



**GOVERNMENT OF SIKKIM**  
**OFFICE OF THE ADDL. CHIEF SECRETARY-cum-PCCF**

FORESTS AND ENVIRONMENT DEPARTMENT  
FOREST SECRETARIAT, DEORALI, GANGTOK-737 102

Email: fca.sikkim@gmail.com

Ref. No.1955/FCA/F&ED/..326..

Date 23 / 6 / 2022.

**COMPLIANCE REPORT**

To,

The Inspector General of Forest-cum-Nodal Officer,  
Integrated Regional Office,  
Ministry of Env. Forests & Climate Change,  
Government of India,  
IB – 198, Sector-III, Salt Lake City,  
Kolkata - 700106.

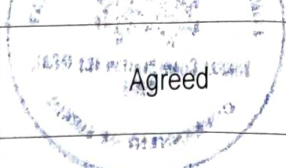
**SUB: Proposal for diversion of 6.8305 ha of forest land for construction of 2 lane specification road with paved shoulder and re-alignment (Greenfield Alignment) of existing stretch road between Legship to Gyalshing NH 510 in Geyzing District of Sikkim (from Km 58.840 to Km 75.000) Package-V by NHIDCL- Compliance report reg.**

Ref. Letter No. SK/ROAD-59/2021/FC/54, dated 17.02.2022

Madam,

Pursuant to the conditions of the Stage I (In Principle) approval accorded for the aforesaid project proposal, the User Agency has fulfilled the compliance of conditions by transferring fund of Compensatory levies and furnished the requisite documents, which are as follows: -

Sl. No.	Conditions	Compliance
(1)	The User Agency shall transfer [Rs. 69,40,084.00 (Rupees sixty-nine lakhs forty thousand eighty-four) only] on the CA land (14 ha) at the prevailing wage rates as per compensatory afforestation scheme (including the cost of survey, demarcation and erection of permanent pillars etc. as required for securing the land against encroachment) shall be deposited in advance with the Forest Department. The CA will be maintained for 10 years.	Complied and deposited Rs. 69,40,084.00 through payment Ref UTR No. CNRBR5202204058018292 0 on 5.4.2022
(2)	The User Agency shall transfer online, the Net Present Value (NPV) [Rs. 93,74,247.00 (Rupees ninety-three lakhs seventy-four thousand two-hundred forty-seven) only] for the 6.8305 ha forest area to be diverted under this proposal, as per the order of the Hon'ble Supreme Court of India dated 28.03.2008, 24.04.2008 and 09.05.2008 in IA No. 566 in WP (C) No. 202/1995 and the guidelines issued by the Ministry vide letters No.5-2/2006-FC dated 03/10/2006, 5-3/2007-FC dated 05/02/2009 & Letter No. 5-3/2011-FC (Vol-I) dated 19/01/2022 in this regard.	Complied and deposited Rs. 93,74,247.00 through payment Ref UTR No. CNRBR5202204058018292 0 on 5.4.2022
(3)	All funds received from the user agency under the project shall be transferred/deposited to CAMPA fund only through e-portal ( <a href="https://parivesh.nic.in">https://parivesh.nic.in</a> ).	Fund already transferred/deposited.
(4)	The complete compliance of the FRA,2006 shall be ensured by way of prescribed certificate from the concerned District Collector	Agreed




