

GOVERNMENT OF SIKKIM

FORESTS AND ENVIRONMENT DEPARTMENT OREST SECRETARIAT, DEORALI, GANGTOK-737 102

Email: fca.sikkim@gmail.com

Ref. No. 1849/FCA/F&ED/.....985.....

Dated: 18./......12025

COMPLIANCE REPORT

To,

The Deputy Director General of Forest, Regional Office, Bhuwaneshwar Ministry of Env. Forests & Climate Change, Government of India, IB-198, Sector-III, Salt Lake City, Sub-Office Kolkata –700106.

Sub: Proposal for diversion of 2.00 Ha of Forest Land for Garbage Management Plan, Ringding, North Sikkim by Urban Development Department, Govt. of Sikkim - Compliance report reg.

Ref. Letter No. SK/UDHD-70/2021/FC/314 dated 29.11.2021.

User Agency: Urban Development Department.

Sir,

Pursuant to the Stage I (In Principle) approval accorded for the aforesaid project proposal, the User Agency has complied to all conditions by transferring fund of Compensatory levies and furnished the requisite documents, which are as follows: -

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N o.	The Conditions of the content of the	Compliance
A.	Conditions which need to be complied prior to handing over of forest Department.	
1	The compensatory afforestation on the CA land (4 ha) at the prevailing wage rate as per compensatory Afforestation scheme (including the cost of survey, demarcation and erection of permanent pillars etc as required for securing the land against encroachment) shall be deposited in advance with Forest Department by the project Authority. The CA will be maintained for 10 years.	The user agency has complied and deposited Rs. 15,32,397.00 through NEFT/RTGS Challan. UTR No. YESB30601122290 Dated:02.03.2023
2	The User Agency shall transfer online Net Present Value (NPV) for the 2.00 ha forest area to be diverted under this proposal, as per the orders of Hon'ble Supreme Court of India dated 30.10.2002, 01.08.2003, 28.03.2008, 24.04.2008 & 09.05.2008 in IA NO. 566 in WP (C) No. 202/1995 and as per the guideline issued by this Ministry of Environment & Forest vide its letter No. 5-1/1998-FC (Pt.II) dated 18.09.2003, as well as letter No. 5-2/2006-FC dated 03.10.2006 and 5-3/2007-FC dated 05.02.2009 in this regard.	The user agency has complied and deposited Rs. 13,98,000.00 through NEFT/RTGS Challan. UTR No. YESB30601122290 Dated:02.03.2023 Revised NPV Rs.7,40,940.00 Dated:24.12.2024 through NEFT/RTGS Challan. UTR NO. YESBR52024122454255 16.
	expenditure like felling, logging and transportation of project affected trees should be deposited at the rates approved by the State Gow with the DFO concerned for utilization immediately following the diversion of the forest land. (Demand Note-II enclosed).	The user agency has complied and deposited Rs. 1,47,300.00 in SISCO, Bank. Vide cheque no.766773

IMI Transition		ORIEL SPURIT TORK LINE ORDER OF THE PROPERTY O	The user agency has Total of 1. Rs. 29,30,397.00 deposited through NEFT/RTGS Challan. UTR NO. YESSB30601122290
	4	All the funds received from the user agency under the project shall be transferred/deposited in CAMPA account only through e-portal (https://parivesh.nic.in).	Dated:02.03.2023 2.Revised NPV Rs.7,40,940.00 Dated:24.12.2024 through NEFT/RTGS Challan. UTR NO. YESBR520241224542553 16.
	5	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.	Enclosed at (Annexure-I)
	6	The user agency shall submit the complete geo-referenced map (including kml) of the forest land proposed for diversion prior to issuance of Stage-II approval.	The user agency has submitted undertaking (Annexure-II).
	1	Violation of any these conditions will amount to violation of Forest	North Station
	7	(Conservation) Act, 1980 and the 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 the Ministry letter No. 5-2/2017-FC dated 28.03.2019	The user agency has submitted undertaking (Annexure-III).
	8	The compliance report of the Stage-I approval and tree enumeration shall be uploaded on e-portal (https://parivesh.nic.in).	Complied
	B.	Conditions which need to be strictly complied on field after handing user agency by the State Forest Department but the compliance in be submitted to Stage-II approval.	form of undertaking shall
	1	Legal status of the forest land shall remain unchanged.	Enclosed at (Annexure- IV).
	2	Compensatory Afforestation shall be taken up by the Department over 4 ha. degraded forest land (Location –Ringdang Khasmal under Mangan Territorial Range, North Sikkim) at the cost of the user agency. As far as possible, a mixture of local native species shall be planted and monoculture of any species, especially non-native species should be avoided.	The user agency has submitted undertaking (Annexure-V).
	3	Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall also be charged by the Department from the user agency. The user agency shall furnish an undertaking to this effect.	The user agency has submitted undertaking (Annexure-VI).
	4	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 concerned Department and the cost of felling of trees shall be deposited by the user agency.	The user agency has submitted undertaking (Annexure-VII).
	5	The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.	The user agency has submitted amount of Rs.93,510.00(rupees ninety-three thousand five hundred and ten only) vide cheque no. 974767 dated:09.12.2024
	6	The user agency shall raise strip plantation on both sides of the road if any, as per the norms.	The user agency has submitted undertaking (Annexure- IX).
	7	The layout plan of the proposal shall not be changed without prior approval of Central Government.	The user agency has submitted undertaking (Annexure- X).
	8	(a) No labour camp shall be established on the forest land. (b) The user agency shall provide alternate fuels preferably LPG to the labourers and the staff working at the site so as to avoid any	The user agency has

