



GOVERNMENT OF SIKKIM
OFFICE OF THE ADDL. CHIEF SECRETARY-cum-PCCF
FORESTS AND ENVIRONMENT DEPARTMENT
FOREST SECRETARIAT, DEORALI, GANGTOK-737 102

Email: fca.sikkim@gmail.com

Ref. No. 1930/FCA/F&ED/.....724.....

Dated: 30/11/2022

To,

✓ The Inspector General of Forest and Nodal Officer,
Integrated Regional Office,
Ministry of Env. Forests & Climate Change,
Government of India,
IB-198, Sector-III, Salt Lake City,
Kolkata -700106.

SUB: Proposal for diversion of 5.0112 ha of forest land for construction, rehabilitation and upgrading to 2 lane with paved shoulders configuration of section from Rongli to Rolep (length of project Km 20 + 340 to 37 +600) Section of NH-717 in East Sikkim by National Highways & Infrastructural Development Corporation Ltd.- reply of additional information reg.

Ref. Letter No. SK/ROAD-38/2021/FC/182 dated 29.04. 2022

Madam,

Please find enclosed herewith, the reply to the additional information sought vide letter No. SK/ROAD-38/2021/FC/182 dated 29.04. 2022 for the aforesaid proposal as under:

Sl.No.	Additional information sought	Reply to additional information
1	Compliance report submitted by the User Agency is not uploaded in Parivesh portal (Part-II.21). Same may be uploaded in the portal.	Compliance report is now uploaded on Parivesh portal.
2	Condition No. A (5) of "in – principle" approval is not complied. In Part-I.C(iv), in place of scanned copy of the Geo-referenced map of the forest land proposed to be diverted, Joint Inspection Report has been uploaded. It may be corrected.	Condition No. A (5) of In-principle approval is complied and uploaded on Parivesh portal. Part-I.C(iv) has been corrected and Geo-referenced map has been uploaded on Parivesh portal.

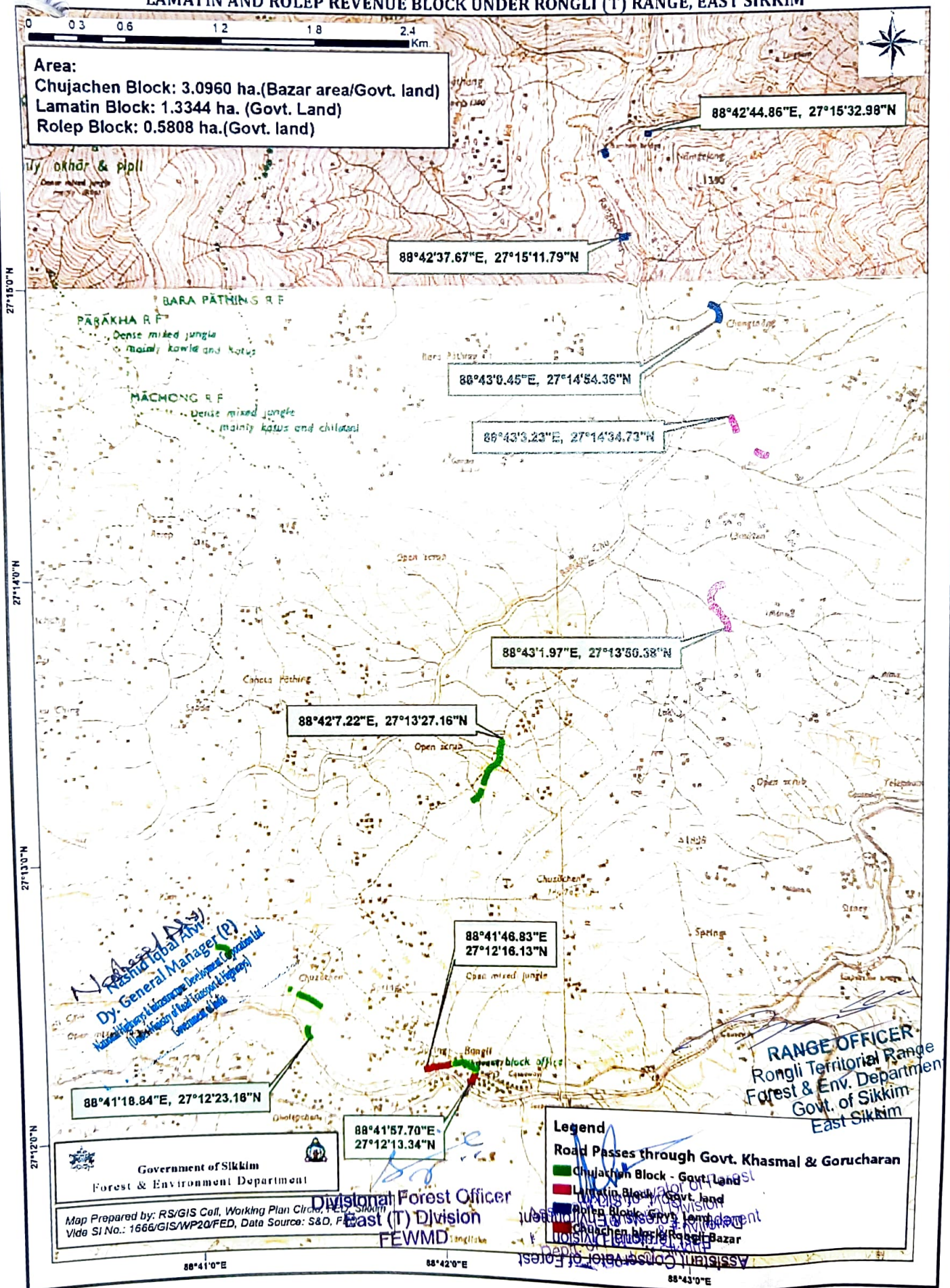
Therefore, you are requested to kindly consider the aforesaid proposal for according In-Principle approval under section 2 of the Forest Conservation Act, 1980 based on the additional information furnished as above, please.

