

Government of Manipur
Office of the Principal Chief Conservator of Forests & HoFF
Sanjenthong, Imphal.

No.7/282/2021/Forests/558
To

Imphal, the 18th October, 2024

The Special Chief Secretary (For &Envt.)
Government of Manipur

Sub:- Proposal for diversion of 24.001 ha of forest land for "Improvement & Up-gradation of existing road to 4 lane with paved shoulders of Imphal- Kohima section of NH-39 (New NH 02) from Kuraopokpi (km 287.000) to Nilakuthi (Km 308.460)" in the State of Manipur on EPC mode by NHIDCL. **Submission of Compliance Report -reg.**

Sir,

With reference to the subject cited above, I am to say that the Central Government vide letter No.3-MN C 010/2021-SHI/455-456 dated 31/05/2021 conveyed the 'In-Principle Approval (IPA)' for the above proposal under Section-2 of Forest (Conservation) Act, 1980 with stipulated conditions. The User Agency and Divisional Forest Officers/Central & Kangpokpi Forest Division have complied with the said conditions and the Compliance Report is given below.

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

Para No.	Stipulated Conditions	Details 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 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 as per the guidelines issued by the Ministry vide letters No 5-3 2007-FC dated 02.2009. The requisite funds shall be transferred through online portal into CAMPA account of the State concerned;	Complied. User Agency deposited a sum of Rs. 2,29,45,400/- (Rupees Two Crore Twenty-Nine Lakh Forty-Five Thousand Four Hundred) only as cost of NPV to CAMPA account dt. 31.07.2021. Payment details enclosed as Annexure- A
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	Complied. User Agency deposited a sum of Rs. 67,88,000/- (Rupees Sixty-Seven Lakh Eighty-Eight Thousand) only as cost of Compensatory Afforestation to CAMPA account dt. 31.07.2021. Payment details enclosed as Annexure- A
3.	The user agency shall transfer the cost of raising Avenue plantation on the road side with the State Forest Department;	Complied. (i) In respect of Central Forest Division: User Agency had earlier deposited Rs. 64,27,630/- on 21.09.2021 and Rs. 4,35,684/- on 31.11.2021 to DFO/Central since it was clearly mentioned in the IPA that <u>the user agency shall transfer the cost of raising Avenue plantation on the road side with the State Forest Department.</u> Later, it was informed by RO Shillong that the fund for Avenue plantation has to be deposited to CAMPA account only through e-portal. (ii) Therefore, in respect of Kangpokpi Forest Division, UA deposited Rs. 91,69,550/- for Avenue plantation to CAMPA account on 06.09.2024.

		Payment details enclosed as Annexure-B
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;	Complied.
5.	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the District Collector;	FRA Certificate Enclosed by UA as Annexure-C
6.	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 I of the Handbook of comprehensive guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2 2017-Fe dated 28.03.2019;	Noted and Undertaking enclosed by UA as Annexure-D
7.	The cost of felling of trees shall be deposited by the User Agency with the State Forest Department;	Complied. User Agency deposited fund for cost of felling to the concerned DFOs dated 04.09.2024 as follows. i) DFO/Central - Rs. 1,08,800/- ii) DFO/Kangpokpi - Rs. 1,10,16,000/- Payments details enclosed as Annexure-B
8.	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 the pillar to pillar and GPS co-ordinates;	Complied. User Agency deposited fund for cost of boundary demarcation to the concerned DFOs as follows. i) DFO/Central - Rs. 2,42,940/- dt. 30.11.2021 (work completed) ii) DFO/Kangpokpi - Rs. 9,51,400/- dt. 04.09.2024 (work is in progress) Payments details enclosed as Annexure-B
9.	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in);	Shall be uploaded

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	Details of Compliance
1.	Legal status of the diverted forest land shall remain unchanged;	Undertaking enclosed by UA as Annexure-G
2.	Compensatory Afforestation shall be raised over double degraded forest area i.e. 42 ha in Compartment No. 12 of Kangpokpi Range, Kangpokpi Forest Division in Kangpokpi District and 6.8 ha in Compartment No. 6 of Sadar West Range, Central Forest Division in Imphal West District;	Shall be taken up by concerned DFOs once fund is released to State Forest Department
3.	At the time of payment of the Net Present Value (NPV) at the then prevailing rate, the User Agency shall furnish an undertaking to pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India;	Undertaking enclosed by UA as Annexure-I

