



Government of Jammu and Kashmir
Department of Forest, Environment & Ecology
Civil Secretariat, Srinagar
www.jkforestadm.nic.in

Subject:- Use of 4.1193 Ha. of forest additional land for construction of Bridge No. 85 and 87 falling in compartment No. 38/Ar, 36/Ar and 35/Ar of Forest Range Gool of USBRL Northern Railway- Mahore Forest Division.

Reference: (i) Minutes of the 106th meeting of the Forestry Advisory Committee held on 20.04.2018 under the Chairmanship of Chief Secretary J&K (Chairman FAC), issued by the Chief Conservator of Forests / Nodal Officer (FCA) vide No. PCCF/FCA/2667/2684-2704 dated 12.05.2018.

(ii) State Administrative Council Decision No.11/2/2018 dated 04.07.2018.

(iii) Letter No.PCCF/FCA/2535/4201-04 dated 31.07.2018 received from the Pr. Chief Conservator of Forests (HoFF), J&K.

Government Order No. 269- FST of 2018
D a t e d:- 13 -08-2018

Sanction is hereby, accorded to the use of 4.1193 Ha. of forest additional land for construction of Bridge No. 85 and 87 falling in compartment No. 38/Ar, 36/Ar and 35/Ar of Forest Range Gool of USBRL Northern Railway- Mahore Forest Division with the following particulars:-

Details of the Current Proposal:

1. User Agency/Applicant	Northern Railway
2. Location	Comptt. : 38/Ar, 36/Ar and 35/Ar Block : Mahore Range : Gool Division : Mahore Forest Division District : Ramban

Govt. order entered in Mahore upi. system date 20/08/2018.

*S.O (PCA) / Jr. A (A)
Per n/a.*

*20/08/2018
CCF (PCA)*

[Signature]

3. Objective	Udhampur-Srinagar-Baramulla rail link (USBRL) is a national project and construction of Bridges in Katra-Reasi section is part of railway line /alignment.
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4 Salient Features of the project:		
I	Forest area involved	4.1193 Ha
II	Protection work	Not required

5	Crop Density of the area	Dense Forest
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6.	a	Whether the forest land proposed to be used for non-forest purpose forms part of a natural reserve, national park, wildlife sanctuary, biosphere reserve or forms part of the habitat of any endangered or threatened species of flora and fauna or any area lying in severely eroded catchment.	No
	b	Whether the use of any forest land is for agriculture purposes or for the rehabilitation of displaced persons.	No
	c	Whether the Principal Chief Conservator of Forests had certified that it has, considered all other alternatives and that no other alternative in circumstances are feasible and that the required area is the minimum needed for the purposes, and,	Yes
	d	Whether the department or authority requisitioning forest land for non-forest uses undertakes to provide at its own cost acquisition of an equivalent area and afforestation thereof.	The User Agency requisitioning forest land for non-forest purpose has not undertaken to provide an equivalent area at its own cost of acquisition. It has however agreed to provide cost of afforestation on double the forest area. Further it has also undertaken to pay the NPV as per the Hon'ble Supreme court directions.

7. Number of Trees / Poles/ Saplings involved:				
Species	Trees (30-40cm & above)	Poles (20-30cm & 10- 20cm)	Saplings (0- 10cm)	Total
Chir (<i>Pinus roxburghii</i>)	10	02	04	16

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Broad Leaved: Champ (<i>Alnus nitida</i>), Walnut (<i>Juglans regia</i>), etc.		72	65	152	289
Total		82	67	156	305

8. Net Present Value of forest land involved:					
Comptt. No.	Area involved (Ha.)	Crop Density	Eco-Value Class	Rate/ Ha (Rs. In Lac)	Amount (Rs.)
38/Ar, 36/Ar and 35/Ar	4.1193 Ha	Dense	V	8.45	Rs. 34,80,809/-
9. Compensatory Afforestation for double the area i.e 8.24 Ha. @ Rs. 1 Lakh per hectare			Rs.8,24,000 /-		
10. Compensation of Tress/Poles/ Saplings as per revised standard rates of 2018 (one time).			Rs.18,99,272/-		

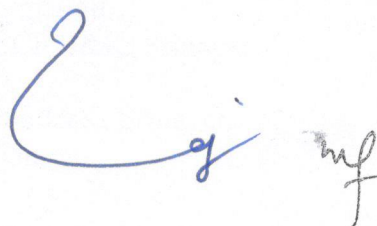
The user agency has made the payment in full of the amount summarized below as reported by PCCF vide letter mentioned at Ref. (iii).

S.No.	Component	Amount
i.	Net Present Value	Rs. 34,80,809/-
ii.	Compensatory Afforestation	Rs.8,24,000 /-
iii.	Compensation of trees	Rs.18,99,272/-
Total		Rs. 62,04,081/-

Terms and Conditions:-

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 shall pay the additional amount of NPV, if so determined as per decision of the Hon'ble Supreme Court of India.





(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.

7. 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.

8. Any damage done to the forest by the User Agency or its contractors shall be charged from the User Agency @ 10 times as per the revised standard rate of 2018 issued vide the Government Order No: 10-FST of 2018 dated: 09.01.2018.

9. 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.

10. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue before commissioning of the project.

11. The User Agency shall make plantation of Walnut trees on either side of the track and shall also provide required assistance to Forest Department in raising nursery of Walnut and other important tree species in the affected area.

By order of the Government of Jammu and Kashmir.

Sd/-

(Saurabh Bhagat)IAS

Commissioner / Secretary to Government

Forest, Environment & Ecology Department.

No:FST/Land/39/2018-I

Dated:- 13 -08-2018.

Copy to the:-

1. Secretary to the Government of India, Ministry of Environment, Forests and Climate Change, New Delhi.
2. Managing Director, State Forest Corporation, J&K, Srinagar.
3. Principal Chief Conservator of Forests, J&K, Srinagar.
4. Divisional Commissioner Jammu for information.
5. CCF/Nodal Officer, FCA, office of the PCCF, J&K, Srinagar
6. CCF, Jammu.
7. Director, Archives, Archaeology & Museums J&K, Srinagar.
8. Chief Engineer (South) USBRL Project Jammu.

9. OSD to Hon'ble Advisor (K) for kind information of Hon'ble Advisor.
10. Private Secretary to the Chief Secretary (Chairman FAC).
11. Private Secretary to Comm./Secretary to Government, Department of Forests, Environment & Ecology
12. P.A to Secretary (Technical) Department of Forest, Environment & Ecology.
13. Government order file.(w.2.s.c) / stock file.

Amf
Under Secretary to Government
Forest, Environment & Ecology Department
OK

Government of Jammu and Kashmir
Office of the Principal Chief Conservator of Forests J&K, Srinagar

PCCF/FCA2535/ *4625-28*

Dated: *28* /08/2018

Copy of above forwarded for necessary action to the:

1. Chief Conservator of Forests, Jammu.
2. Chief Engineer, South USBRL Project , Jammu
3. Conservator of Forests, West Circle Rajouri
4. Divisional Forest Officer, Mahore Forest Division

Amf
28/08/2018
(Abdul Gani), IFS
Chief Conservator of Forests
(FCA)/ Nodal Officer
Amf