

Part - IV

(To be filled up of the Nodal Officer or Principal Chief Conservator of Forests or Head of Forest Department).

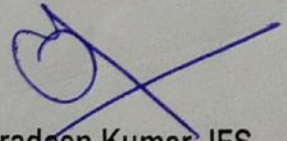
17. Detailed opinion and specific recommendation of the State Forest Department for acceptance or otherwise of the proposal with remarks ;

(While giving opinion, the adverse comments made by concerned Conservator of Forests or Deputy Conservator of Forest should be categorically reviewed and critically commented upon).

The proposal for diversion of 0.1985 Ha of forest land for construction of Kali Darshan Yatra (Footpath) at Gadi Central Pandam East Sikkim by Tourism Department, Govt. of Sikkim, is accepted and recommended for forest clearance under Section 2 of Forest (Conservation) Act, 1980, subject to compliance of the following conditions by the User Agency :-

- (1) The legal status of the forest land shall remain unchanged.
- (2) The amount of Compensatory Afforestation and Net Present Value (NPV) shall be paid and any revision, thereof, shall be borne by the User Agency.
- (3) There shall be no damage to surrounding forests, environment, wildlife & natural resources.
- (4) Minimum tree felling shall be done in the project area, that too which are unavoidable due to project activity. The blank areas shall be covered up with the plantation after the construction of the project.
- (5) There shall be no labour camp on any diverted forests land.
- (6) All the natural streams and water bodies in surrounding area shall be protected.
- (7) During and after the construction period of the project, the project authority shall continue to assist the State Forest Department for conservation and development of natural resources of the State.
- (8) The muck, debris and materials generated out of the construction, if any, shall not be spilled down on slopes and be disposed off in the predetermined areas only.
- (9) The User Agency shall demarcate the forest land to be diverted with boundary pillar of atleast four feet high with forward and backward bearing before taking up the project activity in the diverted land at project cost.

Signature :



Name & Designation : Pradeep Kumar, IFS

APCCF-cum-Nodal Officer (FCA)

Date :

Place: Gangtok (Sikkim)

**PRADEEP KUMAR, IFS
ADDITIONAL PCCF
FOREST & ENV DEPTT.
GOVERNMENT OF SIKKIM**

ANNEXURE V

Compensatory Afforestation in respect of diversion of 0.1985 ha of forest land for the construction of Kali Darshan Yatra (Footpath) at Gadi Central Pandam in East Sikkim, Government of Sikkim.

1. INTRODUCTION: -

Tourism & Civil Aviation Department, Govt of Sikkim has proposed for diversion of 0.1985 ha of forest land for the construction of Kali Darshan Yatra (Footpath) at Gadi Central Pandam in East Sikkim, Government of Sikkim.

The Ministry of Environment & Forest, Govt. of India has prescribed the following guidelines for diversion: -

- In all cases the legal status of forest land shall remain unchanged.
- User agency would have to pay the cost of compensatory afforestation to the State Forest Department.

2. Selection of site / location: -

Location	Range	Compensatory Afforestation (in Ha)	Nos of seedlings to be planted	Stone Wall Fencing	SMC	Division	Remarks
Khani RF	Singtam (T)	1.0 Ha	1100 No.	0.1 km	0.25 ha 1 ha.	Gangtok (T) Division	Compensatory Afforestation will be taken up at Khani RF under Singtam (T) Range.

3. INTEGRATED PROGRAMME / METHODOLOGY OF WORKS FOR EXECUTION.

- Seedling Requirement:** The requirement of seedlings may be met from the existing Nurseries of the Department on payment basis as per the approved rates. The existing nurseries will have to be provided with the seeds of mixed species including the cost of nursery implements used.
- Choice of species:** Mixed plantation of site-specific species shall be done.
- Executing Agency:** The works under the Scheme shall be executed by the of Forest & Environment Department, Government of Sikkim through East Territorial Division and Forest (Conservation) Act, 1980 Cell as per the approval of the Government.
- Monitoring & Evaluation:** All the activities under the Scheme may be monitored by a committee constituted for the purpose, Nodal Officer, Forest (Conservation) Act, 1980 and the representative from Ministry of Environment & Forests, Government of India concurrently and regularly.

