

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

Letter No.5037/For.I (1)/2016

Dated:28.06.2019

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.)

Sir,

Sub: Forest (C) Act - Diversion of 4.675 ha of forest land in erstwhile Paloncha division and **presently Manuguru forest division** for laying of Pipe line and Construction of Structures for **Segment-25/1 (Ratham Gutta)** under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP Circle, Khammam - Compliance report - Reg.

- Ref: 1. From the PCCF (HoFF) (FAC), T.S., Hyd., Lr.No.822/2016/FCA-1, Dated:02.12.2016.
2. State Govt. Lr.No.5307/For. I (1)/2016-1, Dt:19.01.2017.
3. From GoI, MoEF & CC, Chennai, F.No.4-TSB050/2017-CHN/0250, dt.17.02.2017.
4. Govt. Memo No.5307/FOR.I(1)/2016, Dated.28-02-2017.
5. From PCCF, T.S., Hyderabad, Lr.No.822/2016/FCA-1, Dt.13.06.2019.

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 4.675 ha of forest land in erstwhile Paloncha division and **presently Manuguru forest division** for laying of Pipe line and Construction of Structures for **Segment-25/1 (Ratham Gutta)** under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP Circle, Khammam, 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, Bhadadadri-Kothagudem / Forest Divisional Officer, Manuguru has obtain compliance of conditions from the User Agency and submitted the condition-wise compliance report together with its enclosures through Conservator of Forests, Kothagudem, which is received in this office through vide letter dt.07.05.2019. The condition wise compliance report is reproduced as follows:-

| Sl. No. | Description of the Condition | Compliance |
|---------|--|--|
| 1 | 2 | 3 |
| 1. | The Legal status of the diverted forest land shall remain unchanged. | The User agency has agreed and submitted Undertaking. |
| 2. | 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 User agency has deposited an amount of Rs.18,89,000/- and it is the part of Rs.30,38,456/- with UTR No.IDIBH18137423492 Dt:17.05.2018 into the PD account of Forest Divisional Officer, Manuguru for |

FCA-1

29/6/19

plomb online

1/7/19

| | | |
|----|---|---|
| | SS110 | the Demarcation of the area by Concrete pillars, which will be taken up after stage-II approval. |
| 3. | The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 4.16 Ha. Out of the 187.677 Ha. Of Non-forest land identified in Sy.No.169 of Peddamunagala and in Sy.No.139 & 147 of Thimmapuram in Chandampet Mandal of Nalgonda District at the cost of user agency. | The User agency has deposited an amount of Rs.66,55,900/- and it is the part of Rs.1,03,46,820/- towards CA scheme into the account of Telangana State CAMPA, New Delhi, Lodhi Complex, with UTR No.IDIBR52018050816222250 Dt:08.05.2018. |
| 4. | The State Government has proposed 4.698 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). The CA land identified to the extent of 187.677 Ha. for the Mission Bagheeratha Project under the working control of WLM division, Nagarjunasagar shall be apportioned project wise including the CA area identified for the present proposal and all the relevant details like DGPS coordinates, map, soil suitability certificate etc. shall be uploaded in the Ministry's online portal against the subject proposal. | Out of 187.677 ha identified in 3 survey numbers i.e., Peddamunagala (Sy.No.169), Thimmapuram(Sy.No.139 &147)] in Chandampet Mandal of Nalgonda District for CA, under jurisdiction of the FDO, WLM Division, Nagarjunasagar, the non-forest land to an extent of 4.698 ha is earmarked for this project and demarcated with DGPS coordinates for entire area. The co-ordinates, map, CA scheme and soil suitability certificate etc is uploaded in the Ministry's web portal against the subject proposal, duly dividing areas for various projects. |
| 5. | Identified CA land shall not be changed without the prior approval of the Central Government. | The User Agency has agreed and submitted undertaking that the identified CA land and approved CA scheme will not be changed without the prior approval of the Central Government. |
| 6. | 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. |
| 7. | 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 with in 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 office for information | 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. |

and record.

| | | |
|-----|---|--|
| 8. | The User Agency shall pay the Net Present Value of the diverted forest land measuring 4.16 ha. as per the orders of the Hon'ble Supreme Court dated.28.3.2008 and 09.05.2008 in IA Nos. 826 in 566 with related IA's in Writ Petition (Civil) No.202/1995. (Cost indicated above). | The User agency has deposited an amount of Rs.36,89,920/- and it is the part of an amount of Rs.1,03,46,820/- towards NPV into the account of Telangana State CAMPA, New Delhi, Lodhi Complex, with UTR No.IDIBR52018050816222250 dated 08.05.2018. |
| 9. | 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 paid by the User Agency. | The User agency has agreed and submitted Undertaking. |
| 10. | 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 the Telangana State CAMPA. <u>The User Agency shall compulsorily deposit the CA and other levies (other than cost of construction of boundary pillars, extraction of tree growth) only by generating challan through the Ministry's website, as explained above.</u> | The User agency has generated a challan through the Ministry's website for an amount of Rs.1,03,46,820/- 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 account of Telangana State CAMPA, New Delhi, Lodhi Complex with UTR No.IDIBR5201850816222250 dated 08.05.2018. |
| 11. | Tree standing in the diverted area shall be felled strictly as per requirement with prior permission of the Forest Divisional Officer, Manuguru. | The User agency has agreed and submitted Undertaking. Further, the User agency has deposited an amount of Rs.5,00,000/- and it is the part of Rs.30,38,456/- with UTR No.IDIBH18137423492 Dt:17.05.2018 into the PD account of Forest Divisional Officer, Manuguru for Translocation of trees. |
| 12. | 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 that 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. |
| 13. | The State Forest Department shall translocate 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. |

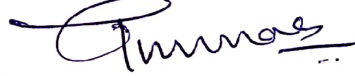
| | | |
|-----|---|---|
| 14. | The forest land proposed for diversion shall under no circumstances be transferred or subleased to any other agency, department or person without prior approval of the Central Government. | The User Agency has agreed and submitted undertaking that the Forest land proposed for diversion will under no circumstance be transferred to any other agency, department or person without prior approval of the Central Government. |
| 15. | The layout plan for the proposal shall not be changed without the prior approval of the Central Government. | The User Agency has agreed and submitted undertaking that the Layout plan of the proposal will not be changed without prior approval of the Central Government. |
| 16. | 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 that Minimal disturbance will be ensured during creating labour camps outside the forest area as far as possible. The User Agency has further ensured that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna. |
| 17. | The total forest area utilized for the project shall not exceed 4.675 Ha. and the forest area diverted shall not be used for any other purpose other than those shown in the diversion proposal. | The User Agency has agreed and submitted undertaking that the total forest area utilized for the project shall not exceed 4.675 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. |
| 18. | User agency and the State Government shall ensure compliance to provision 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. |
| 19. | Any other conditions that the Central Government or Addl. 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 that any other conditions that the Central Government or Addl. PCCF (Central) of Regional Office, Chennai, if any imposed in the interest of Afforestation, Conservation and Management of flora and fauna in the area, will be complied by the user agency. |
| 20. | The Progress of the Compensatory afforestation as mentioned by the DFO, Paloncha (presently FDO, Managuru) Division in Sl.No.12(V)(a) (b) of part-II i.e 2780.67 Ha forest land and 187.32 Ha of non forest land 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. |

| | | |
|-----|--|--|
| 21. | 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 undertaking that in 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. |
|-----|--|--|

3. I am to inform that the stage-I clearance has been published by the User Agency in English and Telugu daily newspapers.

4. 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.
Sc.