also. A detailed pictorial representation of stretches mentioned in the statement along with explanation on the necessity of further diversion is submitted hereunder. As per the explanation submitted, a part of additional length i.e., from Km.202+890 to Km.202+982 = 0.092 Km out of 0.110 Km. was already considered in the diversion proposal in continuation reach from Bandierevu RF, submitted for the subject work in 2018. In the remaining 0.110 – 0.092 = 0.018 km length the alignment was adjusted with in the available right of way and as such no more diversion is required in this stretch. The same thing was submitted earlier also.

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Condition no. (x) – The difference area of 1.056 Ha which is claimed to be not covered neither in the earlier proposal nor in RoW admitted of forest area diverted in the different stretches in three RFs i.e., Madhavarapeta RF, Bandirevu RF & Pegha RF shall be dealt by the State Government as appropriate as per the provisions made under Indian Forest Act, 1972 and other State Acts dealing with the conservation of Forests by the State Government.

Reply: The area of 1.056 Ha comprises in three stretches as given in comparative statement as detailed below. A pictorial representation enclosed is self-explanatory. However the details are given below:

- 1) **Stretch from Km.192+827 to Km.196+865:** In this reach an additional area of 0.038 Ha is shown to be the difference required for a length of 38 meters. (Even sought diversion for a width of 10 mts in this balance stretch of 38 mts which works out to be 0.038 Ha)

It is submitted that 10 mts RoW from Madhavarapeta RF to Bandirevu RF was already allowed as per the notification and admitted by the DFO, Chintur i.e., from Km.192+850 to Km.196+850 (4.00 Km). In the current proposal diversion for additional width was only shown to be diverted. In as much as the RoW of 10 mt was already admitted, additional width for widening for the entire length of 4.038 Km was already approved, there is no necessity of additional area of 0.038 Ha for a length of 38 meters as mentioned in the comparative statement.

- 2) **Stretch from Km.198+148 to Km.202+982 (4.834 Km):** In this reach an additional area of 0.144 Ha ($0.052 + 0.092 = 0.144 \text{ Km} \times 10 \text{ mts} = 0.144 \text{ Ha}$) is shown to be the difference required to be diverted

The reach from Km.198+148 to Km.198+200 (0.052 Km) where in the alignment of the highway was realigned towards left side (for curve improvement) totally deviating from the existing carriageway for diversion of average width of 32 meters as reported by the DFO, Chinturu vide Rc.No.583/2017/C4 dated 23.02.2022 (Copy enclosed). Hence there is no necessity of diverting this bit of 0.052 Km

The reach from Km.202+890 to 202+982 (0.092 Km) was already diverted in Thantilanka Extn-1RF for a width of 10 meters in 2012 and widening on both sides was proposed in 2018 proposal and approved for diversion. Hence, there is no necessity of the additional area as shown in comparative statement.

- 3) **Stretch from Km.207+240 to Km.211+824 (4.584 Km):** In this reach an additional area of 0.874 Ha ($0.874 \text{ Km} \times 10 \text{ m} = 0.874 \text{ Ha}$) is shown to be the difference required to be diverted.

The reach from Km.207+240 to Km.208+120 (0.880 Km) is a Government land (Revenue land) located in Sy.no.26 to 30 of Edugurallapalli village of Chinturu mandal in which Rythu Bharosa Kendra (RBK) and Grama Sachivalayam buildings etc., are existing. Since this is a non-forest land no diversion proposals were also authenticated in 2012. But, for widening this bit of 0.880 Km forest diversion was proposed in 2018 and the same was also authenticated.

In view of the position of land as revenue land, there is no necessity of diversion of 0.874 Ha for the existing width of the road.

- 4) **Stretch from Km.202+890 to Km.203+000 (0.110 Km):** In this reach an additional length of 0.110 Km is shown to be still proposed for diversion in widening portion.