Cont/-

3. Cost Structure and Financial Forecast:

(A) Block Plantation (Artificial Regeneration)

Sl. No.	Particulars	Area (in ha/Km)	Rate (in Rs./ha)	Amount (in Rs)
i (a)	Creation of Block Plantation (including casualty replacement and weeding during the planting year)	1	37735	37735
i (b)	Carriage of Seedlings	1	2100	2100
ii	Providing and Laying Dry stone wall fencing as per direction including carriage of stones up to worksite (in 10% of the total plantation area)	0.1	954600	95460
iii	Soil and Moisture Conservation work through vegetative measures (in 25% of total Plantation area) ha	0.25	54770	13693
	Sub-Total (A)			148988

54770
94,605/-

(B) Maintenance upto 10 th Year

Sl. No.	Particulars	Area (in ha/Km)	Rate (in Rs./ha)	Amount (in Rs)
(i)	1st year maintenance of the Block Plantation	1	10847	10847
(ii)	2nd year maintenance of the Block Plantation	1	8227	8227
(iii)	3rd year maintenance of the Block Plantation	1	8227	8227
(iv)	4th year maintenance of the Block Plantation	1	4360	4360
(v)	5th year maintenance of the Block Plantation	1	4360	4360
(vi)	6th year maintenance of the Block Plantation	1	4360	4360
(vii)	7th year maintenance of the Block Plantation	1	3182	3182
(viii)	8th year maintenance of the Block Plantation	1	3182	3182
(ix)	9th year maintenance of the Block Plantation	1	3182	3182
(x)	10th year maintenance of the Block Plantation	1	3182	3182
(xi)	Maintenance of dry stone wall for next 4 years (10% of the cos	95460	10%	9546
	Sub- Total (B)			62655.000
	Sub- Total (A+B)			211643.00

157,260/-

(C) Overhead Expences/ monitoring and evaluation and contingencies

SL No.	Particulars	Total Amount	Rate (in %)	Amount (in Rs)
i	Maintenance of Vehicle, unforeseen expences, Furnishing of FCA/GIS Cell pertain to ETD prepration of Plantation Journal etc @ 5 % of the total cost	211643	5%	10582.15
ii	Monitoring and Evaluation of scheme by the senior officials @2% of the total cost	211643	2%	4232.86
iii	Contingencies, Cost of escalation, supplementary works and other unforeseen expenditure @4% of the total cost	211643	4%	8465.72
	Sub Total (C)			23281
	Grand Total (A+B+C)			234924

7863/-
3145
6290
17298/-
1807

(Rupees Two lakhs thirty four thousand nine hundred twentyfour) only

174,558/-

The above proposal is based on the SOR-2020. Fresh activities and in case of any upward revision of the rates in wages, the above Compensatory Afforestation Scheme shall be revised as per the revised rate of the State Government , for which the project authorities will have to bear the additional amount.

The above amount shall be paid and transferred by the User Agency to the Department of Forests, Environment and Wildlife Management, Government of Sikkim for the implementation of the scheme against the project.

Divisional Forest Officer,
East (I) Division,
FEWMD

accorded to the estimate for
Compensatory Afforestation
Scheme of Rs. 2,34,924/-

Assistant Conservator of Forest
East Territorial Division
Deptt. of Forests & Environment
Govt. of Sikkim

Annexure – I
FORM – I
(for linear projects)
Government of Sikkim
Office of the District Collector, East District, Gangtok

No. 01/FD/DC-P

Dated: 18/04/2022

TO WHOWSOEVER IT MAY CONCERN

In compliance of the Ministry of Environment and Forests (MoEF), Government of India's letter no.11-9/98-FC (pt.) dated 3/8/2009 wherein the MoEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of rights under the Schedules Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 ('FRA', for short) on the forestland proposed to be diverted for non-forest purposes read with MoEF's letter dated 5/2/2013 wherein MoEF issued certain relaxation in respect of linear projects, it is certified that **0.1985 ha** of forest land proposed to be diverted in favour of **Tourism & Civil Aviation Department** (name of user agency) for diversion of forest land for construction of Kali Darshan Yatra (Footpath) at Gadi Central Pandam in East District of Sikkim. (Purpose for diversion of forest land) in **East** district falls within jurisdiction of **Kali Darshan Yatra (Footpath) at Gadi Central Pandam in Singtam** tehsils.

