



सत्यमेव जयते

भारत सरकार
GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE

Regional Office (South Eastern Zone),

1st & 2nd floor, HEPC Building, No.34, Cathedral Garden Road,

Nungambakkam, Chennai - 600034, Tel. 044-28222041,

e-mail: ro.moefccc@gov.in / roefccc@gmail.com



F.No.4-TSC105/2017-CHN/1609

Date 06th October, 2017

To,

The Principal Secretary to the Government,
Environment, Forests, Science & Technology Department,
Telangana State Secretariat, Hyderabad

Subject: Diversion of 17.50 ha of forest land for formation of road from Pankena to Kanakanoor Km. 0/0 to 12/600 in Jayashankar Bhupapapally district in favour of SE R&B Regional Office, Warangal Urban -reg.

Sir,

Please refer to the State Government's letter No.3855/For.I(1)/2017 dated 21.09.2017 seeking prior approval of the Central Government for diversion of forest land in accordance with Section '2' of Forest (Conservation) Act, 1980 for the above mentioned project.

After careful consideration of the proposal of the State Government, I am hereby directed to convey the Central Government's approval (**Stage-I**) under Section '2' of Forest (Conservation) Act, 1980 for Diversion of 17.50 ha of forest land for formation of road from Pankena to Kanakanoor Km. 0/0 to 12/600 in Jayashankar Bhupapapally district in favour of SE R&B Regional Office, Warangal Urban, subject to the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged;
- (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;
- (iii) The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 17.5618 ha of non forest land identified in Sy No 12/1 and 38/1 in Morrivanigudem Village, Wazedu Mandal, Venkatapuram Division at the cost of the user agency;
- (iv) Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government;

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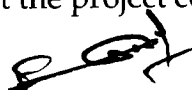
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Date 06/10/17 *[Handwritten initials]*

- (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;
- (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 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;
- (vii) The State Government shall charge the Net Present Value of the diverted forest land measuring 17.50 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;
- (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. User Agency shall furnish an undertaking to this effect.
- (ix) The funds received from the User Agency towards Compensatory Afforestation and Net Present Value under this project shall be deposited in the **Corporation bank account of the Telangana State CAMPA. The User Agency shall compulsorily deposit the NPV and other levies only by generating challan through the Ministry's website;**
- (x) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- (xi) 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 user agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna;
- (xii) The UA shall construct retaining walls and check walls wherever required by consulting the DFO concerned at the project cost;

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- (xiii) The user agency shall comply with all other conditions/ suggestions as recommended by the DFO in part II of the proposal;
- (xiv) Trees/Bushes standing in the diverted area shall be felled / cleared strictly as per requirement with prior permission of the Divisional Forest Officer concerned;
- (xv) After the expiry of 5 years of the project period, all the expenses towards protection, monitoring etc. shall be covered under the NPV component of CAMPA;
- (xvi) Two permanent check post shall be installed at the exit and entry point of the road from the amount realized from the User Agency instead of temporary check posts as proposed by the DFO;
- (xvii) A total of 50 numbers of publicity awareness boards shall be installed along the proposed road by the State Forest Department at the cost of the user agency;
- (xviii) Nine numbers of box types culverts shall be provided all along the proposed road area at specific locations at the cost of the user agency, in consultation with the DFO concerned;
- (xix) The construction of culverts/bridges, if any, over the natural streams/rivers/canals should be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging, and also does not hamper movement of wild animals;
- (xx) The user agency shall arrange to raise avenue plantation all along the roadside at the project cost with maintenance of 7-10 years;
- (xxi) Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO so as to stabilize the soil;
- (xxii) No labour camp shall be established inside the forest area and the dug out material / overburden shall be dumped outside the forest area;
- (xxiii) No storage of any material will be done in the forest area proposed;
- (xxiv) The State Forest Department shall translocate the trees, wherever feasible instead of felling, at the cost of user agency;




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- (xxv) The total forest area utilized for the project shall not exceed **17.50 ha** and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. User Agency shall furnish an undertaking to this effect;
- (xxvi) 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;
- (xxvii) 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;
- (xxviii) 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;
- (xxix) The Progress of the Compensatory Afforestation as mentioned by the DFO, Mahadevpur Forest Division in Sl No 12 (v) (a) of part II i.e 51 ha of forest 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;
- (xxx) The user agency shall submit the annual self compliance report in respect of the above conditions to the State Govt. and to the Regional Office, regularly;
- (xxxi) 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.

After receipt of the compliance report on above mentioned conditions, the proposal will be considered for final approval. Transfer of forest land to User Agency shall not be effected prior to the issue of final approval. This in-principle approval shall be valid for a period of 5 years from the date of issue of this letter. In the event of noncompliance of the above conditions, this in-principle approval shall automatically stand revoked after 5 years.

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Yours faithfully,


(Dr. K. Ganesh Kumar)

Deputy Conservator of Forests (Central)

Copy to:-

1. The Director General of Forests & Special Secretary to Govt. of India, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi - 110 003.
2. The Principal Chief Conservator of Forests, Forests Department, Govt. of Telangana Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
3. The Additional Principal Chief Conservator of Forests/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Govt. of Telangana, Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
4. The Director, RO(HQ) Division, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi - 110 003.
5. The Superintending Engineer, R & B Circle, Near Inspection Bunglow, Karimnagar, Telangana, 505001.
6. Guard file


(Dr. K. Ganesh Kumar)

Deputy Conservator of Forests (Central)

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