	The User Agency shall obtain the Environment Clearance as per the provisions of Environment (Protection) Act, 1986, if required;	Not required as reported by UA
5.	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;	Undertaking enclosed by UA as Annexure-J
6.	No damage to the flora and fauna of the adjoining area shall be caused;	Undertaking enclosed by UA as Annexure-K
7.	The layout plan of tik proposal shall not be changed without the prior approval of the Central Government;	Undertaking enclosed by UA as Annexure-L
8.	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	Shall be complied by concerned DFOs.
9.	The User Agency shall submit 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:	Undertaking enclosed by UA as Annexure-M
10.	The user agency' shall comply all the provisions OT 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;	Undertaking enclosed by UA as Annexure-N
11.	All other clearance /NOCs under different applicable rules/regulations /local laws and under Forest Dwellers (Recognition of Forest Rights)Act. 2()()6 as required vide MoEF, New Delhi guideline No. 1 1-9/1998-FC(pt) dated 03.08.2009 shall be complied with;	Undertaking enclosed by UA as Annexure-C
12.	As per Ministry's letter No I dt if the compliance of stipulated conditions is awaited from the State 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.	Noted

Based on the fulfilment of conditions stipulated in the in the 'In-Principal Approval' dated 31st May, 2021 the MoEF & CC may be requested to accord 'STAGE-II Approval' of the above proposal under Forest (Conservation) Act, 1980.

Enclosed:

1. IPA Letter No.3-MN C 010/2021-SHI/455-456 dated 31/05/2021
2. Compliance report submitted by the DFO/Kangpokpi and Central Forest Division.
3. Compliance report submitted by the User Agency, General Manager (P) NHIDCL, PMU-Senapati.

Yours faithfully,


(Anurag Bajpai)

Principal Chief Conservator of Forests & HoFF
Government of Manipur

Copy to:

1. The Dy. Inspector General of Forests (Central), RO, Shillong, MoEF & CC, Govt. of India.
2. The Conservator of Forests/Northern & Central Circle, Government of Manipur.
3. The Divisional Forest Officer/Kangpokpi & Central Forest Division, Government of Manipur.
4. The DGM(LA), NHIDCL, RO-Imphal.

Receipt No. ... 388 ...

Date 25-09-2024

Government of Manipur
Office of the Divisional Forest Officer: Central Forest Division
Mantripukhri: Imphal East

Imphal the 23rd September, 2024

To

The Nodal Officer, FCA
Government of Manipur

Subject: Proposal for diversion of 24.001 Ha of forest land for "Improvement & Up-gradation of existing Road to 4 lane with paved shoulders of Imphal-Kohima section of NH-39 (New NH-02) from Kuraopokpi (Km 287.000) to Nilakuthi (Km 308.460)" in the state of Manipur on EPC mode by NHIDCL. Submission of Compliance Report-reg

Madam,

In inviting a kind reference to your office letter No7/282/2021/Forests/505 dated 19.09.2024 on the above cited subject, I have the honour to submit herewith the compliance report to the stipulated conditions mentioned in the IPA dated 31.03.2021, of the Ministry of Environment, Forest & Climate Change, North Eastern Regional Office, Shillong for diversion of 24.001 Ha of forest land for "Improvement & Up-gradation of existing Road to 4 lane with paved shoulders of Imphal-Kohima section of NH-39 (New NH-02) from Kuraopokpi (Km 287.000) to Nilakuthi (Km 308.460)" in the state of Manipur on EPC mode by NHIDCL under Section-2 of FCA (1980).

1. General Conditions

Para No.	Stipulated Conditions	Mode of compliance/Remarks
A	Condition which need to be complied prior to handing over of forest land by the State Forest Department	
1	The User Agency shall transfer, the Net Present Value (NPV) of the forest land being diverted under this proposal, as per the order 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 as per the guidelines issued by the ministry vide letter No 5-3/2007-FC dated 05/02/2009. The requisite fund shall be transfer through online portal into CAMPA account of the state concerned.	Complied. Fund deposited to CAMPA account by User Agency.
2	The user Agency shall transfer the cost of raising and maintaining the compensatory afforestation at the current wages 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 work schedule for subsequent years.	Complied. Fund deposited to CAMPA account by User Agency.
3	The User Agency shall transfer the cost of raising avenue plantation of the Road side with the State Forest Department.	Complied. Fund deposited to DFO, Central account by User Agency.

