



Government of Jammu and Kashmir
Forests, Environment & Ecology Department

Subject:- Use of 19.624 Ha. of forest land for construction of standalone Ring Road/Bypass around Jammu City under NHDP Phase-V in Jammu Forest Division by NHAI.

Reference: (i) Minutes of the 100th Forest Advisory Committee meeting held on 25-07-2017 under the Chairmanship of Chief Secretary (Chairman FAC) J&K, issued by the Chief Conservator of Forests/Nodal Officer (FCA) vide No.PCCF/FCA/2426/3200- 3219 dated 26-07-2017.

(ii) Cabinet decision No.130/9/2017 dated 28-07-2017 conveyed by the General Administration Department.

(iii) Letter No. PCCF/FCA//1955/4527-29 dated 28-09-2017. received from the Pr. Chief Conservator of Forests, J&K,

Government Order No:- 06 -FST of 2018

Dated:- 04 -01-2018.

Sanction is hereby accorded to the use of 19.624 Ha. of forest land for construction of standalone Ring Road/Bypass around Jammu City under NHDP Phase-V in Jammu Forest Division by NHAI, with the following particulars:-

1.	User Agency/Applicant	NHAI	
2.	Location	Comptt. : 4/P & 4/N Range : Jammu Block : Nagrota Division : Jammu District : Jammu	
3.	Objective	To four lane Ring Road/ Bypass Road to Jammu city.	
4.	Salient Features of the project:		
	I	Total Length of the road	57.206 Km.
	II	Length of the road through Forest land	162160 Sq mtrs.
	III	Width of the road	Width of the road varies at different location.
	IV	Therefore forest land required for road	16.216 Ha.

F. No.
1955

o/c

[Handwritten signature]

[Handwritten signature]
05/11

[Handwritten signature]

	V	Area required for Tunnels (2 Nos.)	i. 32640 Sqmtrs. ii. 1440 Sqmtrs. Total: 34080 Sqmtrs.
	V	Mulba Dumping details	As intimated by the CF East Circle, the User Agency has reported that the total soil available from earth cutting will be insufficient to carry out filling and extra soil will be required to carry out balance filling work. 40% hard rocks will be reused for construction of breast wall/retaining wall and to produce aggregates. Therefore, no dumping site is required by the User Agency.
	VI	Total Forest land required	19.624 Ha.
	VII	Protection work on Forest Land	The User Agency shall provide the Breast/retaining walls on the forest land as per requirement. The details have been given in the DPR.
5.	Crop Density of the area		Very Dense
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 acquire the land at its own cost and provide the same to forest department. 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	355	107	2	464
Broad leaved: Acacia Catchu, Ficus Indica, Dalbergia Sissoo etc.	283	4001	959	5243
Total	638	4108	961	5707

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.)
4/P & 4/N	19.624	Very Dense	V	9.39	Rs.1,84,26,936/-

9. **Compensatory Afforestation for double the forest area involved i.e 39.248 Ha. @ Rs. 1 Lac per ha.** Rs. 39,24,800/-
10. **Compensation of trees/poles/saplings** Rs. 32,80,306/-

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 FCA, vide letter mentioned at Ref.(iii).

S.No.	Component	Amount(Rs)
i	Net Present Value	Rs. 1,84,26,936/-
ii.	Compensation of trees	Rs. 32,80,306/-
iii.	Compensatory Afforestation	Rs. 39,24,800/-
Total		Rs. 2,56,32,042/-

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. 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.
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.
12. The poles/ saplings of Dalbergio sissoo to be removed shall be transplanted alongwith other species feasible for transplantation under technical guidance of Forest Department.
13. NHAI will create green cover/tunnel on both sides as well as in median by way of plantation of suitable species out of the funds (12 Crore) earmarked for the purpose. This greening effort will be monitored by the FAC.
14. NHAI will provide the cost for compensatory afforestation on double the forest area to be diverted.

By Order of the Government of Jammu and Kashmir.

Sd/-
(Saurabh Bhagat) IAS,
Commissioner/ Secretary to Government
Forest, Env. & Ecology Department
Dated:- 04 -1-2018.

No:-FST/Land/33/2017

Copy to the:
Government of Jammu and Kashmir
Secretary to the Govt. of India, Ministry of Env, Forests and Climate Change, New Delhi.
Office of the Principal Chief Conservator of Forests, J&K

BY Fax

NO. PCCF/FCA/1955/ 170-81.

Dated 01-01-2018

Copy of above forwarded for necessary action to the:-

1. Chief Conservator of Forests, Jammu.
2. Project Director, National Highway Authority of India, PIU, Jammu.
3. Conservator of Forests, East Circle, Jammu.
4. Divisional Forest Officer, Jammu Forest Division, Jammu.

(Signature)
(Dr. Mohit Gera) IFS 8/1
Addl. Pr. C.C. Forests Central/
Nodal Officer 11/08/01