Yours sincerely,



(Pradeep Kumar, IFS)
APCCF-cum-Nodal Officer (Forest)
Pradeep Kumar, IFS
Additional PCCF
Forest & Environment Deptt.
Govt. of Sikkim

MAP SHOWING THE PROPOSED LOCATION FOR THE CONSTRUCTION OF ALTERNATIVE HIGHWAY NH-717B FROM ROLEP TO MENLA BY NHIDCL PASSES THROUGH GOVT. LAND UNDER CHUJACHEN, LAMATIN AND ROLEP REVENUE BLOCK UNDER RONGLI (T) RANGE, EAST SIKKIM



Area:
Chujachen Block: 3.0960 ha.(Bazar area/Govt. land)
Lamatin Block: 1.3344 ha. (Govt. Land)
Rolep Block: 0.5808 ha.(Govt. land)

88°42'44.86"E, 27°15'32.98"N

88°42'37.67"E, 27°15'11.79"N

88°43'0.45"E, 27°14'54.36"N

88°43'3.23"E, 27°14'34.73"N

88°43'1.97"E, 27°13'50.38"N

88°42'7.22"E, 27°13'27.16"N

88°41'46.83"E
27°12'16.13"N

88°41'18.84"E, 27°12'23.18"N

88°41'57.70"E
27°12'13.34"N

Government of Sikkim
Forest & Environment Department

Map Prepared by: RS/GIS Cell, Working Plan Circle, F&E, Sikkim
Vide SI No.: 1666/GIS/WP20/F&E, Data Source: S&D, F&E

Divisional Forest Officer
East (T) Division
FEWMD

Legend

- Road Passes through Govt. Khasmal & Gorucharan
- Chujachen Block - Govt. Land
- Lamatin Block - Govt. Land
- Rolep Block - Govt. Land
- Chujachen Block - Bazar

RANGE OFFICER
Rongli Territorial Range
Forest & Env. Department
Govt. of Sikkim
East Sikkim

No.: NHIDCL/PMU-Rhenock/Rhenock-Menla/FC/2022-23/546

Dated: 26.11.2022

To,

The APCCF cum Nodal Officer (FCA),
Office of the Addl. Chief Secretary cum PCCF
Forest and Environment Department
Forest Secretariat, Deorali, Gangtok
Sikkim - 737102

Sub.: Proposal for Diversion of 5.0112 Ha of forest land for Construction, of Rehabilitation and Upgradation to 2-lane with paved shoulders configuration of section from Rongli to Rolep (Length of Project Km 20+340 to Km 37+600) Section of NH-717B in East Sikkim by NHIDCL - Submission of Compliance Report - reg.

Ref:

- Your letter No. 1930/FCA/F&ED/85 dated 23.05.2022.
- IRO-Kolkata letter No. SK/ROAD-38/2021/FC dated 29.04.2022.
- Your letter No. 1930/FCA/F&ED/41 dated 13.04.2022.
- Our letter No. NHIDCL/PMU-Rhenock/Rhenock-Menla/FC/2021-22/422 dated 22.11.2021.
- Your letter No. 1930/FCA/F&D/218 dated 11.11.2021.

