

005379

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

Letter No.5086/For.I(1)/2016

Dated:31.03.2022

From

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



To

Regional Officer(Central),
Government of India,
Ministry of Environment, Forests & Climate Change,
Integrated Regional Office, Hyderabad,
Aranya Bhavan,
Opposite Reserve Bank of India, Saifabad,
Hyderabad - 500004(w.e.)

Sir,

Sub: FCA, 1980 - Diversion of **3.876 ha** of forest land in Kagaznagar Division of erstwhile Adilabad District (presently Komaram Bheem Asifabad District) for laying of Pipe Line and Construction of Structures in **Segment-22/2 (Bejjur)** under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Nirmal - Reg.

- Ref: 1. From the PCCF (HoFF) (FAC), T.S., Hyd., Lr.No.3727/2016/
FCA-1, Dated: 18.11.2016.
2. From the PCCF (WL) & CWLW, T.S., Hyd., Lr.No.13517/
2016/WL-1, Dated: 12.11.2016.
3. Govt. Lr.No.5086/For.I (1)/2016-1&2, Dt:27.12.2016.
4. From GoI, MoEF & CC, Chennai, F.No. 4-TSB053/2017-
CHN/1077, dt.12.07.2017.
5. Govt. Memo No.5086/For.I(1)/2016, dt:24.07.2017.
6. From PCCF(HoFF), TS, Hyd., Rc.No.3727/2016/FCA-1,
dt: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 **3.876 ha** of forest land in Kagaznagar Division of erstwhile Adilabad District (presently Komaram Bheem Asifabad District) for laying of Pipe Line and Construction of Structures in **Segment-22/2 (Bejjur)** 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 the Condition	Compliance
1	2	3
(i)	The Legal status of the diverted forest land shall remain unchanged.	The User Agency has stated that, the Condition will be complied with. An undertaking is submitted by the User Agency and enclosed herewith.
(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	The User Agency has deposited an amount of Rs. 21,61,520/- towards construction of pillars & Rs.68,000/- towards extraction charges of tree growth totaling to Rs.22,29,520/- in PD Account of Forest Divisional Officer,

	20 meters at the cost of User Agency.	Kagaznagar bearing A/c.No: 37130525073,, SBI Kagaznagar Branch, IFSC CODE:SBIN0020121, on dt:31.12.2019. A copy of same is enclosed herewith.
(iii)	The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 3.876 Ha. out of 187.677 Ha of non-forest land identified in Sy. No.169 of Peddamunagala and 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 totaling to Rs. 96,82,984/- (towards NFV Rs. 24,00,084/- + PCA Rs.16,27,000/- + CA Rs.56,55,900/-) vide UTR No. IDIBH18221262127 , 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.
(iv)	CA land identified to the extent of 187.677 ha for the Mission Bhageeratha 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, CA scheme, soil suitability certificate etc shall be uploaded in the Ministry's online portal against the subject proposal.	The Non-Forest Land identified for Compensatory Afforestation to an extent of 187.677 ha. in Sy.No.169 of Peddamunagala and in Sy.No.139 & 147 of Thimmapuram in Chandampet Mandal of Nalgonda District in WLM Division Nagarjunasagar at the cost of User agency for entire TDWSP project (Mission Bhageeratha project) shall be apportioned for various Segments including 3.876 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.
(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 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.
(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 Department.
(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 U/s-4 or Protected Forest U/s-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	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.

	section of the local Forest Act as the case may be, to this office for information and record;	
(viii)	State Forest Department shall carry out the penal compensatory Afforestation (PCA) over an extent of 2.332 ha in nearby degraded forest area at the cost of the user agency.	<p>The User Agency has deposited an amount totaling to Rs. 96,82,984/- (towards NPV Rs. 24,00,084/- + PCA Rs.16,27,000/- + CA Rs.56,55,900/-) vide UTR No. IDIBH18221262127, 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>
(ix)	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.	<p>The Degraded Forest Land for PCA to an extent of 2.332 Ha in Compartment NO.84 of Easgaon Beat of Vempally Section of Kagaznagar Range of Kagaznagar Division and CA Scheme upto 10 years maintenance is enclosed.</p> <p>Map showing the location of the degraded forest land selected will be submitted in due course.</p>
(x)	The State Government shall charge the Net Present Value of the diverted forest land measuring 3.824 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 Nos.826 in 566 with related IA's in Writ petition (Civil) No.202/1995.	<p>The User Agency has deposited an amount totaling to Rs. 96,82,984/- (towards NPV Rs. 24,00,084/- + PCA Rs.16,27,000/- + CA Rs.56,55,900/-) vide UTR No. IDIBH18221262127, 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>
(xi)	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 the User Agency.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xii)	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 compulsory deposit the CA and other levies only by generating challan through the Ministry's website.</u>	<p>The User Agency has deposited an amount totaling to Rs. 96,82,984/- (towards NPV Rs. 24,00,084/- + PCA Rs.16,27,000/- + CA Rs.56,55,900/-) vide UTR No. IDIBH18221262127, 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>
(xiii)	State Forest Department shall carry out translocation of the	There are no suitable trees for translocation in the diversion area. Hence, treated as NIL

