

No. RVNL/PIU/UBL/CLR-QLM/Forest

Date: 17.04.2021

To

**The Dy. Conservator of Forests,  
Wildlife & Eco-Tourism (N),  
Panaji – Goa**

**Sub:** Diversion of 120.875 ha. of forest land for Castlerock to 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.

**Ref :** Dy. Inspector General of Forests (Central) letter No.4-GOA 1207/2019-BAN/1177 dated 04.02.2021

Compliance of Conditions stipulated in FC & Wildlife Clearance granted vide above referred letter, for Castlerock- Kulem Railway Doubling- Diversion of 120.875 ha of forest land for Castlerock- Kulem Railway Doubling Track under Wild Life & Eco-Tourism(North) and North Goa Forest Division in favour of (South Western Railway)

**(A) Conditions which need to be complied prior to handling over of forest land by the State Forest Department.**

S. No.	Conditions	Compliance
1	The User Agency shall transfer online, the Net Present Value (NPV) of the forestland 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)/2020-21/3529 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.co.in.
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, Suldhhal & Shigeholi villages of Gokakand Kakati taluks of Belagavi District in lieu of all the three proposals of railway projects	Same as above.



S. No.	Conditions	Compliance
	(i.e. 1.9089 ha, 15.6077 ha. and 120.87 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.	
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.
4	All the funds received from the user agency under the project shall be transferred/deposited in CAMPA account only through e-portal ( <a href="https://parivesh.nic.in/">https://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.
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.
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 four feet high reinforced cement concrete pillars, each inscribed with its serial number forward and back bearing distance from pillar to pillar and GPS coordinate.
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.




**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:**

Sr. No.	Conditions	Compliance
1.	Legal status of the diverted private 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.
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 at least 1000 plants per hectare shall be planted over identified degraded forest land within three years of grant of final approval. If it is 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 ten years on subsequent maintenance.	Railways have already deposited the required amount towards compensatory afforestation as assessed by Dy. Conservator of Forest, Ponda & Dy. Conservator of Forest/Wildlife & Eco-Tourism(N) valuing a total of Rs.147,56,10,044.00/-.
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	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 Undertaking is Annexed herewith.
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.
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.
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.
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.
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 to.



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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.
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 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.
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 time well being of the forests & wildlife.	To be complied by the State Government.
12.	The Railway authorities shall issue standing instructions to its staff and officers concerned to closely co-ordinate and co-operate with the local State Forest Department officials during and after the project implementation	The condition put forth is agreed to.
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.
14.	No labour camp shall be established on the forest land	The condition put forth is agreed to.
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 Development Corporation or any other legal source of alternate fuel.	The condition put forth is agreed to.
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 forestland proposed to be diverted will not be transferred to any other agency, dept. or person without prior approval of the Central Government.
17.	No damage to the flora and fauna of the adjoining area shall be caused.	The condition put forth is agreed to.
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.
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 to.

S. No.	Conditions	Compliance
20.	The User Agency shall submit the annual self-compliance report in respect of the above stated conditions to the State Government and Integrated Regional Office, Bangalore by the end of March every year.	The condition put forth is agreed to.
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.

 17.4.2021  
(S.G. Benarji)

Sr. DGM/C/RVNL/UBL







No. RVNL/PIU/UBL/CLR-QLM/Forest

Date: 17.04.2021

To

**The Dy. Conservator of Forests,  
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Ponda – Goa**

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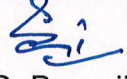
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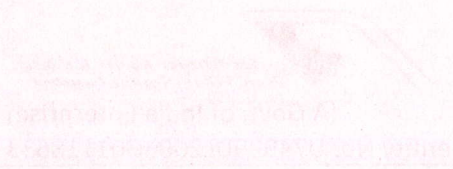
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(S.G. Benarji) 17.4.2021  
Sr. DGM/C/RVNL/UBL





Comments	Action Item
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(S. G. Parnell)  
B. DOWLING