

**FOREST DEPARTMENT**  
**MONITORING & EVALUATION SECTION.**

**Sub: - Compliance report of Stage – I approval for diversion of 120.875 ha. of Forest land for Castlerock-Kulem Railway Doubling Track under Wildlife & Eco-Tourism (North) and North Goa Forest Division in favour of (South Western Railway) Rail Vikas Nigam Ltd – reg.**

PUC is the letter dated 04/02/2021 (at pg. 160/C-161/C) from Integrated Regional office, MoEF&CC, Bangalore regarding in-principle approval (Stage-I) under section 2(ii) of Forest (Conservation) Act, 1980 diversion of 120.875 ha. of Forest land for Castlerock-Kulem Railway Doubling Track under Wildlife & Eco-Tourism (North) and North Goa Forest Division in favour of (South Western Railway) Rail Vikas Nigam Ltd., by stipulating certain conditions to be complied by the user agency. The status of the compliance report submitted by the user agency (at pg. 167/C-169/C) and comments of the DCF (WL&ET) North at pg. 175/C-180/C & comments of DCF (North) at page 187/C-188/C is indicated below.

**Comments of Dy. Conservator of Forests (Wildlife & Eco-Tourism (North))**

Sr. No	Condition Stipulated	Compliance reported by the User Agency	Remarks of Deputy Conservator of Forests (Wildlife & Eco-tourism North)
A.	<b>Conditions which need to be complied prior to handing over of forest land by the State Forest Department.</b>		
1.	The User Agency shall transfer online, the Net Present Value (NPV) of the forest land being diverted under this proposal, as per the orders of the Hon'ble Supreme Court of India dated 28.03.2008, 24.04.2008 and 09.05.2008 in Writ Petition (Civil) No.202/1995 and the guidelines issued by this Ministry vide its letter No.5-3/2007-FC dated 05.02.2009. The requisite funds shall be transferred through online portal into CAMPA account of the State concerned.	The NPV of Forest land including Compensatory Afforestation as communicated vide demand notice No. 1-609/WL&ET(N)/2020-2021/3529 dt. 08.03.21 issued by DCF/Wildlife & Eco-tourism(N) valuing Rs. 145,20,08,510/- & demand notice No. 5/FCA-155/DCFN/TECH/2019-20/1279 dt. 17.03.2021 issued by DCF/Ponda valuing Rs. 2,36,01,534/- has been transferred into CAMPA Account No.150675922041257 of Govt. of Goa through online portal and the receipt for the same has also been mailed to helpdeskampa@corpbank.cp.in	The Net Present Value of the diverted forest land over 113.857 ha. of an amount of Rs. 118,75,28,510/- for Wildlife & Eco-tourism(N) Division has been deposited by the User Agency through e-payment on 30.03.2021. Copy of bank declaration and payment details reflected on PARIVESH are enclosed (at page 162/C)  The user agency has agreed to deposit 3% of the project cost to Forest department of Goa for utilization of this money towards eco-restoration, prey augmentation, reducing public dependence on forests and promoting traditional livelihood in and around the protected areas. Undertaking enclosed ( at page 163/C.

2.	The User Agency shall transfer the cost of raising and maintaining the Compensatory Afforestation over double the extent of degraded forest land in Sutagatti, Iddalahonda, Ramadurg, Kakati, Suldhal & Shigeholi villages of Gokak and Kakati Taluks of Belagavi District in lieu of all the three proposals of railway Projects(i.e. 1.9089 ha, 15.6077 ha and 120.875 ha 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 shall include demarcation of CA area using appropriate fencing for better survival with provision for watering and SMC works and appropriate provision for anticipated cost increase for works scheduled for subsequent years.	Same as above.	The cost of raising Compensatory Afforestation over double the extent of degraded forest land ( <b>113.857 X 2 = 227.714 ha.</b> ) area an amount of <b>Rs.26,44,80,000/-</b> for Wildlife & Eco-tourism(N) Division has been deposited by the User Agency through e-payment on <b>30.03.2021</b> . Copy of bank declaration and payment details reflected on PARIVESH are (at page 162/C)
3.	The User Agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.	The condition put forth is agreed to.	User Agency has noted and agreed.
4.	All the 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> ). Amount deposited through other mode will not be acceptable as compliance of the Stage I clearance.	The condition put forth is agreed to.	The User Agency has transferred funds to CAMPA fund through e-payment on <b>30.03.2021</b> . Copy of bank declaration and payment details reflected on PARIVESH are enclosed (at page 162/C)
5.	The compliance report shall be uploaded on e-portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> ).	The condition put forth is agreed to.	User Agency has noted and agreed.

