



Government of Jammu and Kashmir
Forest, Environment & Ecology Department.
Civil Secretariat.

Subject: Use of 0.38 Ha. of forest land for laying and fitting of Raw Water main for WSS Nowgam Rangmarg/WSS Toolihalan in Shopian Forest Division by PHE

- Reference:**
- Minutes of 116th Forest Advisory Committee (FAC) Meeting held on 03.10.2019 under the Chairmanship of Chief Secretary (Chairman FAC) issued by Chief Conservator of Forests/Nodal Officer vide No. PCCF/FCA/2985/4075-4105 dated 09.10.2019.
 - State Administrative Council Decision No. 242/22/2019 dated 22.10.2019 conveyed by the General Administration Department.
 - State Administrative Council Decision No. 189/19/2019 dated 30.07.2019 conveyed by General Administration Department.

Government Order No:- 422 -FST of 2019

Dated:- 25 -10-2019

Sanction is hereby accorded to the use of 0.38 Ha. of forest land for laying and fitting of Raw Water main for WSS Nowgam Rangmarg/WSS Toolihalan in Shopian Forest Division by PHE with the following particulars and subject to the fulfillment of terms and conditions appearing herein after:

Details of the Proposal:

1.	User Agency/Applicant	PHE, Kashmir
2.	Location	Comptt. : Comptt No V -2a (Chotipora Block), V-4c (Sedev-A Block), V-5a (Sedev-B Block), V-6 & V-7 (Ladigassan Block) Range : Shopian Division : Shopian Forest Division District : Shopian
3.	Objective	To provide potable drinking water to villages. It will benefit population of 10,000 souls.
4.	Salient Features of the project:	
	I	Forest land required for laying water pipe lines. 0.38 Ha

	II	Area required for mulba dumping	Nil
	III	Total forest area required	0.38 Ha.
	IV	Protection work	Not required
5.	Number of Trees/Poles/Saplings involved		Nil
6.	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
	Whether the use of any forest land is for agriculture purposes or for the rehabilitation of displaced persons.		No
	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 purpose, and		Yes
	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 NPV as per the Hon'ble Supreme court directions.
7.	Net Present value of forest land involved		Nil (NPV exempted as per Hon'ble Supreme Court of India vide order dated: 24.04.2008 and 09.05.2008)
8.	No. of trees/poles/saplings involved		Nil
9.	Compensatory Afforestation		Not required as area is less than 1 Ha.

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. 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.
6. 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.
7. 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/-

(Manoj Kumar Dwivedi) IAS
Commissioner/Secretary to Government
Forest, Ecology & Environment Department.
Dated: 25.10.2019

No:- FST/Land/43/2019

Copy to the :-

1. Secretary to Government of India, MoEF&CC, New Delhi.
2. Commissioner/Secretary to Government, PW (R&B) Department.
3. Pr. Chief Conservator of Forests, J&K, Srinagar.
4. Managing Director, SFC, J&K, Srinagar.
5. Chief Conservator of Forests, Kashmir.
6. CCF/Nodal Officer, FCA, Office of PCCF, J&K, Srinagar.
7. Chief Engineer PHE, J&K, Kashmir.
8. Director Archives, Archeology & Museums, J&K, Srinagar.
9. OSD to Hon'ble Advisor (K) for information of Hon'ble Advisor
10. Pvt. Secy. to the Chief Secretary (Chairman FAC).
11. Pvt. Secy. to Commr./Secretary to Government, Forests, Env. & Ecology Department.
12. Pvt. Secy. to Secretary(Technical) Forests, Env. & Ecology Department.
13. Government Order file (w.2.s.c)/Stock file.

Under Secretary to Government
Forest, Ecology & Environment Department

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

PCCF/FCA/2263/282/6109-13

Dated: 29/11/2019

Copy of above forwarded for necessary action to the:

1. Chief Conservator of Forest, Kashmir
2. Chief Engineer, PHE Kashmir
3. Conservator of Forests, South Circle Bijbehara
4. Conservator of Forests Working Plan Circle Jammu
5. Divisional Forest Officer, Shopian Forest Division

(Section Officer)

Chief Conservator of Forests,
(FCA)/ Nodal Officer