

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

Subject:- Use of 0.01 Ha. of forest land for erection for ground based telecom(GBT) for roll out of broad band wireless access Service(4G) at various places at Sonamarg/Baltal(location at Domail) in Sindh Forest Division by Reliance JIO Infocomm Ltd.

- Reference:**
- i. Minutes of 114th Forest Advisory Committee (FAC) Meeting held on 17.07.2019 under the Chairmanship of Chief Secretary (Chairman FAC) issued by Chief Conservator of Forests/Nodal Officer vide No. PCCF/FCA/2941/2635-58 dated 25.07.2019.
 - ii. State Administrative Council Decision No. 226/22/2019 dated 22.10.2019 conveyed by the General Administration Department.
 - iii. Letter Nos. PCCF/FCA/2602/578-80 dated 08.02.2020 & PCCF/FCA/2604/2611/2602/1267 dated 18.03.2020 received from the office of PCCF, J&K.

Government Order No:- 89 - JK(FST) of 2020
Dated:- 04-09-2020

Sanction is hereby accorded to the use of 0.01 Ha. of forest land for erection for ground based telecom (GBT) for roll out of broad band wireless access service (4G) at various places at Sonmarg /Baltal (location at Domail in Sind Forest Division by Reliance JIO Infocomm with the following particulars and subject to the terms and conditions given hereunder:-

Details of the Proposal:

1.	User Agency/Applicant		Reliance JI Infocomm Ltd.
2.	Location		Comptt No : 63/a Sindh Range : Sindh Division : Sindh Forest Division District : Ganderbal
3.	Objective		To provide Network connectivity to yatris of Shri Amarnath Ji shrine
4.	Salient Features of the project:		
	I	Area required for erection of cell site/ Ground base Tower.	0.01 Ha.
	II	Total forest area required	0.01 Ha.

5.	Crop Density of the area				Dense Forest	
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 purpose, 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.			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:					
	Comptt. No	Area involved (Ha.)	Crop Density	Eco-Value Class	Rate/ Ha (Rs. In Lac)	Amount (Rs.)
	63 a/Sindh	0.01	Dense	VI	8.97	Rs. 8,970/-
8.	Monthly rent			The user agency has agreed to pay Rs. 9750/- per month as monthly rent with gradual 25% increase after every 3 years.		
9.	Compensation of trees/ poles/			Nil		

	saplings	
10.	Compensatory Afforestation	Nil. (As area is less than 01 Ha.)

The User Agency as mentioned in letter No. PCCF/FCA/2602/578-80 dated 08.02.2020 has submitted the amount in full as per the table summarized below:-

S.No.	Component	Amount
i	Net Present Value	Rs. 8,970/-
	Total	Rs. 8,970/-

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 additional amount of NPV, if so determined as per decision of the Hon'ble Supreme Court of India.
6. 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.
7. 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.
8. 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.
9. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue before commissioning of the project.
10. The user Agency shall pay rent of **Rs. 9,750 (Rupees Nine Thousand, Seven Hundred Fifty only)** per month towards Forest Department from the month where from land is handed over.
11. 25% increase in rent shall be charged after every three (3) years.

12. No permanent construction of the building is permitted at the sites.
13. The User Agency shall furnish Bank Guarantee of a Nationalized Bank for an amount equivalent to rent of 3 years

By Order of the Government of Jammu & Kashmir.

Sd/-

(Sarita Chauhan) IAS

Commissioner / Secretary to Government
Forest, Ecology & Environment Department.

Dated:- 04-09-2020.

No: FST/Land/37/2019

Copy to the :-

01. Secretary to Government of India, MoEF & CC, New Delhi.
02. Pr. Chief Conservator of Forest & HoFF, J&K.
03. Principal Secretary to Government, Information Technology Department.
04. Joint Secretary(J&K), Ministry of Home Affairs, Gol.
05. Chief Conservator of Forests Kashmir.
06. Addl. PCCF/Nodal Officer, FCA, Office of PCCF, J&K, Jammu.
07. Director Archives, Archeology & Museums, J&K, Srinagar
08. Special Secretary (Technical), Department of Forests, Ecology & Environment.
09. Pvt. Secy. to the Chief Secretary (Chairman FAC).
10. Pvt. Secy. to Commissioner./Secretary to Government, Forests, Ecology & Environment Department.
11. Government Order file (w.2.s.c)/Stock file.

(Vivek Phonsa) KAS

Deputy Secretary to Government
Forest, Ecology & Environment Department.

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

NO. PCCF/FCA/ 2602/ 2506-10

Dated 15-09-2020

Copy of above for necessary action to the.

1. Chief Conservator of Forests, Kashmir.
2. Conservator of Forests, Srinagar Circle, Srinagar.
3. Divisional Forest Officer, Sindh Forest Division Ganderbal.
4. Manager, Corporate Affairs Reliance JIO Infocomm Ltd.
5. MIS for update.

(Sarvesh Rai), IFS,

Addl. Pr. Chief Conservator of Forests (FCA)

Ry 15/09

15/09