

Government of Manipur
Office of the Principal Chief Conservator of Forests
(Climate Change & FCA)
Sanjenthong, Imphal

No.7/297/2021/Forests: 61

Imphal, the 3rd March, 2023

To

The General Manager (P)
NHIDCL, PMU-Noney

Sub:- Diversion of 74.926 ha of Forest Land for "Widening and Improvement of Package-V of Imphal-Jiribam Road Section of NH-37 (NH-53) into two laning of existing of 103.557 km from Sangrung (Khongsang) Village to 134.821 km near Pulton (Kambiron) Village in the State of Manipur by NHIDCL".

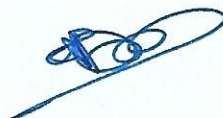
Ref: No.3-MN C 012/2022-SHI/2344-45 dated 11th November, 2022.

Sir,

I am to say that the Central Government vide letter No. 3-MN C 012/2022-SHI/2344-45 dated 11th November, 2022 (copy enclosed) accorded "In- Principle/Stage-I Approval" for diversion of 74.926 ha of forest land for Widening and Improvement of Package- V of Imphal-Jiribam Road Section of NH-37 (NH-53) into two laning of existing of 103.557 km from Sangrung (Khongsang) village to 134.821 km near Pulton (Kambiron) Village in the State of Manipur by NHIDCL subject to the fulfilment of the stipulated conditions. Mode of compliances for these conditions will be as under:

A. Conditions which need to be complied prior to handing over of Forest Land by the State Forest Department.

Para No	Stipulated Conditions	Mode of compliance
1	The User Agency shall transfer, the Net Present Value (NPV) of the forest land being diverted under this proposal, as per the Ministry's Guideline No.5-3/2011-FC (Vol.I) dated 06.01.2022 and even No. dated 19.01.2022. The requisite funds shall be transferred through online portal into CAMPA account of the State concerned;	The User Agency to transfer ₹ 8,36,84,800/- (Rupees Eight Crore Thirty-Six Lakh Eighty-Four Thousand and Eight Hundred) only as cost of Net Present Value (NPV) of the forest land diverted under this proposal into CAMPA account of the State concerned through e-portal (http://parivesh.nic.in).
2	The User Agency shall transfer the cost of raising and maintaining the compensatory afforestation at the current wage rate in consultation with State Forest Department in the account of CAMPA of the concerned State through online portal. The scheme may include appropriate for anticipated cost increase for works scheduled for subsequent years;	The User Agency to transfer ₹ 3,44,40,000/- (Rupees Three Crore Forty-Four Lakh Forty Thousand) only as cost of raising and maintaining the Compensatory Afforestation into CAMPA account of the State concerned through e-portal (http://parivesh.nic.in).
3	The User Agency shall transfer the cost of raising Avenue plantation on the road side in the account of CAMPA of the concerned State only through e-portal;	The User Agency to transfer the cost of raising Avenue plantation on the road side into CAMPA account of the State concerned through e-portal (http://parivesh.nic.in).



4	All the funds received from the User Agency under the project shall be transferred/deposited to CAMPA account only through e-portal(https://parivesh.nic.in). Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance;	The User Agency to transfer the above funds into CAMPA account of the State concerned through e-portal (http://parivesh.nic.in). Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance.
5	The State Govt shall submit the report on the exact numbers of trees to be felled from the DFO concerned	The Divisional Forest Officer/Noney to submit the report on the exact numbers of trees to be felled.
6	The State Govt. shall make all efforts for translocation of trees from diversion areas to Conservation Garden as recommended by the REC;	The Divisional Forest Officer/Noney shall make all efforts for translocation of trees from diversion areas to Conservation Garden as recommended by the REC;
7	The cost of felling of trees shall be deposited by the User Agency with the State Forest Department;	The User Agency to deposit the cost of felling of trees to DFO/Noney Forest Division. DFO/Noney Forest Division to submit detailed estimate for cost of felling of trees.
8	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the District Collector;	The User Agency to submit UNDERTAKING for complete compliance of the FRA, 2006 by way of prescribed certificate from the District Collector.
9	Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribed in para I .21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest(Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-re dated 28.03.2019•,	The User Agency to submit UNDERTAKING that Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-Fc dated 28.03.2019.
10	Undertaking from the User Agency for providing proper drainage of retaining / breast wall in steep slopes and stabilization of side slope to avoid soil erosion and landslides; and to provide drains / cross drains. Physical barriers / structures to prevent muck from entering streams & rivers and other ecologically sensitive areas are to be constructed on the lower slope side, if required, before any construction works are started;	The User Agency to submit Undertaking for providing proper drainage of retaining / breast wall in steep slopes to avoid soil erosion and landslides; and to provide drains / cross drains. Physical barriers / structures to prevent muck from entering streams & rivers and other ecologically sensitive areas are to be constructed on the lower slope side, if required, before any construction works are started.
11	The KML files of the area to be diverted, the CA areas shall be uploaded on the e-Green watch portal with all requisite details before issuing work permission towards linear projects or submitting compliance report for seeking Stage-II approval, as the case may be;	The DFO/Noney Forest Division to upload the KML files of the area to be diverted and the CA areas on the e-Green watch portal with all requisite details before issuing work permission towards linear projects or submitting compliance report for seeking Stage-II approval, as the case may be;