(5)	The User Agency should submit the complete geo-reference map (including kml) of the forest land proposed for diversion prior to issuance of Stage-II approval.	Agreed
(6)	Violation of any of these conditions will amount to violation of Forest (conservation) Act, 1980 and action shall be taken as prescribed in Para 1.21 of Chapter 1 of the Handbook of Comprehensive guidelines of Forest (Conservation) Act, 1980 issued by this Ministry's letter No. 5-2/2017-FC dated 28.03.2019	Agreed.
(7)	The compliance report shall be uploaded on e-portal ( <a href="https://parivesh.nic.in">https://parivesh.nic.in</a> ).	Compliance report uploaded on e-portal
(8)	Legal status of the forest land shall remain unchanged.	Agreed
(9)	Compensatory Afforestation shall be taken up by the Forest Department over 14 ha degraded forest land (Location-Sindrabong RF Mesar, Gyalshing Range 6 ha + Kumuk Dara, Manipeing RF, Dentam Range 8 ha under Gyalshing Territorial Division) at the cost of the user agency. As far as possible, a mixture of local native species shall be planted and monoculture of any species, especially non-native species should be avoided	Agreed
(10)	Additional amount of 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 also be charged by the State Government from the user agency. The user agency shall furnish an undertaking to this effect.	Agreed (Undertaking enclosed)
(11)	The expenditure like felling, logging and transportation of project affected trees [Rs. 38,09,178.00 (Rupees thirty-eight lakhs nine thousand one hundred seventy-eight) should be deposited in the cutting & felling account of the State Government for utilization immediately following the diversion of the forest land.	<b>Complied and deposited Rs. 38,09,178.00 in favour of ACS-PCCF through UTR No. CNRBR5202204058016535 9 on 5.4.2022</b>
(12)	The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer	Agreed (undertaking enclosed)
(13)	The User Agency shall transfer [Rs. 2,68,115.00 (Rupees two lakhs sixty-eight thousand one hundred fifteen) only] for raising strip (Avenue) plantation on both sides of the road as per the norms	<b>Complied and deposited Rs. 2,68,115.00 through payment Ref UTR No. CNRBR5202204058018292 0 on 5.4.2022</b>
(14)	The layout plan of the proposal shall not be changed without the prior approval of the Central Government.	Agreed (undertaking enclosed)
(15)	(a) No labour camp shall be established on the forest land.	Agreed (undertaking enclosed)
	(b) The User Agency shall provide alternative fuels preferably LPG to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas.	Agreed (undertaking enclosed)
	(c) No additional or new path will be constructed inside the forest areas for any activity related to the project work.	Agreed (undertaking enclosed)
	(d) The muck, debris and materials generated out of the construction shall not be spilled down on slopes and be disposed off in the predetermined area only.	Agreed (undertaking enclosed)



	(e) There shall be no damage to surrounding forests, environment, wildlife & protected areas.	Agreed (undertaking enclosed)
	(f) All the natural streams and water bodies in surrounding area shall be protected.	Agreed (undertaking enclosed)
	(g) The user agency shall take necessary mitigative measures to prevent soil erosion in the area.	Agreed (undertaking enclosed)
(16)	(a) The period of diversion under this approval shall be co-terminus with the period of the project life.	Agreed (undertaking enclosed)
	(b) The forest land shall not be used for any purpose other than that specified in the project proposal.	Agreed (undertaking enclosed)
	(c) The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department, or person without prior approval of Central Government	Agreed (undertaking enclosed)
(17)	Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.	Agreed

Therefore, in view of fulfilment of above conditions by the User Agency, the Compliance Report is hereby submitted for kind consideration for according Final Approval under Section 2 of the Forest (Conservation) Act. 1980.

Yours faithfully,

  
**PRADEEP KUMAR IFS**  
 ADDITIONAL PCCF  
 APCCF-cum-Nodal Officer (FCA)  
 FOREST & ENV DEPT.  
 GOVERNMENT OF SIKKIM

Copy to:

- |   |                       |
|---|-----------------------|
| 1. CF (T), Gangtok.   | : For information.    |
| 2. DFO (T), Gyalshing Division  | : -do-                |
| ✓ 3. The General Manager,<br>NHIDCL PMU-Gyalshing,<br>8 <sup>th</sup> Mile, Gyalshing | : For information, pl |
| 4. File   |                       |