	damage and pressure on the nearby forest areas. (c) No additional or new path will be constructed inside the forest area for any activity related to the project work. (d) The muck debris and materials generated out of the construction, shall not be spilled down on slopes and be disposed of in the	(Annexure- XI-XVII).
	predetermined area only. (e) There shall be no damage to surrounding forests, environment, wildlife & natural resources. (f) All the natural streams and Water Bodies in surrounding area shall be protected. (g) The user agency shall take necessary mitigative measures to prevent soil erosion in the area.	
9	(a) The period of diversion under this approval shall be co-terminus with the period of the project life. (b) The forest land shall not be used for any purpose other than that specified in the proposal. (c) The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Central Government.	The user agency has submitted undertaking (Annexure -XVIII-XX).
1	Any other condition that the Ministry of Environment, Forest & Climate Change may impose from time to time in the interest of conservation, protection and development of forest & wildlife.	The user agency has submitted undertaking (Annexure-XXI).

Therefore, in view of fulfillment of above conditions by the User Agency, the Compliance Report is hereby submitted for kind consideration for according Final Approval under Section 2 (ii) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam,1980.

Yours sincerely,

(Dr. P. Senthil Kumar, IFS), APCCF-cum-Nodal Officer (VSSA),

Copy to for information: -

1. PCCF-cum-Secretary, F&ED, GoS

2. Secretary, UDD

3. CF(T)

4. DFO (Territorial) Mangan & follow up n. a.

5. File

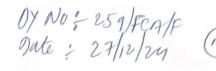
Dr P Senthil Kumar IFS APCCF-cum-Nodal Officer