Sir,

Please refer to your letter cited under reference (iv) vide which In-Principle (Stage - I) approval for the diversion of 5.0112 Ha. of forest land has been accorded by the Ministry of Environment, Forest & Climate change, Govt. of India has been received.

- Furthermore, the conditions which needs to complied prior to handing over of forest land by State Forest Department. Therefore, the Para wise condition and its compliance as given below:

COMPLIANCE REPORT

1.	Name of the User Agency and the Project	Proposal for Diversion of 5.0112 Ha of forest land for Construction, of Rehabilitation and Upgradation to 2-lane with paved shoulders configuration of section from Rongli to Rolep (Length of Project Km 20+340 to Km 37+600) Section of NH-717B in East District of Sikkim by NHIDCL.
2.	Location of forest area diverted (State/Dist./Taluk/Village) Pl also give log/lat details if available.	Pakyong District of Sikkim
3.	Extent of forest areas applied for diversion.	5.0112 Ha
4.	Extent of forest areas approved for diversion	5.0112 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. 1930/FCA/F&ED/218 dated 11.11.2021.
6.	No. and date if /stage-I clearance (Pl. attach copy)	SK/ROAD-38/2021/FC/257 dated: 20.10.2021

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 to Stage -II approval.

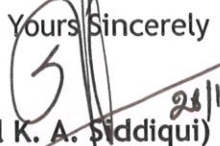
1	Legal status of the forest land shall remain unchanged.	Agreed, an Undertaking Enclosed as Annexure - I
2	Compensatory Afforestation shall be taken up the Department over 5.0112 ha degraded forest land (Location-Sudongla Kha RF) Range- Rongli (T) Range, under East/Gangtok Territorial forest Division) 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.	Complied and deposited an Amount of Rs. 39,41,465/- (CA & NPV) through NEFT/RTGS UTR No. CNRBR5202111871952376 (Enclosed Annexure – II)
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 affect.	Certificate of Undertaking for any upward revision of NPV furnished as Annexure - III
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.	Complied and deposited Rs. 18,37,695/- through cheque No. 832548 , dated; 18/11/2021 with UTR No. CNRBR5202111871952278 (Enclosed Annexure – IV) Felling operation initiated with minimum/actual felling required.
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.	Is under process by EPC contractor. Agreed, an undertaking enclosed as Annexure - V
6.	The user agency shall raise strip plantation on both sides of the road as per the norms.	Agreed, an Undertaking Enclosed as Annexure-VI.
7	The layout plan of the proposal shall not be changed without prior approval of Central Government.	Agreed, an Undertaking Enclosed as Annexure - VII
8.	<p>(a) No labour camp shall be established on the forest land.</p> <p>(b) The user agency shall provide alternate fuels preferably LPG to the laborers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas.</p> <p>(c) No additional or new path will be constructed inside the forest area for any activity related to the project work.</p> <p>(d) The muck debris and materials generated out of the construction shall not be spilled down on slopes and be disposed off in the predetermined area only.</p> <p>(e) There shall be no damage to surrounding forests, environment, wildlife & natural resources.</p> <p>(f) All the natural streams and Water Bodies in surrounding area shall be protected.</p> <p>(g) The user agency shall take necessary mitigative measures to prevent soil erosion in the area.</p>	Agreed, an Undertaking Enclosed as Annexure - VIII
9.	(a) The period of diversion under this approval shall be co-terminus with the period of the	Agreed, an Undertaking Enclosed as Annexure - IX

S
26/11/2022

	<p>project</p> <p>(b) The forest land shall not be used for any purpose other than that specified in the proposal.</p> <p>(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.</p>	
10	Any other condition that the Ministry of Environment, Forest & Climate Change may impose from time to time in the interest of conversation, protection and development of forest & wildlife.	Agreed, an Undertaking Enclosed as Annexure - X

3. In view of the above, you are requested that 'Final Approval' for diversion of 5.0112 Ha forest land shall be accorded at earliest.

Thanking You

Yours Sincerely

 (Col K. A. Siddiqui)
 General Manager (P)

Encl: As cited above (Annexure - I to X)

Copy to:

1. The Executive Director (P), NHIDCL, RO-Gangtok - For kind information please.
2. The Divisional Forest Officer, Pakyong Territorial Division - For kind information please.
3. The Divisional Forest Officer, Gangtok Territorial Division, -For kind information please.