6.	The boundary of the diverted forest land shall be 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.	The boundary of diverted forest land on ground has been demarcated by erecting feet high reinforced cement concrete pillars, each inscribed with its serial number forward and back bearing distance from pillar to pillar and GPS coordinate.	The boundary of the forest land to be diverted has been demarcated by User Agency by erecting boundary pillars at suitable intervals. Details enclosed as (at page174/C).
7.	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.	The condition put forth is agreed to.	User Agency has noted and agreed.
<b>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.</b>			
1.	The legal status of forest land shall remain unchanged	The legal status of the forest land will be unchanged and continue as a forest land even after the diversion.	User Agency has noted and agreed.
2.	Compensatory Afforestation shall be raised over double the extent of degraded forest land within three years from the date of Stage-II Clearance and maintained thereafter by the concerned State Forest Department at the cost of the User Agency and atleast 1000 plants per hectare shall be planted over identified degraded forest land within three years of grant of final approval. If it not possible to plant so many saplings in the area identified for CA, the balance saplings will be planted in any other forests as per prescriptions of approved working plan with provision for the years on subsequent maintenance.	Railways have already deposited the required amount towards Compensatory Afforestation as assessed by Dy. Conservator of Forests, Ponda and Dy. Conservator of Forests/Wildlife & Eco-tourism (N) valuing a total of Rs. 26,44,80,000/-	Para A in condition No.2, stated that the Raising and maintaining the Compensatory Afforestation over double the extent of degraded forest land in Sutagatti, Iddalahonda, Ramadurg, Kakati, Suldhal&Shigeholi villages of Gokak and Kakati Taluks of Belagavi District in lieu of all the three proposals of railway Projects (i.e. 1.9089 ha, 15.6077 ha and 120.875 ha at the current wage rate in consultation with State Forest Department.
3.	At the time of payment of Net Present Value (NPV) at the then prevailing rate the User Agency shall furnish an undertaking to pay the additional amount of NPV,	It is undertaken that the additional amount of NPV, if so, determined in the final decision of the Hon'ble Supreme Court of India shall be paid by Railways. The	The User Agency has submitted the undertaking for the payment of additional NPV, if any becoming due after revision of the same by



	if so determined as per the final decision of the Hon'ble Supreme Court of India.	27/12 undertaking is annexed herewith.	Hon'ble Supreme Court of India in future. The user agency has agreed to deposit 3% of the project cost to Forest department of Goa for utilization of this money towards eco-restoration, prey augmentation, reducing public dependence on forests and promoting traditional livelihood in and around the protected areas. This is under process. (at page 172/C & page 163/C respectively).
4.	All statutory clearances including Environment Clearance, if applicable shall be obtained before commencing the work in forest area.	It is agreed that all statutory clearances if applicable shall be obtained before commencing the work in forest area.	User Agency has noted and agreed.
5.	Tree felling shall be restricted to the barest minimum possible and under confirmation from the local forest officials.	The condition put forth is agreed to.	User Agency has noted and agreed.
6.	The conditions stipulated by the standing committee of National Board for Wildlife and Chief Wildlife Warden shall be strictly complied with.	The condition put forth is agreed to.	User Agency has noted and agreed.
7.	The mitigation measures as proposed by CES, IISc in Caranzol to Kulem stretch of the railway track must be implemented for safe passage of animals.	The condition put forth is agreed to.	User Agency has noted and agreed.
8.	Suitable soil moisture conservation works needs to be taken up on other side of the track, wherever vulnerable.	The condition put forth is agreed to.	User Agency has noted and agreed.
9.	To address the apprehensions of the people as well as to prevent spillage of ore, coal, etc. all the rakes of the freight trains shall have a spill proof / sealed cover, which is presently absent.	It is agreed that all rakes of freight trains carrying coal shall be provided with sealed cover.	User Agency has noted and agreed.
10.	The Management plan of the National park and wildlife sanctuary, which is under preparation, shall include the implementation and monitoring of the mitigation measures suggested by CES, IISc / Wildlife Institute of India	To be compiled by the State Government.	User Agency has noted and agreed.