12	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/);	The User Agency to upload the compliance report on e-portal (https://parivesh.nic.in/) after fulfilling the conditions stipulated in the In-Principle Approval letter.
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B: Conditions which need to be strictly complied on field after handing over of Forest Land to the User Agency by the State Forest Department but the compliance in form of Undertaking shall be submitted prior to Stage-II approval:

Para No	Stipulated Conditions	Mode of compliance
1	Legal status of the diverted forest land shall remain unchanged;	The User Agency to submit Undertaking that legal status of the diverted forest land shall remain unchanged.
2	Compensatory Afforestation shall be raised over 150.00 ha in 4 (four) patches i.e. 30 ha in Compartment No. 13, Kangbiangpang village, 40 ha in Compartment No. 12, Khongsang village, 40 ha in Compartment No. 12, Taodaijabg village and 40 ha in Compartment No.5, Khunou village all locations in Noney Forest Division.	The User Agency to submit Undertaking that Compensatory Afforestation shall be raised over double degraded forestland identified over 150.00 ha in 4 (four) patches i.e. 30 ha in Compartment No. 13, Kangbiangpang village, 40 ha in Compartment No. 12, Khongsang village, 40 ha in Compartment No. 12, Taodaijabg village and 40 ha in Compartment No.5, Khunou village all locations in Noney Forest Division.
3	The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government;	The User Agency to submit Undertaking ensuring that the forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government.
4	No damage to the flora and fauna of the adjoining area shall be caused;	The User Agency to submit Undertaking stating that no damage to the flora and fauna of the adjoining area shall be caused.
5	The layout plan of the proposal shall not be changed without the prior approval of the Central Government;	The User Agency to submit Undertaking stating that the layout plan of the proposal shall not be changed without the prior approval of the Central Government.
6	The concerned Divisional Forest Officer, will monitor and take necessary mitigative measures to ensure that there is no adverse impact on the forests in the surrounding area;	The Divisional Forest Officer, Noney Forest Division will monitor and take necessary mitigative measures to ensure that there is no adverse impact on the forests in the surrounding area.
7	The User Agency shall undertake re-grassing of the muck dumping area and restore the land to a condition which is fit for growth of fodder, flora, fauna etc;	The User Agency to submit Undertaking for re-grassing of the muck dumping area and restore the land to a condition which is fit for growth of fodder, flora, fauna etc.
8	The User Agency shall submit the annual self-compliance report in respect of the above stated conditions to the State Government,	The User Agency to submit Undertaking ensuring the submission of the annual self-compliance report in respect of the above stated conditions to the State Government,

	concerned Regional Office and to this Ministry by the end of March every year,	concerned Regional Office and to this Ministry by the end of March every year,
9	The User Agency shall comply all the provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project;	The User Agency to submit Undertaking to comply all the provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.
10	All other clearance/NOCs under different applicable rules/regulations/local laws and under Forest Dwellers (Recognition of Forest Rights) Act, 2006 as required vide MoEF, New Delhi guideline No. 11-9/1998-FC(pt) dated 03.08.2009 shall be complied with;	The User Agency to submit Undertaking that all other clearance/NOCs under different applicable rules/regulations [local laws and under Forest Dwellers (Recognition of Forest Rights) Act, 2006 as required vide MoEF, New Delhi guideline No. 11-9/1998-FC(pt) dated 03.08.2009 shall be complied with.
11	As per Ministry's letter No 11-30/96-FC(Pt) dt 14.9.2001, if the compliance of stipulated conditions is awaited from the State Govt for more than 5(five) years, the In-Principle approval would be summarily be revoked considering that the User Agency is no longer interested in the project;	As per Ministry's letter No 11-30/96-FC(Pt) dt 14.9.2001, if the compliance of stipulated conditions is awaited from the State Govt for more than 5(five) years, the In-Principle approval would be summarily be revoked considering that the User Agency is no longer interested in the project;

Prompt compliance to above mentioned conditions is requested so that further necessary action can be taken up.

Enclosed:

1. No.3-MN C 012/2022-SHI/2344-45 dated 11th November, 2022.
2. Compensatory Afforestation Scheme.
3. Calculation of NPV.

Yours faithfully,



(V.L. Roui Kullai)
Addl. Principal Chief Conservator of Forests & Nodal Officer/FCA
Government of Manipur

Copy to:

1. The Chief Conservator of Forest, CAMPA, Govt. of Manipur.
2. The Conservator of Forest, Western Forest Circle, Govt. of Manipur.
3. The Divisional Forest Officer: Noney Forest Division, with a request to submit (i) Report on the exact numbers of trees to be felled, (ii) Detailed Estimate for Cost of Felling of Trees and (iii) Detailed Estimate for cost of raising Avenue Plantation on road side.