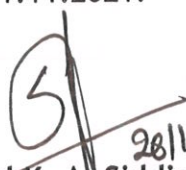
Name of Project Proposal: Proposal for Diversion of 5.0112 Ha of forest land for Construction, of Rehabilitation and Upgradation to 2-lane with paved shoulders configuration of section from Rongli to Rolep (Length of Project Km 20+340 to Km 37+600) Section of NH-717B in East Sikkim by NHIDCL.

Annexure - I

Certificate of Undertaking

National Highways & Infrastructure Development Corporation Limited (NHIDCL) is hereby undertake that Legal status of the forest land shall remain unchanged in compliance of condition number B. (1) stipulated in "In Principle approval for stage-II" letter in respect of CF cum Nodal Officer (FCA), Forests and Environment Department, Govt. of Sikkim letter no 1930/FCA/F&ED/218 dated 11.11.2021.




(Col K. A. Siddiqui)
General Manager (P)
NHIDCL, PMU-Rhenock

राष्ट्रीय राजमार्ग एवं अवसंरचना विकास निगम लिमिटेड

NATIONAL HIGHWAY & INFRASTRUCTURE DEVELOPMENT CORPORATION LTD.

Ministry of Road Transport & Highways, Government of India

Regional Office, Executive Director, Gangtok, Sikkim, S-1, D.L. Subayyachand,

Leopold Road, Beldanga, Kolkata-700012

Phone: 033-25522525, Fax: 033-25522526, Email: nhidcl@nhidcl.com



No. NHIDCL/RO-SKM/Fin/Project/2021-22/282-283

Dated: 18-11-2021

To,
Branch Manager,
Canara Bank
Gangtok (Sikkim)

Sub: Payment advice.

Sir/ Madam,



Please find herewith a cheque no. 832548 of Rs. 57,79,160.00 vide no. dated on 18-11-2021 in your favour to credit the beneficiaries as detail below:



Sl. No.	Beneficiaries Name	Bank Accounts No.	IFSC	Amounts (Rs.)	UTR No.
1	Add. Chief Secretary-cum-PCCF Forest & Environment Department	100134029100112	IBKL0108SIC	18,37,695.00	CNR95202111871952278
2	Sikkim Campa	1508661117027334	UBIN0903710	39,41,465.00	CNR95202111871952376
Total				57,79,160.00	
(Rupees Fifty Seven Lakh Seventy Nine Thousand One Hundred and Sixty Only)					

Enclosure: Beneficiaries accounts details.

(Mohammed Shamim)
Dy. General Manager (Finance)
NHIDCL, RO-Sikkim.

AGENCY COPY

NEFT / RTGS CHALLAN for CAMPA Funds

Date : 15-11-2021

Agency Name.	NHIDCL RHENOK
Application No.	61117027334
MoEF/SG File No.	SK/ROAD-38/2021/FC
Location.	SIKKIM
Address.	PMU Rhenock, Rhenock, East Sikkim East
Amount(in Rs)	3941465/-



Amount in Words :Thirty-Nine Lakh Forty-One Thousand Four Hundred and Sixty-Five Rupees Only



NEFT/RTGS to be made as per following details;

Beneficiary Name:	SIKKIM CAMPA
IFSC Code:	UBIN0903710
Pay to Account No.	1508661117027334 Valid only for this challan amount.
Bank Name & Address:	Union Bank Of India Lodhi Complex Branch, Block 11,CGO Complex, Phase I, Lodhi Road, New Delhi -110003

• This Challan is strictly to be used for making payment to CAMPA by NEFT/RTGS only

BANK COPY

NEFT / RTGS CHALLAN for CAMPA Funds

Date : 15-11-2021

Agency Name.	NHIDCL RHENOK
Application No.	61117027334
MoEF/SG File No.	SK/ROAD-38/2021/FC
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• This Challan is strictly to be used for making payment to CAMPA by NEFT/RTGS only

After making successful payment, User Agencies may send a line of confirmation through
Email: helpdeskcampa@corpbank.co.in

Note:After making the required payment through challan, if the payment status has not been updated even after 7 working days, then kindly mail a copy of your challan with transaction date to
Email: cb0371@unionbankofindia.com


Name of Project Proposal: Proposal for Diversion of 5.0112 Ha of forest land for Construction, of Rehabilitation and Upgradation to 2-lane with paved shoulders configuration of section from Rongli to Rolep (Length of Project Km 20+340 to Km 37+600) Section of NH-717B in East Sikkim by NHIDCL.