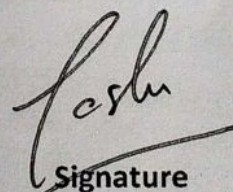
It is further certified that:-

- a. The complete process for identification and settlement of rights under the FRA has been carried out for the **0.1985** hectare of forest areas proposed for diversion. A copy of records of all consultations and meetings of the Forest Rights Committee (s), Gram Sabha (s), Sub-Division Level Committee (s) and the District Level Committee are enclosed as annexureto.....annexure.....
- b. The diversion of forest land for facilities managed by the Government as required under section 3 (2) of the FRA have been completed and the Gram Sabha given their consent to it.

The proposal does not involve recognised rights of Primitive Tribal Groups and Pre-Agricultural communities.

Encl:-As above.




Signature

DISTRICT COLLECTOR

PAKYONG DISTRICT
GOVERNMENT OF SIKKIM

(Full name and official seal of the District Collector)

JOINT CERTIFICATE FOR NON-AVAILABILITY OF NON-FOREST LAND FOR COMPENSATORY AFFORESTATION

This is to certify that non-forest lands are not available under the Territorial jurisdiction of East District/Forest Division for Compensatory Afforestation to be raised in lieu of Forest land to be diverted for the non-forestry purposes of User Agency, mentioned below:-

(a). Name of Proposal with location: - **Diversion of 0.1985ha of forest land for construction of Kali Darshan Yatra (Footpath) at Gadi Central Pandam in East Sikkim, Government of Sikkim.**

(b). Name of User Agency: - **Tourism & Civil Aviation Department.**

(c). Area of Forest land to be diverted: **0.1985ha.**

The geographical area of East District of Sikkim is 95400 hectares while the Forest land has been recorded to the extent of 61952 hectares only, which is found to be more than 50% of the geographical area of the district as per the FSI Report.

The Joint Certificate is granted as per the Rules & Guidelines Para 3.2 (v) of Forest (Conservation) Rules 2003 – Guidelines & Clarification and recent Guidelines received from the Ministry of Environment and Forests, Government of India in connection with the diversion of Non Forest land for non-forestry purposes under the Forest (Conservation) Act, 1980-Non availability of forest land for creation of Compensatory Afforestation vide letter no.11-423/2011-FC dated the 13th February 2012.

Signature &

Seal: - **Divisional Forest Officer (T)**

**East (T) Division
FEWMD**

Signature &

Seal: - **District Collector**

**DISTRICT COLLECTOR
PAKYONG DISTRICT
GOVERNMENT OF SIKKIM**



GOVERNMENT OF SIKKIM
OFFICE OF THE CHIEF SECRETARY
GANGTOK – 737101

Ref No: 1964/CS/GOS/.....49/22.....

Date 27. 06. 2022.

Proposal for diversion of 0.1985 Ha of forest land for construction of Kali Darshan Yatra (Footpath) at Gadi Central Pandam East Sikkim by Tourism Department, Govt. of Sikkim.

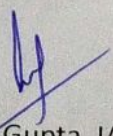
Certificate for Non-availability of Non-Forest Land for Compensatory Afforestation.

I, S.C. Gupta, IAS, Chief Secretary, Govt. of Sikkim, do hereby certify that :

- (i) I have obtained from each District Collector and Divisional Forest Officer in the State of Sikkim, a joint certificate to the effect that non-forest land, revenue lands, *zudpi jungle*, *chhote jhar ka jungle*, *bade jhar ka jungle*, *jungle-jhari land*, *civil-soyam lands* and all other such categories of forest lands (except the forest land under management and administrative control of the Forest Department) on which the provisions of Forest (Conservation) Act, 1980 are applicable, which as per the extant guidelines of the Central Government may be utilized for creation of compensatory afforestation in lieu of forest land diverted for non-forest purpose, are not available in the area under their respective jurisdiction; and
- (ii) I have also examined all other relevant records.

On the basis of afore-mentioned joint certificates and examination of all other relevant records, I do hereby certify that non-forest land, revenue lands, *zudpi jungle*, *chhote jhar ka jungle*, *bade jhar ka jungle*, *jungle-jhari land*, *civil-soyam lands* and all other such categories of forest lands (except the forest land under management and administrative control of the Forest Department) on which the provisions of Forest (Conservation) Act, 1980 are applicable, which as per the extant guidelines of the Central Government may be utilized for creation of compensatory afforestation in lieu of forest land diverted for non-forest purpose, are not available in the entire State of Sikkim.

Issued under by hand and seal on this.....27th..... Day of June 2022


(S.C. Gupta, IAS)
Chief Secretary,
Govt. of Sikkim.