

FORM - I
(for Linear projects)
Government of West Bengal
Office of the District Collector, Darjeeling

No 001/NOC/FRA/DARJ/2019-20.

Dated: 20th Jan 2020.

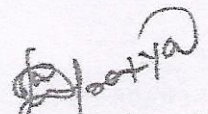
To WHOMSOEVER IT MAY CONCERN

In compliance of the Ministry of Environment and Forests (MoEF), Government of India's letter No. H-9/98-FC (pt) dated 3rd August 2009 wherein the MoEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of rights under the Scheduled Tribes and other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 ('FRA', for short) on the forest land proposed to be diverted for non-forest purposes read with MoEF's letter dated 5th February, 2013 wherein MoEF issued certain relaxation in respect of linear projects, it is certified that (i) **8.8489 hectares in Mahananda wildlife** (ii) **12.3436 hectares in Kurseong Forest Division,**(iii) **18.604 hectares in Darjeeling Forest Division i.e. Total 39.7965 Ha** of forest land proposed to be diverted in favour of **Northeast Frontier Railway, New Jalpaiguri** for Construction of New Broad Gauge Railway Line from Sivok in West Bengal to Rangpo in Sikkim in Darjeeling district falls within jurisdiction of Lower Kandung, Upper Kandung and Karmath Forest Villages in Kurseong and Deorali village in Darjeeling 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 entire 39.7965 hectares of forest area 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 Annexure A to B 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 have given their consent to it.
- (c) the proposal does not involve recognized rights of Primitive Tribal Groups and Pre-agricultural communities.

Encl: As above


Ms. Deepap Priya P, IAS
District Magistrate and Collector
District -Darjeeling (WB)

GOVERNMENT OF WEST BENGAL
OFFICE OF THE DISTRICT MAGISTRATE, KALIMPONG
KALIMPONG.



No. 001/NOC/FRA/KPG/2019-20

Dated: 28th Jan., 2020

Ref.: 1. Ministry of Environment and Forests (MoEF), Government of India's letter No. H-9/98- FC (pt) dated 3rd August 2009.
2. Ministry of Environment and Forests (MoEF) letter bearing F. No. 11-9/98-FC(pt) dated 5th February, 2013
3. Minutes of the Meeting held on 11.9.2019 under the chairmanship of CEO, NITI Aayog (NE States Division).

TO WHOMSOEVER IT MAY CONCERN

Subject : NOC for Linear Project – Sivok-Rangpo Rail Link.

In compliance of the Ministry of Environment and Forests (MoEF), Government of India's letter No. H-9/98- FC (pt) dated 3rd August 2009 wherein the MoEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 ('FRA' for short) on the forest land proposed to be diverted for non-forest purposes read with MoEF's letter dated 5th February, 2013 wherein MoEF issued certain relaxation in respect of linear projects, read with minutes of the Meeting held on 11.9.2019 under the chairmanship of CEO, NITI Aayog (NE States Division) vide F. No. M-13052/10/2019-S-S-NE dated 18.09.2019, it is certified that 46.82 hectares in Kalimpong Forest Division for construction of New Broad Gauge Railway Line from Sivok in West Bengal to Rangpo in Sikkim falls within jurisdiction of Kalimpong district. And

Whereas, the Sivok-Rangpo Railway Broad Gauge Line is a linear project ;

Whereas, the Gram Sabha of Melli Forest Village which is being directly affected by the railway project has resolved on 20/01/2020 that the forest dwellers have no objection against any development work including that of Railway project, the copy of which is enclosed ;

Whereas, the 11 Forest Villages namely ; (1). Bhalukhop (2). Kirney (3). Mangwa Gelkhola (4). Mangwa Baluwakhani (5) Mangwa Teen Block (6) Tarkhola (7) Mangchu 10th Mile (8). Mangchu 11th Mile (9). Mangchu 12th Mile (10). Rangpo (11) Mamkhola through which the railway line passes does not infringe the rights as conferred under Sec. 3 (I) of the Forest Rights Act, 2006;

Whereas, the proposal does not involve the recognised rights of primitive tribal groups and pre- agricultural communities; and

Whereas, the proposed project will cater to the requirement of larger interest of the public.

No objection certificate is hereby issued in favour of North East Frontier railway, New Jalpaigui for the construction of Broad Gauge Railway Line from Sivok in West Bengal to Rangpo.

Enclosed: As Stated.

R. Vimala
28/01/2020

Smt R. Vimala, IAS
District Magistrate
Kalimpong.