

1508860/2022

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

Memo.No.5087/For.I(1)/2016

Dated:12.04.2022.

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

To
Regional Officer (Central),
Integrated Regional Office, Hyderabad,
Aranya Bhavan,
Opposite Reserve Bank of India, Saifabad,
Hyderabad - 500004(w.e.)



Sir,

Sub:Forest (Conservation) Act,1980 - Diversion of **4.714 ha** of forest land in Kagaznagar Division erstwhile Adilabad District (presently Komaram Bheem, Asifabad District) for laying of Pipe Line and Construction of Structures in Segment-22/1 (Kowtala) under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Nirmal - Furnishing of Compliance report - Regarding.

- Ref:1.From the PCCF (HoFF) (FAC), T.S., Hyd., Lr.No.3726/2016/FCA-1, Dated: 18.11.2016.
2.From the PCCF (WL) & CWLW, T.S., Hyd., Lr.No.13520/2016/WL-1, Dated: 12.11.2016.
3.From Govt.Lr.No.5087/For.I(1)/2016-1&2 Dt:27.12.2016
4.From GoI, MoEF & CC, Chennai, F.No. 4-TSB056/2017-CHN/1253, dt.07.08.2017.
5.Govt. Memo No.5087/For.I(1)/2016, dt.30.08.2017.
6.From the PCCF(HoFF), T.S., Hyd., Ref.No.3726/2016/FCA-1, Dated.18.02.2022.

I, am to invite your attention to the reference 4th cited and to inform that the Government of India, Ministry of Environment and Forestry, have accorded approval in-principle (Stage-I) U/s 2 of Forest (C) Act, 1980, for diversion of **4.714 ha** of forest land in Kagaznagar Division erstwhile Adilabad District (presently Komaram Bheem, Asifabad District) for laying of Pipe Line and Construction of Structures in **Segment-22/1** (Kowtala) under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Nirmal, subject to fulfillment of certain conditions as stipulated therein.

2. I am to further inform that the Principal Chief Conservator of Forests (HoFF), Telangana State, in her letter 6th cited, has submitted condition wise compliance report on the conditions stipulated in in-principle (Stage-I) approval. The details of which are as follows:-

Sl.No	Description of Condition	Compliance
(i)	Legal status of the diverted forest land shall remain unchanged	The User Agency has complied with the condition (undertaking enclosed).
(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 User Agency has deposited an amount of Rs. 25,23,675/- towards construction of pillars & Rs.1,43,000/- towards extraction charges of tree growth totaling to Rs.26,66,675/- in PD Account of Forest Divisional Officer, Kagaznagar

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		<p>bearing A/c.No: 37130525073, SBI Kagaznagar Branch, IFSC CODE:SBIN0020121, on dt:31.12.2019.</p> <p>A copy of same is enclosed herewith.</p>
(iii)	<p>The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 4.714 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.</p>	<p>The User Agency has deposited an amount totaling to Rs.1,17,71,581/- (towards NPV Rs.35,30,381/- + PCA Rs.13,62,500/- + CA Rs.68,78,700/-) vide UTR No. IDIBR52018080916737610, Dated:09.08.2018, into the account of Telangana State CAMPA, New Delhi, Lodhi Complex, against the project FP/TG/WATER/18191/2016, which is reflected as "PAID" in Ministry's portal.</p> <p>A copy of the status obtained from the Ministry's portal is enclosed herewith.</p>
(iv)	<p>Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government.</p>	<p>The User Agency has agreed and submitted undertaking that the identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government, which is enclosed herewith.</p>
(v)	<p>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;</p>	<p>The Non-Forest Land identified for Compensatory Afforestation to an extent of 187.677 ha for entire TDWSP project (Mission Bhageeratha) in WLM Division Nagarjunasagar, in three survey numbers i.e., Peddamunagala (Sy.No.169), Thimmapuram (Sy.No.139 & 147) in Chandampet Mandal of Nalgonda District apportioning for various Segments including 4.714 ha for this Segment. The geo-coordinates, map, CA scheme and soil suitability certificate etc is uploaded in the Ministry's web portal against the subject proposal.</p> <p>The non-forest land identified for raising compensatory Afforestation has been Transferred and mutated in favour of the State Forest Department.</p>
(vi)	<p>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</p>	<p>The non-forest CA land transferred and 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.</p>

	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;	
(vii)	State Forest Department shall carry out the penal compensatory afforestation (PCA) over an extent of 1.951ha in nearby degraded forest area at the cost of the user agency.	The User Agency has deposited an amount totaling to Rs. 1,17,71,581/- (towards NPV Rs.35,30,381/-+PCA Rs.13,62,500/- + CA Rs.68,78,700/-) vide UTR No. IDIBR52018080916737610 , Dated:09.08.2018, into the account of Telangana State CAMPA, New Delhi, Lodhi Complex, against the project FP/TG/WATER/18191/2016 , which is reflected as "PAID" in Ministry's portal. A copy of the status obtained from the Ministry's portal is enclosed herewith.
(viii)	Map along with DGPS coordinates of the degraded forest identified for penal compensatory afforestation and CA scheme including 10 years of maintenance shall be furnished along with the compliance report.	The Degraded Forest land for PCA to an extent of 1.951 Ha in Compartment No.84 of Easgaon Beat of Vempally Section of Kaghaznagar Range of Kaghaznagar Division and CA Scheme upto 10 year maintenance (Copy Enclosed).
(ix)	The State Government shall charge the Net Present Value of the diverted forest land measuring 4.714 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.	The User Agency has deposited an amount totaling to Rs. 1,17,71,581/- (towards NPV Rs.35,30,381/- + PCA Rs.13,62,500/- + CA Rs.68,78,700/-) vide UTR No. IDIBR52018080916737610 , Dated:09.08.2018, into the account of Telangana State CAMPA, New Delhi, Lodhi Complex, against the project FP/TG/WATER/18191/2016 , which is reflected as "PAID" in Ministry's portal. A copy of the status obtained from the Ministry's portal is enclosed herewith.
(x)	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 complied with the condition (undertaking enclosed).

