



भारतसरकार  
GOVERNMENT OF INDIA  
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय  
MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE  
Integrated Regional Office, Vijayawada  
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F.No. 4-APB123/2021-VIJ/42

Date 8<sup>th</sup> July, 2021

To,

The Principal Secretary to the Government of Andhra Pradesh,  
Environment, Forests, Science & Technology Department,  
Government of Andhra Pradesh, Room No.268, 1<sup>st</sup> Floor, 4<sup>th</sup> Block,  
Andhra Pradesh Secretariat, Velagapudi, Amaravati Guntur District-522503

Subject: Diversion of 0.1511 ha of forest land falling in Compt. No. 969 in Pentakota Shelterbelt Forest Block, Yelamanchili Range of Visakhapatnam Division for laying pipeline and construction of pump house to draw sea water from Bay of Bengal to the DSR hatcheries by M/s. DSR Biotech Hatcheries, Visakhapatnam- Reg

Sir,

Please refer to the State Government's letter No.910/Section.II/2021 dated 03.05.2021 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. The online proposal bearing No FP/AP/Pipeline/44624/2020 was also received through Parivesh portal.

After careful consideration of the proposal, I am to convey Central Government's in-principle (*Stage-I*) approval under Section '2' of Forest (Conservation) Act, 1980 for diversion of 0.1511 ha of forest land falling in Compt. No. 969 in Pentakota Shelterbelt Forest Block, Yelamanchili Range of Visakhapatnam Division for laying pipeline and construction of pump house to draw sea water from Bay of Bengal to the DSR hatcheries by M/s. DSR Biotech Hatcheries, Visakhapatnam, subject to the following conditions:-

**A: Conditions which need to be complied prior to handing over of forest land by the State Forest Department.**

- (i) The State Government shall charge the Net Present Value of the diverted forest land measuring **0.1511 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 and the guidelines issued by this Ministry vide its letter No. 5-3/2007-FC dated 05.02. 2009. The requisite funds shall be transferred through online portal into CAMPA account of the State Concerned.
- (ii) Cost of raising plantation (including ten years maintenance) of ten times number of trees to be felled shall be realized from user agency towards compensatory afforestation. Plantation shall be taken up by the State Forest Department in the nearby degraded forest area at the cost of the User Agency and details like CA scheme, map with DGPS co-ordinates etc of such degraded forest area to be identified for compensatory afforestation shall be provided along with the compliance report;
- (iii) This proposal intends to fell trees acting as shelter belts, hence appropriate mitigation measures shall be implemented in that locality to tackle problems such as wind erosion etc., at the cost of the UA. Site specific scheme shall be prepared and submitted along with the compliance report in addition to the CA Scheme.
- (iv) All the funds received from the User Agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal (<https://parivesh.nic.in/>);
- (v) 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;

 2

- (vi) Compliance report on the above conditions shall be processed and submitted through e-portal (<https://parivesh.nic.in/>);
- (vii) Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-FC dated 28.03.2019;

**B: Conditions which need to be strictly complied on field after handing over of forest land to the user agency by the State Forest Department but the compliance in form of undertaking shall be submitted prior to Stage-II approval:**

- (i) Legal status of the diverted forest land shall remain unchanged;
- (ii) 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;
- (iii) 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;
- (iv) The User Agency proposed 0.011 ha for pump house, hence it is to ensure that no residential accommodation in the diverted area for pump house;
- (v) The State Government shall ensure that all approvals including CRZ clearance, required if any before handing over of the forest land;



- (vi) Tree felling in the proposed forest area shall be carried out wherever necessary, with the prior permission of the Divisional Forest Officer concerned;
- (vii) Wherever feasible the State Forest Department shall carry out translocation of the trees at the cost of the user agency;
- (viii) 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;
- (ix) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- (x) 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 flora & fauna;
- (xi) The total forest area to be utilized for the project shall not exceed **0.1511** ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal;
- (xii) The concerned Divisional Forest Officer, will monitor and take necessary mitigative measures to ensure that there is no adverse impact on the forests in the surrounding area.
- (xiii) The User Agency shall submit the annual self -compliance report in respect of the above stated conditions to the State Government and Integrated Regional Office, Vijayawada by the end of March every year; and
- (xiv) The user agency shall comply all the provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s)

 4

pertaining to this project, if any, for the time being in force, as applicable to the project.

After receipt of compliance report on fulfilment of the conditions mentioned above, the proposal shall be considered for final approval under Section-2 of the Forest (Conservation) Act, 1980. Transfer of forest land shall not be effected till final approval is granted by the Central Government in this regard.

Yours faithfully,



(N.S.Murali)

Inspector General of Forests (Central)

Copy to:-

1. The Principal Chief Conservator of Forests, Forests Department, Govt. of Andhra Pradesh, AranyaBhavan, K.M. Munshi Road, Nagarampalem Guntur-522004
2. The Additional Principal Chief Conservator of Forests/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Govt. of Andhra Pradesh, AranyaBhavan, K.M. Munshi Road, Nagarampalem, Guntur-522004
3. M/S DSR BIOTECH HATCHERIES, Pentakota, PayakaraopetaMandal, Visakhapatnam District, Andhra Pradesh, 531127 [dsrbiotech6@gmail.com](mailto:dsrbiotech6@gmail.com)
4. Guard file.



(N.S.Murali)

Inspector General of Forests (Central)