

Principal
2/5/09
17/5/10



Government of Jammu and Kashmir
Civil Secretariat Forest Department

Subject:- Diversion of 139.536 hectare Protected Area land in Changthang Cold Desert Wildlife Sanctuary for construction of Lukung-Phobrang-Chartse-Point 4433 road by ITBP of 77.5 Kms length and 18 mtrs width.

Reference:- Decision in 12th Meeting of the Standing Committee of the National Board for Wildlife held on 18.08.2008.

GOVERNMENT ORDER NO.:- 127 FST OF 2010

D A T E :- 15 -03-2010

Sanction is hereby accorded for diversion of 139.536 hectare Protected Area land in Changthang Cold Desert Wildlife Sanctuary for construction of Lukung-Phobrang-Chartse-Point 4433 road by ITBP of 77.5 Kms length and 18 mtrs width, subject to the following terms and conditions:-

1. The proprietary and legal status of above mentioned land shall remain unchanged.
2. The said land shall be utilized only for the purpose for which it has been indented.
3. This land shall not be mortgaged, reassigned, leased or sub-leased by user agency in any manner what so ever to any other user.
4. The user agency will pay 5% (Rs. 7.77 crores) of the cost of the project excluding NPV (Rs. 155.39 crores) to the Wildlife Protection Department, Jammu and Kashmir Government for Conservation and Preservation of Wildlife and its habitat in the Changthang Wildlife Sanctuary subject to adjustment of the final project cost later.
5. For use of the non-forest land falling within the sanctuary the NPV will be deposited in the compensatory Afforestation Fund as per the Hon'ble Courts Order Dated:28.03.2008 in the NPV matter i.e. 48.768 crores.
6. The user agency should follow the Eco-friendly Engineering practices during the construction.
7. The project staff and labourers involved in the construction will be informed about the Do's and Don'ts in Changthang Wildlife Sanctuary.
8. Local people should be given preference in employment to minimize the impact on Wildlife due to influx of outside people.
9. The construction debris or muck generated due to the construction of road will be disposed off in an environmentally friendly manner in consultation with the Regional Wildlife Warden, Ladakh, Leh or his representative.
10. Environmental Monitoring Committee will be constituted comprising the representative of the user agency, Wildlife officials and representatives of environmental NGOs working in Ladakh under the Chairmanship of the Regional Wildlife Warden, Ladakh.
11. Poaching by anyone, particularly by the road construction workers will be strictly prevented. Any case of poaching during the construction of the roads, the ITBP/BRO as the case may be would be held responsible.
12. Pastures, wetlands and marches would be avoided by diverting the road routes to skirt the pastures.

1873
cefec
AW 9/13
cefec
2
17/3

13. The ITBP would see that littering of any kind is strictly avoided by its staff and also by construction workers. All waste material such as plastics, tar barrels, gunny sacks, bottles, tin cans etc. would be properly disposed off. No waste material will be left either near or away from the road in the Sanctuary.
14. As the shrubs and bushes grow very slowly in the cold desert, the ITBP will see that minimum damage is done to the local flora. Cutting of local flora by construction workers would be strictly prohibited. The concerned officials of the ITBP would conduct surprise checks, in collaboration with the Regional Wildlife Warden or his representative to see that no damage is done to the flora and fauna.
15. Coordination Committee at the district level under Dy. Commissioner Leh and comprising of authorities from armed forces, paramilitary forces and state authorities viz DFO, Wildlife Warden would be established to meet on regular basis and sort out problems and work out common strategies for wildlife conservation.
16. Road constructed must be made available to the Wildlife Authorities to visit forward area on regular basis.
17. The user agency will report compliance regularly to the Wildlife Protection Department.
18. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.
19. The possession of the Forest Land diverted for non-forestry purpose under the orders of the Competent Authority shall not be handed over to the user agency till all payments due against compensation of trees, NPV/Compensation of land, compensatory afforestation costs are deposited with the Chief Wildlife Warden. Before handing over the possession of the land in question it should be further ensured that there are no outstanding dues with the said user agency in respect of the cases sanction in the past.
20. The amount on account of various Heads to be paid by the user agency as detailed above shall be deposited with Chief Wildlife Warden, J&K.

By order of the Government of Jammu and Kashmir

Sd/-
(Shantmanu)IAS
Commissioner/Secretary to Government,
Forest Department.

No.- FST/Land/37/2006

Dated:- 15-03-2010

Copy to the:-

1. Joint Secretary, Ministry of Home Affairs Government of India, New Delhi for information.
2. Principal Chief Conservator of Forests J&K, Jammu
3. Principal Chief Conservator of Forests, (Chief wildlife Warden J&K).
4. Deputy Inspector General (Ops) ITBP, CGO Complex, New Delhi.
5. Chief Conservator of Forests, Jammu.
6. Director Soil Conservation, J&K Jammu.
7. Managing Director, State Forest Corporation, J&K Jammu.
8. Conservator of Forests Working Plan Circle.
9. Joint General Manager NPCC Ltd. Faridabad, Haryana.
10. Officer Commanding 110 RCC (GREF) C/o 156 APO.
11. Special Assistant to Hon'ble Forest Minister.
12. Private Secretary to Commissioner/Secretary Forests.
13. Government /Stock file.

(Signature) 15.3.2010
Special Secretary to Government

Government of Jammu & Kashmir
Office of the Principal Chief Conservator of Forests, Jammu.

<><><

No: PCCF/FC/1152/ 1258-64

Dated: 31 .03.2010

Copy for information to the:-

1. Chief Wildlife Warden, J&K, Jammu.
2. Chief Conservator of Forests, Kashmir.
3. Conservator of Forests, Working Plan & Research Circle, Jammu (Member Secretary, Forest Advisory Committee).
4. Conservator of Forests, Central Circle, Jammu.
5. Divisional Forest Officer, Leh Forest Division.
6. ITBP C/O 56 APO.

(Signature) 31/3/10
Chief Conservator of Forests (FCA)
& Nodal Officer