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GOVERNMENT OF ANDHRA PRADESH**FOREST DEPARTMENT**

From
Sri N. Prateep Kumar, I.F.S.,
Prl. Chief Conservator of Forests &
Head of Forest Force,
Andhra Pradesh,
Guntur -522004

To
The Secretary to Government,
Environment, Forests, Science
and Technology Department,
Andhra Pradesh Secretariat,
Velagapudi, Guntur District.

Rc.No.EFS02-15034/46/2020-FCA SEC-PCCF/FCA-3, dated: 21/11/2021.

Sir,

Sub: APFD - F(C) Act, 1980- Diversion of 0.85 ha. of Forest land in Compartment - No. 132, Tadepalli RF, Guntur Division for providing BT surface to the road from Brahmandaparuaam Church to AIIMS road in favour of Municipal Commissioner, Tadepalli Municipality, Tadepalli - In-principle (Stage-I) approval accorded - Condition-wise compliance report submitted - Reg.

Ref:- 1. Gol, MoEF &CC, IRO, Vijayawada F. No. 4-APB125/2021-VIJ/59, dated:18.08.2021 received through GoAP memo no. 1008/Section.II/2021, EFS &T(Section-II) Dept., dated: 19.08.2021.
2. PCCF & HoFF, A.P., Guntur Rc. No. EFS02-15034/46/2020-FCA-SEC-PCCF /FCA-3, dated: 25.08.2021.
3. CF, Guntur Rc. No. 1841/2020-TO, dated: 28.10.2021

It is submitted that, the Government of India in the reference 1st cited have accorded in-principle (Stage-I) approval for diversion of 0.85 ha of Forest land in Compartment No. 132, Tadepalli RF, Guntur Division for providing BT surface to the road from Brahmanandapuram Church to AIIMS road in favour of Municipal Commissioner, Tadepalli Municipality, Tadepalli, subject to fulfillment of certain conditions laid down therein.

Accordingly, the Conservator of Forests, Guntur in the reference 3rd cited has submitted the compliance on the conditions stipulated in the Stage -I approval accorded by the Gol, MoEF &CC, IRO, Vijayawada in the reference 1st cited.

The condition-wise compliance is as follows.

Cond. no.	Conditions stipulated in Stage-I approval by Gol	Compliance Report
i.	Legal status of the diverted forest land shall remain unchanged ;	Legal status of the diverted forest land shall remain unchanged. The user agency has furnished an undertaking to this effect. Copy enclosed.
ii	Demarcation of the proposed:	The user agency has demarcated the

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	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;	diverted forest land by erecting 4 feet high reinforced cement concrete 51 pillars. The photographs are enclosed herewith.
iii	Ten times of the trees to be felled in the diverted forest area shall be planted and maintained by the state Forest Department at the cost of the User Agency;	The user Agency has deposited/ transferred an amount of Rs. 1.20 lakh through online portal to the Andhra Pradesh CAMPA account towards ten times of the trees to be felled in the proposed diversion forest area (RTGS No:SBINR52021102147878814, Dt:21-10-2021) . Copy enclosed.
iv	The state Government shall charge the Net Present Value of the diverted forest land measuring 0.85 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 No's 826 in 566 with related IA 's in Writ Petition (Civil) No.202/1995;	The user Agency has deposited/ transferred an amount of Rs. 5.321 lakh through online portal to the AP CAMPA account towards NPV (RTGS No:SBINR52021102147878814, Dt:21-10-2021). Copy enclosed.
v	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 the India in future, shall be charged by the State Government from User Agency. User Agency shall furnish an undertaking to this effect.	The user agency has furnished an undertaking stating that the 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 the India in future, shall be paid. Copy enclosed.
vi	All the funds received from the User Agency under the project shall be transferred / deposited to CAMPA fund only through e-portal (https://parivesh.nic.in)	The user Agency has deposited an amount of ₹6,52,100/- (i.e. ₹1.20 lakh towards CA + ₹5,32,100/- towards NPV) into AP CAMPA account through online portal by generating challan. Copy enclosed.
vii	The muck generated in the earth cutting if any, will be disposed off at designated dumping sites and in no muck /debris will be disposed off in the forest areas.	The user Agency has furnished an undertaking stating that the muck generated in the earth cutting if any, will be disposed off at designated dumping sites and no muck /debris will be disposed off in the forest areas. Copy enclosed.
viii	The User Agency shall:	No need to construct retaining walls

