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GOVERNMENT OF TELANGANA
ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

Letter No.4862/For.I (1)/2016

Dated:17.05.2019

From
The Special Chief Secretary to Government (FAC),
EFS&T Department,
Telangana State Secretariat,
Hyderabad

To
The Deputy Conservator of Forests (C),
Government of India,
Ministry of Environment, Forests & Climate Change,
Regional Office (South Eastern Zone),
1st & 2nd floor, HEPC Building, No.34, Cathedral Garden Road,
Nungambakkam, Chennai - 600034 (w.e.)



Sub:- Forest (C) Act - Diversion of 4.145 ha of forest land in Adilabad division for laying of Pipe Line and Construction of structures in Segment-21/1 (Mavala) for providing safe drinking water to Adilabad District under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Nirmal - Compliance report Furnished - Reg.

Ref:- 1. From the PCCF (HoFF) (FAC), T.S., Hyd.,
Lr.No.13975/2016/ FCA-1, Dated: 04.11.2016.
2. State Govt Lr.No.4862/For. I (1)/2016-1, Dt:25.11.2016.
3. From GoI, MoEF & CC, Chennai, F.No. 4-TSB032/2016-CHN/2493, dt.19.12.2016.
4. State Govt. Memo No.4862/For.I(1)/2016, Dt.30.12.2016.
5. From PCCF, T.S., Hyd, Lr.Rc.No.13975/2015/FCA-1, Dt.04.05.2018.

I am directed to invite your attention to the reference 3rd cited, wherein, the Government of India, Ministry of Environment & Forests, Chennai have accorded approval in-principal (Stage.I) for diversion of 4.145 ha of forest land in Adilabad division for laying of Pipe Line and Construction of structures in Segment-21/1 (Mavala) for providing safe drinking water to Adilabad District under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Nirmal, subject to the fulfillment of certain conditions as stipulated therein.

2. The Principal Chief Conservator of Forests (HoFF), T.S., has submitted that the District Forest Officer, Adilabad has obtain compliance of conditions from the User Agency and submitted the condition-wise compliance report together with its enclosures through I/c Conservator of Forests, Adilabad, which is received in this office through vide letter dt.08.04.2019. A copy of vide letter dt.08.04.2019 together with its enclosures **in triplicate** are enclosed herewith.

3. The condition wise compliance report is reproduced as follows:-

Sl. No.	Description of the Condition	Compliance
1	2	3
(i)	Legal status of the diverted forest land shall remain unchanged.	The legal status remains unchanged. The User Agency has submitted an Undertaking that the legal status of the forest land remain unchanged.

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(ii)	The demarcation of the proposed forest area shall be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of User Agency.	The cost of construction of boundary pillars for an amount of Rs.11,84,700/- deposited by the User Agency. (part of Rs.42,59,450/- with UTR No. IDIBH17279177292 Dt: 06.10.2017)
(iii)	The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 4.145 ha out of the 187.677 ha of non-forest land identified in Sy.No.169 of Peddamuna-gala and in Sy No.139 ha & 147 of Thimmapuram in Chandampet Mandal of Nalgonda District at the cost of user agency.	The cost of raising Compensatory Afforestation (CA) for Rs.60,48,300/- (part of Rs. 93,76,735 /- deposited by the user agency with UTR No. IDIBH17279177429 Dt: 06.10.2017), into the account of TELANGANA STATE Ad-hoc CAMPA, New Delhi.
(iv)	The State Government has proposed 4.145 ha of non-forest land for compensatory afforestation under the subject proposal as part of 187.677 ha of non-forest land identified for entire TDWSP projects (Mission Bhageeratha Project). To supervise and Monitor the CA land, State Government shall demarcate the 4.145 ha of non forest land with DGPS coordinates. The co-ordinates, map, CA scheme and soil suitability certificate etc., shall be uploaded in the Ministry's web portal against the subject proposal.	The User Agency has agreed and submitted under taking to supervise and Monitor the CA land, demarcate the 4.145 ha of non forest land with DGPS coordinates and submission of the co-ordinates, map, CA scheme and soil suitability certificate etc and uploading in the Ministry's web portal against the subject proposal.
(v)	Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government.	The User Agency has agreed and submitted under taking for Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government.
(vi)	Non-forest land identified for raising compensatory afforestation shall be transferred and mutated in favour of the State Forest Department before issue of the Stage-II clearance;	The non-forest land identified for raising compensatory Afforestation has been transferred and mutated in favour of the State Forest Dept.
(vii)	Non-forest land which is transferred and mutated in favour of the State Forest Department for the purpose of compensatory afforestation, shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the local Forest Act. The Nodal Officer must report compliance within a period of 6 months from the date of grant of final approval and send a copy of the original notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act, 1927, or under the relevant section of the local Forest Act as the case may be, to this Ministry for information and record;	The non-forest CA land transferred & mutated in favour of State Forest Department will be declared as PF/ RF under Telangana Forest Act, 1967 within a period of six months upon receipt of Stage II approval.
(viii)	The State Government shall charge	The User Agency has deposited an