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28/09/2024
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4	All the above funds received from the user agency under the project shall be transferred/deposited CAMPA account only through e-portal (http://parivesh.nic.in). Amount deposited through other made will not be accepted as compliance of the Stage-I clearance.	Complied. Fund deposited to CAMPA account by User Agency.
5	The complete compliance of the FRA, 2006 shall be ensured by way of prescribe certificate from the District Collector.	Complied. FRA compliance certificate submitted.
6	Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribe 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.	Complied. Undertaking submitted by User Agency.
7	The cost of felling of trees shall be deposited by the User Agency with the state Forest Department.	Complied. Fund deposited to DFO, Central account by User Agency
8	The boundary of the diverted forest land shall be demarcated on the ground at the project cost; by erecting four feet high each inscribe with serial number, distance from pillar to pillar and GPS co-ordinates	The boundary of the diverted forest land was demarcated and boundary pillars erected by the RFO, Sadar West, Photograph enclosed.
9	The compliance report shall be uploaded on e-portal (https://Parivesh.nic.in);	Complied.
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:	
1	Legal status of the diverted forest land shall remain unchanged	Complied. Undertaking enclosed by UA.
2	Compensatory Afforestation shall be raised over double degraded forest area i.e. 42 ha in Compartment No.12 of Kangpokpi Range, Kangpokpi Forest Division in Kangpokpi District and 6.8 ha in Compartment No. 6 of Sadar West Range, Central Forest Division in Imphal West District;	Complied. Fund deposited by User Agency.
3	At the time of payment of the Net Present Value (NPV) at the then prevailing rate, the User Agency shall furnish an undertaking to pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India;	Complied. Undertaking submitted by User Agency.
4	The User Agency shall obtain the Environment Clearance as per the provisions of Environment (Protection) Act, 1986, if required;	N.A.
5	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	Complied. Undertaking submitted by User Agency.
6	No damage to the flora and fauna of the adjoining area shall be caused	Complied. Undertaking submitted by User Agency.
7	The layout plan of the proposal shall not be changed without the prior approval of the Central Government	Complied. Undertaking submitted by User Agency.
8	The concerned Divisional Forest Officer, will monitor and take necessary mitigative	Shall be complied.

	measures to ensure that there is no adverse impact on the forests in the surrounding area.	
9	The User Agency shall submit 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.	Complied. Undertaking submitted by User Agency.
10	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;	Complied. Undertaking submitted by User Agency.
11	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 guidance No.11-9/1998-FC(Pt) dated 03.08.2009 shall be complied with	Complied. Undertaking submitted by User Agency.
12	As per Ministry's letter No. 11-30/96-FC(pt) dt. 14.09.2001, if the compliance stipulated conditions is awaited from the State Govt. for more than 5 (five) years, the in-principal approval would summarily be revoked considering that the User Agency is no longer interested in the project.	Complied. Undertaking submitted by User Agency.

Based on the fulfilment of conditions stipulated in the 'In-Principle Approval' dated 31.05.2021, the MoEF & CC may be requested to accord 'STAGE-II Approval' of the above proposal under Forest (Conservation) Act, 1980.

Yours faithfully,
Digitally signed by
Ganesh Nagarajan
(N. Ganesh, IFS)
Date: 25-09-2024 12:06:25
Divisional Forest Officer, Central Forest Division
Government of Manipur

Copy to:

1. The Conservator of Forests, Central Circle, Manipur
2. Guard file

(N. Ganesh, IFS)
Divisional Forest Officer, Central Forest Division
Government of Manipur



Government of Manipur
Office of Divisional Forest Officer, Kangpokpi Forest Division
Forest Department: Kangpokpi

TEC-FD-32/9/2022-e-FOR-part 3

Kangpokpi, the 25th September, 2024

To,

✓ The Addl. Principal Chief Conservator of Forests
Climate Change & FCA.
Government of Manipur

