

Government of India
Ministry of Environment, Forests and Climate Change
(Forest Conservation Division)

Indira Paryavaran Bhawan,
Aliganj, Jor Bagh Road,
New Delhi-110 003,
Dated: 15th October, 2019

To,

The Principal Secretary (Forests)

Environment Forests Science & Technology Department,
Government of Telangana,
Hyderabad.

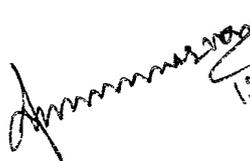
Sub: Diversion of 0.9 ha. of Forest land in favour of M/s Sinagreni Collieries Company Limited for 1st Renewal of Form-B proposal for diversion of 0.9 Ha of forest land being used for Submersible Pumps at Padmavathi Khani Coal mine in Bhadradri Kothagudem District, State Telangana.

Sir,

I am directed to refer to the State Govt. of Telangana's letter No. 1068/For.I (1)/2019 dated 18.04.2019 on the above mentioned subject seeking prior approval of the Central Government under Section-2 of the Forest (Conservation) Act, 1980 and to say that the proposal has been examined by the Forest Advisory Committee constituted by the Central Government under Section-3 of the aforesaid Act.

After careful examination of the proposal of the State Government and on the basis of the recommendations of the Forest Advisory Committee, *In-principle approval/Stage-I Clearance* of the Central Government is hereby granted for diversion of 0.9 ha. of Forest land Forest (Conservation) Act, 1980 in favour of M/s Sinagreni Collieries Company Limited (SCCL) for 1st Renewal of Form-B proposal for diversion of 0.9 Ha of forest land being used for Submersible Pumps at Padmavathi Khani Coal mine in Bhadradri Kothagudem District, State Telangana subject to fulfillment of the following conditions:

- i. Legal status of the diverted forest land shall remain unchanged;
- ii. The State Government shall realize the cost of plantation (including 10 years maintenance) of ten times the number of trees likely to be felled from the user agency towards Compensatory Afforestation, and to deposit the same in the CAMPA account only through e-portal (<https://parivesh.nic.in/>). The degraded forest land shall be identified by State Forest Department for plantation, prior to Stage-II approval;
- iii. The User Agency shall transfer online, the **Net Present Value (NPV)** of the forest land being diverted under this proposal, as per the orders of the Hon'ble Supreme Court of India dated 28.03.2008, 24.04.2008 and 09.05.2008 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 Ad-hoc CAMPA account of the State Concerned;
- iv. At the time of payment of the Net Present Value (NPV) at the then prevailing rate, the User Agency shall furnish an undertaking to pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India;
- v. The land identified for the purpose of CA shall be clearly depicted on a Survey of India Topo sheet of 1:50,000 scale;
- vi. All the funds received from the user agency under the project shall be transferred/deposited in


15/10/2019

- CAMPA account only through e-portal (<https://parivesh.nic.in/>). Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance.
- vii. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).
- viii. Period of diversion of the said forest land under this approval shall be for a period co-terminus with the period of the mining lease granted under the Mines and Minerals (Development and Regulation) Act, 1957, as amended and the Rules framed there-under;
- ix. The User Agency shall obtain the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if required;
- x. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector;
- xi. No labour camp shall be established on the forest land and the User Agency shall provide fuels preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas;
- xii. The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government;
- xiii. No damage to the flora and fauna of the adjoining area shall be caused;
- xiv. The user agency shall explore the possibility of translocation of maximum number of trees identified to be felled and shall ensure that any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department;
- xv. 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.
- xvi. The User Agency shall submit the annual self-compliance report in respect of the above stated conditions to the State Government, concerned Regional Office and to this Ministry by the end of March every year regularly; and
- xvii. The user agency shall comply all the provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.

After receipt of compliance report on fulfillment 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 affected till final approval is granted by the Central Government in this regard.

Yours faithfully,

(Shrawan Kumar Verma)

Dy. Inspector General of Forests

Copy to:

1. The PCCF, Government of Telangana, Hyderabad.
2. The Deputy Director General (Central), Regional Office, Chennai.
3. The Nodal Officer (FCA), O/o of the PCCF, Government of Telangana, Hyderabad.
4. User Agency.
5. Forest Conservation Monitoring Cell, FC Division, MoEF & CC, New Delhi.
6. Guard File.