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	construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost;	and check walls at proposed diversion area as per site condition.
ix	User Agency shall be provide: chain link fence or compound wall along the boundary of the RF on the northern side, to protect the strip of the RF area as recommended by the DFO, Guntur;	The User Agency has provided/erected chain link fence along the northern boundary of the proposed diversion area, to protect the strip of the RF area as recommended by the Divisional Forest Officer, Guntur.
x	The DFO, Guntur Forest Division : reported that along southern boundary of the road the electricity department laid electrical poles and electrical line (11KV) by violating the provisions of Forest (Conservation) Act, 1980. Hence, it is to inform that the forest area utilized for laying of electrical pole and line shall not be treated as diverted under FCA, 1980 and the State Government shall initiate action against violators and may direct the electricity department to remove the their assets. In case, the Electricity Department interested in the project, may direct to apply proposal seeking approval from the competent authority under FCA, 1980;	A notice was issued to the Executive Engineer, APSPDCL, Rayapudi in DFO, Guntur Rc.No:2458/2020/TO, Dt:18-10-2021 directing to remove their assets i.e., electrical poles and 11 KV line in the reserve forest area immediately; and in case, the Electricity Department is interested in the project, the department shall apply for diversion proposal under F(C) Act, 1980 for seeking approval from the competent authority.
xi	The User Agency shall raise: avenue plantation on both sides of the road wherever possible at the project cost;	The user agency has furnished an undertaking stating that they will raise avenue plantation on both sides of the road wherever possible at the project cost. Copy enclosed.
xii	Whatever feasible, translocation of tress may be carry out at the cost of the User Agency;	The user agency has furnished an undertaking stating that they will translocate the trees, whatever feasible at the cost of the User Agency. Copy enclosed.
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 animal;	There is no need to construct the culverts / bridges as there are no natural streams/ rivers/ canals etc., passing through the proposed diversion area.
xiv	Roadside cutting and fillings: which require engineering	The user Agency has furnished an undertaking stating that they will

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	support shall be provided as per the instructions of the DFO concerned so as to stabilize the soil;	provide the Road side cutting and fillings which require engineering support as per the instructions of the FRO, so as to stabilize the soil. Copy enclosed.
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 furnished an undertaking stating that the dugout material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area. Copy enclosed.
xvi	The layout plan of the proposal shall not be changed without the prior approval of the Central Government;	The user agency has furnished an undertaking stating that the layout plan of the proposal shall not be changed without the prior approval of the Central Government. Copy enclosed.
xvii	The User Agency shall provide fire wood preferably alternate fuel to laborers working at the site to avoid damage/tree felling and no labour camp shall be established inside the forest area;	The user agency has furnished an undertaking stating that they shall provide fire wood preferably alternate fuel to laborers working at the site to avoid damage/tree felling and no labour camp shall be established inside the forest area. Copy enclosed.
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 furnished an undertaking stating that disturbance will be kept minimum by creating labour camps outside the forest area as far as possible. Copy enclosed.
xix	The total forest area utilized for the project shall not exceed 0.85 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 furnished an undertaking stating that the total forest area utilized for the project shall not exceed 0.85 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. Copy enclosed.
xx	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.	The user agency has furnished an undertaking stating that no additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work. Copy enclosed.
xxi	The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without	The user agency has furnished an undertaking stating that the forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or

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	prior approval of the Central Government;	person without prior approval of the Central Government. Copy enclosed.
xxii	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 furnished an undertaking stating that they shall ensure the compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project. Copy enclosed.
xxiii	Any other conditions that the Central Government of 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 has furnished an undertaking stating that any other condition that the Central Government of 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. Copy enclosed.
xxiv	In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the provisions and guidelines of the Forest Conservation Act, 1980.	The user agency has furnished an undertaking stating that in the event of failure to comply with any of the above conditions, the User Agency is liable for penal action as per the provisions and guidelines of the Forest Conservation Act, 1980. Copy enclosed.
xxv	The State Government shall process and submit compliance report on the conditions through online (https://parivesh.nic.in/);	The compliance report on the conditions has been uploaded in the web portal.

The compliance report in (2) sets is submitted herewith.

The Government is therefore requested to forward the same to the Government of India, MoEF &CC, IRO, Vijayawada **to accord Stage -II (Final)** approval to the subject proposal at the earliest.

Encl:- As above

Yours faithfully
N Prateep Kumar
Prl. Chief Conservator of Forests &
Head of Forest Force

Copy to the Conservator of Forests , Guntur and the Divisional Forest Officer, Guntur for information and necessary action.

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Copy to the Municipal Commissioner, Tadepalli Municipality, Tadepalli for information and necessary action.