



GOVERNMENT OF SIKKIM

OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS-cum-PRINCIPAL SECRETARY
FORESTS, ENVIRONMENT & WILDLIFE MANAGEMENT DEPARTMENT

Forest Secretariat, Deorali – Gangtok, (SIKKIM) Pin 737 102,

[Ph 281778, 281145, Fax No. 03592-281145, E-mail ID: fcasikkim@gmail.com]

Ref. No. 1724/FCA/FEWMD/...671-676

Dated...10/10.....2017

To,

The PCE-cum-Secretary,
Water Security & PHE Department,
Govt. of Sikkim,
Gangtok.

Subject: Proposal for diversion of 0.30 Ha of forest land from Barsey Rhododendron Sanctuary for Augmentation of Soreng & Chakung Water Supply Scheme from Ringyang Khola in West District of Sikkim by Water Security & PHE Department, Govt. of Sikkim - In-Principle Approval reg.

Sir,

Reference your [No. FP/SK/WATER/24368/2017 received through on-line/off line mode vide Letter No.319/WS&PHED dated the 17th February 2017 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 subsequently letter No.F.No.11-9/98-FC dated 13/2/2014 for **diversion of 0.30 Ha of forest land from Barsey Rhododendron Sanctuary for Augmentation of Soreng & Chakung Water Supply Scheme from Ringyang Khola in West District of Sikkim by Water Security & PHE Department, Govt. of Sikkim, subject to compliance of conditions stipulated here as under:-**

- (i) The legal status of forest land proposed to be diverted under the project shall remain unchanged.
- (ii) The User agency shall release the payment for Rs. **84,00,000.00** (Rupees eighty four lakhs) only towards the Conservation & Protection Plan for Barsey Rhododendron Sanctuary under Wildlife Division, West Sikkim to the Adhoc CAMPA through State Forest Department. [A Demand Note for the same is enclosed herewith for reference].
- (iii) The User agency shall release the Net Present Value of the forest land to be diverted for project purposes for Rs. **13,45,500.00** (Rupees thirteen lakhs forty five thousand and five hundred) only of the forest land being diverted for the project proposal as per the Order 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 letter No. 5-3/2007-FC dated 05/02/2009 in this regard. [A Demand Note for the same is enclosed herewith for reference]
- (iv) The User agency shall furnish an Undertaking to pay the additional amount of NPV, if any, that may become due after finalization of revised rates of NPV and effective date for its application by the Ministry.

- (v) The boundary of forest land to be diverted under the project shall be demarcated on the ground by using DGPS and erecting four feet high reinforcement cement concrete pillars super inscribed with serial numbers, back/front bearings and distance from pillar to pillar by the user agency at their own cost.
- (vi) All the above funds shall be remitted to the Corporation Bank, CGO Complex, Phase – I, Lodhi Road, New Delhi maintained by the Ad-hoc CAMPA through “e-payment” module. As per guideline communicated by the Ad -hoc CAMPA ,MoEF&CC, Govt. of India in its letter No. 12-2/2010-CAMPA dated 20th February’2017, the payment made other than through “e-payment” module shall not be taken into account for grant of Final Approval or working permission under the provision of Forest (Conservation) Act, 1980.
- (vii) The User agency shall obtain the Environment Clearance as per the provisions of Environment (Protection) Act 1986, if required.
- (viii) The User agency shall have to obtain the Forest (Conservation) Act 1980 clearance for removal of stone, river sand, river boulders in forest land, if necessary.
- (ix) The User agency shall comply any other condition imposed by the State Forest Department/State Govt or concerned Regional Office of the Ministry in the interest of the forest conservation, protection and propagation of the locality.
- (x) As per the Ministry’s Letter No.11-30/96-FC (Pt) dated 14-9-2001, if the compliance of conditions stipulated in the instant project proposal is awaited for more than 5 (five) years, the In-Principle approval will be summarily revoked considering that the User agency is no longer interested for the project.

After fulfilment of the above conditions in completeness, the User agency shall submit the **compliance report** for seeking the Final Approval of the State Govt under the said Act. Diversion of forest land shall not be effected till the final approval is granted by the State Govt in this respect.

Yours faithfully,

Sd/- (Y.P. Gurung, IFS)

CF-cum-Nodal Officer (FCA)

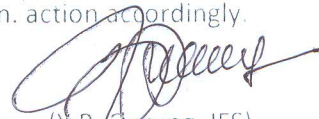
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Copy to:-

- 1) The Addl. Principal CCF (Central),
MoEFCC, NERO, Shillong : For information, please
- 2) PCCF-cum-Pr. Secretary/FEWMD : -do-
- 3) Conservator of Forests (Territorial) : -do-
- 4) DFO (T) West Division, Gyalshing : For information and follow up n. action accordingly.
- 5) Office Copy


(Y.P. Gurung, IFS)
CF-cum-Nodal Officer (FCA)