



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

Ref. No. 1850/FCA/F&ED/.....

Dated:.....2020

To,

The PCE-cum-Secretary,
Energy & Power Department,
Government of Sikkim, Gangtok.

Sub : Proposal for diversion of 0.5859 Ha. of forest land for laying of LILO of 132 KV Rangit-Melli at Namchi and 66 KV Single Circuit Namchi-Old Namchi Transmission Line in South District of Sikkim by Energy & Power Department, Govt. of Sikkim - In Principle Approval reg.

Sir,

Reference your No. FP/SK/TRANS/42087/2019 received through on-line/off line mode and after careful examination of your proposal, the State Govt. is hereby pleased to accord the **Stage-I (In-Principle) Approval** in terms of the General approval as conveyed by the Ministry of Environment, Forests & Climate Change, Govt of India, New Delhi under section 2 of Forest (Conservation) Act 1980 [vide letter No.F.No.11-9/98 FC, dated 03/01/2005 and Forest (Conservation) Rules, 2003 vide Chapter 4 para 4.3 category vide Sl. No. "c" – Electric line] for **diversion of 0.5859 Ha. of forest land for laying of LILO of 132 KV Rangit-Melli at Namchi and 66 KV Single Circuit Namchi-Old Namchi Transmission Line in South District of Sikkim by Energy & Power Department, Govt. of Sikkim**, subject to fulfillment of conditions as follows :-

- (i) The User Agency shall pay and transfer of **Rs. 17,38,328.00** (Rupees seventeen lakhs thirty eight thousand three hundred and twenty eight) only for cost of Compensatory Afforestation for raising and maintenance of over double the area diverted i.e. 1.2 Ha. in degraded forest land identified at Mikhola under Namchi (T) Range, South (T) Division.
- (ii) The User Agency shall pay and transfer of **Rs. 4,95,085.00** (Rupees four lakhs ninety five thousand and eighty five) only for the Net Present Value (NPV) for the forest land diverted under this proposal as per the Judgment of the Hon'ble Supreme Court of India date 23.03.2008 & 09.05.2008 in IA No.566 in WP (C) No.202/1995 and as per the guideline issued by the Ministry vide letter No. 5-3/2007-FC dated 05/02/2009 in this regard.
- (iii) All the above payment along with the funds for **Rs. 66,474.00** (Rupees sixty six thousand four hundred and seventy four) only for creation and maintenance of plantation of dwarf species in right of way under the transmission line as prepared by the concerned Division, shall be deposited in favour of the Principal CCF-cum-Pr. Secretary, Forests & Environment Department Govt. of Sikkim, Gangtok for onward depositing in the Compensatory Afforestation Fund of Sikkim.
- (iv) Additional amount of 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, will be charged by the State Govt. from the User Agency. The User Agency shall furnish an undertaking to this effect.
- (v) No labour camp shall be established on the forest land.

- (vi) The charges for felling, logging and transportation of project affected trees for **Rs. 54,149.00** (Rupees fifty four thousand one hundred and forty nine) only shall be deposited in favour of the Principal CCF-cum-Pr. Secretary, Forests & Environment Department Govt. of Sikkim, Gangtok.
- (vii) The expenditure like boundary walls, stone pillars, demarcation charges, cost of damage of trees, the funds on these account should be deposited with the DFO concerned.
- (viii) The user agency shall identify muck disposal site and prepare muck disposal management plan duly approved/agreed by the State Govt. for the aforesaid project proposal if required.
- (ix) The user Agency shall obtain the Environmental Clearance as per the provisions of the Environment (Protection) Act, 1986, before consideration of final approval, if required.
- (x) The user agency will have to obtain the Forest (Conservation) Act, 1980 clearance for stone, river sand, river boulder in forest land, if necessary.
- (xi) As per Ministry's letter No.11-30/96-FC (Pt) dated 14.09.2001, if the compliance of stipulated conditions is awaited from your department for more than 5(five) years, the in-principle approval would summarily be revoked considering that the user agency is no longer interested in the project.
- (xii) The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).

After fulfillment of the above conditions in completeness, the User agency shall submit the **compliance report** for seeking the Final Approval under General Approval under the Forest (Conservation) Act, 1980 and Forest (Conservation) Rules, 2003.

Diversion of forest land shall not be effected till the Final Approval is granted by the State Govt. in this respect. Demand Note in respect of Conditions No. (i) (ii) (iii) & (vi) are also enclosed for realization of payment.

The IPA is issued within the delegated powers of the State Govt. as conveyed by the Ministry of Environment Forests & Climate Change, Govt. of India with the Guidelines, referred to above.

Yours faithfully,

Sd-(Y.P. Gurung, IFS),
CCF-cum-Nodal Office (FCA)

Dated: 12/6/2020

Memo No. 1850/FCA/F&ED/44-47

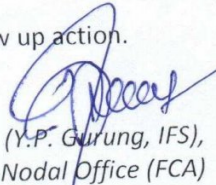
Copy to:-

1. PCCF-Pr. Secretary/F&ED
2. Conservator of Forest (T), Gangtok
3. DFO (Territorial) South Division
4. File

: For information, please.

: For information.

: For information & follow up action.


(Y.P. Gurung, IFS),
CCF-cum-Nodal Office (FCA)