Annexure-II

Information to be furnished about transmission of funds to CAMPA

1	Name of the User Agency and the Project	Urban Development & Housing Department, Govt. of Sikkim-Garbage Management Plan, Ringding, North Sikkim
2	Location of forest area diverted (State/Distt/Taluk/Village) Pl. also give log/lat details. If available.	Mangan, District of Sikkim.
3	Extent of forest area applied for, for diversion	2.00 ha
4	Extent of forest area approved for diversion	2.00 ha
5	State Govt. reference No. & date under which the proposal was forwarded (pl. attach a copy of the forwarding letter, copy of enclosures not required)	No. 1849/FCA/F&ED/230 dated 6.12.2021
6	No. and date of Stage-I clearance (pl. attach copy)	No. SK/UDHD-70/2021/FC/314 dated 29.11.2021
7	No. and date of Stage-II clearance (pl. attach copy)	
8	Details of compensatory afforestation funds viz:	
	(i) Details of Compensatory Afforestation Fund.	Rs. 15,32,397.00
	(ii) Additional Compensatory Afforestation Fund.	0
	(iii) Penal Compensatory Afforestation Fund.	0
	(iv) Catchment Area Treatment Plan Fund.	0
	(v) Fund for Protected Area.	0
	(vi) Net Present Value.	Rs. 13,98,000.00
	(vii) Any other charges levied	Rs.7,40,940.00
_	(viii) TOTAL OF (i), (vi)& (vii)	Rs. 36,71,337.00
9	Date of collection of funds as in Sl. No. above, with:	02.03.2023
	(i) Authority by whom collected:	Sikkim CAMPA
	(ii) Details of Bank Draft/Cheque (DD/Cheque No. & date or RTGS/NEFT No.) Bank in which drawn, and in whose favour the instrument was drawn.	Corporation Bank, Lodhi Branch, Block No 11, CGO Complex, Phase – I, Lodhi Road New Delhi – 110 003.
	(iii) Date of remittance to Govt. account, indicating Account No., Bank and Branch details.	02.03.2023
10	Details of remittance of funds as in Col. 8 above to CAMPA, indicating:	On 02.03.2023 (UTR No. YESB30601122290) CA - Rs. 15,32,397.00 NPV - Rs. 13,98,000.00 Revised NPV- Rs.7,40,940.00(UTR No. YESBR52024122454255316) Dated:24.12.2024) Total - Rs. 36,71,337.00
	(i) Authority by whom remitted;	APCCF-cum-Nodal Officer (FCA)
	(ii) Bank, Branch to which remitted;	Corporation Bank, Lodhi Branch, Block No. 11, CGO Complex, Phase – I, Lodhi Road New Delhi – 110 003.
	(iii) Mode of remittance (Draft/Pay Order/RTGS) with full particulars, including amount and date of remittance.	NEFT/RTGS CHALLAN for Ad hoc CAMPA on 02.03.2023(UTR No. YESB30601122290) CA - Rs. 15,32,397.00 NPV - Rs. 13,98,000.00 Revised NPV- Rs.7,40,940.00 (UTR No. YESBR52024122454255316) Dated:24.12.2024) Total - Rs. 36,71,337.00

Out of the remittance as indicated in Col. 10 above pl. give head-wise (CA/ACA/PCA/CAT etc.) funds towards principal funds collected, and interest thereon remitted to the Centre.	NEFT/RTGS CHALLAN for Ad hoc CAMPA on 19.09.2023 (UTR No. YESB30601122290) CA - Rs. 15,32,397.00 NPV - Rs. 13,98,000.00 Revised NPV- Rs.7,40,940.00 (UTR No. YESBR52024122454255316) Dated:24.12.2024) Total - Rs. 36,71,337.00
2 Any other details.	is abidity in poly is
	(Dr. P.Senthil Kur APCCF-cum-Nodal Officer Dr P Senthil Kumar APCCF-cum-Nodal C





GOVERNMENT OF SIKKIM URBAN DEVELOPMENT DEPARTMENT

Memo No. 41/90S/ UDD/PCE/ 2024

To. The APCCF-CUM -NODAL OFFICER (FCA)

Forest & Env Department Forest Secretariate, Deorali, Sikkim Govt of Sikkim, THAT

Date: 27.12.24

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Subject: <u>Proposal for diversion of 2 HA of forest land for construction of "Regional Sanitary Landfill facility at Mangan, North Sikkim by Urban Development Department.</u>

Sir/madam,

- Please refer our office per letter no. SK/UDHD-70/2021/FC/314, dated 29/11/2021 and letter no. 1849/FCA/ F&ED/230, dated 6/12/2021 vide which in principal approval under stage 1 of forest clearance was obtained along with demand note no. I, II, & IV for making necessary payment and compliance of stipulated conditions.
- 2. Accordingly, compliance are made and submitted as follows: -

SL.	Condition to be fulfilled	Compliances
No.		
Α	 Condition which needs to be compiled p by the forest department 	rior to handing over of forest land
1	The User Agency shall transfer (Rs 29,30,397.00/- (Rupees twenty-nine lakh Thirty thousand Three hundred and ninety-seven only) and Rs. 740,940.00/-Rupees Seven Lakhs Forty Thousand Nine Hundred Forty only) for the cost of raising and maintain compensatory Afforestation (100 trees plantation and maintenance for the 10 years) at the current wage rate in consultation with the Forest Department in the account of CAMPA of the concern State through online portal. (Demand Note-I & IV enclosed)	The amount of Rs. 29,30,397.00/- has been transferred (vide cheque No. 766772 dated 28.02.2023) as mentioned in demand note – I and Rs. 7,40,940.00/- has been transferred (vide cheque No. 974803 dated 10.12.2024) as mentioned in demand note IV to Ad hoc CAMPA through e out of which Rs 15,32,397.00 has been transferred towards the cost of raising and maintain the compensatory Afforestation.