Annexure-III

Certificate of Undertaking

National Highways & Infrastructure Development Corporation Limited (NHIDCL) is hereby undertake that Net present value of forest (NPV) on the diverted forest land if any become due is liable to pay the dues to the Department In compliance of condition number B. (3) stipulated in "In Principle approval for stage-II" letter in respect of CF cum Nodal Officer (FCA), Forests and Environment Department, Govt. of Sikkim letter no 1930/FCA/F&ED/218 dated 11.11.2021.




(Col K. A. Siddiqui)
General Manager (P)
NHIDCL, PMU-Rhenock

राष्ट्रीय राजमार्ग एवं अवसंरचना विकास निगम लिमिटेड

NATIONAL HIGHWAY & INFRASTRUCTURE DEVELOPMENT CORPORATION LTD.

Ministry of Road Transport & Highways, Government of India

Regional Office, Executive Director, Gangtok, Sikkim, S-1, D.L. Subayyong,

Le Zong Road, Beldang, Sikkim, 737112

Phone: 03602251212, Fax: 03602251213, Email: nhidcl@nhidcl.com



CIN:U4500DL2014GOI269062

No. NHIDCL/RO-SKM/Fin/Project/2021-22/282-283

Dated: 18-11-2021

To,
Branch Manager,
Canara Bank
Gangtok (Sikkim)

Sub: Payment advice.

Sir/ Madam,

Please find herewith a cheque no. 832548 of Rs. 57,79,160.00 vide no. dated on 18-11-2021 in your favour to credit the beneficiaries as detail below:

Sl. No.	Beneficiaries Name	Bank Accounts No.	IFSC	Amounts (Rs.)	UTR No.
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Total				57,79,160.00	
(Rupees Fifty Seven Lakh Seventy Nine Thousand One Hundred and Sixty Only)					

Enclosure: Beneficiaries accounts details.

(Mohammed Shamim)
Dy. General Manager (Finance)
NHIDCL, RO-Sikkim.


Name of Project Proposal: Proposal for Diversion of 5.0112 Ha of forest land for Construction, of Rehabilitation and Upgradation to 2-lane with paved shoulders configuration of section from Rongli to Rolep (Length of Project Km 20+340 to Km 37+600) Section of NH-717B in East Sikkim by NHIDCL.

Annexure - V

Certificate of Undertaking

National Highways & Infrastructure Development Corporation Limited (NHIDCL) is hereby undertake that 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 in compliance of condition number B (5) stipulated in "In Principle approval for Stage-II" letter in respect of CF cum Nodal Officer (FCA), Forests and Environment Department, Govt. of Sikkim letter no 1930/FCA/F&ED/218 dated 11.11.2021.




(Col K. A. Siddiqui)
General Manager (P)
NHIDCL, PMU-Rhenock

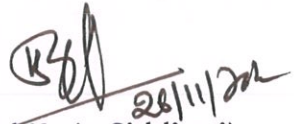
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Annexure - VI

Certificate of Undertaking

National Highways & Infrastructure Development Corporation Limited (NHIDCL) is hereby undertake that the strip plantation shall be raised on both sides of the road as per the norms in compliance of condition number B (6) stipulated in "In Principle approval for Stage-II" letter in respect of CF cum Nodal Officer (FCA), Forests and Environment Department, Govt. of Sikkim letter no 1930/FCA/F&ED/218 dated 11.11.2021.



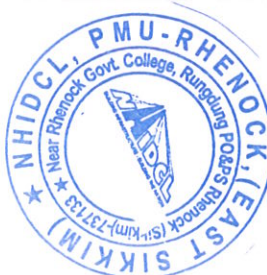

(Col K. A. Siddiqui)
General Manager (P)
NHIDCL, PMU-Rhenock

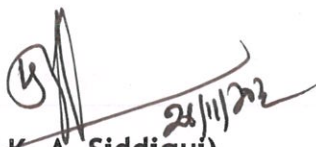
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Annexure - VII

Certificate of Undertaking

National Highways & Infrastructure Development Corporation Limited (NHIDCL) is hereby undertake that the layout plan of the proposal shall not be changed without prior approval of Central Government in compliance of condition number B (7) stipulated in "In Principle approval for Stage-II" letter in respect of CF cum Nodal Officer (FCA), Forests and Environment Department, Govt. of Sikkim letter no 1930/FCA/F&ED/218 dated 11.11.2021.




(Col K. A. Siddiqui)
General Manager (P)
NHIDCL, PMU-Rhenock

Name of Project Proposal: Proposal for Diversion of 5.0112 Ha of forest land for Construction, of Rehabilitation and Upgradation to 2-lane with paved shoulders configuration of section from Rongli to Rolep (Length of Project Km 20+340 to Km 37+600) Section of NH-717B in East Sikkim by NHIDCL.