The reach from Km.202+890 to Km.202+982 (0.092 Km) was diverted for widening in continuation of Bandirevu RF (more detailed under Sl.No.2). Our alignment has been adjusted to be in the available RoW in the remaining length of 0.018 Km i.e. from Km.202+982 to Km.203+000. Therefore, there is no necessity of new widening proposal for the additional length of 0.110 Km as sought for.

In view of the above circumstance, additional area of 1.056 Ha and additional length of 110 meters are not required and the pictorial representation submitted is self-explanatory which is submitted here with triplicate for favour of information and taking further necessary action.

Encl: 1 Pictorial statement

2. Cadastral maps from APSAC for the non-forest land
3. Rc.No.583/2017/C4 dated 23.02.2022 of the DFO, Chintur
4. Comparative statement given by DFO, Chinturu

Encl:- *As above*

Yours faithfully,

[Signature]
24.2.24
Executive Engineer (R&B)
R&B N.H Division: Visakhapatnam

9494559/2024/FCA -PCCF

Strip Plans and Reply to the remarks for diversion of additional forest area of 1.056Ha in widening of NH-30

Sl. No.	Strip Plan showing Year wise diversions obtained in the Forest Reaches	DFO Remarks		Reply	w.r.t. the repl. area required for diversion
		Addl. Length (in km.)	Addl. Area (in Ha)		
1)	<p>192+827 ← 4.038 kms. → 196+865</p> <p>192+850 ← 4.000 kms. → 196+850</p> <p>23m 15m</p> <p>Diversion now applied in 2018 and obtained Madhavaraoopeta RF - RoW Allowed (10m) Cart track from Madhavaraoopeta to Bandirevu</p> <p>Diversion now applied in 2018 and obtained</p>	0.038	0.038	<p>Widening portions for a length of 4.038 kms. were proposed and diverted in present proposal.</p> <p>10m RoW is allowed as Cart track from Madhavaraoopeta to Bandirevu. Hence, there is no necessity to take diversion of existing RoW of 10m width again for this 0.038 kms. (4.038-4.000) length.</p>	0.000
2)	<p>198+148 ← 4.834 kms. → 202+982</p> <p>198+200 ← 4.690 kms. → 202+890</p> <p>52m 92m</p> <p>Diversion now applied in 2018 and obtained Bandirevu RF - There is no Right of Way admitted. 10m diversion for a length of 4.690 kms. (4.69 Ha) obtained in 2012</p> <p>Diversion now applied in 2018 and obtained</p>	0.144	0.144	<p>The reach from km.198/148 to 198/200 (52m) where in the alignment of the Highway was realigned towards L/S of the road (for curve improvement) totally deviated from the existing carriageway for diversion of average width of 32m as reported by the DFO, Chinturu vide. Rc. No.583/2017/C4, dt.23.02.2022 (copy enclosed)). Hence there is no necessity of diversion of existing Highway of 10m.</p> <p>The chainage from km.202/890 to 202/982 (92m) was already diverted in Thalilanka Extn-I RF for a width of 10m in 2012 as stated below (Ref. Sl. No.4). Hence there is no necessity of diversion of existing Highway of 10m</p>	0.000
3)	<p>207+240 ← 4.584 kms. → 211+824</p> <p>208+120 ← 3.710 kms. → 211+830</p> <p>880m</p> <p>Diversion now applied in 2018 and obtained Paga RF - RoW Allowed (3.657m) Boddugudem to Eduguralapalli 10m (Bal. 6.343m) diversion for 3.710 kms. (2.35 Ha) obtained in 2012</p> <p>Diversion now applied in 2018 and obtained</p>	0.874	0.874	<p>The reach from km.207/240 to 208/120 (0.880 kms.) is a Revenue land located in Sy.No.26 to 30 of Yeduguralapalli village of Chinturu mandal in which Rythu Bharosa Kendra (RBK) and Grama Sachivalayam buildings etc., are existing. Since, the reach is non-forest, no diversion proposals were also authenticated during the previous proposal in the year 2012. The widened portion of the said reach was proposed for diversion by the DPR consultant and the same was authenticated. Since, it was not the RF Land, no diversion is required.</p>	0.000
4)	<p>202+890 ← 0.092 kms. → 202+982</p> <p>← 0.110 kms. → 203+000</p> <p>Diversion now obtained (2018) in continuation with Bandirevu RF (Sl.No.2) Non-Forest</p> <p>Thalilanka Extn-I RF - RoW Allowed (8m) PWD Road Bhadrachalam to Eduguralapalli 10m (Bal. 2m) diversion for 0.110 kms. (0.22 Ha) obtained in 2012</p> <p>Diversion now obtained (2018) in continuation with Bandirevu RF (Sl.No.2)</p>	—	—	<p>The chainage from km.202/890 to 202/982 (92m) was diverted in continuation with Bandirevu RF (Ref. Sl. No.2 above) and for the balance stretch of 18m (i.e., 202+982 to 203+000), the alignment has been adjusted to be in the available RoW. Therefore, there is no necessity of additional length of 0.110 kms. as sought for.</p>	0.000
Total		1.056 kms.	1.056 Ha		0.000 Ha

