



भारत सरकार/Government of India
पर्यावरण वन और जलवायु परिवर्तन मंत्रालय
Ministry of Environment, Forest & Climate Change
उप कार्यालय (क्षेत्रीय कार्यालय, चेन्नई)/ Sub Office (Regional Office, Chennai)
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F.No. 4-TSB313/2022-HYD

January, 2024

To,

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

Subject: Diversion of 2.6325 ha (Revised from 4.1083 ha) of forest land for BT Road from RF PWD Road to Jhaduguda (PWD Road to Kishan Thanda) in Bheempur RF Block, Asifabad forest division of Komurambheem Asifabad District in favour of District Panchayath Raj Engineer (PIU), Komarambheem Asifabad District.-Reg.

Madam,

Please refer to the State Government's letter Nos. 4066/For.I(1)/2021 dated 09.12.2021 & 05.06.2023 and online proposal No. FP/TG/ROAD/44770/2020 seeking prior approval of the Central Government for the diversion of forest land in accordance with Section '2' of the Forest (Conservation) Act, 1980 for the above-mentioned project.

After careful consideration of the proposal submitted by the State Government, I am to convey the Central Government's in-principle approval (Stage-1) under Section '2' of Forest (Conservation) Act, 1980 for the diversion of 2.6325 ha of forest land for BT Road from PWD Road to Jhaduguda (PWD Road to Kishan Thanda) in Bheempur RF Block, Asifabad forest division of Komurambheem Asifabad District in favour of District Panchayath Raj Engineer (PIU), Komarambheem Asifabad District, subject to the following conditions:-

1. The legal status of the forest land shall remain unchanged
2. The DFO/FDO concerned shall ensure that no violation of F(C) Act, 1980 takes place in the proposed forest area.
3. The Demarcation of the proposed forest area shall be carried out by erecting 4-foot-high cement concrete pillars duly numbered at an interval of 20 meters

by the User Agency in consultation with the DFO concerned and report compliance. Working permission, if considered, shall not be given till the forest land proposed for diversion is demarcated with RCC pillars.

4. The forest land shall not be handed over to the user agency till the final approval is accorded for diversion/ working permission issued by the competent authority.

5. Compensatory Afforestation

A. Compensatory Afforestation shall be taken over 4.1083 ha Non-Forest Land identified in Sy No 86, of Girgaon Village, Tamsi Mandal of Adilabad Division having a total area of 59.468 ha and the Degraded Forest Land identified in Compartment No:243 of Mavala Beat and Compartment No: 248 of Adilabad beat of Adilabad Range, Adilabad division over an extent of 50 ha for raising with 10 years of maintenance at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.

B. The non-forest land of an extent of 4.1083 ha in Sy. No: 86 of Girgaon Village, Tamsi Mandal of Adilabad Division which was proposed for CA shall be transferred and mutated in the name of Forest Department and notified as RF/PF prior to Stage-II approval. 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 State Forest Act as the case may be, shall be submitted by the State Government prior to Stage-II approval;

C. The cost of compensatory afforestation at the prevailing wage rates as per the compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provisions for anticipated cost increases for works scheduled for subsequent years.

D. Identified CA area and CA scheme shall not be changed without prior approval of the Central Government;

6. Net Present Value:

A. The State Government shall charge the Net Present Value (NPV) for

2.6325 ha forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No. 5-2/2006- FC dated 03/10/2006, 5-3/2007-FC dated 05/02/2009 and revised NPV as per the Ministry's guideline No.5- 3/2011-FC(Vol-I) dated 06.01.2022 and clarification issued vide letter dated 19.01.2022 and 22.03.2022;

B. Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.

7. The user agency shall restrict the felling of trees to a minimum number in the forest land proposed to be diverted and the trees shall be felled under the strict supervision of the State Forest Department, wherever required. The resultant forest produce shall be taken into government account as per the prevailing norms of the state government.

8. No display of advertisement/ any such boards, no Arch or any such structure shall be erected/constructed in the forest area approved for diversion.

9. The User Agency shall ensure no plastic waste / any garbage dumped in the forest area.

10. No parking of vehicles in the forest area is allowed.

11. At both ends of the road in forest land, a display board clearly indicating the details of diversion and legal status of the land being diverted shall be erected to sensitize the public on the applicability of the rules/regulations to be followed inside the forest area.

12. Construction of culverts/bridges, if any, over the natural streams/rivers/canals shall 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 the movement of wild animals;

13. All the funds received from the user agency under the project shall be transferred/ deposited to the designated CAMPA account only through e-

portal (<https://parivesh.nic.in/>).

14. The complete compliance of the FRA, 2006 shall be ensured by way of a prescribed certificate from the concerned District Collector.

15. User agency shall raise strip plantation all along the road in consultation with the DFO concerned, wherever feasible. The DFO shall report compliance of the same.

16. Speed regulating signages /speed breakers shall be erected along the road at regular intervals in the Forest Area.

17. The User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.

18. The layout plan/ alignment of the proposal shall not be changed without prior approval of the Central Government.

19. No labour camp shall be established on the forest land.

20. Sufficient firewood, preferably alternate fuel, shall be provided by the User Agency to the labourers after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.

21. No additional or new path shall be constructed inside the forest area for transportation of construction materials for the execution of the project work.

22. The forest land shall not be used for any purpose other than that specified in the project proposal.

23. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India.

24. Violation of any of these conditions will amount to violation of the Forest (Conservation) Act, 1980 and action would be taken as per the MOEF&CC Guidelines.

25. Any other condition that the Ministry of Environment, Forests & Climate Change/ state government may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife shall be complied.

26. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).

After receipt of the compliance report on above mentioned conditions, the proposal will be considered for final approval. This in-principle approval shall be valid for a period of 2 years from the date of issue of this letter. In the event of non-compliance of the above conditions, this in-principle approval shall automatically stand revoked after 2 years. The user agency shall not execute the work in forest land proposed to be diverted till the final approval is accorded to the proposal by the Central Government.

Yours faithfully,

Shri. Kailash Bhimrao Bhawar, IFS
Assistant Inspector General of Forests (C)

Copy to: -

1. The IGF (ROHQ), MoEF&CC, Gol, New Delhi.
2. The Principal Chief Conservator of Forests (HoFF), Forest Department, Govt. of Telangana, Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
3. The Principal Chief Conservator of Forests (CEO, CAMPA), Forest Department, Govt. of Telangana, Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
4. The Principal Chief Conservator of Forests/Nodal Officer (FCA), Forest Department, Govt. of Telangana, Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
5. The DPE, O/o District Panchayat Raj Engineer PIU, Sandeep nagar, Vattivagu Road, Komarambheem Asifabad Dist - 504293. Email: eeprasifabad@gmail.com
6. Guard file