



Government of Jammu and Kashmir
Forests, Environment & Ecology Department

Subject:- Use of 5.3486 Ha forest land for construction of road from Dangdoro to Lopara- (Phase II) sector of Bhandarkote Nowpachi road in Marwah Forest Division by PWD

Reference: (i) Minutes of the 94th Forest Advisory Committee meeting held on 30-06-2016 under the Chairmanship of Chief Secretary(Chairman FAC) J&K, issued by the Chief Conservator of Forests/Nodal Officer(FCA) vide No.PCCF/FCA/2134/1894-1916 dated 28-07-2016.

(ii) Cabinet decision No.109/11/2016 dated 09-12-2016 conveyed by the General Administration Department.

(iii) Letter No. PCCF/FCA/ 1467/2076 -78 dated 16-05-2017 received from the Pr. Chief Conservator of Forests, J&K,

Government Order No:- 115 -FST of 2017

Dated:- 17 -05-2017.

Sanction is hereby accorded to, use of 5.3486 Ha forest land for construction of road from Dangdoro to Lopara- (Phase II) sector of Bhandarkote Nowpachi road in Marwah Forest Division by PWD with the following particulars:-

1.	User Agency/Applicant	PWD
2.	Range /Division/ District	Block: Sounder, Lopara & Nowpachi Range : Dachhan Division: Marwah District: Kishtwar
3	Compartment Nos.	Phase-2: 30h/D, 31a/D, 32/D, 33/D &34a/D.
3	Forest land	5.3486 Ha.
4.	Crop Density of the area	Dense
5.	Whether the area involved forms part of the wildlife Protected Area	No

6	Salient features of the project:						
	S.No.			Phase 2 nd			
	Total Length of the road			9 Km.			
	Length of the road through forest			4.675 Km.			
	Width			8 Mtr.			
	Forest area coming under road alignment			3.74 Ha.			
	Forest area required for dumping sides			1.6086 Ha. (4 Nos.)			
	Total Forest area Involved			5.3486 Ha.			
	Protection work on Forest Land			Breast Wall=3000 mtrs R/Wall =3630 metres			
	Total Population to be benefitted			15000			
7.	Number of Trees / Poles/ Saplings involved .						
	Phase	Species	Trees (30-40cm & above)	Poles (20- 30cm & 10- 20cm)	Saplings (0-10cm)	Total	
	Phase-2	Deodar	243	32	97	372	
		Kail	85	10	73	168	
		Broad leaved (Champ HC Nut, Walnut, Kakkasinghi, Willow, mulberry etc)	51	43	171	265	
		Total	379	85	341	805	
8.	Net Present Value of forest land involved						
	Phase	Comptt.	Area involved (Ha.)	Crop Density	Eco- Value Class	Rate/ Ha (Rs. In Lac)	Amount (Rs.)
	Phase-2	30h/D, 31a/D, 32/D, 33/D &34a/D.	5.3486	Dense	VI	8.97	47,97,695/-
9.	Compensatory Afforestation for double the area i. Phase II				Rs. 10,69,720/-		
10	Compensation of Trees/ Poles/ Saplings Phase II				Rs.60,07,020/-		

However, the above sanction shall be subject to the terms and conditions as given here under:

1. The proprietary and legal status of forest land shall remain unchanged.
2. The forest land shall be utilized only for the purpose for which it has been indented, that too under close supervision and periodical spot inspection of the concerned

Forest Department Officers. The report of the concerned DFO shall be submitted to the FAC Cell in the Office of Principal Chief Conservator of Forests, J&K, with copies to the Administrative Department.

3. The forest land shall not be mortgaged, reassigned, leased or sub-leased by user agency in any manner what so ever to any other agency.
4. The user Agency had made the payment in full of the amount summarized below, as reported by the Nodal Officer FCA, vide letter mentioned at Ref.(iii).

S.No.	Component	Phase II
i.	Net Present Value	Rs.47,97,695
ii	Compensatory Afforestation	Rs.10,69,720
iii.	Compensation of Trees/Poles/Sapp.	Rs.60,07,020
Total:-		Rs.1,18,74,435

5. The User Agency shall pay the additional amount of NPV, if so determined as per decision of the Hon'ble Supreme Court of India.
6. The User Agency and / or its contractors will not bring any forest area under their use, other than the actual area/ activity approved by the Government for the instant proposal. Any laxity or deviation on this account by the user agency or its contractors will attract penal provisions of the relevant Acts / legal provisions.
7. (i) The extraction of the trees /poles shall be done by the State Forest Corporation/Divisional Forest Officer concerned on the basis of markings administratively approved by the Chief Conservator of Forests, Jammu/Kashmir. The marking for tree for felling will be done in consultation with the user agency and effort shall be made to save maximum number of trees / poles /saplings. The cost of extraction and transportation shall be paid by the user agency directly to the agency executing the extraction.

(ii) The fundamental rule for marking of trees enumerated during processing of the proposals will be to save maximum number of trees without compromising with the construction and maintenance of the approved project structure and no trees / poles / saplings will be felled/ cut /pruned / lopped for purposes / project activities other than those approved / sanctioned.
8. The User Agency shall construct retaining walls/breast walls on forest land and take all necessary steps to check soil erosion which may result due to proposed construction of the road in consultation with the Soil Conservation Department. The Forest Department shall take due cognizance under law for any laxity on this account on the part of the User Agency which might trigger soil erosion in the area.
9. The User Agency shall ensure that muck shall be disposed of only on the designated sites. In case muck is found to be dumped on forest land not identified for the purpose, The Divisional forest officer concerned shall immediately stop the work till

restoration work is done. The User Agency shall ensure to provide proper protection work at muck dumping site. Muck disposal site shall be properly compacted and it will be protected by engineering and biological means. The muck dumping sites shall be futuristically developed for wayside facilities on the highway.

10. Any damage done to the forest by the User Agency or its contractors shall be charged from the User Agency @ 10 times the standard rate.
11. The forest land so allowed for use shall return to the Forest Department free of any encumbrances when it is no longer required by the User Agency.
12. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue before commissioning of the project.

By Order of the Government of Jammu and Kashmir.

Sd/-
(Muhammad Afzal) IAS,
Commissioner/ Secretary to Government
Forest, Env. & Ecology Department

No:-FST/Land/68/2016 -1

Dated:- 17 -05-2017.

Copy to the:-

1. Secretary to the Government of India, Ministry of Environment, Forests and Climate Change, New Delhi.
2. Principal Chief Conservator of Forests,(HoFF), J&K, Srinagar.
3. Commissioner /Secretary to Government, Public, Works (R&B) Department.
4. Divisional Commissioner Jammu for information.
5. Director, Social Forestry, J&K, Jammu.
6. Director, Soil & Water Conservation Department, J&K, Jammu.
7. Director, SFRI, J&K Jammu.
7. Director, Archives, Archaeology & Museums J&K, Jammu.
9. CCF/Nodal Officer, FCA, office of the PCCF, J&K, Jammu.
10. Officer on Special Duty with the Hon'ble Minister for forests, Environment & Ecology.
11. Special Assistant to Hon'ble MoS for Forest, Environment & Ecology.
12. Private Secretary to the Chief Secretary (Chairman FAC),
13. Private Secretary to Commissioner/.Secretary to Government, Department of Forests, Environment & Ecology.
14. P.A to Secretary (Technical) Department of Forest, Environment & Ecology.
15. Government order file/Stock file.

(Amreet Singh), KAS
Deputy Secretary to Government
Forest, Environment & Ecology Deptt.

17/5/17

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