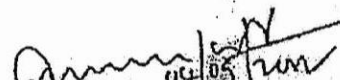
[Signature]
Assistant Engineer (R&B),
NH Section, Kakinada

[Signature]
Dy. Executive Engineer (R&B),
NH Sub-divn., Kakinada

[Signature]
Executive Engineer (R&B),
NH Division, Visakhapatnam.

Comparitive statement of NH-30 showing the details of difference 1.056 Ha

Reserve Forest	Notified Right of Way	(A) Prior Approval accorded In 2012								(B) Proposed 2018				Difference		Remarks
		Chainage	Applied by the User Agency			RoW allowed			Actual area Diverted in Ha (6-9)	Chainage	Length in Kms	Width in Mtr	Area in Ha	Length in Kms (12-14)	Area in Ha (Col.15 x 10 Mtr/ 10000)	
			Length in Kms	Width in Mtr	Area in Ha.	Length in Kms	Width in Mtr	Area in Ha.								
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
Madhavaraoopeta RF (Notified U/s.16 of Madras Forest Act,1982)	Cart track from Madhavaraoopeta to Sandirevu	from Km 192/850 to 196/850	4	10	4	4	10	4	0	from Km192/827 to 196/865	4.038	16.60 (avg)	6.17	0.038	0.038	1.056 Ha.
Bandirevu RF	There is no Right of Way admitted in Bandirevu R.F.	from Km 196/200 to 202/690	4.69	10	4.69	0	0	0	4.69	from Km198/148 to 202/982	4.634	25.80 (avg)	9.99	0.144	0.144	of forest area difference is noticed with the earlier diverted area
Pegha RF (Notified U/s.16 of Madras Forest Act,1982)	Cart track from Boedugudem to Eduguralapalli	from Km 208/120 to 211/830	3.71	10	3.71	3.71	3.657	1.36	2.35	from Km207/240 to 211/824	4.584	22.64 (avg)	9.15	0.674	0.674	
Thattalanka Extn-I RF (Notified U/s.15 of APF Act,1967)	PWD Road from Bhadrachalam to Eduguralapally	from Km 202/89 to 203/0	0.11	10	0.11	0.11	8	0.088	0.022	Not included in this new widening proposal.						The PCCF, A.P, Guntur has accorded permission for DGPS survey. The User Agency completed the DGPS survey and the raw data and maps are awaited.
Total:-			12.51		12.51	7.82		5.448	7.062		13.45		25.31	1.056	1.056	


 Divisional Forest Officer,
 Chintur Division, Chintur.

04-9-2012

**GOVERNMENT OF ANDHRA PRADESH
FOREST DEPARTMENT**

From
Sri V. Salbaba, Dy. C.F.
Divisional Forest Officer
Chintur Division, Chintur.