	and CWLW based on which approval of NBWL has been accorded.		
11.	Further, provision for long term monitoring of the impact of the project, the effectiveness of the mitigation measures undertaken and analysis of course corrections required if any should be part of the management plan to ensure long term well-being of the forests and wildlife.	To be compiled by the State Government.	User Agency has noted and agreed.
12.	The Railway Authorities shall issue standing instructions to its staff and officers concerned to closely co-ordinate and cooperate with the local State forest department officials during and after the project implementation.	The condition put forth is agreed to.	User Agency has noted and agreed.
13.	The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.	The condition put forth is agreed to.	User Agency has noted and agreed.
14.	No labour camp shall be established on the forest land.	The condition put forth is agreed to.	User Agency has noted and agreed.
15.	Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Department Corporation or any other legal source of alternate fuel.	The condition put forth is agreed to.	User Agency has noted and agreed.
16.	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 forest land proposed to be diverted shall not be transferred to any other agency, department or person under any circumstances without prior approval of Central Govt.	User Agency has noted and agreed.
17.	No damage to the flora and fauna of the adjoining area shall be caused.	The condition put forth is agreed to.	User Agency has noted and agreed.
18.	The layout plan of the proposal shall not be changed without the prior approval of the Central Government.	The condition put forth is agreed to.	User Agency has noted and agreed.
19.	The concerned Divisional Forest Officer, will monitor and take necessary mitigative measures to	The condition put forth is agreed to.	User Agency has noted and agreed.

	ensure that there is no adverse impact on the forests in the surrounding area.		
20.	The User Agency shall submit the annual self-compliance report in respect of the above stated condition to the State Government and Integrated Regional Office, Bangalore by the end of March every year.	The condition put forth is agreed to.	User Agency has noted and agreed.
21.	The user Agency shall comply with 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 condition put forth is agreed to.	User Agency has noted and agreed.

**Comments of Dy. Conservator of Forests, (North), Ponda Goa**

Sr. No.	Condition Stipulated	Compliance reported by the User Agency	Remarks of Deputy Conservator of Forest (North)
1	The user agency Shall transfer online, the Net present Value (NPV) of the forest land being diverted under this proposal as per the orders of the Hon'ble Supreme Court of India dated 28.3. 2008 24.04. 2008 & 09.05.2008 in IA No. 566 with related IA's in Writ Petition (Civil) No. 202/1995 and the guidelines issued by the Ministry vide in letter No.,5=3/2007-FC dated 05.02.2009 The requisite funds shall be transferred through online portal into m CAMPA account of the State Concerned.	The NPV OF Forest land including Compensatory afforestation as communicated vide demand notice No. 5/FCA-155/DCFN/TECH/2019-20/1279/ dated 17/03.2021 issued by DCF/Ponda user Agency i.e General manger ( Project) Rail Vikas Nigam Limited Goa Project has accordingly made a payment of 2,36,01,534/- has been transferrd into CAMPA account No.150675922041257 of Govt. of Goa through online portal and the receipt for the same has been mailed to helpdeskampa@ corpbank .co.in.	The user agency has paid total amount of Net present value of diverted forest land of 7.018ha. under this proposal Rs. Rs. 73, 19, 774 and for Compensatory afforestation Rs.1,62,81, 760/- in totality Rs. 2,36,01,534/- to CAMPA through online portal (at page 162/C).



