



Government of Jammu and Kashmir
Forests, Environment & Ecology Department

Subject:- Use of 4.00 Ha. of forest land for construction of road from Kishtwar Nildori Bangus Gali Lakut Bangus Drangyari from Km 5.00 to Km 9.00 by GREF in Langate Forest Division.

- Reference: (i) Minutes of the 96th Forest Advisory Committee meeting held on 14-02-2017 under the Chairmanship of Chief Secretary(Chairman FAC) J&K, issued by the Chief Conservator of Forests/Nodal Officer(FCA) vide No.PCCF/FCA/2304-II/870-902 dated 23-02-2017.
- (ii) Cabinet decision No.41/Cir/2017 dated 20-04-2017 conveyed by the General Administration Department.
- (iii) Letter No. PCCF/FCA//2051-53 dated 15 -04-2017 received from the Pr.Chief Conservator of Forests, J&K,

Government Order No:- 159 -FST of 2017
Dated:- 21- -06-2017.

Sanction is hereby accorded to the use of 4.00 Ha. of forest land for construction of road from Kishtwar Nildori Bangus Gali Lakut Bangus Drangyari from Km 5.00 to Km 9.00 by GREF in Langate Forest Division with the following particulars:-

1.	User Agency/Application	GREF
2.	Location	Comptt : 32d/Mawar Block : Nowgam Range : Mawar Division : Langate District : Kupwara
3.	Forest land	4.00 Ha.
4.	Whether the proposal involves wildlife protected area	No
5.	Crop Density	Open
6.	Salient features: i. Total length of the road ii. Length of road through forest iii. Width (RoW) <i>Justification for 10 Mtr. Width)</i> This road construction is being proposed for defence purpose. Formation width of road has been proposed as 10 Mtr. which is the minimum requirement as per road geometrics. After construction, this road is to be used by the Army for transporting their heavy load with machinery, for which a road should have large turning radius.	18.50 Km. 4 Km. 10 Mtrs.

[Handwritten signature]

Being snow bound area, it is mandatory to keep formation width of the road as 10 Mtr. In case the width is reduced, it will be troublesome during snow clearance operations. Due to less availability of formation width, snow clearance equipment can roll down into the gorge/valley.

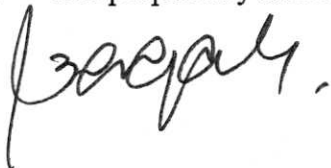
Hence it is mandatory to keep the formation width of this road as 10 Mtr.

- iv. Forest land involved in road alignment 4.00 Ha.
v. Area involved in Muck dumping sites Nil (Muck from the formation cutting will be used for filling of formation over the entire road stretch as per the certificate given by the concerned User Agency.
vi. Total Forest area involved 4.00 Ha.
vii. Protection works on forest land User Agency shall construct 528 Mtrs Retaining/ breast walls. Drainage would be provide all along length of the road 17 Nos. of culverts are also proposed to be provided.

7.	Number of Trees / Poles/ Saplings involved .																
	Species	Trees (30-40cm & above)	Poles (20-30cm & 10-20cm)	Saplings (0-10cm)	Total												
	Fir	255	20	12	287												
	Total:	255	20	12	287												
	<i>(*Besides 287 trees/poles/shrubs are also involved)</i>																
8.	<table border="1"> <thead> <tr> <th>Compt.</th> <th>Area involved</th> <th>Crop Density</th> <th>Eco-Value Class</th> <th>Rate/Ha/ (Rs. in lac)</th> <th>Amount (Rs)</th> </tr> </thead> <tbody> <tr> <td>32d/Mawar</td> <td>4.00</td> <td>Very Dense</td> <td>V</td> <td>9.39</td> <td>37,56,000/-</td> </tr> </tbody> </table>					Compt.	Area involved	Crop Density	Eco-Value Class	Rate/Ha/ (Rs. in lac)	Amount (Rs)	32d/Mawar	4.00	Very Dense	V	9.39	37,56,000/-
Compt.	Area involved	Crop Density	Eco-Value Class	Rate/Ha/ (Rs. in lac)	Amount (Rs)												
32d/Mawar	4.00	Very Dense	V	9.39	37,56,000/-												
9.	Compensatory Afforestation for double the area i.e. 8.00 Ha. @ Rs.1 lac per Ha.	Rs.8,00,000/-															
10.	Compensation of trees/poles/saplings	Rs.29,93,300/-															
11.	Cost of Roadside plantation for 4 Kms. @ Rs.6 lac per Km.	24,0000/-															

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

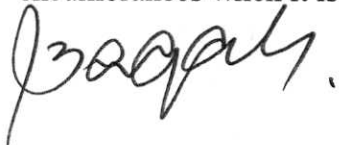
1. The proprietary and legal status of forest land shall remain unchanged.



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 user Agency had made the payment in full of the amount summarized below, as reported by the Nodal Officer Forest, Advisory Committee, vide letter mentioned at Ref.(iii).

S.NO	Component	Amount
i	Net Present Value	Rs.37,56,000 /-
ii.	Compensatory Afforestation	Rs.8,00,000/-
iii.	Compensation of trees/poles/saplings	Rs.29,93,300/-
iv.	Roadside plantation	Rs.24,00,000
	Total	Rs.99,49,300 /-

5. 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.
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, Jammu. 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.
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.
9. The User Agency shall ensure that Mulba is dumped either at identified place within the forest land proposed for diversion or shall arrange the dumping of Mulba outside the forest area is utilize the same as per the proposal.
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 of 1992.
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.

h


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/8/2017


Dated:- -06-2017.

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, Srinagar
7. Director ,SFRI, J&K Jammu.
7. Director ,Archives, Archaeology & Museums J&K, Srinagar
9. CCF/Nodal Officer, FCA, office of the PCCF, J&K, Srinagar
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.


(M.Y Baqal) 21/6/17

Under Secretary to Government
Forest,Env. & Ecology Deptt.


21/6