



Government of Jammu and Kashmir
Forests, Environment & Ecology Department

Subject:- Use of 8.08 ha of forest land for dumping sites of muck to be excavated from work of four laning of NH-AI from Ramban to Banihal Stretch (Km 151 to Km 178) by National Highway Authority of India in Ramban 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/ 901-II/1452-54 dated 06 -04-2017, received from the Pr.Chief Conservator of Forests, J&K,

Government Order No:- 81 -FST of 2017

Dated:- 11 -04-2017.

Sanction is hereby accorded to use of 8.08 ha of forest land for dumping sites of muck to be excavated from work of four laning of NH-AI from Ramban to Banihal Stretch(Km 151 to Km 178) by National Highway Authority of India in Ramban Forest Division with the following particulars:-

1.	User Agency/Applicant	National Highway Authority of India (NHAI)
2.	Location	Comptt.: 38, 39 & 40/Ramban Block : Ramban Range : Ramban Division : Ramban District : Ramban
3.	Forest land involved	8.08 Hectare
4.	Crown Density	Open
5.	Whether the area involved forms part of the wildlife Protected Area	No

Salient features of the project:

I	Muck dumping sites (7 No's)	=8.08 Ha. (in compts). 40/R = 2 sites 39/R = 4 sites 38/R = 1 site
II	Total Forest area involved	=8.08 Ha
III	The project has already been sanctioned vide Govt. order No: 264-FST of 2009 Dated 19.06.2008 for four laning of NH-1A from Karol (Jaiswal Bridge) to Banihal (Km.145 to Km.188) Sector by National Highway Authority of India in Ramban Forest Division. In the previous proposal there was no provision of muck dumping site The current proposal is for the dumping sites of muck to be excavated from the work of four laning of NH-1A from Karol (Jaiswal Bridge) to Banihal.	

7. Net Present Value of forest land involved ;

Comptt	Area involved (Ha.)	Crop Density	Eco-Value Class	Rate/ Ha (Rs. In Lac)	Amount (Rs.)
38, 39 & 40/Ramban	8.08	open	VI	6.99	Rs. 56,47,920/-

8. Compensatory Afforestation for double the area involved i.e. 16.16 Ha. @ Rs. 1.00 lac per Ha. Rs. 16,16,000/-

9. Compensation of trees/poles/saplings

Division	Species	Trees (30-40cm & above)	Poles (20-30cm & 10-20cm)	Saplings (0-10cm)	Total
Batote	Chir	9	18	7	34
	Broad Leaved: Kikar, Sansaroo, Sosp, Kau, Kankra, Senta	0	36	574	610
	Total	9	54	581	644

10. Compensation of Trees/Poles/Saplings Rs.88,552/-

Summary of amounts to be deposited under different components

S.No.	Component	Amount (Rs.)
i	Net Present Value	56,47,920/-
ii.	Compensatory Afforestation	16,16,000/-
iii.	Compensation of Trees/Poles/Saplings	88,552/-
	Total	73,52,472/-

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

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

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

The forest land shall be utilized only for the purpose for which it has been indented.

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).
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 mulba/muck shall be dumped only on the designated sites. The User Agency shall be responsible for the eco-restoration of the muck dumping sites identified on forest land through engineering and biological means and keeping due provision in the DPR for the same. The Divisional Forest Officer concerned shall immediately stop the work till restoration work is 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.
9. Any damage done to the forest by the User Agency or its employees and contractors or people employed by them shall be charged from the User Agency @ 10 times the standard rate of 1992.
10. 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.
11. 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
Forests, Environment & Ecology

to the:-

- Secretary to the Government of India, Ministry of Environment, Forests and Climate Change, New Delhi.
- Principal Chief Conservator of Forests(HoFF) J&K, Jammu.
- Commissioner/Secretary to Government, Public Works (R&B) Department.
- Secretary to Government, Tourism Department.
- Director, Soil & Water Conservation Department, J&K, Jammu.
- Chief Conservator of Forests, Jammu.
- CCF/Nodal Officer, FCA, office of the PCCF, J&K, Jammu
- Director ,Archives, Archaeology & Museums J&K, Jammu .
9. Project Director, NHAI,PIU J&K, Jammu.
10. Officer on Special Duty with the Hon'ble Minister for Forests, Env. & Ecology Department.
11. Special Assistant to Hon'ble Minister of State for Forests, Env.& 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.

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