



भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
**MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE
CHANGE**



Integrated Regional Office, Vijayawada

Green House Complex, Gopal Reddy Road
Vijayawada – 520010, Andhra Pradesh
email: iro.vijayawada-mefcc@gov.in

F.No. 4-APB192/2022-VIJ/785

Date 27th March, 2023

To,

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

Subject: Diversion of 0.76 ha. of forest land in Compartment no. 743 of Surabhi RF, Rayachoti Range, Kadapa division for widening of road to two lane with paved shoulders between Rayachoty and Vempalli section, newly declared NH-440 from km 0/0 to 53/600 in the State of Andhra Pradesh under EPC mode in favour of Executive Engineer (R&B), NH Division, Kadapa- Reg.

Sir,

Please refer to the State Government's letter Nos. 2147/Section.II/2022/(1841712) Dated: 13.10.2022 & 2147/Section.II/2022/1841712 dated 20.03.2023 and online proposal No. FP/AP/ROAD/150396/2021, 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.

After careful consideration of the proposal of the State Government, I am to convey the Central Government's in principle approval (**Stage-I**) under Section '2' of Forest (Conservation) Act, 1980 for diversion of **0.76 ha.** of forest land in Compartment no. 743 of Surabhi RF, Rayachoti Range, Kadapa division for widening of road to two lane with paved shoulders between Rayachoty and Vempalli section, newly declared NH-440 from km 0/0 to 53/600 in the State of Andhra Pradesh under EPC mode in favour of Executive Engineer (R&B), NH Division, Kadapa, subject to the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged;

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- (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 over an extent of **1 ha** of DFL area in Compt No 740 of Surabhi RF, at the cost of the User Agency;
- (iv) Degraded forest land identified for CA purpose and CA scheme shall not be changed without prior approval of the Central Government;
- (v) The State Government shall charge the Net Present Value of the diverted forest land measuring **0.76 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 Ministry's guideline No. 5-3/2011-FC(Vol-I) dated 06.01.2022 and clarification issued vide letters dated 19.01.2022 and 22.03.2022;
- (vi) 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;
- (vii) 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/>);
- (viii) **Felling of tree shall be carried out under the strict supervision of the DFO/ FDO concerned and felling of trees shall not exceed 111 number of trees as reported;**
- (ix) Wherever feasible the State Forest Department shall carry out translocation of trees instead of resorting to felling, at the cost of the User Agency;
- (x) **Required number of Animal Passages with appropriate specifications as per the MoEF and WII guidelines shall be constructed at the cost of the User Agency in consultation with forest department for easy movement of wild animals and required wildlife mitigation measures may also be implemented at the cost of the user Agency;**



- (xi) The User Agency shall construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost;
- (xii) 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;
- (xiii) 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;
- (xiv) The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area;
- (xv) The User Agency shall raise and maintain multiple row avenue plantation as per NH model on either side of the road at the project cost;
- (xvi) **As reported, the existing road is owned by the R&B NH, however, considering the diversion of fresh forest area for a new stretch, the User Agency shall dismantle and shall be treated old alignment with local tree species at the project cost;**
- (xvii) The speed control structures such as Rumble strips shall be provided in the road passing through Forest Area.
- (xviii) Kindling of any fire in forest shall not be allowed shall be done between **7AM to 5 PM** only;
- (xix) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- (xx) 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;
- (xxi) 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;

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- (xxii) The total forest area utilized for the project shall not exceed **0.76 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;**
- (xxiii) 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;
- (xxiv) No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- (xxv) The 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;
- (xxvi) Any other conditions that the Central Government or Regional Officer (Central) of Integrated Regional Office, Vijayawada 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;
- (xxvii) In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the provisions act and rules and guidelines issued under FCA, 1980;
- (xxviii) The State Government shall process and submit compliance report on the above conditions through online(<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 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.



(N.S.Murali)

Inspector General of Forests (Central)

Copy to;

1. The Principal Chief Conservator of Forests, Forests Department & HoFF, AP Forest Department, Aranya Bhavan, P.V.S. Land Mark, Ground Floor, Opposite to IHC Corporate, Industrial Park, Mangalagiri, Guntur District, Andhra Pradesh-522503
2. The Principal Chief Conservator of Forests/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Aranya Bhavan, P.V.S. Land Mark, Ground Floor, Opposite to IHC Corporate, Industrial Park, Mangalagiri, Guntur District, Andhra Pradesh-522503
3. IGF, ROHQ, MoEF&CC, Indira Paryavarana Bhavan, Jor Bagh Road, Aliganj, New Delhi-110003
4. Ministry of Road Transport and Highways Govt of India, Quality Control Building, Errum Manzil, Hyderabad, Ranga Reddy, Ranga Reddy District eenhkdp@yahoo.in
5. Guard file



(N.S.Murali)

Inspector General of Forests (Central)