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2	The User Agency shall transfer online, the Net Present Value (NPV) {RS13,98,000.00 for the 2.0 ha forest	
	area to be diverted under the proposal, as per the order of the Hon'ble supreme Court of India dated 28,03.2022. 24.04,2008 and 09.05.2008 in IA No 566 in WP (C) no 202/1995 and the guidelines issued by the ministry vide letter no. 5-2/2006-rC dated 03.10.2006, 05-03 2007- FC dated 0s.02.2009 & letter no 5-32011- FC (vol-I) dated 19.01.2022 in this regard (demand note –	The total of Rs.36,71,337 has been transferred (as mentioned in demand note – I to Ad hoc CAMPA through e Challan (29,30,397.00/- vide cheque No. 766772 dated 28.02.2023V and 7,40,940.00/- vide cheque No. 974802 dated 10.12.2024) out of total amount Rs 21,38,940.00 has been transferred towards the towards NET present value.
-	I is enclosed)	
3	The expenditure like felling, logging and transportation of project affected trees for Rs. 1,47,300.00 (Rupees One Lakhs Forty Seven Thousand Three hundred only) should be deposited at the rates approved by the state Govt. with the DFO concerns for utilization immediately following the diversion of the forest land. (Demand Note – II enclosed)	Complied and Fund already transferred/deposited vide Cheque no.766773 dated 28.02 2023 amounting to Rs.1,47,300.00 to Account no.(Deptt) 2811100147800103, beneficiaries Ac.No 100134029100112, beneficiaries Name Addl. CE Cum PCCF, Govt of Sikkim, F&E Deptt.
4	The expenditure for boundary demarcation of diverted forest land Rs. 93,510.00/- (Rupees Ninety-Three Thousand five hundred and ten only) should be transferred in favour of the Addl. Chief Secretary cum PCCF, Forests and Environment Department at the rates approved by the state Govt. immediately following the diversion of the forest land. (Demand Note – III enclosed)	Complied and Fund already transferred/deposited vide Cheque No. 974767 dated 09.12.2024 amounting to Rs. 93510.00/- (Rupees Ninety-Three Thousand five hundred and ten only)
4	All the funds received from the user agency under the project shall be transferred/deposited CAMPA fund only through e- portal (https://parivesh/nic.in).	Complied and Fund already transferred/deposited
5	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District collector	Complied
6	The user agency shall submit the complete geo-reference map (including KML) of the forest land proposed for diversion prior to issuance of stage -II approval	Agreed (undertaking enclosed)
7	Violation of any of this condition will amount to violation of Forest (conservation) Act, 1980 and chapter I of	Agreed (undertaking enclosed)

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t	he Handbook of comprehensive	
2	guideline of Forest (conservation) Act,	
	980 issued by this Ministry's letter No.	
	5-2/2017-FC dated 28.03.2019	
-	The compliance report of the stage-I	Compliance report uploaded on e -
	approval entry enumeration shall be	portal
1	uploaded on e–portal	
-	(https//parivesh/nic.in	
В.	Condition which needs to be strictly come of forest land to the user agency by the Form of undertaking shall be submit	prest Department but the compliance
	Legal status of the forest land shall remain unchanged.	Agreed (Undertaking Enclosed)
2	Compensatory Afforestation shall be	
	taken up by the department over 4 ha.	Agreed (Undertaking Enclosed)
	Degraded forest land (location -	
	Ringdang Khasmal under Mangan	
	Territorial range, north Sikkim) at the	
	cost of the user agency. As far as	
	possible, a mixture of local natives'	
	species shall be planted and mono	
	culture of any species, especially non-	
- 4	native species should be avoided.	
3	Additional amount NPV of the diverted	Agreed (Undertaking Enclosed)
	forest land, if any, becoming due after	
	finalization of the same by the Hon'ble	
	Supreme Court of India on receipt of the	
	report from the Expert Committee, shall also be charged by the State Government	
	from the user agency. The user agency	
	shall furnish an undertaking to the effect.	
4	User agency shall restrict the felling of	
7	trees to minimum number in the	
	diverted forest land and the trees shall	
	be felled under the strict supervision of	
	the concern department and the cost of	
	felling and of trees shall be deposited by	Agreed (Undertaking Enclosed)
	the user agency.	
		A aread (Undoutsking Englass 1)
5	The boundary of the diverted forest land	Agreed (Undertaking Enclosed)
	shall be suitable demarcated on ground	
	at the project cost, as per the direction of the concern Divisional Forest Officer.	
-		Agreed (Undertaking Enclosed)
6		
	plantation on both sides of the road if	
7	any, as per the norms.	Agreed (Undertaking Enclosed)
7	The layout plan of the proposal shall not	
	be changed without the prior approval of	
0/ >	the Central Government.	Agreed (Undertaking First - F
8(a)		Agreed (Undertaking Enclosed)
(1.)	the forest land.	Agrand (Undertaking Francisco)
(b)	The user Agency shall provide alternate	
	fuels preferably LPG to the labourers	