## Annexure-II

Information to be furnished about transmission of funds to CAMPA

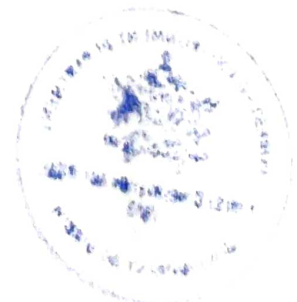
1	Name of the User Agency and the Project	NHIDCL construction of 2 lane specification road with paved shoulder and re-alignment (Greenfield Alignment) of existing stretch road between Legship to Gyalshing NH510 in Geyzing District of Sikkim (from Km 58.840 to Km 75.000) Package-V
2	Location of forest area diverted (State/Dist/Taluk/Village) Pl. also give log/lat details. If available.	Gyalshing Districts of Sikkim
3	Extent of forest area applied for, for diversion	6.8305 Ha
4	Extent of forest area approved for diversion	6.8305 Ha
5	State Govt. reference No. & date under which the proposal was forwarded (pl. attach a copy of the forwarding letter, copy of enclosures not required)	No. 1956/FCA/F&ED/351, date 24/06/2021
6	No. and date of Stage-I clearance (pl. attach copy)	No. SK/ROAD-59/2021/FC/54 dated 17.02.2022.
7	No. and date of Stage-II clearance (pl. attach copy)	
8	Details of compensatory afforestation funds viz:	
	(i) Details of Compensatory Afforestation Fund.	Rs. 69,40,084.00
	(ii) Additional Compensatory Afforestation Fund.	0
	(iii) Penal Compensatory Afforestation Fund.	0
	(iv) Catchment Area Treatment Plan Fund.	0
	(v) Fund for Protected Area.	0
	(vi) Net Present Value.	Rs. 93,74,247.00
	(vii) Any other charges levied (pl. specify)	Rs. 2,68,115.00 (Avenue plantation)
	(viii) TOTAL OF (i) to (viii)	Rs. 1,65,82,446.00
9	Date of collection of fund as in Sl. No. above, with:	5.4.2022
	(i) Authority by whom collected:	Sikkim CAMPA
	(ii) Details of Bank Draft/Cheque (DD/Cheque No. & date or RTGS/NEFT No.) Bank in which drawn, and in whose favour the instrument was drawn.	Union Bank of India, Lodhi Complex Branch, Block No. 11, CGO Complex, Phase – I, Lodhi Road, New Delhi – 110 003.
	(iii) Date of remittance to Govt. account, indicating Account No., Bank and Branch details.	5.4.2022



10	Details of remittance of funds as in Col. 8 above to CAMPA, indicating:	CA - Rs. 69,40,084.00 NPV - Rs. 93,74,247.00 Others - Rs. 2,68,115.00 Total - Rs. 1,65,82,446.00
	(i) Authority by whom remitted;	APCCF-cum-Nodal Officer (FCA)
	(ii) Bank, Branch to which remitted;	Union Bank of India, Lodhi Complex Branch, Block No. 11, CGO Complex, Phase - I, Lodhi Road, New Delhi - 110 003.
	(iii) Mode of remittance (Draft/Pay Order/RTGS) with full particulars, including amount and date of remittance.	NEFT/RTGS CHALLAN for CAMPA on 5.4.2022 CA - Rs. 69,40,084.00 NPV - Rs. 93,74,247.00 Others - Rs. 2,68,115.00 Total - Rs. 1,65,82,446.00
11	Out of the remittance as indicated in Col. 10 above pl. give head-wise (CA/ACA/PCA/CAT etc.) funds towards principal funds collected, and interest thereon remitted to the Centre.	NEFT/RTGS CHALLAN for Ad hoc CAMPAs 5.4.2022 CA - Rs. 69,40,084.00 NPV - Rs. 93,74,247.00 Others - Rs. 2,68,115.00 Total - Rs. 1,65,82,446.00
12	Any other details.	Acknowledgement is enclosed for reference.

22/6/22

Pradeep Kumar, IFS  
Additional PCCF-cum-Nodal Officer  
APCCF-cum-Nodal Officer (FCA)  
Forests & Environment Department  
Government of Sikkim



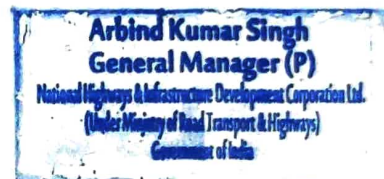
## Undertaking

User Agency will pay additional amount of 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.



(A K Singh)

General Manager (P)



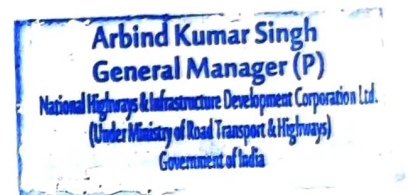
# Undertaking

This is to certify that boundary of the diverted forest shall be suitably demarcated on ground at project cost, as per the directions of the concerned Divisional Forest Officer under forest diversion proposal in package V of NH-510.



