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

Civil Secretariat.

Subject:

Use of 0.655 Ha. of forest land for construction of road from Mantalai to Gomasdu in Udhampur Forest Division by PMGSY.

Reference:

- i. 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.
- ii. State Administrative Council Decision No. 242/22/2019 dated 22.10.2019 conveyed by the General Administration Department.
- iii. State Administrative Council Decision No. 189/19/2019 dated 30.07.2019 conveyed by General Administration Department.

Government Order No:- 444 -FST of 2019
Dated:- 25 -10-2019

Sanction is hereby accorded to the use of 0.655 Ha. of forest land for construction of road from Mantalai to Gomasdu in Udhampur Forest Division by PMGSY with the following particulars and subject to the fulfillment of terms and conditions appearing herein after:-

Details of the Proposal:

1.	User A	gency/Applicant	PMGSY				
2.	Locati		Comptt. :	104/D			
			Block	: Kud			
			Range :	: Dudu			
			Division :	Udhampur Forest Division			
				Udhampur			
3.	Object	tive		road connectivity to villages Bashal &			
			Gumasdu.	It will benefit population of 390 souls as			
			per 2011 ce	nsus.			
4.	Salient Features of the project:						
	I	Total Length of the road		10.689 Km.			
	II	Length of the road through	h Forest land	925 Mtrs.			
	III	Width		6.00 Mtr			
	IV	Therefore forest land requ	ired for road.	0.555 Ha.			

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	V	Forest	land required	for 1	Muck dump	ing	0.10	На.			
	VII	Total	forest area invo	olved			0.655	5 ha.			
	VIII		ction work				Brea	details of pro st/Retaining ided in DPR	wal	lls ha	s been
5.	Numbe	er of Tr	ees / Poles/ Sa	pling	s involved:						
	Specie			Tr	ees & above)	(20-3	Po Ocm &	les & 10-20cm)		olings (0cm)	Total
	Chir (1	19		j	1		0	20
	Total			1	19		1			0	20
	fe r b o f	or non-leserve, iospher f any olora and roded c	r the forest la forest purpose national pa e reserve or fendangered of d fauna or an atchment.	e formation the formation of the formati	ms part of a wildlife sa s part of the reatened speak lying in	natur nctuar e habit pecies severe	al y, at of ly		No		
	a	griculti	the use of ure purposes aced persons.	any or fo	forest lan or the rehal	d is f	or		No		
/	c V	Whether Forests other all n circu	r the Princip had certified ternatives and imstances are I area is the	that I that e fea	it has, consi no other al asible and	dered : ternati that t	all ve he		Yes	\$	
	d	Whether equisition and erta	r the dep ioning forest kes to pro	land vide equ	for non-fo at its o	wn co	ses a cond a	Compensatory pplicable as one hectare, gency has unlikely as per tourt direction	the a How nderta	area is l vever, to aken to	the user pay the
7.	Net P	resent V	Value of forest	tland	l involved:						
	Con	mptt.	Area involv (Ha.)		Crop Density		Value lass	e Rate/ I (Rs. In I		Amou	int (Rs.)
	10	4/D	0.655		Dense		V	8.45		Rs.5,5	3,475/-
8.			y Afforestatio	on				Nil. As the	area is	s less th	an 1 Ha.
9.			n of trees/pole		plings			Rs.1,11,963	/-		

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The User Agency shall pay the amount summarized below to the Forest Department.

S.No.	Component	Amount
i.	Net Present Value	Rs.5,53,475/-
ii.	Compensation of trees/poles/saplings	Rs.1,11,963/-
	Total	Rs.6,65,438/-

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 amount summarized above to the Forest Department.

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 borne and 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 as per the revised standard rate of 2018 issued vide the Government Order No: 10-FST of 2018 dated: 09.01.2018.

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. An amount of Rs.6,65,438/-on account of various heads as detailed in summary table above shall be paid/credited through e-transaction into the account of the Chief Accounts Officer in the office of the Principal Chief Conservator of Forests, J&K under intimation to the Nodal Officer FCA.

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13. The approval will remain valid for one year and in case the due amount against the project summarized above is not paid within the stipulated period i.e, from that date when user agency is asked to deposit the due amount, the approval shall be deemed to have been cancelled.

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 :-

- 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, Jammu.
- 6. CCF/Nodal Officer, FCA, Office of PCCF, J&K, Srinagar.
- 7. Chief Engineer R&B, J&K
- 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. & Esology Department.

13. Government Order file (w.2.s.c)/Stock file.

Under Secretary to Sovernment Forest, Ecology & Environment Department

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

PCCF/FCA2793/6280-85

Copy of above forwarded for necessary action to the:

- 1. Chief Conservator of Forest, Jammu.
- 2. Chief Engineer, PMGSY, Jammu.
- 3. Conservator of Forests, East Circle, Jammu.
- 4. Conservator of Forests Working Plan Circle Jammu
- 5. Divisional Forest Officer, Udhampur Forest Division
- 6. Executive Engineer, PMGSY-Division Udhampur

(Section Officer)

Chief Conservator of Forests, (FCA)/ Nodal Officer

Dated: 29/11/2019