2	The user agency shall transfer the cost of raising and maintaining Compensatory afforestation over double the extent of degraded forest land Sutagatti, Iddalahonda Ramdurg, Kakati, suldhal & Shigeholi villages of Gokak and Kakti Taluka of Begalvi District in lieu of the three proposals of railway project( i.e. 1.9089ha, 15.6077ha, and 120.875 Ha) at current wage rate consultation with the State Forest Department in thw account of CAMPA OF THE CONCERNED State through online portal. The scheme shall include demarcation of CA area using appropriate fencing for better survival with provision for watering and SMC woks and appropriate provision fro anticipated cost increase for works scheduled for subsequent years of ten times number of trees to be felled shall be realized from User agency	Same as above	Complied same as above.
3	The user agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of State Forest Department and cost of felling of trees shall be deposited by the user agency with the State Forest Department.	The condition put forth is agreed to	Noted for compliance.
4	All the funds received from the User agency under the project be transferred / deposited in CAMPA account only on e-portal( <a href="http://parivesh.nic.in/">http://parivesh.nic.in/</a> ).Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance	The condition put forth is agreed to	Noted for compliance.
5	The compliance report shall be uploaded on e-portal ( <a href="http://parivesh.nic.in/">http://parivesh.nic.in/</a> ).	The condition put forth is agreed to	Noted for compliance.
6	The boundary of the diverted forest land shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars each	The boundary of forest land on ground has been demarcated by erecting four feet high reinforced cement concrete pillars, each inscribe bed with its serial number forward and	The boundary of forest land on ground has been demarcated by User agency by erecting four feet high reinforced cement concrete pillars,

	inscribed with its serial number, distance from pillar to pillar and GPS coordinates	back bearing distance from pillar to pillar and GPS coordinates	each inscribed bed with its serial number forward and back bearing distance from pillar to pillar and GPS coordinates (at page 174/C).
7	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 issued by this Ministry's No.,5-2/2017-FC dated 28.03.2019 .	The condition put forth is agreed to	Noted for compliance.
	<b><u>PART (B)</u></b>		
1	The legal status of the diverted private forest land shall remain unchanged	The legal Status of forest land will be unchanged and continue as a forest land even after the diversion	Noted
2	Compensatory Afforestation Shall be raised over double the extent of degraded forest land within three years from the date of Stage –II clearance and maintained thereafter by the concerned Stat a Forest Department t at the cost of the User agency and at least 1000plants per hectare shall be planted over identified degraded forest land with in three years of grant of final approval . if it is not possible to plant so many saplings in the area identified for Cam, the balance saplings will be planted in any other forest as per prescriptions of approved working plan with provision for ten years on subsequent maintenance.	Railway has have already deposited the required amount towards Compensatory afforestation as assessed by the Dy. Conservator of Forests / Wildlife & Eco-tourism(N) valuing total Rs. 147,56,10,044/-	The user agency has already deposited amount towards Compensatory afforestation valuing Rs. 1,62,81,760/- (at page 162/C).
3	At the time of the payment of Net Present value (NPV) at the then prevailing rate the User agency shall furnish and undertaking in pay the additional amount of NPV , if so determined as per the final decision of the Hon'ble Supreme Court of India	It is Undertaken that additional amount NPV , if so determined in the final decision of the Hon'ble Supreme Court of India shall be paid by railway	User agency has has submitted undertaking for additional NPV Copy enclosed. (at page 172/C).
4	All statutory clearance including Environmental clearance , if applicable shall be obtained before Commencing the work in	It is agreed that all Statutory clearance is if applicable shall be obtained before commencing the work in forest	Noted for compliance




	forest area.	area	
5.	The tree felling shall be restricted to the barest minimum possible and under conformation form the local forest officials.	The condition put forth is agreed	Noted for Compliance
6	The conditions stipulated by the standing Committee of national Board for Wildlife and Chief Wildlife Warden shall be strictly complied with	The condition put forth is agreed	Noted for compliance
7	The mitigation measures as proposed by CES,IISC in Caranzol to Kulem stretch of railway track must be implemented for safe passage of animals.	The condition put forth is agreed	Noted for compliance
8	Suitable soil moisture conservation works needs to be taken up on either side of the track wherever vulnerable	The condition put forth is agreed	Noted for Compliance
9	To addresses the apprehensions of the people as well as to prevent spillage of ore, cola etc; all the rakes of the freight trains shall have a spill proof/ sealed cover which is presently absent.	It is agreed that all rakes of the freight trains carrying coal shall be provided with sealed Cover	Noted for Compliance
10	The management plan of National Park and Wildlife sanctuary which is under preparation, shall include the implementation and monitoring of the mitigation measures suggested by the CES,IISC / Wildlife Institute of India and CWLW based on which approval of NBWL has been accorded.	To be complied by the State Government	Noted for Compliance
11	Further, provision for long term monitoring of the impact of the project , the effectiveness of the mitigation measues undertaken and analysis of course –corrections required if any should be part of their management plan to ensure long time well being of the efforts & Wildlife.	To be complied by the State Government	Noted for Compliance
12	The railway authorities shall issue standing instructions to it staff and officers concerned to closely co-iodinate and co-operate with the local Sate Forest	The condition put forth is agreed	Noted for Compliance