Annexure - VIII

Certificate of Undertaking

National Highways & Infrastructure Development Corporation Limited (NHIDCL) is hereby undertake regarding the following compliance of condition number B (8) stipulated "In Principle approval for stage-II" letter in respect of CF cum Nodal Officer (FCA), Forests and Environment Department, Govt. of Sikkim letter no 1930/FCA/F&ED/218 dated 11.11.2021.

- a) That no labour camp is going to established on forest land.
- b) That alternate fuels preferably LPG will be provided to the labours and the staff working at the site to avoid any damage and pressure on the nearby forest areas.
- c) That no other new path will be constructed inside the forest area for any activity related to the project work.
- d) That the muck debris and materials generated shall not be spilled down on slopes and be disposed off in the predetermined area only.
- e) That no damage to surrounding forests, environment, wildlife & natural resources.
- f) That all the natural streams and water Bodies in surrounding area shall be protected.
- g) That mitigative measures will be taken up during construction to prevent soil erosion in the area.




(Col K. A. Siddiqui)
General Manager (P)
NHIDCL, PMU-Rhenock

Name of Project Proposal: Proposal for Diversion of 5.0112 Ha of forest land for Construction, of Rehabilitation and Upgradation to 2-lane with paved shoulders configuration of section from Rongli to Rolep (Length of Project Km 20+340 to Km 37+600) Section of NH-717B in East Sikkim by NHIDCL.

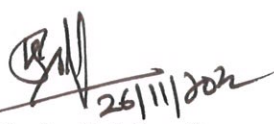
Annexure-IX

Certificate of Undertaking

National Highways & Infrastructure Development Corporation Limited (NHIDCL) is hereby undertake the following compliance of condition number B (9) stipulated in "In Principle approval for Stage-II" letter in respect of CF cum Nodal Officer (FCA), Forests and Environment Department, Govt. of Sikkim letter no 1930/FCA/F&ED/218 dated 11.11.2021.

- (i) That the layout plan of the proposal shall not be changed without prior approval of Central Government.
- (ii) That forest land shall not be used for any purpose other than that specified in the proposal.
- (iii) That the forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of the Central Government.




(Col K. A. Siddiqui)
General Manager (P)
NHIDCL, PMU-Rhenock


Name of Project Proposal: Proposal for Diversion of 5.0112 Ha of forest land for Construction, of Rehabilitation and Upgradation to 2-lane with paved shoulders configuration of section from Rongli to Rolep (Length of Project Km 20+340 to Km 37+600) Section of NH-717B in East Sikkim by NHIDCL.

Annexure - X

Certificate of Undertaking

National Highways & Infrastructure Development Corporation Limited (NHIDCL) is hereby undertake for 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 in compliance of condition number B (10) stipulated in "In Principle approval for Stage-II" letter in respect of CF cum Nodal Officer (FCA), Forest and Environment Department, Govt. of Sikkim letter no 1930/FCA/F&ED/218 dated 11.11.2021.




(Col K. A. Siddiqui)
General Manager (P)
NHIDCL, PMU-Rhenock



GOVERNMENT OF SIKKIM
OFFICE OF THE ADDL. CHIEF SECRETARY-cum-PCCF
FORESTS AND ENVIRONMENT DEPARTMENT
FOREST SECRETARIAT, DEORALI, GANGTOK-737 102
Email: fca.sikkim@gmail.com

Ref. No. 1930/FCA/F&ED 185

Dated: 23/5/2022

To,

The Divisional Forest Officer,
Gangtok/Pakyong Territorial Division,
Forest & Environment Department,
Govt. of Sikkim,
Gangtok.

Sub: Proposal for diversion of 5.0112 Ha of forest land for construction, rehabilitation and upgrading to 2 lane with paved shoulders configuration of section from Rongli to Rolep (length of project Km 20 + 340 to 37 + 600) section of NH 717B in East District of Sikkim by NHIDCL – Addl. information reg.

(Proposal No: FP/SK/ROAD/117027/2020)

Please find enclosed herewith letter No. SK/ROAD-38/2021/FC/182 dated 29.04. 2022 received from the Integrated Regional Office, Kolkata Ministry of Environment, Forests & Climate Change, Govt. of India, with observations to furnish the following additional information for the above referred proposal seeking forest clearance:

1. Condition No. A (5) of "in – principle" approval is not complied. In Part-I.C(iv), in place of scanned copy of the Geo-referenced map of the forest land proposed to be diverted, Joint Inspection Report has been uploaded. It may be corrected.

