

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

O R D E R 01 FCA of 2017

D A T E D 17 /02/2017

Sub: Forest Clearance to allow use of 1.625 Ha forest land for Construction of road from Band Para to Samuthi (Nar) by PWD (R&B) in Poonch Forest Division.

Ref: i) Chief Conservator of Forests Jammu's letter No. CCF/J/FCA/1053-55 dated: 09.09.2016
ii) Minutes of meeting constituted as per Section 2 (provision-2) of the J&K Forest (Conservation) Act held on 02.09.2016

The proposal to allow use of 1.625 Ha. of forest land for Construction of road from Band Para to Samuthi (Nar) by PWD (R&B) in Poonch Forest Division is hereby sanctioned under the provisions of the J&K Forest Conservation (Act), 1997 on the following terms and conditions:-

1.	User Agency/Applicant	PWD (R&B)			
2.	Location	Comptt	: 154/M & 155/M		
		Block	: Nar		
		Range	: Mendher		
		Division	: Poonch		
		District	: Poonch		
3	Salient features of the Project:				
	I	Total length of road	4 Km		
	II	Length of the road in forest	2500 Mtr		
	III	Width of the road	6 Mtr		
	IV	Forest area involved coming under road alignment	1.50		
	V	Forest land involved in No. of dumping sites	Site No. 1 = 0.0625 Ha Site No. 2 = 0.0625 Ha Total = 0.125 Ha		
	VI	Total forest area involved	1.625		
	VII	Protection work to be done on the forest land	The user agency shall provide the protection work as mentioned in the project report.		
	VIII	Total population to be benefited	4000 Souls		
4	Net Present value of forest land involved				
	Comptt	Area involved (Ha)	Crop Density	Eco- Value Class	Amount (Rs)
	154/M & 155/M	1.625	Dense	V	Rs. 13,38,816/-
5	Compensatory Afforestation of degraded forest for double the area i.e 3.25 Ha. @ Rs. 1,00,000/- per hectare				Rs. 3,25,000/-

[Signature]

6.	Name of Trees/ Poles/Saplings				
	Species	Trees (30-40cm & above)	Poles (20- 30cm & 10- 20 cm)	Saplings (0-10cm)	Total
	Chir	100	0	23	123
	Broad leaves (Robinia, Ulmus, Populus)	0	4	63	67
	TOTAL	100	4	86	190
7.	Compensation of Tress/Poles/ Saplings				Rs. 6,74,703/-
8.	Road Plantation				Rs. 15,00,000/-

Summary of amount to be deposited under different components

S.No	Component	Amount
1.	Net Present Value	Rs. 13, 38,816/- ✓
2.	Compensatory Afforestation	Rs. 3,25,000/- ✓
3.	Compensation of Trees/Poles/Saplings	Rs. 6,74,703/- ✓
4.	Road Plantation	Rs. 15,00,000/- ✓
	TOTAL:	Rs. 38, 38,519/-

Terms and Conditions:

1. The proprietary and legal status of forest land shall remain uncharged
2. The User Agency and / or its contractors will not bring any forest land under their use, other than the actual area approved in 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 there 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. (i) The extraction of the trees/poles shall be done by the State Forest Corporation/ Divisional Forest Officer concerned on the basis of marking administratively approval by the Chief Conservator of Forests, Jammu. The marking for trees 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.

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- (ii) The fundamental rule of 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 approval project structure and no trees/poles/saplings will be felled/cut/pruned/lopped for purpose/project activities other than those approval/sanctioned.
7. 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.
 8. The User Agency shall ensure that Mulba is dumped either at identified place within the forest land proposed for diversion or shall arrange the dumping of Mulba outside the forest area.
 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.
 12. The amount of Rs. 38,38,519/- on account of various heads as detailed in summary table stands deposited by the user agency in the account of the Chief Accounts Officer under intimation to Nodal Officer FCA, in the office of the Principal Chief Conservator Forests, J&K, hence issuance of this FCA order.

Sd/-
(A. K. Singh), IFS
Pr. Chief Conservator of Forests (HoFF)

PCCF/FCA/2110/ 751-57

Dated: 17/02/2017

Copy for information to the:-

1. Commissioner/ Secretary to Government, PW (R&B) Department Civil Secretariat Jammu. This has reference to his letter No. PW (R&B) Plan/62/2012-II dated: 30.11.2016.
2. Commissioner/ Secretary to Government, Forest Department Civil Secretariat Jammu. This has reference to his letter No. FST/Land/93/2016 dated: 30.12.2016.
3. Chief Conservator of Forests, Dogra Hall, Jammu.
4. Chief Engineer, PW (R&B) Department, Jammu.
5. Conservator of Forests, West Circle, Rajouri.
6. Divisional Forest Officer, Poonch Forest Division.
7. Executive Engineer, PW (R&B) Division, Poonch.

(Ab. Gani), IFS
Chief Conservator of Forests,
& Nodal Officer (FCA)
17/2/17