(xi)	<p>The funds received from the User Agency towards Compensatory Afforestation and Net Present Value under this project including levies towards mitigation measures for wildlife conservation etc 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 only by generating challan through the Ministry's website.</u></p>	<p>The User Agency has deposited an amount totaling to <u>Rs.1,17,71,581/-</u> (towards NPV Rs.35,30,381/- + PCA Rs.13,62,500/- + CA Rs.68,78,700/-) vide UTR No. IDIBR52018080916737610, Dated:09.08.2018, into the account of Telangana State CAMPA, New Delhi, Lodhi Complex, against the project FP/TG/WATER/18191/2016, which is reflected as "PAID" in Ministry's portal. A copy of the status obtained from the Ministry's portal is enclosed herewith. Further, the User Agency has deposited an amount of Rs.1,30,71,000/-(Rs.48,90,000 towards mitigative measures +Rs.81,81,000/-Planting Low height evergreen shrubs with shallow roots on the both sites of the pipeline to shelter to small wild animals shall be taken every (2) meters) in the Account of BIOSOT, into A/c No.110310100030284, Andhra Bank, Secretariat Branch, Hyderabad through UTR No.0063879, dt.31.12.2019 (copy enclosed).</p>
(xii)	<p>State Forest Department shall carry out translocation of the trees wherever feasible at the cost of User Agency.</p>	<p>It has been informed that there are no suitable trees for translocation in the diversion area. Hence, the information is treated as NIL.</p>
(xiii)	<p>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.</p>	<p>The User Agency has complied with the condition (undertaking enclosed).</p>
(xiv)	<p>Tree felling in the proposed forest area shall be carried out wherever necessary, with the prior permission of the Divisional Forest Officer concerned.</p>	<p>The User Agency has deposited an amount of Rs. 25,23,675/- towards construction of pillars & Rs.1,43,000/- towards extraction charges of tree growth totaling to Rs.26,66,675/- in PD Account of Forest Divisional Officer, Kagaznagar bearing A/c.No: 37130525073, SBI Kagaznagar Branch, IFSC CODE:SBIN0020121, on dt:31.12.2019. A copy is enclosed herewith. The User Agency has complied with the condition (undertaking enclosed).</p>
(xv)	<p>State Government and the user agency shall implement mitigation measures and other conditions as recommended by the Standing Committee of NBWL</p>	<p>the User Agency has deposited an amount of Rs.1,30,71,000/- (Rs.48,90,000 towards mitigative measures +Rs.81,81,000/- Planting Low height evergreen shrubs with</p>

	vide Ministry's letter No. 6-69/2017/WL dated 02.06.2017 at the project cost.	shallow roots on the both sites of the pipeline to shelter to small wild animals shall be taken every (2 meters) in the Account of BIOSOT , into A/c No.110310100030284, Andhra Bank, Secretariat Branch, Hyderabad through UTR No. 0063879 , dt. 31.12.2019 .
(xvi)	State Government & user agency shall implement mitigation measures as proposed by the DFO, Kagaznagar at the project cost.	-do-
(xvii)	Wherever necessary, user agency shall provide free supply of water for forest nurseries and field staff quarters and range offices, besides providing outlets with small troughs during summer for wild animals in forest areas.	The User Agency has complied with the condition (undertaking enclosed).
(xviii)	The user agency should make provisions for supply of water to wildlife at designated places 1 along the route passing through forest area, in consultation with Telangana Forest Department. Such provision should be made at intervals of 2 km each. Precautions have to be taken to avoid concentration of livestock at the water point.	The User Agency has complied with the condition (undertaking enclosed).
(xix)	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 complied with the condition (undertaking enclosed).
(xx)	The layout plan of the proposal shall not be changed without the prior approval of the Central Government.	The User Agency has complied with the condition (undertaking enclosed).
(xxi)	The user agency shall use existing paths and roads for laying of pipeline and no new paths / roads are to be formed.	The User Agency has complied with the condition (undertaking enclosed).
(xxii)	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 complied with the condition (undertaking enclosed).

(xxiii)	The total forest area utilized for the project shall not exceed 4.714 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 complied with the condition (undertaking enclosed).
(xxiv)	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 complied with the condition (undertaking enclosed).
(xxv)	The Progress of the Compensatory Afforestation under the jurisdiction of DFO, Kaghaznagar Division 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 under the jurisdiction of Forest Divisional Officer, Kaghaznagar will be monitored by the Circle Head and a copy of such monitoring report will be submitted to the Regional Officer to upload the same in the web portal.
(xxvi)	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 complied with the condition (undertaking enclosed).
(xxvii)	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 complied with the condition (undertaking enclosed).

3. I am to inform that the Stage-I clearance has been published by the User Agency in daily newspapers one in vernacular language in Namasthe Telangana e-Paper on 21.09.2018.

4. I am to further inform that the Conservator of Forests, Adilabad vide letters 18.10.2021 has submitted information in prescribed format w.r.t violation as called for by the MoEF&CC, GoI, Chennai.

5. I am also to enclose a copy of the letter 6th 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

Copy to:

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