Hence, you are hereby directed to submit the reply to above query at the earliest for onward submission to Ministry of Environment, Forests & Climate Change, Govt. of India, Kolkata for consideration of the proposal for according Forest Clearance under Section 2 of Forest (Conservation) Act, 1980.

(D. C. Nepal, IFS)
CCF-cum-Nodal Officer (FCA)
D.C. Nepal, IFS
C.E.O. (State Authority)
CAMPA, Sikkim

Copy to:

1. ACS-cum-PCCF : for kind information please.
2. CF(Territorial) : for kind information please.
3. Dy. General Manager (P),
NHIDCL, Rhenock. : for necessary coordination with DFO (T) Gangtok
4. File



GOVERNMENT OF SIKKIM
OFFICE OF THE ADDL. CHIEF SECRETARY-cum-PCCF

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

Email: fca.sikkim@gmail.com

Ref. No. 1930/FCA/F&ED/41.....

Date 13 / 4 / 2022.

COMPLIANCE REPORT

To,

The Inspector General of Forest-cum-Nodal Officer,
Integrated Regional Office,
Ministry of Env. Forests & Climate Change,
Government of India,
IB - 198, Sector-III, Salt Lake City
Kolkata - 700106.

SUB: Proposal for diversion of 5.0112 Ha of forest land for construction, rehabilitation and upgradation to 2 lane with paved shoulders configuration of section from Rongli to Rolep (Length of project Km 20 + 340 to 37 + 600) Section of NH-717 B in Pakyong District of Sikkim by NHIDCL - Compliance report reg.

Ref. Letter No. SK/ROAD-38/2021/FC/257, dated 20.10.2021

Madam,

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

Sl. No.	Conditions	Compliance
(1)	The cost of compensatory afforestation on the CA land (5.0112 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.	Complied and deposited Rs. 6,49,107.00 through payment Ref UTR No. CNR925202111871952376 dated 15.11.2021.
(2)	The User Agency shall transfer online Net Present Value (NPV) for the 5.0112 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.	Complied and deposited Rs. 32,92,358.00 through payment Ref UTR No. CNR925202111871952376 dated 15.11.2021.
(3)	The expenditure like felling, logging and transportation of project affected trees should be deposited at the rates approved by the State Govt. with the DFO concerned for utilization immediately following the diversion of the forest land.	Complied and deposited Rs. 18,37,695.00 to SISCO Bank Ltd. Gangtok Branch vide Acc. No. 100134029100112 IFSC IBKL0108SIC, Ref UTR No. NR925202111871952278, dated 18.11.2021.

(4)	All funds received from the user agency under the project shall be transferred/deposited to CAMPA fund only through e-portal (https://parivesh.nic.in).	Fund already transferred/deposited.
(5)	The complete compliance of the FRA, 2006 shall be ensured by way of prescribe certificate from the concerned District Collector	Agreed.
(6)	The user agency shall submit the complete geo-reference map (including kml) of the forest land proposed for diversion prior to issuance of State-II approval.	Already submitted.
(7)	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-FC dated 28.03.2019.	Noted and agreed.
(8)	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in).	Agreed.
(9)	Legal status of the forest land shall remain unchanged.	Agreed.
(10)	Compensatory Afforestation shall be taken up by the Department over 5.0112 ha. in degraded forest land (Location-Sudongla Kha RF), Range-rongli (T) Range, under Gangtok Territorial Division) 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	Cost for taking up CA scheme deposited. Shall be taken up when received from Adhoc CAMPA.
(11)	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.	Undertaking submitted.
(12)	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.	Cost of felling of trees deposited by the User Agency. Minimum number of trees will be felled under supervision of Forest department.
(13)	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.	Agreed, the demarcation of the diverted land will be done at the project cost.
(14)	The user agency shall raise strip plantation on both sides of the road as per the norms.	Agreed
(15)	The layout plan of the proposal shall not be changed without prior approval of Central Government.	Agreed
(16)	(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 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 off in the 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.	Agreed

(17)	(a) The period of diversion under this approval shall be co-terminus with the period of the project. (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.	Agreed
(18)	(a) The period of diversion under this approval shall be co-terminus with the period project life. (b) The forest land shall not be used for any purpose other than that specified in the project 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 the Central Government.	Agreed
(19)	Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of afforestation, conservation, protection and development of forests & wildlife.	Agreed

Therefore, in view of fulfilment of above conditions by the User Agency, the Compliance Report is hereby submitted for kind consideration for according Final Approval under Section 2 of the Forest (Conservation) Act. 1980.

