



भारत सरकार

Government of India

पर्यावरण वन और जलवायु परिवर्तन मंत्रालय

Ministry of Environment, Forest & Climate Change

एकीकृत क्षेत्रीय कार्यालय/Integrated Regional Office

Aranya Bhavan, 3rd floor, Saifabad, Hyderabad-500004, Telangana

E-mail: iro.hyderabad-mefcc@gov.in

Tel: 040- 29390053

No. 4-TSB310/2022-HYD/790

31st October 2023

To,

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

Subject: Diversion of 2.229 Ha. (revised from 2.472 Ha) of forest land in Venkatapuram division for Construction of BT road from Patha Alubaka to Seethampuram via Mutharam from km 0/0 to 5/5 in Mulugu District in favour of R&B dept, Mulugu District. Reg

Madam,

Please refer to the State Government's letter Nos. 1278/For.I (1) /2022 dated 12.05.2022 & 13.09.2023 and online proposal No. FP/TG/ROAD/142261/2021 seeking prior approval of the Central Government for the diversion of forest land in accordance with Section '2' of the Forest (Conservation) Act, 1980 for the above-mentioned project.

After careful consideration of the proposal submitted by 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 the diversion of **2.229 ha** of forest land in Venkatapuram division for Construction of BT road from Patha Alubaka to Seethampuram via Mutharam from km 0/0 to 5/5 in Mulugu District in favour of R&B Department, Mulugu District, subject to the following conditions:-

1. The legal status of the forest land shall remain unchanged
2. The DFO/FDO concerned shall ensure that no violation of F(C) Act, 1980 takes place in the proposed forest area till the final approval is accorded by the Central Government.
3. 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 by the User Agency in consultation with the DFO concerned and report compliance.
4. The forest land shall not be handed over to the user agency till the final approval is accorded for diversion by the competent authority.
5. **Compensatory Afforestation**
 - a. Compensatory Afforestation shall be taken over equivalent Non-forest land identified in Sy No 01 of 28, Rangapuram Village in Allapally Mandal in WLM Kinnerasani Division of Bhadradi Kothagudem District having a total area of 10.7228 ha and also in the identified Degraded forest land in Compt. No.27 of Venkatapuram Beat of Venkatapuram section of Allapally Range of Bhadradi Kothagudem District over an extent of 10.7249 ha for raising with 10 years of maintenance.

- b. The non-forest land transferred and mutated in favour of the State Forest Department shall be notified as RF/ PF. A copy of the original notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act, 1927, or under the relevant section of the State Forest Act, as the case may be, shall be submitted by the State Government.
- c. The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provisions for anticipated cost increases for works scheduled for subsequent years.
- d. Identified CA area and CA scheme shall not be changed without prior approval of the Central Government;

5. Net Present Value:

- a. The State Government shall charge the Net Present Value (NPV) for 2.229 ha forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No. 5-2/2006- FC dated 03/10/2006, 5-3/2007-FC dated 05/02/2009 and revised NPV as per the 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;
 - b. Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
7. The user agency shall restrict the felling of trees to a minimum number in the forest land proposed to be diverted and the trees shall be felled under the strict supervision of the State Forest Department, wherever required. The resultant forest produce shall be taken into government account as per the prevailing norms of the state government.
 8. No display of advertisement / any such boards, no Arch or any such structure shall be erected/constructed in the forest area approved for diversion.
 9. Suitable number and type of animal passages (under/over) are to be constructed by the user agency in consultation with the DFO/FDO concerned for seamless movement of wild animals across the road.
 10. The User Agency shall ensure no plastic waste / any garbage dumped in the forest area.
 11. No parking of vehicles in the forest area is allowed.
 12. At both ends of the road in forest land, a display board clearly indicating the details of diversion and legal status of the land being diverted shall be erected to sensitize the public on the applicability of the rules /regulations to be followed inside the forest area.
 13. 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 the movement of wild animals;
 14. All the funds received from the user agency under the project shall be transferred/ deposited to the designated CAMPA account only through e-portal (<https://parivesh.nic.in/>).
 15. The complete compliance of the FRA, 2006 shall be ensured by way of a prescribed certificate from the concerned District Collector.



16. User agency shall raise strip plantation, wherever possible along the road.
17. Speed regulating signages /speed breakers shall be erected along the road at regular intervals in the Forest Area.
18. The User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
19. **The layout plan/ alignment of the proposal shall not be changed without prior approval of the Central Government.**
20. No labour camp shall be established on the forest land.
21. Sufficient firewood, preferably alternate fuel, shall be provided by the User Agency to the labourers after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
22. No additional or new path shall be constructed inside the forest area for transportation of construction materials for the execution of the project work.
23. The forest land shall not be used for any purpose other than that specified in the project proposal.
24. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India.
25. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guidelines.
26. Any other condition that the Ministry of Environment, Forests & Climate Change / State Government may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife shall be complied with by the UA.
27. The compliance report shall be uploaded on e-portal (<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 2 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 2 years. **The user agency shall not execute the work in forest land proposed to be diverted till the final approval is accorded to the proposal by the Central Government.**

Yours faithfully,



Dr. Manjunatha D. IFS

Deputy Inspector General of Forests (Central)

31/10/2023

Copy to: -

1. The IGF (ROHQ), MoEF&CC, GoI, New Delhi.
2. The Principal Chief Conservator of Forests (HoFF), Forest Department, Govt. of Telangana, Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
3. The Principal Chief Conservator of Forests (CEO, CAMPA), Forest Department, Govt. of Telangana, Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
4. The Principal Chief Conservator of Forests/Nodal Officer (FCA), Forest Department, Govt. of Telangana, Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
5. The Executive Engineer, R&B division, Mulugu.
6. Guard file.