To
The Chief Conservator of Forests
Rajahmundry Circle
Rajamahendravaram.

Rc.No.583/2017/C4, Dt.23.02.2022.

Sir,

Sub: Forest Department- FC Act 1980- Diversion of 25.31 ha of Forest land for Up gradation of existing NH-30 from Km.169.770 to 236.150 of Vijayawada to Jagdalpur section to two lane with paved shoulders in the State of Andhra Pradesh in favour of EE (R&B) NH Division, Kakinada - Additional Information- Submission of - Reg.

Ref: 1) E.E., N.H. Division, Visakhapatnam Lr.No. NH30/ATONJroad/ Km.169.770 to 236.150/HPs/2021, Dt.11.11.2021
2) PCCF., A.P., Guntur EFS02-15034/9/2018-FCA SEC-PCCF/FCA-3/Dt.16.11.2021 communicated by the CCF., Rajahmundry Rc.No.2988/2017-D1, Dt.18-11-2021.

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It is submitted that, the Pri. Chief Conservator of Forests, A.P., Guntur in the reference 2nd cited, has requested to submit the following additional information on Diversion of 25.31 ha of Forest land for Upgradation of existing NH-30 from Km.169.770 to 236.150 of Vijayawada to Jagdalpur section to two lane with paved shoulders in the State of Andhra Pradesh in favour of EE (R&B) NH Division, Kakinada. The replies are submitted herein the following.

1) Legal status of the existing road i.e., whether the existing road is a notified ROW or any prior approval accorded by the Central Government under FCA, 1980 etc. and supporting documents like ROW notification with clearly indicating actual length & width of Row and copy of the approval order under FCA, 1980 as the case may be to be furnished.

The Executive Engineer, NH Division, Visakhapatnam has submitted proposal for diversion of Forest land 25.31 ha, in three different stretches i.e., i) Section.1:- From Km 192/827 to Km 196/865 in Madhavaopeta R.F ii) Section.2:- From Km 198/148 to Km 202/982 Bandirevu R.F iii) Section.3:- From Km 207/240 to Km 211/824 Pegha R.F for upgradation of existing NH-30 Vijayawada to Jagdalpur section in Chintur Forest Division areas. The details of RoW allowed in the Gazette notification is tabulated as below:-

Sl. No.	Road stretch	RF Block	Notified RoW	Length	Width
1	Km 192/827 to Km 196/865	Madhavaopeta R.F (Fort St. George Gazette November 4 th 1933)	Cart track Madhavaopeta to Bandirevu	4.038 Kms.	10 Yards.
2	Km 198/148 to Km 202/982	Bandirevu R.F	Not Available		
3	Km 207/240 to Km 211/824	Pegha R.F (Board of Revenue (Land Revenue), Dt.21.05.1890) Forest No.288	Cart track Boddugudem to Edugurallapalli	4.584 Kms.	4 Yards.

:: 2 ::

It is submitted that, as per the available records in this office, there is an approval for diversion 2.37 Ha. of forest land for widening of two lane road from Vijayawada to Jagadhalpur passing through various RFs in erstwhile Bhadrachalam (South) Division in favour of the Executive Engineer (R&B), National High Way Division, erstwhile Warangal as detailed below:-

Total length of the road proposed for improvement widening from Km 183/5 to 236/150	52.65 Km.
Road passing through the reserve forest area (I) From Km 202/89 to 203/0 (Thatilanka Extn.I RF) (II) From Km 208/120 to 211/830 (Pegha RF)	(i) 0.11 Kms. (ii) 3.71 Kms. Total:- 3.82 Kms
Proposed widening and improvement of road width is	10.00 Mtrs.
Forest Land required for diversion to a width of 10.00 Mtrs over length of 3.82 Kms.	3.82 Ha
1) Row to a width of 40 links (8 Mtrs) is admitted in Thatilanka Extn.I RF over a length of 0.110 Kms.	8 mtrs x 0.110 Kms = 0.088 Ha.
2) Row to a width of 4 yards (3.657 Mtrs) is admitted in Pegha RF over a length of 3.71 Kms.	3.66 mtrs x 3.71 Kms = 1.36 Ha.
Net Forest Land required for diversion excluding the width notified in the block notification	3.82 Ha. - 0.088 Ha. - 1.36 = 2.372 Ha.