Yours faithfully,

Pradeep Kumar, IES
Additional PCCF-cum-Block Officer
Forest (Conservation) Act, 1980,
Forest & Environment Office (FEO)
Government of Sikkim

Copy to:

- ✓ 1. The General Manager (P)
NHIDCL, Rhenock
Gangtok district, Sikkim.
2. CF (T), Gangtok.
3. DFO (T) Pakyong Division
4. File

: For information, pl

: For information.

: -do-

NHIDCL, PMU-Rhenock

GM (P):

one copy in my table

MANAGER(P):

Man with letter to 2A & 2B

SITE ENGINEER:

Received No: 1846

DATE: 23.04.22

TIME: 02:39 PM

PA/Steno:

Noted
28/04/22

Reply of the compliance sent
to IRO for Stag-II FC
Kupaym Joy
26/04/22

Annexure-II

Information to be furnished about transmission of funds to CAMPA

1	Name of the User Agency and the Project	NHIDCL construction, rehabilitation and upgradation to 2 lane with paved shoulders configuration of section from Rongli to Rolep (Length of project Km 20 + 340 to 37 + 600) Section of NH-717 B in Gangtok District of Sikkim.
2	Location of forest area diverted (State/Dist/Taluk/Village) Pl. also give log/lat details, if available.	Gangtok Districts of Sikkim
3	Extent of forest area applied for, for diversion	5.0112 Ha
4	Extent of forest area approved for diversion	5.0112 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. 1930/FCA/F&ED/185, date 23/04/2021
6	No. and date of Stage-I clearance (pl. attach copy)	No. SK/ROAD-38/2021/EC/257, dated 20.10.2021
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. 6,49,407.00
	(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. 32,92,358.00
	(vii) Any other charges levied (pl. specify)	0
	(viii) TOTAL OF (i) to (vii)	Rs. 39,41,485.00
9	Date of collection of fund as in Sl. No. above, with:	15.11.2021
	(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.	Union Bank of India, Lodhi Complex 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.	15.11.2021



भारत सरकार/Government of India
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
Ministry of Environment, Forest & Climate Change
एकीकृत क्षेत्रीय कार्यालय, कोलकाता/Integrated Regional Office, Kolkata
IB-198, Sector - III, Salt Lake City, Kolkata-700106
Phone-033-2335-5713/7038, Fax-2335-5904, E-mail: iro.kolkata-mefcc@gov.in

Received
on 21/5/22



File No. SK/ROAD-38/2021/FC

Date 29.04.2022

To,

The Addl. Chief Secretary-cum-PCCF,
Forest & Environment Department,
Government of Sikkim
Forest Secretariat, Deorali
Gangtok - 737102.

LDL-1
Jhapa
21/5/22

Sub: Diversion of 5.0112 ha forest land in favour of National Highway & Infrastructure Development Corporation Limited (NHIDCL) for construction, rehabilitation and upgrading to 2 lane with paved shoulders configuration of section from Rongli to Roleph (length of project Km 20.340 to 37.60) section of NH-717-B in East Sikkim in East Territorial Forest Division of Sikkim.

Sir,

I am directed to refer your letter No.1930/FCA/F&ED/40 dated 13.04.2022 vides which compliance report of the stipulated conditions in "in-principle" approval has been submitted and to say that following documents/ information are still required to upload in online application of the proposal for further processing of the proposal:-

- Compliance report submitted by the User Agency is not uploaded in Parivesh portal (Part-II.21). Same may be uploaded in the portal.
- Condition No.A(5) of "in-principle" approval is not complied. In Part-I.C(iv), in place of scanned copy of the Geo referenced map of the forest land proposed to be diverted, Joint Inspection Report has been uploaded. It may be corrected.

Therefore, it is requested that above mentioned documents/ information may be kindly uploaded in the PARIVESH portal for further consideration of the proposal.

Yours Sincerely,


(Signature)

(Signature)

Technical Officer (Forestry)

cc to:

1. The APCCF-cum-Nodal Officer (FCA), Forest & Environment Department,
Government of Sikkim, Forest Secretariat, Deorali, Gangtok - 737102.
2. The Divisional Forest Officer, East Territorial, Sikkim
3. The DGM, NHIDCL Rhenok, Rhenock, East Sikkim - 737133
4. Guard File.

 25/9/2022
Technical Officer (Forestry)