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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.1913/FCA/F&ED/457-60

Date 7/7 2021.

COMPLIANCE REPORT

To,

The Addl. PCCF (CAMPA) and Nodal Officer (FCA),
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 40.376 Ha of Forest land for construction of road from Leema Chhu to Junction under Lachung (T) Range of in North Sikkim for Indo-Tibetan Police Force by CPWD, Govt. of India - Compliance report reg.

Ref. Letter No. 1913/FCA/F&ED/132-33 dated 25.03.2021.

Sir,

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)	Legal status of the forest land shall remain unchanged.	Complied with
(2)	The State Govt. shall charge the Net Present Value (NPV) of the forest area proposed to be diverted under this proposal from the User Agency per the orders of the Hon'ble Supreme Court of India dated 28.03.2008, 24.04.2008 & 09.05.2008 in Writ Petition (Civil) 202/1995 and the guideline issued by the Ministry vide its letter No. 5-3/2007-FC dated 05.02.2009 in this regard. While conveying the compliance of this condition, mention is made of the Eco-class and density of forest for while NPV has been charged.	Complied with
(3)	The User Agency shall pay the payment for Net Present Value (NPV) of the forest land being diverted for the project proposal as per the Order of the Hon'ble Supreme Court of India dated 28.03.2008, 24.04.2008 & 09.05.2008 in Writ Petition (Civil) 202/1995 and the guideline issued by the ministry vide its letter No. 5-3/2007-FC dated 05.02.2009 in this regard. While conveying the compliance of this condition, mention is made of the Eco-class and density of forest for while NPV has been charged.	Complied and deposited by user agency Rs. 3,62,17,272.00 transfer vide PFMS Transaction ID. No. S062100175691.
(4)	At the time of payment of Net Present Value (NPV) for at the prevailing rate, the User Agency shall furnish an undertaking to pay the additional amount of NPV, if so determined as per final decision of the Hon'ble Supreme Court of India.	Complied with.

(5)	Compensatory afforestation over i.e. 40.376 ha of degraded forest land identified at Shargophui Chhu, Lachen RF & Lema under Lachung Range in North District, Forest Diversion, Forest Diversion as proposed to diversion shall be raised and maintenance by the State Forest Department at the cost of the User Agency. State Government shall submit approved C.A. Scheme duly approved by the competent authority in Forest Department before Stage-II approval.	Complied with.
(6)	The User Agency shall deposit the cost for Compensatory Afforestation Scheme identified at Lachung Territorial Range	Complied and deposited by user agency Rs. 2,47,61,526.00 transfer vide PFMS Transaction ID. No. S062100175691.
(7)	The charges for felling, logging and transportation of project affected trees shall be paid by the User Agency at the rates approved by the State Govt. and deposited separately in favor of the Principal PCCF-cum-Pr. Secretary, Forests & Environment Department Govt. of Sikkim, Gangtok.	Complied and deposited by user agency Rs. 10,90,85,850.00 transfer vide PFMS Transaction ID. No. S052101935670 dated 10.06.2021 & S062100719411 dated 24.06.2021.
(8)	The User Agency shall transfer the cost of raising and maintaining the compensatory afforestation for 10 years, at the current wage rate in consultation with State Forest Department.	Complied with.
(9)	All the funds received from the user agency under the project shall be transferred/deposited in CAMPA account only through e-portal (https://parivesh.nic.in). Account deposited through other mode will not be accepted as compliance of the Stage-I clearance.	Complied with.
(10)	The User Agency shall take sufficient precautionary measure to protect the soil erosion of the proposed area	Complied with.
(11)	The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, distance from pillar to pillar and GPS co-ordinates	Complied with.
(12)	The User Agency shall submit the survey sketch of 40.376 ha of degraded forest land identified at Shargophui Chhu, Lachung RF and Leema under Lachung Range in North District. Division as proposed for CA giving the forward and backward bearing of each demarcation pillar and distance between them. User Agency shall submit the DGPS map along with soft copy in shape file of each demarcated pillar giving the latitude and longitude before Stage II approval.	Complied with.
(13)	The designing of culvert/bridges if any over any natural streams/rivers/canals should 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.	Complied with
(14)	The User Agency shall fly as for the road construction and for filling up of void created due to soil borrows, which will be followed by compaction and spreading of top soil over it as per Fly Ash Notification No. S.O.254 (E) dated 25.01.2016.	Complied with
(15)	The User Agency shall submit and undertake to ensure that flanks of roads should be filled by transported soil and not with soil dug from the side of the roads.	Complied with
(16)	No additional or new path will be constructed inside the forest area for any activity related to the project work.	Complied with