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	the Net Present Value of the diverted forest land measuring 4.145 ha from User Agency as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA Nos.826 in 566 with related IA's in Writ Petition (Civil) No.202/1995.	amount of Rs.33,28,435/- (part of Rs.93,76,735/- with UTR No. IDIBH17279177429 dated 06.10.2017), towards Net Present Value, into the account of TELANGANA STATE Ad-hoc CAMPA, New Delhi.
(ix)	Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from User Agency.	The User Agency has agreed and submitted undertaking for 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 deposited.
(x)	The funds received from the User Agency towards Compensatory Afforestation and Net Present Value under this project shall be deposited in the respective bank account of Telangana State CAMPA. The User Agency shall compulsorily deposit the CA and other levies only by generating challan through the Ministry's website.	The User Agency has generated a Challan through the Ministry's website for an amount of Rs.60,48,300/- + Rs.33,28,435/- (out of Deposited amount of Rs.93,76,735/-) towards Compensatory Afforestation and Net Present Value under this project including levies towards mitigation measures for the forest conservation etc and deposited the same into the Ad-hoc CAMPA account of TELANGANA STATE, with UTR No. IDIBH17279177429 dated 06.10.2017.
(xi)	Trees standing in the diverted area shall be felled strictly as per requirement with prior permission of the Divisional Forest Officer concerned.	The User Agency has agreed and submitted undertaking for compliance of condition and the User Agency has deposited Rs.3,08,100/- with UTR No. IDIBH17279177292 dated 06.10.2017, into the account of Forest Divisional Officer Adilabad for the extraction of tree growth in the proposed area by the Forest Dept.
(xii)	The muck generated in the earth cutting if any, will be disposed off at designated dumping sites and in no case the muck/debris will be disposed off in the forest areas.	The User Agency has agreed and submitted undertaking for muck generated in the earth cutting if any, will be disposed off at designated dumping sites and in no case the muck/debris will be disposed off in the forest areas.
(xiii)	The state Forest Department shall trans locate the trees, wherever feasible instead of felling at the cost of user agency.	The User Agency has agreed and submitted undertaking to translocate the trees, wherever feasible instead of felling at the cost of user agency.
(xiv)	The Forest land proposed for diversion shall under no circumstance be transferred to any other agency, department or person without prior approval of the central Government.	The User Agency has agreed and submitted undertaking to the Forest land proposed for diversion shall under no circumstance be transferred to any other agency, department or person without prior approval of the central Government.
(xv)	The Layout plan of the proposal shall not be changed without prior approval of the central Government.	The User Agency has agreed and submitted undertaking to the Layout plan of the proposal shall not be changed without prior approval of the central Government.
(xvi)	Original copy of the RoFR certificate or copy of the RoFR certificate duly	The User Agency has agreed and submitted copy of the RoFR certificate

[Signature]

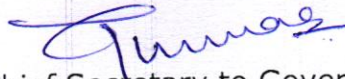
	attested with official seal of the concerned competent authority shall be furnished.	duly attested with official seal of the concerned competent authority.
(xvii)	Details of list of trees enumerated in the table designated for the same in part II of the online FC application may be uploaded and confirmation in this regard shall be reported along with the compliance report.	Uploaded online
(xviii)	Minimal disturbance should be ensured by creating labour camps outside the forest area as far as possible and it will be the responsibility of the UA 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 for Minimal disturbance should be ensured by creating labour camps outside the forest area as far as possible and it will 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 4.145 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal.	The User Agency has agreed and submitted undertaking for the total forest area utilized for the project shall not exceed 4.145 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal.
(xx)	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 undertaking to ensure compliance to provisions of the all Acts, Rules, Regulations and guidelines, for the time being in force, as applicable to the project.
(xxi)	Any other conditions that the Central Government or AddI. PCCF (Central) of Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the user agency.	The User Agency has agreed and submitted undertaking for any other conditions that the Central Government or AddI. PCCF (Central) of Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the user agency.
(xxii)	The Progress of the Compensatory Afforestation as mentioned by the DFO in SI No 12 (V) of part II i.e. in forest land 764 ha and non forest land 53.38 ha shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Regional Office to upload the same in the web portal.	The progress of the Compensatory Afforestation will be monitored by the concerned field officers and copy of the monitoring report will be forwarded to the Regional Office, MoEF & CC, Chennai through Nodal Officer for FCA, from time to time besides uploading of the same in web portal.
(xxiii)	In the event of failure to comply with any of the above conditions the user agency is liable for penal action as decided by the Additional PCCF (Central), Regional Office, Chennai.	The User Agency has agreed and submitted under taking for In the event of failure to comply with any of the above conditions the user agency is liable for penal action as decided by the Additional PCCF (Central), Regional Office, Chennai.

4. I am to inform that the stage-I clearance has been published by the User Agency in English and Telugu daily newspapers on 21.09.2018 and to enclose copies of the same.

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5. I am also to enclose a copy of the letter 5th cited along with its enclosures of the Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad and to request you to obtain and communicate final (Stage.II) approval, at the earliest.

Yours faithfully,



for Special Chief Secretary to Government (FAC)

Copy to:

✓ The Principal Chief Conservator of Forests (HoFF),
Telangana State, Hyderabad.
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