	Department officials during And after the project implementation.		
13	The period of the diversion under this approvals shall be co-terminus with the period of lease to be granted in favore of the user agency o the project life whichever is less	The condition put forth is agreed	Noted for Compliance
14	No labour camp shall be established on the forest land.	The condition put forth is agreed	Noted for Compliance
15.	Sufficient firewood, preferably the alternate fuel, shall be provided by the user agency to the labor after purchasing the same from the state Forest Department of the Forest Development Corporation or any other legal sources of alternate fuel.	The condition put forth is agreed	Noted for Compliance
16	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 forest land proposed to be diverted will not be transferred to any other agency dept. or person without prior approval of Central Government	Noted for Compliance
17	No damage to the flora and fauna of the adjoining area shall be caused	The condition put forth is agreed	Noted for Compliance
18	The layout plan of the proposal shall not be changed without prior approval of Central Government.	The condition put forth is agreed	Noted for Compliance
19.	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 condition put forth is agreed	Noted for Compliance
20	The user agency shall submit the annual compliance report in respect of the above stated conditions to the State Government and integrated Regional Office, Bangalore by end of Mach every year	The condition put forth is agreed	Noted for Compliance

21	The user agency shall Comply with 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 the project	The condition put forth is agreed	Noted for Compliance
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2. The user agency has also submitted the certificate regarding Forest Right Act, 2006 (at pg. 21/C).
3. The user agency has given an "Undertaking" & agreed to deposit 3% of the project cost to Forest department of Goa for utilization of this money towards eco-restoration, prey augmentation, reducing public dependence on forests and promoting traditional livelihood in and around the protected areas (at page 163/C).
- 4 In view of above the compliance report of Stage-I approval dated 04/02/2021 is submitted herewith to the State Government for approval and forwarding to the Regional office, MoEF&CC, Bangalore for granting the final approval (Stage-II) please.


  
29/10/2021  
Shrikrishna R. Gad  
L.D.C

  
29/10/21  
Albertina. Noronha  
H.C

  
29/10  
(Aniket P. Gaonkar)  
Dy. Conservator of Forests  
Monitoring & Evaluation

F. No. 6-853-2021-22-FD/  
Dated: 29/10/2021.  
Kartika 07, Saka 1943.

Conservator of Forests (Conservation.)

  
CCF (Admn)  
APICF & CCF  
Reference preceding note 24/W onwards.  
Proposal para [4] above is for kind consideration  
Please.  
29/10  
21/11/21  
Imprnl above is related to diversion  
of 120.875 ha of forest land from cattle



form prepare

35/N

PC.C.F. V.M. No. 4216  
dt. 02-11-2021

Roek to Kulem Railway doubling Track.

Stage I approval has already been granted by Govt. of India.

User Agency has submitted compliance for various conditions raised in stage I approval.

Proposal is put up for approval of Govt. for sending to IRO Bangalore for grant of stage II approval.

Prasad  
02/11/21

Pol. Secretary (Forests)

FOR  
Secretary (Forest)  
Inward No. 4378/F  
Date: 2/11/21

Ranathur  
17/11/21

Health Minister

Banani  
(2/11/21)

Pr. Sec (Forest)

Ranathur  
17/11/21

PCCF

18/11

CCF/SI

hs  
(18.11)

Dy (up PE)

May send it to IRO, Bengaluru

@  
22/11

HLK

Secretary (Forest)  
Inward No. 4832  
Date: 15/11/2021

Office of the P.C.C.F.  
Inward No. 10/94  
Book No. 7/2  
Date: 18.11.2021

Office of  
Inward No. 7508/K  
Date: 12/11/2021