

1499442/2022

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

Letter No.5305/For.I(1)/2016

Dated:01.04.2022.

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 - Diversion **2.643** ha (0.222 +2.421) of forest land in Kagaznagar and Bellampally Divisions of Adilabad Circle- for laying of Pipe Line and Construction of Structures in Segment-22/5 (Dahegaon) under Telangana Drinking Water Supply Project - in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Nirmal.- Furnishing of Compliance report - Regarding.

FCA
DY-CF (MIS)



- 1.From the PCCF (HoFF) (FAC), T.S., Hyd., Lr.No.5045/2016/ FCA-1, Dated:8.11.2016.
- 2.From the PCCF (WL) & CWLW, T.S., Hyd., Lr.No.13518/ 2016/WL-1, Dated:12.11.2016.
- 3.From Govt.Lr.No.5305/For.I (1)/2016-1&2, Dt:27.12.2016
- 4.From GoI, MoEF & CC, Chennai, F.No. 4-TSB054/2017- CHN/1250, dt.07.08.2017
- 5.Govt. Memo No.5305/For.I(1)/2016, Dated:30.08.2017.
- 6.From the PCCF(HoFF), T.S. Hyd., Rc.No.5045/2016/FCA-1, Dt.26.02.2022.

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 **2.643** ha (0.222 +2.421) of forest land in Kagaznagar and Bellampally Divisions of Adilabad Circle- for laying of Pipe Line and Construction of Structures in Segment-22/5 (Dahegaon) 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.

13/4/22

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)	Legal status of the diverted forest land shall remain unchanged.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is 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.15,76,750/- towards construction of pillars & Rs.1,64,209/- towards extraction charges of

	20 meters at the cost of User Agency.	tree growth totaling to Rs.17,40,959/- in PD Account of FDO, Asifabad on 31.12.2019. And an amount of Rs. Rs.1,72,645/- towards construction of pillars in PD Account of FDO, Kagaznagar on 31.12.2019. The same has been reflected in the Approved -APO-CA - PD Accounts of the concerned Division /Circle. A copy is enclosed herewith.
(iii)	The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 2.643 ha out of the 187.677 Ha of non-forest land identified in Sy. No. 169 of Peddamaunagala and in Sy No.139 & 147 of Thimmapuram Chandampet Mandal of Nalgonda District at the cost of user agency.	The User Agency has deposited an amount totaling to Rs. 55,11,246/- (towards NPV @ 16,54,546/- + CA 38,56,700/-) vide UTR No. IDIBH18271169338, Dated:28.09.2018, into the account of Telangana State CAMPA, New Delhi, Lodhi Complex, against the project FP/TG/WATER/18541/2016, which is reflected as "PAID" in Ministry's portal. A copy of the status obtained from the Ministry's portal is enclosed herewith.
(iv)	Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government.	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 2.643 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)	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.
(vi)	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	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

	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;	approval.
(vii)	The State Government shall charge the Net Present Value of the diverted forest land measuring 2.643 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. 55,11,246/- (towards NPV @ 16,54,546/- + CA 38,56,700/-) vide UTR No. IDIBH18271169338 , Dated:28.09.2018, into the account of Telangana State CAMPA, New Delhi, Lodhi Complex, against the project FP/TG/WATER/18541/2016 , which is reflected as " <u>PAID</u> " in Ministry's portal. For Asifabad Division - 15,15,546/- For Kagaznagar Division - 1,39,000/- Total:16,54,546/- A copy of the status obtained from the Ministry's portal is enclosed herewith.
(viii)	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 to comply with the condition and submitted an undertaking, which is enclosed herewith.
(ix)	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 only by generating challan through the Ministry's website.</u>	The User Agency has deposited an amount totaling to Rs. 55,11,246/- (towards NPV @ 16,54,546/- + CA 38,56,700/-) vide UTR No. IDIBH18271169338 , Dated:28.09.2018, into the account of Telangana State CAMPA, New Delhi, Lodhi Complex, against the project FP/TG/WATER/18541/2016 , which is reflected as " <u>PAID</u> " in Ministry's portal. For Asifabad Division - 15,15,546/- For Kagaznagar Division -