Subsequently, the Government of Andhra Pradesh has issued In- Principal (Stage-I) approval vide G.O.Rt.No.416, EFS & T (FOR-I) Dept., Dt.12.09.2011 and Final (Stage-II) approval issued vide G.O.Ms.No.35 EFS & T (FOR-I) Dept., Dt.04.05.2012. The Copies are enclosed herewith.

2) Reasons for not including the existing road portion under the area proposed for diversion.

The Executive Engineer, NH Division, Visakhapatnam in Ltr. No. NH30/ATO/VJroad/Km.169.770 to 236.150/2021, Dt.23.12.2021 has furnished that, as per their records, the existing road width considered as 10 Mtrs in forest section and excluded the existing width from the calculated forest area required for diversion. The User Agency submitted report along with its enclosures are enclosed herewith.

In this regard it is submitted that, the existing road was widened from 3.66 mtrs. single lane BT carriageway to 7.00 mtrs. two lane BT carriageway and the total formation width including BT surface is 10.00 mtrs. The width of the existing BT carrying way is 7 mtrs. Only. The proposals were accepted by the Government and accorded in- principal (Stage-I) approval vide G.O.Rt.No.416, EFS & T (FOR-I) Dept., Dt.12.09.2011 and Final (Stage-II) approval issued vide G.O.Ms.No.35 EFS & T (FOR-I) Dept., Dt.04.05.2012.

3) Actual length and width of the road to be widened to be informed.

The Executive Engineer (R&B), N.H. Division in his Ltr.No.NH30/V-I road/JTO/NHVSP/2021, Dt.07.01.2022 has submitted stretch wise actual length and width of the proposed road as tabled below:-

Sl.no.	Stretch	Chainage (kms)		Length (m)	Width (m)	Area Required in Ha.
		From	To			
1	Section 1 km 192/827 to Km 196/865 in Madhavaraoopeta RF	192.827	192.860	33	20	0.07
2		192.860	193.237	377	12	0.45
3		193.237	193.417	180	12	0.22
4		193.417	193.440	23	19	0.04
5		193.440	193.846	406	10	0.41
6		193.846	194.015	169	17	0.29
7		194.015	194.040	25	23	0.06
8		194.040	194.090	50	18	0.09
9		194.090	196.080	1990	15	2.99
10		196.080	196.865	785	20	1.57
11		Section 1 Total Area Required (ha)				
						6.17
12	Section 2 Km 198/148 to Km 202/982 Bandirevu RF	198.148	198.243	95	32	0.30
13		198.243	202.436	4193	20	8.39
14		202.436	202.533	97	28	0.27
15		202.533	202.673	140	29	0.41
16		202.673	202.982	309	20	0.62
17		Section 2 Total Area Required (ha)				
						9.99
18	Section 3 km 207/240 to Km 211/824 Pegha RF	207.240	207.385	145	20	0.29
19		207.385	208.400	1015	18	1.83
20		208.400	208.435	35	28	0.10
21		208.435	208.540	105	20	0.20
22		208.540	208.927	387	13	0.50
23		208.927	209.000	73	14	0.10
24		209.000	209.330	330	10	0.33
25		209.330	209.408	78	20	0.16
26		209.408	209.601	193	20	0.39
27		209.601	209.880	279	20	0.56
28		209.880	210.110	230	33	0.76
29		210.110	210.225	115	35	0.40
30		210.225	210.345	120	34	0.41
31		210.345	210.619	274	23	0.63
32		210.619	210.830	211	22	0.46
33		210.830	210.860	30	35	0.11
34		210.860	211.824	964	20	1.93
35		Section 3 Total Area Required (ha)				
						9.15
		Total Area Required in Ha.				
						25.31

