To

The Nodal Officer (FCA),

Forests, Environment, Wildlife Management & Climate Change Department, Government of Sikkim,

Forest Secretariat, Deorali, Gangtok-737102

Sub: - Proposal for diversion of 0.2340 ha of forest land for construction of new link road from Durga Mandir to Kamrang Collage JOB-(A) at Dambudara Namchi Sikkim by Smart City Namchi under Namchi Municipal Council.

Sir,

This is in reference to Stage-I approval (In Principle) of the State Government along with Demand note I & II vide letter no. 2008/FCA/F&ED/7 Dated 01.05.2023. Accordingly, compliance are made and submitted as follows:

SN	Condition and Submitted as Iollows:						
		Compliance					
	Conditions which need to be complied prior to handing over Department.	of forest land by the State Forest					
1.	The cost of company of	by the State Forest					
1.	The cost of compensatory afforestation on the CA land (0.5 ha) for Rs. 1.23.068.00 (Purpose O. L.) and the CA land (0.5 ha) for						
	Two, 1,20,000.00 (Rupees One lakh Twenty three theres						
	office of the state of the stat						
	prevailing wage rates as per compensatory Afforestation ashame						
	shall be deposited in advance with Department by the project	Total of Rs. 2,79,881.00(Rupees					
2.	Additionty. The CA will be maintained for 10 years	True Tall C					
2.	The User Agency shall transfer online for charge the normal Net	Thousand, Eight Hundred and					
	Present Value (NPV) for Rs. 1,56,813.00 (Rupees One lakh Fifty	Eighty One) has been transferred (as					
	Six thousand Eight hundred and Thirteen) only payable for the	mentioned in Demand Note-I to					
	0.234 ha forest area to be diverted under this proposal from the User	Adhoc CAMPA through e-challan					
	Agency as per the order of the Hon'ble Supreme Court of India	generated on PARIVESH portal					
	dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and	towards the charges for compensatory					
2	09/05/2008 in IA No. 566 in WP (C) No.202/1995 and as per the	afforestation scheme & Net Present					
	guidelines issued by the Ministry vide letter No. 5-1/1998-FC(Pt.II)	Value(NPV).					
	dated 8/09/2003.as well as letter No. 5-2/2006-FC dated						
	03/10/2006, 5-3/2007-FC dated 05/02/2009 and 5-3/2011-FC(vol-I)						
-	dated 19/01/2022 in this regard						
3.	All the funds received from the user agency under the project shall	Fund transferred/deposited to					
	be transferred/deposited to CAMPA fund only through e-portal	CAMPA fund only. (Deposit slip,					
	(https://parivesh.nic.in).	challan enclosed)					
4.	The complete compliance of the FRA, 2006 shall be ensured by	Agreed					
	way of prescribed certificate from the concerned District Collector						
5.	Violation of any of these conditions will amount to violation of	Agreed (Undertaking enclosed)					
	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	, i					
	issued by this Ministry's letter No.5-2/2017-FC dated 28.03.2019						
6.	The companies report	Agreed					
	(https://parivesh.nic.in).						
B : C	onditions which need to be strictly complied on field after handi	ng over of forest land to the User					
Agency by the State Forest Department but the compliance in form of undertaking shall be submitted prior							
	ge-Il approval;	Agreed (Undertaking enclosed)					
1.	Begar status of forest land property	Agreed (Ondertaking enclosed)					
	unchanged.						

<u>.</u>	Compensatory afforestation shall be taken up by the Forest Department over 0.5 ha degraded forest land (Location-Teri Khola Khasmal,Namchi (T)Range under Namchi 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.	Agreed
	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 Government from the User Agency. The User Agency shall furnish an undertaking to this effect.	Agreed (Undertaking enclosed)
j.	The expenditure like felling, logging and transportation of project affected trees for Rs. 1,57,572.00 (Rupees One Lakh Fifty Seven thousand Five hundred and Seventy Two) only should be deposited in the cutting & felling account of the Government for utilization immediately following the diversion of the forest land. 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 Forest Department and the cost of felling of trees shall be deposited by the User Agency with the Forest Department. 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. Government. If the same is to be executed through Forest&Environment Department {Rs. 1,91,688.00 (Rupees One Lakh Ninety One thousand Six hundred and Eighty Eight)only} shall be transferred in the cutting&felling account of the State Government.	Total of Rs. 3,49,440.00(Rupees Three Lakh,Forty Nine Thousand,Four Hundred and Forty)only has been deposited in saving account No. 100134029100112 IFSC Code No. IBKL0108SIC in Sikkim State Co-Operative Bank Ltd, Gangtok Branch against Demand Note No-II towards the charges of compensatory levies for felling, logging and transportation of project affected trees and Cost for Boundary Demarcation of Diverted forest land.
	Wherever possible and technically feasible, the User Agency shall undertake appropriate afforestation or vegetation enrichment measures near the sites related to the area diverted under this approval in consultation with the Forest Department at the project cost	Agreed (Undertaking enclosed)
	The lay out plan of the proposal shall not be changed without prior approval of the Central Government.	Agreed (Undertaking enclosed)
	 (a) All the natural streams and water bodies in surrounding area shall be protected. (b) The User Agency shall ensure that the labourers and staff engaged in construction activity do not damage the nearby forest flora and fauna. (c) Earth or any other material shall not be brought from and debris resulting during construction shall not be disposed of in the adjoining forest area by the user agency. (d) No labour camp shall be established on the forest land. (e) 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. (f) During and after the construction period of the project, the project authority shall continue to assist the Forest Department for conservation and development of natural resources of the State. 	Agreed (Undertaking enclosed)
).	(a) The forest land shall not be used for any purpose other than that specified in the Project proposal.(b) The period of diversion under this approval shall be co-terminus with the period of the project life.	Agreed (Undertaking enclosed)