(A K Singh)

General Manager (P)





## Undertaking

This is to certify that Layout plan of the proposal shall not be changed without the prior approval of the Central Government under forest diversion proposal in package V of NH-510.



(A K Singh)

General Manager (P)



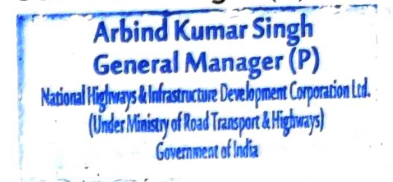


## Undertaking

This is to certify that no labour camp shall be established on the forest land under package V of NH-510 under forest diversion proposal in package V of NH-510.

  
(A K Singh)

General Manager (P)



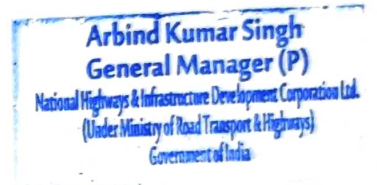
## Undertaking

This is to certify that the User Agency shall provide alternate fuel preferably LPG to the Labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas under forest diversion proposal in package V of NH-510.

*AK Singh*

(A K Singh)

General Manager (P)



## Undertaking

This is to certify that no additional or new path will be constructed inside the forest area for any activity related to the project work under forest diversion proposal in package V of NH-510.

  
(A K Singh)

General Manager (P)

**Arbind Kumar Singh**  
**General Manager (P)**

National Highways & Infrastructure Development Corporation Ltd.  
(Under Ministry of Road Transport & Highways)  
Government of India

## Undertaking

This is to certify that the muck, debris and materials generated out the construction, shall not be spilled down on slopes and be disposed off in the predetermined area only under forest diversion proposal in package V of NH-510.



(A K Singh)

General Manager (P)

**Arbind Kumar Singh**  
**General Manager (P)**

National Highways & Infrastructure Development Corporation Ltd.  
(Under Ministry of Road Transport & Highways)  
Government of India



## Undertaking

This is to certify that there shall be no damage to surrounding forests, environment, wildlife & natural resources under forest diversion proposal in package V of NH-510.

  
(A K Singh)

General Manager (P)

**Arbind Kumar Singh**  
**General Manager (P)**

National Highways & Infrastructure Development Corporation Ltd.  
(Under Ministry of Road Transport & Highways)  
Government of India

# Undertaking

This is to certify that all the natural streams and water bodies in surrounding area shall be protected under forest diversion proposal in package V of NH-510

  
(A K Singh)

General Manager (P)

**Arbind Kumar Singh**  
**General Manager (P)**

National Highways & Infrastructure Development Corporation Ltd.  
(Under Ministry of Road Transport & Highways)  
Government of India

# Undertaking

This is to certify that the user agency shall take necessary mitigative measures to prevent soil erosion in the area under forest diversion proposal in package V of NH-510



(A K Singh)

General Manager (P)

**Arbind Kumar Singh**  
**General Manager (P)**

National Highways & Infrastructure Development Corporation Ltd.  
(Under Ministry of Road Transport & Highways)  
Government of India

## Undertaking

This is to certify that the period of diversion under this approval shall be co-terminus with the period of project life under forest diversion proposal in package V of NH-510



(A K Singh)

General Manager (P)

**Arbind Kumar Singh**  
**General Manager (P)**

National Highways & Infrastructure Development Corporation Ltd.  
(Under Ministry of Road Transport & Highways)  
Government of India



## Undertaking

This is to certify that the forest land shall not be used for any purpose other than that specified in the project proposal under forest diversion proposal in package V of NH-510

  
(A K Singh)


General Manager (P)

**Arbind Kumar Singh**  
**General Manager (P)**

National Highways & Infrastructure Development Corporation Ltd.  
(Under Ministry of Road Transport & Highways)  
Government of India

## Undertaking

This is to certify that the forest land proposed to be diverted shall under no circumstances be transferred to any other agencies department or persons without prior approval of the Central Government under forest diversion proposal in package V of NH-510

  
(A K Singh)

General Manager (P)

**Arbind Kumar Singh**  
**General Manager (P)**

National Highways & Infrastructure Development Corporation Ltd.  
(Under Ministry of Road Transport & Highways)  
Government of India