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(x)	State Forest Department shall carry out translocation of the trees, wherever feasible instead of felling at the cost of user agency.	There is no tree growth in the proposed diversion area.																														
(xi)	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.																														
(xii)	Trees felling in the proposed forest area shall be carried out whenever necessary with the prior permission of the Divisional Forest Officer concerned.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.																														
(xiii)	DGPS coordinates for an area of 3.80 ha of forest land was uploaded on the web portal as against 2.643 ha proposed for diversion. Hence, correct DGPS coordinates for an area of 2.643 ha and map shall be uploaded in the web portal against the subject online proposal and hard copy of the same shall be furnished along with the compliance report.	The User Agency has submitted the hard copies of DGPS maps for an area of 2.643 ha (copy enclosed). <table border="1" data-bbox="885 1052 1347 1802"> <thead> <tr> <th>Set map No.</th> <th>Area in Ha</th> <th>Remarks</th> </tr> </thead> <tbody> <tr> <td>2</td> <td>0.233</td> <td>Asifabad Division</td> </tr> <tr> <td>1</td> <td>0.331</td> <td>Asifabad Division</td> </tr> <tr> <td>3</td> <td>0.136</td> <td>Asifabad Division</td> </tr> <tr> <td>4</td> <td>0.275</td> <td>Asifabad Division</td> </tr> <tr> <td>5</td> <td>0.204</td> <td>Asifabad Division</td> </tr> <tr> <td>6</td> <td>1.039</td> <td>Asifabad Division</td> </tr> <tr> <td>7</td> <td>0.203</td> <td>Asifabad Division</td> </tr> <tr> <td>8</td> <td>0.222</td> <td>Kaghaznaga Division</td> </tr> <tr> <td>Total</td> <td>2.643</td> <td></td> </tr> </tbody> </table>	Set map No.	Area in Ha	Remarks	2	0.233	Asifabad Division	1	0.331	Asifabad Division	3	0.136	Asifabad Division	4	0.275	Asifabad Division	5	0.204	Asifabad Division	6	1.039	Asifabad Division	7	0.203	Asifabad Division	8	0.222	Kaghaznaga Division	Total	2.643	
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(xiv)	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.	Asifabad Division (2.421 ha): The User Agency has deposited an amount of Rs.38,38,842/- in the Account of BIOSOT, into A/c No. 110310100030284, IFSC Code: ANDB 0001103, Andhra Bank, Branch: Secretariat Branch, Hyderabad, through UTR NO. 0063879 dt: 31.12.2019. The details are as follows:- <table border="1" data-bbox="836 2158 1356 2408"> <tr> <td>Planting Low height evergreen shrubs with shallow roots on the both sites of the pipeline to shelter to small</td> <td>Rs. 38,38,842,</td> </tr> </table>	Planting Low height evergreen shrubs with shallow roots on the both sites of the pipeline to shelter to small	Rs. 38,38,842,																												
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		<p>wild animals shall be taken every (2) meters (Wildlife area length is 24.918 kms x Rs. 154059)</p> <p>Kagaznagar Division (0.222 ha): The User Agency has deposited an amount of Rs.34,34,983/- in the Account of BIOSOT, into A/c No. 110310100030284, IFSC Code: ANDB 0001103, Andhra Bank, Branch: Secretariat Branch, Hyderabad, through UTR NO. 0063879 dt: 31.12.2019. The details are as follows:-</p> <table border="1"> <tr> <td>Mitigative Measures for Wildlife of Part-IV</td> <td>Rs.29,46,000</td> </tr> <tr> <td>Mitigative Measures for Planting of Low height evergreen shrubs with shallow roots on the both sites of the pipelines passing through Corridor area of Kawal Tiger Reserve of PENCHIKALPET Range in Wildlife area in Segment-22/5 (Dahegaon) is 3.174 ms up to 2nd year maintenance. (As per 42nd Minutes of the meeting has recommended in condition no (5))</td> <td>Rs.4,88,983/-</td> </tr> <tr> <td>Total:</td> <td>Rs. 34,34,983/-</td> </tr> </table>	Mitigative Measures for Wildlife of Part-IV	Rs.29,46,000	Mitigative Measures for Planting of Low height evergreen shrubs with shallow roots on the both sites of the pipelines passing through Corridor area of Kawal Tiger Reserve of PENCHIKALPET Range in Wildlife area in Segment-22/5 (Dahegaon) is 3.174 ms up to 2 nd year maintenance. (As per 42 nd Minutes of the meeting has recommended in condition no (5))	Rs.4,88,983/-	Total:	Rs. 34,34,983/-
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Total:	Rs. 34,34,983/-							
(xv)	State Government and the user agency shall implement mitigation measures as proposed by the DFO Kagaznagar at the project cost.	Detailed above.						
(xvi)	Wherever necessary, user agency shall provide free supply of water for forest, nurseries and field staff quarters and range offices, besides providing outlet 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.						
(xvii)	The user agency should make provisions for supply of water to wildlife at designated	The User Agency has agreed to comply with the condition and submitted an undertaking, which						

	places/along with route passing through forest areas, in consultation with Telangana Forest Department, Such provision should be made at intervals of 2 km each. The Chief Wildlife Warden is advised to develop a master plan to use the proposed pipelines for supply of water to the wildlife. Precautions have to be taken to avoid concentration of live stock at the water point.	is enclosed herewith.
(xviii)	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 to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xix)	The Layout plan of the proposal shall not be changed 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.
(xx)	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.
(xxi)	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 to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xxii)	The total forest area utilized for the project shall not exceed 2.643 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 to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xxiii)	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.
(xxiv)	The Progress of the Compensatory Afforestation under the jurisdiction of DFO Kaghaznagar Division and reported by the DFO Bellampally in Part-II under Sl.No. 12 (vo (a) & (b) i.e, 94.510 ha of forest land and 196.210 ha of non forest land shall be monitored by the Circle Head and a copy of such	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.

	monitoring report shall be forwarded to the Regional Office to upload the same in the web portal.	
(xxv)	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 to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xxvi)	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.

4. I am to further inform that the Conservator of Forests, Adilabad vide Ir's.dt.18.11.2021 & 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.
Sc.