4) The proposed financial outlay i.e., Rs 152.277 lakhs to carry out Compensatory Afforestation over 51.05 Ha. degraded forest area including 10 years of maintenance is appears to be not sufficient. Hence, State Forest Department may re-examine the CA scheme and revised site specific CA scheme shall be furnished.

The earlier submitted C.A Scheme is re-examined and revised site specific CA Scheme including 10 years maintenance with an out lay of Rs 602.356 Lakh is prepared and submitted herewith.

Further it is submitted that, the total length of the road passing through the Chintur Forest Division from Bhadrachalam to Chatti Village proposed for widening is 66.38 Kms. The Executive Engineer, NH Division, Visakhapatnam has submitted proposal for diversion of Forest land in three stretches only. The area of stretches between Bit-I, Bit-II & Bit-III and along the entire road is having good vegetation and where ever tree growth is there, is not included in the diversion proposal even though the area between the stretches are deemed to be Forest as per Andhra Pradesh Forest Act, 1967 and the Supreme Court directions.

As per the Hon'ble supreme court judgement/ order dt: 12.12.1996 in WP(C) No.202/95 with WP(C) No.171/96 T.N.Godavaraman Thirumalapad Vs Union of India, the word 'Forest' must be understood according to its dictionary meaning. This description covers all statutory recognized forests, whether designated as reserved, protected or otherwise for the purpose of section 2(1) of the Forest Conservation Act. The term forest land, occurring in section 2, will not only include Forest as understood in the dictionary sense, but also any area recorded as forest in the Government record irrespective of the ownership. This is how it has to be understood for the purpose of section 2 of the Act. The provisions enacted in the forest conservation Act, 1980 for the conservation of forests and the matters connected therewith must apply clearly to all forests so understood irrespective of the ownership or classification thereof.

Further it is also submitted that, As per G.O.Ms.No.816, Forests and Rural Development (For-III) Dt.25.11.1978 published in A.P.Gazette R.S. Pt.1, Dt.04.01.1979, all lands in scheduled areas containing trees, shrubs and coppice growth shall be forest.

The trees existing in the proposed road project including the stretches between the RF areas is also enumerated, but the area is not incorporated for diversion. Forest tree species like *Tectona grandis*, *Soyimida febrifuga*, *Terminalia alata*, *Tamarandus indica*, *Butea monosperma*, *Madhuca indica*, *Syzygium* etc., are present. A total number of 5148 nos. are enumerated during year 2018 in the entire stretch.

Further, the User Agency has not included for diversion of forest area from Km 202/89 to Km 203/0 a length of 0.110 Kms. in Thatilanka Extn.RF, where there is a right of way to a width of 8 mts.

In view of the above it is submitted that, the User Agency has submitted proposals for diversion of Forest Land in three stretches by not taking the count of the area having the tree growth in between the stretches along the Road passing in Chintur Division Forest area and the area in the stretch from Km 202/89 to Km 203/0 a length of 0.110 Kms. in Thatilanka Extn.RF. It is also mandatory to include such entire area which is having tree growth for diversion under Section (2) of F(C) Act, 1980 for any development activity.

Hence, I request the Chief Conservator of Forests, Rajahmundry Circle, Rajamahendravaram to kindly take necessary action to bring the facts to the kind notice of the Prl.Chief Conservator of Forests, A.P., Guntur for taking further action in this matter.

This is submitted for favour of Information and necessary action.

Yours faithfully,


Divisional Forest Officer,

Chintur Division, Chintur.

Copy to the Executive Engineer, National Highway Division, Visakhapatnam for favour of information.