	trees wherever feasible at the cost of User Agency.										
(xiv)	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 to comply with the condition and submitted an undertaking, which is enclosed herewith.									
(xv)	Tree felling in the proposed forest area shall be carried out wherever necessary, with the prior permission of the Divisional Forest Officer, concerned.	<p>The User Agency has deposited an amount of Rs. 21,61,520/- towards construction of pillars & Rs.68,000/- towards extraction charges of tree growth totaling to Rs.22,29,520/- in PD Account of Forest Divisional Officer, Kagaznagar bearing A/c.No: 37130525073, SBI Kagaznagar Branch, IFSC CODE:SBIN0020121, on dt:31.12.2019.</p> <p>A copy is enclosed herewith.</p> <p>The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.</p>									
(xvi)	State Government and the user agency shall implement mitigation measures and other conditions as recommended by the Standing Committee of NBWL vide Ministry's letter No. 6-69/2017/WL dated 02.06.2017 at the project cost.	<p>The User Agency has deposited an amount of Rs.1,36,03,919/- 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) towards:-</p> <table border="1"> <tr> <td>1.</td><td>Mitigative Measures for Wildlife of part-IV</td><td>Rs.68,70,00 0/-</td></tr> <tr> <td>2.</td><td>Mitigative Measures for Planting of Low height evergreen shrubs with shallow roots with shallow roots on the both sites of the pipelines passing through Corridor area of Kawal Tiger Reserve in Segment 22/2 (Bejjur) is 43.710 Kms upto 2nd year maintenance.</td><td>Rs.67,33,91 9/-</td></tr> <tr> <td></td><td></td><td></td></tr> </table>	1.	Mitigative Measures for Wildlife of part-IV	Rs.68,70,00 0/-	2.	Mitigative Measures for Planting of Low height evergreen shrubs with shallow roots with shallow roots on the both sites of the pipelines passing through Corridor area of Kawal Tiger Reserve in Segment 22/2 (Bejjur) is 43.710 Kms upto 2 nd year maintenance.	Rs.67,33,91 9/-			
1.	Mitigative Measures for Wildlife of part-IV	Rs.68,70,00 0/-									
2.	Mitigative Measures for Planting of Low height evergreen shrubs with shallow roots with shallow roots on the both sites of the pipelines passing through Corridor area of Kawal Tiger Reserve in Segment 22/2 (Bejjur) is 43.710 Kms upto 2 nd year maintenance.	Rs.67,33,91 9/-									
(xvii)	State Government and the user agency shall implement mitigation measures as proposed by the District Forest Officer, Kagaznagar at the project cost.	<p>-do-</p> <p>2019</p> <p>herewith</p>									
(xviii)	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 agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.									
(xix)	The user agency should make provisions for supply of water to	The User Agency has agreed to comply with the condition and submitted an undertaking,									

	wildlife at designated places 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.	which is enclosed herewith.
(xx)	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 agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xxi)	The layout plan of the proposal shall not be changed without the prior approval of the Central Government.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xxii)	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 agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xxiii)	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 labours and staff engaged in execution of work do not destruct nearby forest flora & fauna.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xxiv)	The total forest area utilized for the project shall not exceed 3.834 ha and the forest area diverted shall not be used for purpose other than those shown in the diversion proposal.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xxv)	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 to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xxvi)	The Progress of the Compensatory Afforestation under the jurisdiction of the District Forest Officer, 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.	Yes, the Compensatory Afforestation under the jurisdiction of the District Forest Officer, Kaghaznagar Division shall be monitored by the Circle Head and a copy of such monitoring report will be forwarded to the Regional Office to upload the same in the web portal.
(XXVii)	Any other conditions that the Central Government or Addl. PCCF (Central) of Regional	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.

	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.	
(XXViii)	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 to comply with the condition and submitted an undertaking, which is enclosed herewith.

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 and Indian Express on 21.09.2018.

4. I am to further informed that, the Conservator of Forests, Adilabad vide letter dt: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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