



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

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F.No. 4-APC132/2021-VIJ/723

Date 28th November, 2022

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 25.31 ha. of forest land in Pegha, Bandarugudem, Madhavaopeta, Bandirevu RFs of Chintur Division for up-gradation of existing NH-30 from Kin. 169.770 to 236.150 of Vijayawada to Jagadapur section to two lane with paved shoulders in the State of Andhra Pradesh in favour of Ministry of Road Transport and Highways.-reg.

Sir,

Please refer to the State Government's letter No. 1146/Section.II/2021 dated 25.08.2021 and 1146/Section.II/2021/(1448475) Dated 18.10.2022 and online application No. FP/AP/ROAD/28853/2017 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 submitted by the State Government and considering the importance of the project and with the recommendation of the Regional Empowered Committee (REC), I am to convey the Central Government's in principle approval (*Stage-I*) under Section '2' of Forest (Conservation) Act, 1980 for diversion of **25.31 ha.** of forest land in Pegha, Bandarugudem, Madhavaopeta, Bandirevu RFs of Chintur Division for up-gradation of existing NH-30 from Kin. 169.770 to 236.150 of Vijayawada to Jagadapur section to two lane with paved shoulders in the State of Andhra Pradesh in favour of Ministry of Road Transport and Highways, 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 (**as per the revised CA scheme with financial outlay of Rs. 602.356 lakhs**) over an extent of **51.05 ha** of degraded forest area identified in Compt No 25 Bhadramchalam RF of Nellipaka Range of Chintur, at the cost of the User Agency;
- (iv) Identified CA area and CA scheme shall not be changed without prior approval of Central Government;
- (v) The State Government shall charge the Net Present Value of the diverted forest land measuring **25.31 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 letter 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) **Translocation of important species may only be carried out in planned manner subject to technical feasibility for planting in the nearby degraded forest areas and shall ensure survival of such translocated trees, at the cost of the User Agency;**
- (ix) **The User Agency/ State Government shall ensure to include entire stretch of forest area required for diversion in future cases especially linear projects and fresh proposal for left out area over 0.110 km in the Thatilanka Extn I RF of Kunavaram Range shall be submitted, if required for the project; and for prior approval under FCA, 1980;**
- (x) **The difference area of 1.056 ha which is claimed to be not covered neither in earlier proposal nor in ROW admitted or forest area diverted in the different stretches in three RFs i.e. Madhavaopeta RF, Bandirevu RF & Pegha RF shall be dealt by the State Government as appropriate as per the provision made under Indian Forest Act, 1972 and other State Acts dealing with the conservation of forests by the State Government;**

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- (xi) The User Agency shall construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost;
- (xii) The User Agency shall carryout avenue plantation and its maintenance on sides of the road at the cost of the project;
- (xiii) 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;
- (xiv) 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;
- (xv) The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area;
- (xvi) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- (xvii) 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;
- (xviii) 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;
- (xix) The total forest area utilized for the project shall not exceed **25.31 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;**
- (xx) 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;
- (xxi) 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;

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- (xxii) 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;
- (xxiii) In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the rules / guidelines issued under FCA, 1980;
- (xxiv) 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.

Yours faithfully,



(N.S.Murali)

Inspector General of Forests (Central)

Copy to:-

1. The Principal Chief Conservator of Forests & HoFF, Forests Department, Govt. of Andhra Pradesh, Aranya Bhavan, K.M. Munshi Road, Nagarampalem Guntur-522004
2. The Principal Chief Conservator of Forests/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Govt. of Andhra Pradesh, Aranya Bhavan, K.M. Munshi Road, Nagarampalem, Guntur-522004
3. The IGF, RO(HQ) Division, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi - 110 003 for information.
4. Ministry of Road Transport & Highways, D.No 38-2-3/2 Gorle Dalappana Veedhim, Near American Hospital, Krishna District, Andhra Pradesh 520010 eerbnhkkd@yahoo.co.in
5. Guard file.



(N.S.Murali)

Inspector General of Forests (Central)