

**GOVERNMENT OF ANDHRA PRADESH
FOREST DEPARTMENT**

From
Sri T. Chakrapani, M.Sc., Ed.,
Divisional Forest Officer,
Chittoor West Division, Chittoor.



To
The Conservator of Forests,
Anantapuramu Circle,
Anantapuramu.

Rc.No.2465/2014/TO, dated. 18.09.2018.

Sir,

Sub	: F.C.Act 1980 – Diversion of Forest land over an extent of 4.83 Ha in Compt.No. 212 of Paradarami RF of Chittoor West Division, Chittoor for quarry lease of Black Granite in favour of M/s Sai Joshitha Granites, Piler Chittoor Dist. – Stage-I approval – Compliance report submitted – Reg.
Ref	: 1. GOI, MoEF&CC, RO(SEZ) F.No.4-APB047/2017-CHN/0454, Dt.27.03.2018 and GM No.321/Section-II/2017, EFS&T Dept., Dt.04.04.2018 received on 07.04.2018. 2. This office Rc.No.917/2015/TO, dt.16.04.2018. 3. Forest Range Officer Chittoor West Rc.No. 209/2015/CTR, dt.18.07.2018. 4. Divisional Forest Officer Anantapuramu Rc.No.483/2016/TO, dt.07.07.2018. 5. PCCFs Rc.No.15029/51/2018/FCA-2, dt.26.07.2018. 6. This office Rc.No. 2465/2014/TO, dt.31.07.2018. 7. Compliance letter dt.15.09.2018 from M/s Sai Joshitha Granites, Piler.

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In compliance to the orders in the reference 1st cited, it is submitted that, vide reference 3rd cited, the Forest Range Officer Chittoor West has submitted the compliance report on all stage-I stipulated conditions of GOI for the mining lease over an extent of 4.83 Ha in Compt. No. 212 of Paradarami RF for black granite quarry in favour of M/s. **Sai Joshitha Granites, Piler**, Chittoor District. In the reference 4th cited, the Divisional Forest Officer Anantapuramu has also furnished the compliance report on condition nos. iii, iv, v & vi. The same are here with submitted for favour of information and necessary action.

Condt No.	Stipulation	Compliance
1	Legal status of the diverted forest land shall remain unchanged	The legal status of the Forest area is unchanged
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. User Agency shall ensure demarcation of boundary of safety zone (7.5 meter strip all along the boundary within the mining lease area);	The Forest Range Officer Chittoor West has reported that he has inspected the area on 16.07.2018 and the User Agency constructed 18 RCC pillars around the mine area and along the road. Ninety eight (98) intermediate pillars also constructed at every 20 M interval as part of demarcation.
3	Non-forest land identified over an extent of 5.46 ha of non forest land in Sy Nos 184/3 – 3.85 acres, in Sy.No. 184/4 – 3.05 acres, in Sy.No. 184/5-2 – 2.75 acres and in Sy.No. 186/6 – 3.90 acres of Mallakalva (V) of Dharmavaram (M) of Ananthapuram shall be transferred and mutated in favour of the State Forest Department before issue of the Stage-II clearance;	The CA land was falls in the jurisdiction of Divisional Forest Officer, Anantapuramu, Anantapuramu District. As reported vide reference 4 th cited, the user agency has transferred the identified non forest land over an extent of 13.55 Acres (5.483 Ha) in Sy.Nos. 184-3,4,5A,5B&6 - 13.55acres of Mallakalva Village, Dharmavaram Mandal of Anantapuramu District through Regd. Doc.No.527/2018 dt.14.05.2018. The Tahsildar, Dharmavaram Mandal has also issued mutation proceedings in L.Dis.No.

		260/2018/A, dt.23.06.2018 and the lands given procession to the Forest Range Officer Anantapuramu on 27.06.2018.
4	Compensatory afforestation over identified non forest land over an extent of 4.50 ha (out of 5.46 ha) of non forest land in Sy.Nos. 184/3 – 3.85 acres, in Sy.No. 184/4 – 3.05 acres, in Sy.No. 184/5-2 – 2.75 acres and in Sy.No. 186/6 – 3.90 acres of Mallakalva (V) of Dharmavaram (M) of Ananthapuram shall be raised and maintained by the State Forest Department from funds to be provided by the User Agency.	As report by the Divisional Forest Officer, Anantapuram, the cost of afforestation i.e., Rs.22.857 lakhs towards Raising of Compensatory Afforestation plantation over an extent 4.50 Ha of non-forest land has been deposited by the user agency in favour of Adhoc CAMPA duly generating challan from FC portal trough RTGS under UTR No.UBINHI8254192333, dt:11.9.2018 from Union Bank of India, Piler.
5.	At least 1000 plants / ha shall be planted in the non-forest land identified for compensatory afforestation and incase, the required numbers could not be planted therein, the balance shall be planted in the nearby degraded forest land identified by the State Forest Department at the cost of the User agency;	The Divisional Forest Officer Anantapuramu has reported that at the time of implementation of CA scheme, the plants will be planted at 1111 Nos per Ha in NFL transferred by the UA. Copy of report is enclosed.
6.	Non-forest land which needs to be 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 office for information and record;	The Divisional Forest Officer Anantapuramu has reported that notification proposals under relevant section(s) will be processed after receipt of stage-II approval from the government.
7	The State Government shall charge the Net Present Value of the diverted forest land measuring 4.83 ha from the User Agency as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008in IA Nos.826 in 566 with related IA's in Writ Petition (Civil) No.202/1995 and the guidelines issued by this ministry vide its letter No. 5-3/2007-FC dated 05.02.2009in this regard.	The Net Present Value of the Forest land was assessed as per the guidelines in force i.e., issued by Ministry vide letter No.5-1/1998-FC(Pt.II) dated. 18.09.2003 and 22.09.2003. The total NPV cost of Rs.30,23,600/- (Rupees Thirty Lakh twenty three thousand and six hundreds only) was deposited by the user agency as per the demand notice issued by the DFO, Chittoor West in favour of Adhac CAMPA duly generating challan from FC portal trough RTGS under UTR No. UBINHI8254192333, dt:11.9.2018 from Union Bank of India, Piler.
8	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. User Agency shall furnish an undertaking to this effect;	The user agency has submitted an undertaking to that effect and stated that, if any additional amount of NPV desired by the department, it will be deposited within 15 days of receipt of the reference from the Department/ Govt. Agency. A copy of the same is submitted herewith for favour of perusal.

