



Government of Jammu and Kashmir
Forests, Environment & Ecology Department

Subject:- Use of 0.956 Ha of forest land for widening of Handwara Lach Nowgam road (Chantipora to Nowgam) from km 0.00 to Km 15.66 by GREF in Langate Forest Division.

Reference: (i) Minutes of the 98th Forest Advisory Committee meeting held on 09-06-2017 under the Chairmanship of Chief Secretary(Chairman FAC) J&K, issued by the Chief Conservator of Forests/Nodal Officer(FCA) vide No.PCCF/FCA/2415/2496-2514 dated 15-06-2017.

(ii) Cabinet decision No.121/9/2017 dated 28-07-2017 conveyed by the General Administration Department.

(iii) Letter No. PCCF/FCA//1704/5730-32 dated 30-11-2017. received from the Pr. Chief Conservator of Forests, J&K,

Government Order No:- 27 -FST of 2018

Dated:- 1 -02 -2018.

Sanction is hereby accorded to the use of 0.956 Ha of forest land for widening of Handwara Lach Nowgam road (Chantipora to Nowgam) from km 0.00 to Km 15.66 by GREF in Langate Forest Division, with the following particulars:-

1.	User Agency/Applicant	GREF
2.	Location	Comptt. : 46 & 37/ Mawar Block : Nowgam Range : Mawar Division : Langate Forest Division District : Kupwara
3.	Objective	To improve the available line of communication to the forward area, as the road is strategically important for the Army and provides connectivity to locals residing in the remote villages as well. This is the only axis to the two Brigade HQrs. existing along the LOC.

4. Salient Features of the project:

I	Total Length of the road	15.66 Km.
II	Length of the road through Forest land	1510 Mtrs.
III	Width of the road	6.00 Mtrs.
IV	Therefore forest land required for road	0.906 Ha.
V	Forest land required for Mulba Dumping (1 Site).	0.05Ha.
VI	Total Forest land required	0.956 Ha
VII	Protection work on Forest Land	The User Agency shall provide the protection works all along the road length.

5. Crop Density of the area

Dense

6. Mandatory required information:-

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 or an equivalent area and afforestation thereof.	The User Agency requisitioning forest land for non-forest purpose has not undertaken to provide cost of acquisition at its own. 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
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	Deodar	70	43	317	430
	Total	70	43	317	430
	<i>*Besides 430 Trees/Poles/Saplings, 467 No. of Shrubs & Herbs are also involved.</i>				
8.	Net Present Value of forest land involved:				
	Comptt.	Area involved (Ha.)	Crop Density	Eco-Value Class	Rate/ Ha (Rs. In Lac)
	46 & 36/ Mawar	0.956	Dense	VI	8.97
					Rs. 8,57,532/-
9.	Compensatory Afforestation for double the area involved i.e. 1.912 Ha. @ 1 lac per Ha.			Rs.1,91,200/-	
10.	Compensation of trees/poles/saplings			Rs.14,79,580/-	
11.	Roadside Avenue Plantation			Rs.9,06,000/-	

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
i	Net Present Value	Rs.8,57,532/-
ii	Compensatory Afforestation	Rs.1,91,200/-
iii	Compensation of trees/poles/saplings	Rs.14,79,580/-
iv	Roadside Avenue Plantation	Rs.9,06,000/-
	Total	Rs. 34,34,312/-

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, 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.

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.

By Order of the Government of Jammu and Kashmir.

Sd/-
(Saurabh Bhagat) IAS,
Commissioner/ Secretary to Government
Forest, Env. & Ecology Department.
Dated:- 01/02-2018.

No:-FST/Land/22/2017

Copy to the:-

1. Secretary to the Govt. of India, Ministry of Env, Forests and Climate Change, New Delhi.
2. Principal Chief Conservator of Forests, J&K, Jammu
3. Divisional Commissioner Kashmir for information.
4. CCF/Nodal Officer, FCA, office of the PCCF, J&K
5. Chief Conservator of Forests Kashmir.
6. Chief Engineer, GREF, J&K.
7. Director, Archives, Archaeology & Museums J&K, Jammu.
8. Officer on Special Duty with the Hon'ble Minister for forests, Environment & Ecology.
9. Special Assistant to Hon'ble MoS for Forest, Environment & Ecology.
10. Private Secretary to the Chief Secretary (Chairman FAC).
11. Private Secretary to Commissioner/Secretary to Govt. Department of Forests, Env. & Ecology.
12. P.A to Secretary (Technical) Department of Forest, Environment & Ecology.
13. Government order file/Stock file.

Under Secretary to Government

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

BY Fax

NO. PCCF/FCA/1704/1057-61.

Dated 06-02-2018

Copy of above forwarded for further necessary action at your end.

1. Chief Conservator of Forests, Kashmir.
2. Chief Engineer, Project Beacon PIN-931706 C/O 56 APO.
3. Conservator of Forests, North Circle, Sopore.
4. Divisional Forest Officer Langate Forest Division, Baramulla.
5. Commanding Officer, 99-RCC (GREF) C/O 56 APO.

(Dr. Mohit Gera) IFS
Addl. Pr. C.C. Forests Central/
Nodal Officer