



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

Subject:- Use of 0.125 Ha. of forest land for construction of Solid Waste Management Plant at Gulmarg by Gulmarg Development Authority in Special Forest Division Tangmarg.

Reference: (i) Minutes of the 102nd meeting of the Forest Advisory Committee held on 06.09.2017 under the Chairmanship of Chief Secretary J&K, issued by the Chief Conservator of Forests/Nodal Officer(FCA) vide No. PCCF/FCA/ 2450/4143-63 dated: 12.09.2017.
(ii) Cabinet Decision No. 178/11/2017 dated 03.10.2017.
(iii) PCCF/FCA/2435/5691-94 dated 22.11.2018 received from the office of Pr. Chief Conservator of Forests, J&K, Jammu.

Government Order No:-399 -FST of 2018
D a t e :- 27 -12-2018

Sanction is hereby, accorded to the use of 0.125 Ha. of Forest land for construction of Solid Waste Management Plant at Gulmarg by Gulmarg Development Authority in Special Forest Division Tangmarg, with the following particulars:-

1.	User Agency/Applicant	Gulmarg Development Authority
2.	Location	Comptt : 47b/Gul Range : Gulmarg Block : Tangmag Division : Special Tangmag Forest Divn District : Baramulla
3.	Objective	The aim is to set up a Solid Waste Management Plant for utilization of biodegradable organic waste generated in Gulmarg.
4.	Protection Work	Nil.
5.	Salient Features of the project:	

SA/PA/PA
12/12/2018
MCCF (FCA)

of

	I	Total Area proposed for the Project	0.125 Ha.			
	II	Protection Work	Nil.			
6.	Crop Density of the area		Dense			
	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.	Compensatory Afforestation not applicable as the area is less than one hectare. However, the user agency has undertaken to pay the cost 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	
	Kail	4	0	0	4	
	Fir	7	0	0	7	
	Total	11	0	0	11	
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.)
	47b/Gul	0.125	Dense	VI	8.97	1,12,125/-
9.	Compensation of trees/poles/saplings				Rs.1,01,274/-	
10.	Compensatory Afforestation				Nil.	

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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.1,12,125/-
ii.	Compensation of trees	Rs. 1,01,274/-
Total		Rs.2,13,399/-

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.
6. (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.
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 the standard rate of 1992.
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 adopt new technologies for scientific disposal of bio degradable and Non biodegradable waste to replace the existing traditional method of land filling for waste disposal.

By order of the Government of Jammu & Kashmir.

Sd/-

(Manoj Kumar Dwivedi)IAS
Commissioner / Secretary to Government
Forest, Environment & Ecology Department.
Dated:- 27 -12-2018.

No:FST/Land/44/2017

Copy to the:-

1. Secretary to the Government of India, Ministry of Environment, Forests and Climate Change, New Delhi.
2. Commissioner/Secretary to Government, Tourism Department, J&K, Jammu.
3. Principal Chief Conservator of Forests, J&K, Jammu.
4. Divisional Commissioner, Kashmir..
5. Chief Conservator of Forests, Kashmir.
6. CCF/Nodal Officer, FCA, office of the PCCF, J&K, Jammu
7. CEO Gulmarg Development Authority.
8. Director, Archives, Archaeology & Museums J&K, Jammu.
9. Officer on Special Duty with the Advisor (K) to Hon'ble Governor.
10. Private Secretary to the Chief Secretary (Chairman FAC).
11. Private Secretary to Commissioner Secretary to Government, Department of Forests, Environment & Ecology.
12. Private Secretary to Secretary (Technical) Department of Forest, Environment & Ecology.
13. Government order file.

Under Secretary to Government
Forest, Environment & Ecology Department.

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

NO. PCCF/FCA/2435/ 7118-21

Dated 29 -12-2018

Copy of above forwarded for necessary action to the.

1. Chief Conservator of Forests, Kashmir.
2. Conservator of Forests, Srinagar Circle, Srinagar.
3. Chief Executive Officer, Gulmarg Development Authority.
4. Divisional Forest Officer, Special Forest Division, Tangmarg.

(Savesh Rai), IFS,
APCCF (CAMPA)
Link Officer
CCF & Nodal Officer (FCA)

21/12

29/12