(17)	No labour camp shall be established on the forest land.	Complied with
(18)	The User Agency Shall provides LPG or alternate fuel, to the labours working at the site to avoid damage forest area in any manner.	Complied with
(19)	Sufficient Firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourers after purchasing the same from the State Forest Department of the Forest development corporation or any other legal source of alternate fuel.	Complied with
(20)	The forest land shall not be used for any purpose other than that specified in the project proposal.	Complied with
(21)	The layout plan of Proper forest land shall not be change without the prior approval of Ministry of Environment, Forest & Climate Change.	Complied with
(22)	The User Agency shall complete settlement of rights, in term of the schedule Tribes and Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 if any on the forest land to be diverted and submit the documentary evidence as prescribed by the ministry in its letter No. 119/1998-FC (pt) dated 03.08.2009 read with letter No. 119/1998-FC (pt) dated.05.02.2013 and 05.07.2013 in support thereof.	Complied with
(23)	Any other condition that the North Eastern Regional Office, Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.	Complied with
(24)	The User Agency shall ensure compliance to provision of the all Acts, Rules, Regulation, Guidelines and Hon'ble Court orders (s) pertaining to this project, if any for the time being in force, as applicable to the project	Complied with
(25)	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in).	Complied with

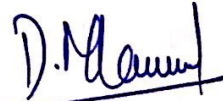
Therefore, in view of fulfillment of above conditions by the User Agency, the Compliance Report is hereby submitted for kind consideration for according Final Approval under Section 2 of the Forest (Conservation) Act, 1980.

Yours faithfully,

Sd/-
(D. Manjunatha, IFS),
CF-cum-Nodal Officer (FCA)

Copy to: -

1. The Executive Engineer, BRPD-I, CPWD, Chungthang, North Sikkim, : For information, please.
2. CF (T), Gangtok. : For information.
3. DFO (T) North Division : -do-
- ✓ 4. File


D. Manjunatha, IFS,
CF-cum-Nodal Officer (FCA)
Forests & Env. Deptt.
Govt. of Sikkim, Gangtok

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Annexure-II

Information to be furnished about transmission of funds to CAMPA

1	Name of the User Agency and the Project	CPWD, Govt. of India - Construction of road from Leema Chhu to Junction under Lachung (T) Range of in North Sikkim for Indo-Tibetan Police Force
2	Location of forest area diverted (State/Distt/Taluk/Village) Pl. also give log/lat details. If available.	North District of Sikkim
3	Extent of forest area applied for, for diversion	40.376 Ha
4	Extent of forest area approved for diversion	40.376 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. 1913/FCA/F&ED/132-33 dated 25.03.2021
6	No. and date of Stage-I clearance (pl. attach copy)	
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. 2,47,61,526.00
	(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. 3,62,17,272.00
	(vii) Any other charges levied (pl. specify)	0
	(viii) TOTAL OF (i) to (viii)	Rs. 6,09,78,798.00
9	Date of collection of fund as in Sl. No. above, with:	14.06.2021
	(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.	Corporation Bank, Lodhi 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.	14.06.2021
10	Details of remittance of funds as in Col. 8 above to CAMPA, indicating:	CA - Rs 2,47,61,526.00 NPV - Rs 3,62,17,272.00 Total - Rs. 6,09,78,798.00
	(i) Authority by whom remitted;	CF-cum-Nodal Officer (FCA)
	(ii) Bank, Branch to which remitted;	Corporation Bank, Lodhi 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 Ad hoc CAMPA on 14.06.2021. CA - Rs 2,47,61,526.00 NPV - Rs 3,62,17,272.00 Total - Rs. 6,09,78,798.00

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 CAMPA on 14.06.2021. CA - Rs 2,47,61,526.00 NPV - Rs 3,62,17,272.00 Total - Rs. 6,09,78,798.00
12	Any other details.	Acknowledgement is enclosed in reference.



(D. Manjunatha, IFS),
CF-cum-Nodal Officer (FCA)