Subject: Proposal for diversion of 24.001 ha of forest land for "Improvement & Up-gradation of existing road to 4 lane with paved shoulders of Imphal-Kohima section of NK-39 (New NH 02) from Kuraopokpi (km 287.000) to Nilakuthi (Km 308.460)" in the State of Manipur on EPC mode by NHIDCL. **Submission of Compliance Report -reg.**

Ref: Letter no. NHIDCL PMU-Senapati/FC/Imphal-Kohima/2024-25/3619 dt. 12.09.2024
(Compliance Report from U.A)

Sir,

In inviting a reference to your letter no. 7/282/2021/Forest/505 dated 15th September, 2024 on the above cited subject cited, I have the honour to submit herewith the Compliance Report for diversion of 24.001 ha of forest land for "Improvement & Up-gradation of existing road to 4 lane with paved shoulders of Imphal-Kohima section of NK-39 (New NH 02) from Kuraopokpi (km 287.000) to Nilakuthi (Km 308.460)" in the State of Manipur on EPC mode by NHIDCL in respect of Kangpokpi Forest Division.

Submitted for kind information and necessary action.

Enclosed:

1. Annexure-I & II

Yours faithfully,

Amandeep
25/09/24

(Amandeep, IFS)
Divisional Forest Officer,
Kangpokpi Forest Division
Government of Manipur
Divisional Forest Officer
Kangpokpi Forest Division
Government of Manipur.

Copy to:

1. The Conservator of Forests, Northern Circle, Government of Manipur
2. Guard File

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26/09/2024

Sl. No	CONDITIONS	REMARKS
1	The user agency shall transfer, the Net present Value (NVP) 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. 2021995 and as per the guidelines issued by the Ministry vide letters 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.	Complied. Amount has been transferred to CAMPA account
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:	Complied. Amount has been transferred to CAMPA account
3	The user agency shall transfer the cost of raising Avenue plantation on the road side with the State Forest Department.	Complied. Amount has been transferred to CAMPA account.
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:	Complied. Amount has been Transferred.
5	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the District Collector.	Certificate by Deputy Commissioner submitted.
6	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	Undertaking submitted by user agency.
7	The cost of felling of trees shall be deposited by the user Agency with the State Forest Department.	Fund deposited on 04/09/2024. Work in Progress
8	The boundary of the diverted forest land shall be demarcated on ground at the project cost, by erected four feet high reinforced cement concrete pillars, each inscribed with its serial number, distance from the pillar to pillar and GPS coordinates:	Fund deposited on 04/09/2024. Work in Progress
9	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/)	Complied.

Anandarp
 Divisional Forest Officer
 Kangpokpi Forest Division
 Government of Manipur.

Sl. No	CONDITIONS	REMARKS
1	Legal status of the diverted forest land shall remain unchanged:	Undertaking submitted by user agency.
2	Compensatory Afforestation shall be raised over double degraded forest area i.e. 42 ha compartment no. 12 of Kangpokpi Forest Division in Kangpokpi District and 6.8 ha in compartment no 6 of Sadar West Range, Central Forest Division in Imphal West District.	Undertaking submitted by user Agency.
3	At the time of payment of the Net Present Value (NPV) at the then prevailing rate, the User Agency shall furnish an undertaking to pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India.	Undertaking submitted by user Agency.
4	The User Agency shall obtain the Environment Clearance as per the provisions of Environment (Protection) Act, 1986, if required.	Not applicable.
5	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.	Undertaking submitted by user agency.
6	No damage to the flora and fauna of the adjoining area shall be caused:	Undertaking submitted by user agency.
7	The layout plan of the proposal shall not be changed without the prior approval of the Central Government:	Undertaking submitted by user agency.
8	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:	In this regard, regular monitoring is done by the staff of the Kangpokpi Forest Division
9	The user Agency shall submit 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:	Undertaking submitted by user agency.
10	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:	Undertaking submitted by user agency.
11	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:	Undertaking submitted by user agency.
12	As per Ministry's letter No.11-30/96-FC (Pt) dt 14.09.2001, 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:	Undertaking submitted by user agency.

Anandesh
 Divisional Forest Officer
 Kangpokpi Forest Division
 Government of Manipur.