	and the staff working at the site so as to avoid any damaged and pressure on the nearby forest areas.	
(c)	No additional or new path will be constructed inside the forest area for any activity related to project work	Agreed (Undertaking Enclosed)
(d)	The muck debris and materials generated out of the construction, shall not be spilled down on slopes and be disposed of in the pre-determined area only	Agreed (Undertaking Enclosed)
(e)	There shall be no damage to surrounding forest, environment, wild life and natural resources	Agreed (Undertaking Enclosed)
(f)	All the natural streams and water bodies in surrounding area shall be protected.	Agreed (Undertaking Enclosed)
(g)	The user agency shall take necessary mitigative measures to prevent soil erosion in the area.	Agreed (Undertaking Enclosed)
9(a)	The period of diversion under this approval shall be co-terminus with the period of the project life.	Agreed (Undertaking Enclosed)
b	The forest land shall not be used for any purpose other than that specified in the project proposal.	Agreed (Undertaking Enclosed)
С	The forest land proposal to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Central Government.	
10	Any other condition that Minister of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forest & wildlife.	

3. It is therefore requested to take necessary action for onward submission of compliance report at the earliest to Ministry of Environment, Forest & Climate change, Govt. of India for seeking final approval under stage-II, please.

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Certificate of undertaking

Office of Secretary, Urban Development Department gives undertaking that the user agency shall submit the complete geo-reference map (including KML) of the forest land proposed for diversion prior to issuance of stage -II approval.

Secretary ARY

Urban Development Department

(Violation of any of these conditions will amount to violation of Forest (conservation) act. 1980 and action shall 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 letter No. 5-2/2017-EC dated 28.03,2019)

Office of Secretary, Urban Development Department gives undertaking to accept the condition that (Violation of any of these condition will amount to violation of forest (conservation) act 1980 and action shall 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 letter No 5-2/2017-FC dated 28.03.2019) in prescribed by the Department of Forest & Environment, Govt. of Sikkim for the diversion of Proposal for Diversion of 2 Ha of forest land for construction Solid Waste Treatment plant at Ringdang, Mangan district North Sikkim.

Secretary

Urban Development Department

Office of Secretary, Urban Development Department gives under taking to accept that legal status of forest land shall remain unchanged.

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Urban Develophient Department
Urban Develophient Department
Government by Sikkim, Gangtok



Office of Secretary, Urban Development Department gives under taking to accept the condition that additional amount of NPV of the diverted forest land, if any, becoming due after finalization of the same by hon'ble Supreme court of India on receipt of the report from the expert committee, shall also be charged by the state Deptt. From the user agency.

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Urban Development Department

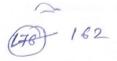
Government of Sikkim, Gangtok



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Secretary

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Secretary Urban Development Department Goodmooff Sikkim, Gangtok

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Secretary, SECRE IARY Urban Development Department Government of Sikkimmgtok

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Urban Development Department
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Secretary

Urban Development Department

Goot Of Sikkiment Bovernment of Sikkim, Ganglok



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Secretary
Urban Development Department
Urban Development Department
Government of Sikkini, Gangtok



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Urban Development Department Governoor Sikkim, Canglok



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Secretary
Urban Development Department
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Secretary Ry
Urban Development Department
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Secretary

Urban Development Department

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Office of Secretary, Urban Development Department gives undertaking that any other condition that Ministry of Environment, forest & climate change may stipulate from time to time in the interest of conservation, protection and development of forests wildfire.

Secretary Urban Development Department GovGAME of Sikkin Sangtok