9	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 Andhra Pradesh State CAMPA. The User Agency shall compulsorily deposit the NPV and other levies, only by generating challan through the Ministry's website;	Yes. The user Agency has deposited the following amounts NPV - 30,23,600/- CA plantation - 22,85,700/- Safety zone afforestation - 4,80,000/- ACA Gap planting & SMC - 9,96,000/- ACA along roadside - 13,80,000/- Total - 81,65,300/- The fund of Rs.81.653 lakhs was deposited on transfer to Adhoc CAMPA duly generating challan from FC portal trough RTGS under UTR No. UBINHI8254192333, dt:11.9.2018 from Union Bank of India, Piler. The copy of bank receipt is enclosed herewith for favour of kind perusal.
10	No labour camp shall be established inside the forest area and the dugout material shall be dumped in the proposed area for dumping only and not to be dumped in the nearby forest area;	The user agency has submitted an undertaking to the effect stating that, no labour camp shall be established on the forest land during mining period. The User Agency has furnished an undertaking stating that they will abide & follow by this condition.
11	In case of the mining leases adjoining the habitation stretch of the boundary of the safety zone of the lease adjacent the habitation/roads should be properly fenced by the user agency at the project cost to protect the vegetation/ regeneration activities in the safety zone;	There are no habitations nearby proposed mining lease area and hence this not arises. However, the user agency has submitted an undertake for fencing around the entire mine area including Safety Zone and Road under the supervision of the State Forest Department at their own project cost.
12	Safety zone shall be maintained as green belt around the mining lease and to ensure dense canopy cover in the area, regeneration activity shall be taken in this area by the user agency at the project cost under the supervision of the State Forest Department.	The User Agency has deposited the cost of afforestation of Safety zone i.e., Rs.60,000/- was deposited on transfer to Adhoc CAMPA towards Fencing and regeneration of safety zone area maintained as green belt around the mining lease.
13	State Forest Department shall carry out afforestation and its maintenance on degraded forest land, to be selected elsewhere measuring one and half times the area of forest land under safety zone at the project cost;	The User Agency has deposited the cost of afforestation of Safety zone i.e., Rs.4,20,000/- on transfer to Adhoc CAMPA towards afforestation on degraded forest land measuring one and half times the area of forest land under safety zone was deposited on transfer to Adhoc CAMPA by the user agency
14	User agency either himself or through the State Forest Department shall undertake gap planting and soil & moisture conservation activities to restock and rejuvenate the degraded open forest (having crown density less than 0.4), if any, located in the area within 100 meters from outer perimeter of the mining lease;	The user agency has deposited Rs.9.96 lakhs towards the gap planting and soil moisture conservation activities to restock and rejuvenate the degraded open forest (having crown density less than 0.4), if any, located in the area within 100 meters from outer perimeter of mining lease on transfer to Adhoc CAMPA duly generating challan from FC portal trough RTGS under UTR No. UBINHI8254192333, dt:11.9.2018 from Union Bank of India, Piler.
15	User agency shall undertake mining in a phased manner and take due care for reclamation of the mined over area. The concurrent reclamation plan shall be executed by the User Agency in a phased manner as per the approved mining plan/	The user agency has submitted an undertaking to the effect stating that, We undertake that the mining activities will be done as per approved mining plan with due care for reclamation of the mined over area under the supervision and directions of the Forest Department.

