



भारत सरकार

GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE

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F.No.4-TSC143/2019-CHN/ 0396
Date 07th March, 2019

To,

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

Subject: Diversion of 11.584 ha of forest land in Jagtial Division and District (erstwhile Karimnagar-West Division) for improvement of road from Rechapally to Thatlavia from Km 3/0 to 10/0 in favour of SE (R&B) Division, Karimnagar.-reg.

Sir,

Please refer to the State Government's letter No.348/For.I(1)/2019 dated 13.02.2019 and online proposal No. FP/TG/ROAD/18939/2016 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 and based on the recommendation of the Regional Empowered Committee (REC), I am directed to convey the Central Government's in principle approval (**Stage-I**) under Section '2' of Forest (Conservation) Act, 1980 for diversion of 11.584 ha of forest land in Jagtial Division and District (erstwhile Karimnagar-West Division) for improvement of road from Rechapally to Thatlavia from Km 3/0 to 10/0 in favour of SE (R&B) Division, Karimnagar., subject to the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged;
- (ii) 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 the User Agency;
- (iii) The State Forest Department shall carry out Compensatory Afforestation (CA) over the identified non forest area of **12.228 ha** in Sy No 479 of Government land situated at Jabithapur (V) of Jagtial (M) of Jagtial Range, at the cost of the User Agency;
- (iv) Entire non-forest land identified for raising compensatory afforestation over an extent of **12.228 ha** in Sy No 479 of Government land situated at Jabithapur

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Date: 07/03/19 RSL


(V) of Jagtial (M) of Jagtial Range shall be transferred and mutated in favour of the State Forest Department before issue of the Stage-II clearance;

- (v) A minimum of 1000 plants / ha of diverted forest area shall be planted in the identified CA land. In case, the required numbers could not be planted therein, the balance shall be planted in the nearby RF/PF by the State Forest Department at the cost of the User Agency;
- (vi) The non-forest land which needs to be 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 State Forest Act. The Nodal Officer must report compliance within a period of six months from the date of grant of final approval and send a copy of the original notification to this office for information and record;
- (vii) The approved compensatory afforestation scheme shall not be changed without prior approval of the Central Government;
- (viii) The State Government shall charge the Net Present Value of the diverted forest land measuring **11.584 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;
- (ix) 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 shall furnish an undertaking to this effect;**
- (x) Funds received from the User Agency towards Compensatory Afforestation, Net Present Value and any money received in compliance of the conditions stipulated by the Central Government under this project shall compulsorily be deposited in to the **"State Compensatory Afforestation Fund of Telangana" only;**
- (xi) The User Agency shall endeavor to avoid felling of trees existing on the forest land proposed to be utilized to the extent possible. Wherever necessary, felling shall be carried out under the strict supervision of the DFO/ FDO concerned;
- (xii) Wherever feasible the State Forest Department shall carry out translocation of trees instead of resorting to felling, at the cost of the User Agency;

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- (xiii) Sufficient number of under passages, wherever required, shall be constructed at the project cost in consultation with forest department for easy movement of wild animals;
- (xiv) The User Agency shall construct retaining walls and check walls wherever required, after consulting with the DFO concerned, at the project cost;
- (xv) 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 movement of wild animals;
- (xvi) No local soil shall be used for formation of road and soil and other ingredients required for formation of the road shall be imported from outside the forest area;
- (xvii) Tree wise details of the enumeration list shall be furnished along with the compliance report and the same shall be uploaded in the web portal;
- (xviii) Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO concerned so as to stabilize the soil;
- (xix) The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area;
- (xx) The User Agency shall arrange to raise strip plantation on either side of the road and also on the central verge at the project cost and maintain the same for 7- 10 years;
- (xxi) There shall be speed breaker on the road wherever necessary which shall be decided in consultation with the DFOs concerned keeping in view of Wildlife crossings and signage boards shall be erected at frequent intervals at the project cost;
- (xxii) The layout plan of the proposal shall not be changed without prior approval of the Central Government;
- (xxiii) The User Agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage/tree felling and no labour camp shall be established inside the forest area;

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- (xxiv) Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it shall 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;
- (xxv) The total forest area utilized for the project shall not exceed **11.584 ha** and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. The 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) The User Agency and the State Government shall ensure compliance to provisions of 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 in Compensatory Afforestation under the jurisdiction of Jagtial Forest Divisions 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) 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. 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 non-compliance of the above conditions, this in-principle approval shall automatically stand revoked after 5 years.

Yours faithfully,


(D.Sathiyar)

Conservator of Forests (Central)

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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 Executive Engineer, O/o Superintending Engineer, R&B Circle, Near Inspection Bungalow, Karimnagar, Telangana-505001.
6. Guard file.


(D.Sathiyam)

Conservator of Forests (Central)

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