And the supplication of th	Majorano Majoran	person without prior approval of Central Government.		
		Any other conditions that the Ministry of Environment, Forest & Climate change may stipulate from time to time in the interest of conservation, protection and development of forest and wildlife	Agreed (Undertaking enclosed)	

Now, I would like to request your good office to kindly arrange for final approval under Section 2 of the Forest Conservation Act, 1980 and grant permission to take up the construction activities in the above cited area with the provision of <u>Guidelines issued vide letter no. 11-306/2014-FC dated 28.08.2015 referance</u>

Thanking You,

Yours faithfully,

Chief Executive Officer, Chrest Secutive Officer, Namchi Smlat Chiy Ltd. Namchi, South Sikkim



(SPV of Govt. of Sikkim under Companies Act, 2013) CIN: U74999WB2017SGC219726

CERTIFICATE OF UNDERTAKING

The Namchi Smart City limited (NSCL) hereby agree to abide and act upon all the condition laid as per Forest Conservation Act 1980. The NSCL further undertake that any violation of the conditions laid out can be considered as direction violation of Forest(Conservation) Act, 1980.

The NSCL understand any such violation are subject to action 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's letter No. 5-2/2017-FC Dated:28.03.2019

Chief Executive Officer Chief Executive Officer Namehamen City Ltd Namehi, South Sikkim





(SPV of Govt. of Sikkim under Companies Act, 2013) CIN: U74999WB2017SGC219726

CERTIFICATE OF UNDERTAKING

The Namchi Smart City limited (NSCL) hereby give undertaking that there shall be remain unchanged of legal status of forest land proposed for the diversion of 0.234 ha for the construction of new link road from Durga Mandir to Kamrang Collage JOB-(A) at Dambudara Namchi Sikkim under Namchi Municipial Council.

Chief Executive Officer, Namchi Smart City Ltd. Namchi, South Sikkim





(SPV of Govt. of Sikkim under Companies Act, 2013)
CIN: U74999WB2017SGC219726

CERTIFICATE OF UNDERTAKING

The Namchi Smart City limited (NSCL) hereby give the undertaking to bear the cost of any additional amount of the Net Present Value(NPV) of the diverted forest land if left after the finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee.

Chief Executive Officer Chief Executive Officer Namens Samert Gity Ltd Namehi, South Sikkim





(SPV of Govt. of Sikkim under Companies Act, 2013) CIN: U74999WB2017SGC219726

CERTIFICATE OF UNDERTAKING

The Namchi Smart City limited (NSCL) hereby undertake to do appropriate afforestation or vegetation enrichment measures along the area of forest land diversion in consultation with the forest Department subject to its possibility and technically feasibility.

Chief Executive Officer, Namche Smart City Ltd. mch. South Sikkim





(SPV of Govt. of Sikkim under Companies Act, 2013) CIN: U74999WB2017SGC219726

CERTIFICATE OF UNDERTAKING

The Namchi Smart City limited (NSCL) hereby gives undertaking to accept any other condition that the Ministry of Environment, Forest & Climate change may add time to time in the interest of conservation, protection and development of forest and wildlife.

Chine PERCULTURE Officer Namchi Smart City Ltd. Namchi Smart Silvkiid





(SPV of Govt. of Sikkim under Companies Act, 2013) CIN: U74999WB2017SGC219726

CERTIFICATE OF UNDERTAKING

The Namchi Smart City limited (NSCL) hereby give undertaking that the lay out plan of the proposed diversion will not be changed without the prior consent and approval of the Central Government.

Chief Executive Officer, Namehi Smart City Ltd. Namehi, South Sikkim





(SPV of Govt. of Sikkim under Companies Act, 2013) CIN: U74999WB2017SGC219726

CERTIFICATE OF UNDERTAKING

The Namchi Smart City limited (NSCL) hereby gives undertaking the following as below:

- (a) All the natural streams and water bodies in surrounding area shall be protected.
- (b) The labourers and staff engaged in construction activity will not damage the nearby forest flora and fauna.
- (c) The Earth or any other material will not be brought from and debris resulting during construction will not be disposed off in the adjoining forest area.
- (d) No labour camp will be set on the forest land.
- (e) The alternate fuels preferably LPG to the labourers and the staff working at the site will be provided hence there shall be no any damage and pressure on the nearby forest areas.
- (f) The NSCL will provide its assist to Forest Department for conservation and development of natural resources of the State even and after the completion of construction period of the project.

Chief Exertitive Afficer

amchi. South Sikkim





(SPV of Govt. of Sikkim under Companies Act, 2013) CIN: U74999WB2017SGC219726

CERTIFICATE OF UNDERTAKING

The Namchi Smart City limited (NSCL) hereby gives the following undertaking as below:

- a) The Diverted forest land will be used only for the road construction purpose only.
- (b) The Forest Department can Co-terminus the period of diversion under the approval with the period of the project life.
- (c) There shall be no transferred of the diverted of proposed forest land to any other agencies, department or person without prior approval of Central Government.

Nonfer Excelling City Ltd.