	<p>scheme and an annual report on implantation thereof shall be submitted to the Nodal Officer, Forest (Conservation) Act, 1980, Government of Andhra Pradesh and the Addl. Principal Chief Conservator of Forests (Central), Ministry of Environment & Forests, Regional Office (South Eastern Zone), Chennai. If it is found from the annual report that the activities indicated in the concurrent reclamation plan are not being executed by the user agency, the Nodal Officer or the Addl. Principal Chief Conservator of Forests (Central) may direct that the mining activities shall remain suspended till such time, such reclamation activities are satisfactorily executed;</p>	
16	<p>The mining shall be done in the forest area in accordance with the approved mining plan from the competent authority and mining area shall not be opened up haphazardly;</p>	<p>The user agency has submitted an undertaking to that effect and stated that they will take up mining activities as per approved mining plan only under supervision and directions of the Forest Department.</p>
17	<p>Period of diversion of the said forest land under this approval shall be for a period co-terminus with the period of the mining lease proposed to be granted under the Mines and Minerals (Development and Regulation) amendment Act, 2015, or Rules framed there under;</p>	<p>Yes. The period of mining lease will be co-terminus with the period of the mining lease granted under the Mines and Minerals (Development and Regulation) Act,</p>
18	<p>User agency shall obtain Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986;</p>	<p>Yes. The user agency has submitted an undertaking to the effect stating that, they will obtain and produce the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986 from the competent authority before commencement of mining activities.</p>
19	<p>The consent of Andhra Pradesh State Pollution Control Board shall be obtained under the Air and Water Act before commencement of mining operations and it shall be renewed annually;</p>	<p>Yes. The user agency has submitted an undertaking to the effect stating that, they will obtain and produce the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986 from the competent authority before commencement of mining activities.</p>
20	<p>User agency shall provide firewood preferably alternate fuel to the labourers and the staff working at the site so as to avoid any damage and pressure on the adjacent forest areas;</p>	<p>The User Agency has furnished an undertaking stating that they will abide & follow by this condition.</p>
21	<p>The layout plan of the proposal shall not be changed without the prior approval of the Central Government;</p>	<p>The User Agency has furnished an undertaking stating that they will abide & follow by this condition.</p>
22	<p>The User Agency and the State Government shall ensure compliance to the all Acts, Rules, Regulation and Guidelines of the Ministry, for the time being in force, as applicable to the project;</p>	<p>The user agency has submitted an undertaking to the effect stating that, We will abide and undertake to comply the provisions of the all Forest Acts, Rules, Regulations and Guidelines, in force, as applicable to the project area.</p>

23	The forest land shall not be used for any purpose other than that specified in the proposal and total forest area utilized for the project shall not exceed 4.83 ha (including safety zone area). User Agency shall furnish an undertaking to this effect;	The user agency has submitted an undertaking to the effect stating that, the Forest land shall not be used for any purpose other than that specified in the mining proposal submitted by firm. The User Agency has also furnished an undertaking stating that they will abide & follow by this condition.
24	The forest land proposed to be diverted shall under no circumstances be transferred or sublet to any other agency or Department or person without prior approval of the Central Government;	The User Agency has furnished an undertaking stating that they will abide & follow by this condition.
25	A comprehensive monitoring shall be done at the end of five years to study the impact of mining. If it is found that the lessee has violated or is not complying with the stipulated conditions, then the approval given under the Forest (Conservation) Act, 1980 shall be revoked;	Yes. This condition will be followed and while quarrying operations.
26	The User Agency shall submit the annual self compliance report in respect of the above conditions to the Regional Office of the Ministry and to the State Government;	The Forest Range Officer reported that the User Agency has furnished an undertaking stating that they will abide & follow by this condition.
27	Any other condition that the Additional Principal Chief Conservator of Forests (Central), 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;	No other conditions was imposed by any authority sofar.
28	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;	Yes. The user agency has submitted an undertaking to this effect.

It is further submitted that as per instructions of the Prl. Chief Conservator Forests, AP, Guntur vide letter dt.26.07.2018, the following compliance report is submitted on additional two conditions as follows;

1	Publish the entire forest clearances granted in verbatim along with the conditions and safe – guards imposed by the Central Government in two widely circulated daily newspapers one in Vernacular language and other in English language so as to make people aware of the permission granted to the project proponent for use of forest land for non – forestry purposes.	The User Agency has furnished the publication copies of approved stage-I permission letter in the News papers vide Anadra Jyothi, District edition dt.13.09.2018 and in English in INDIAN Express, Tirupati edition dt.13.09.2018. Copy is enclosed.
2	The copies of the Forest Clearance should be submitted to the Heads of Local bodies, Panchayats and Municipal Bodies by the project proponents in addition to the relevant offices of the Government who in turn has to display the same for 30 days.	The User Agency has furnished the publication copies of approved stage-I permission letter in the in Zilla Parisad and in Mandal Parisad Offices on 14.09.2018. Acknowledged copy is enclosed.

In view of the above, the remittance particulars of amount to Adhoc CAMPA, and under takings given by the User Agency along with 31 column proforma information is submitted here with for favour of kind information and further actions.

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

Encl: (4) sets

Yours faithfully
Sd/- T. Chakrapani,
Divisional Forest Officer,
Chittoor West Divin. Chittoor.

Copy to M/s Sai Joshitha Granites, Piler Vill.&Mandal, Chittoor District for necessary action.

// t.c.b.o //


Technical Officer.