



Government of Jammu and Kashmir
Forests, Environment & Ecology Department

Subject:- Use of 0.34 Ha. of forest land for construction of road from Haril to Shiltera by PMGSY in Langate Forest Division.

Reference: (i) Minutes of the 95th Forest Advisory Committee meeting held on 25-10-2016 under the Chairmanship of Chief Secretary(Chairman FAC) J&K, issued by the Chief Conservator of Forests/Nodal Officer(FCA) vide No.PCCF/FCA/2141/2972-97 dated 11-11-2016.

(ii) Cabinet decision No.24/02/2017 dated 13-02-2017 conveyed by the General Administration Department.

(iii) Letter No. PCCF/FCA/2022/1025-29 dated 07 -03-2017 received from the Pr. Chief Conservator of Forests, J&K,

Government Order No:- /25 -FST of 2017
Dated:- 22 -05-2017.

Sanction is hereby accorded to use of 0.34 Ha. of forest land for construction of road from Haril to Shiltera by PMGSY in Langate Forest Division with the following particulars:-

1.	User Agency/Applicant	PMGSY
2.	Location	Comptt. : 16 & 19/Mawar Block : Khudi Range : Mawar Division : Langate District : Kupwara
3.	Forest land	0.34 Ha.
4.	Crop Density of the area	Dense
5.	Whether the area involved forms part of the wildlife Protected Area	No

6	<u>Salient Features of the project:</u>																									
	viii.	Total length of the road	= 3.50 Km.																							
	ix.	Length of the road through forest	= 400Mtrs.																							
	x.	Width (RoW)	= 6Mtrs.																							
	xi.	Forest land involved in road alignment	=0.24 Ha.																							
	xii.	Area involved in Muck Dumping Sites	= 0.10Ha (1 sites)																							
	xiii.	Total Forest area involved	= 0.34 Ha.																							
	xiv.	Total Population to be benefited	= 350 persons																							
7.	Number of Trees / Poles/ Saplings involved.																									
	<table border="1"> <thead> <tr> <th data-bbox="250 728 533 862">Species</th> <th data-bbox="548 728 807 862">Trees (30-40cm & above)</th> <th data-bbox="815 728 1034 862">Poles (20- 30cm & 10-20cm)</th> <th data-bbox="1042 728 1207 862">Saplings (0-10cm)</th> <th data-bbox="1215 728 1466 862">Total</th> </tr> </thead> <tbody> <tr> <td data-bbox="250 862 533 907">Deodar</td> <td data-bbox="548 862 807 907">3</td> <td data-bbox="815 862 1034 907">1</td> <td data-bbox="1042 862 1207 907">0</td> <td data-bbox="1215 862 1466 907">4</td> </tr> <tr> <td data-bbox="250 907 533 952">Kail</td> <td data-bbox="548 907 807 952">3</td> <td data-bbox="815 907 1034 952">1</td> <td data-bbox="1042 907 1207 952">1</td> <td data-bbox="1215 907 1466 952">5</td> </tr> <tr> <td data-bbox="250 952 533 996">Total</td> <td data-bbox="548 952 807 996">6</td> <td data-bbox="815 952 1034 996">2</td> <td data-bbox="1042 952 1207 996">1</td> <td data-bbox="1215 952 1466 996">9</td> </tr> </tbody> </table>	Species	Trees (30-40cm & above)	Poles (20- 30cm & 10-20cm)	Saplings (0-10cm)	Total	Deodar	3	1	0	4	Kail	3	1	1	5	Total	6	2	1	9					
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	<i>*124 No of shrubs are also involved.</i>																									
8.	Net Present Value of forest land involved																									
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16/Mawar	0.34	Dense	V	8.45	Rs.2,87,300/-																					
9.	Compensatory Afforestation.				Nil as the area is less than 1 Ha.																					
10	Compensation of Trees/ Poles/ Saplings				Rs.2,22,880/-																					

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 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.
3. The forest land shall be utilized only for the purpose for which it has been indented.
4. 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.
5. 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	Amount (in Rs.)
i.	Net Present Value	Rs. 2,87,300/-
ii.	Compensation of Trees/Poles/Sapp.	Rs.2,22,880/-
Total:-		Rs.5,10,180/-

6. The User Agency shall pay the additional amount of NPV, if so determined as per decision of the Hon'ble Supreme Court of India.
7. (i) The extraction of the trees /poles/saplings 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, Kashmir. The marking for tree 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 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.
9. 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.
10. User Agency shall ensure that muck shall be disposed off only on the designated sites. In case muck is found to be dumped on forest land not identified for the purpose, Divisional forest officer concerned shall be at liberty to immediately stop the work till restoration work done. 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.
11. 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.
12. 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.
13. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue before commissioning of the project.

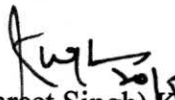
By Order of the Government of Jammu and Kashmir.

Sd/-
(Muhammad Afzal) IAS,
Commissioner/ Secretary to Government
Forest, Env. & Ecology Department
Dated:- 22 -05-2017.


No:-FST/Land/89/2016

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.
3. Commissioner /Secretary to Government, Public Works (R&B), Department.
4. Divisional Commissioner Kashmir for information.
5. Director, Social Forestry, J&K.
6. Director, Soil & Water Conservation Department, J&K.
7. Director, Archives, Archaeology & Museums J&K.
9. CCF/Nodal Officer, FCA, office of the PCCF, J&K.
10. Chief Engineer, (PMGSY) Kashmir.
11. Officer on Special Duty with the Hon'ble Minister for forests, Environment & Ecology.
12. Special Assistant to Hon'ble MoS for Forest, Environment & Ecology
13. Private Secretary to the Chief Secretary (Chairman FAC),
14. Private Secretary to Commissioner/.Secretary to Government, Department of Forests, Environment & Ecology
15. P.A to Secretary (Technical) Department of Forest, Environment & Ecology
16. Government order file/Stock file.


(Amreet Singh) RAS,
Deputy Secretary to Government
Forest, Env. & Ecology Department.

20/5/17


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