

Government of Jammu and Kashmir

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

ORDER: 05 /FCA OF 2017

D A T E D: 26 /04/2017

Sub: Forest clearance to allow use of 1.07 Ha. of forest land for Construction of road from Katli to Marhoon via Kanodi (Km-1st RD/150-1000 and 2nd RD 0/500 Km) by PWD Department in Billawar Forest Division.

Ref: i. Chief Conservator of Forest, Jammu's letter No.CCF/J/FCA/824-28 dated: 07.08.2014.

ii. Minutes of meeting constituted as per Section 2 (provisio-2) of the J&K Forest (Conservation) Act held on 30.07.2014.

The proposal for Construction of road from Katli to Marhoon via Kanodi (Km-1st RD/150-1000 and 2nd RD 0/500 Km) by PWD Department in Billawar Forest Division is sanctioned under the provisions of the J&K Forest (Conservation) Act, 1997 on following terms and conditions:-

| | | | | | | |
|----|--|---|--------------|-----------------|--|----------------|
| 1. | User Agency/Applicant | PWD | | | | |
| 2. | Location | Comptt. : 26a/BLR Block : Dhar Dugno Range : Billawar Division : Billawar District : Kathua | | | | |
| 3. | Salient features of the Project:- | | | | | |
| | I | Total length of the road passing through forest | | | 10 Km | |
| | II | Length of the road passing through Forest | | | 1450 Mtrs | |
| | III | Width of the road | | | 6 Mtrs | |
| | IV | Total Forest area | | | 0.87 Ha. | |
| | V | Details of Mulba Dumping sites (2 Nos.) | | | Site No. 1 = 0.125 Ha. Site No. 2 = 0.075 Ha. Total = 0.20 Ha. | |
| | VII | Total Forest area involved | | | 1.07 Ha. | |
| | VII | Details of Protection work on Forest Land | | | Pacca Drain = 400 Rmt Retaining Wall = 240 Rmt Breast Wall = 400 Rmt | |
| | VIII | Total number of beneficiaries | | | 1000 Souls | |
| 5. | Present Value of forest land involved | | | | | |
| | Comptt | Area involved (Ha.) | Crop Density | Eco-Value Class | Rate/ Ha (Rs. In Lac) | Amount |
| | 26a/BLR | 1.07 Ha. | Dense | V | 8.45 | Rs .9,04,150/- |
| 6. | Compensatory Afforestation of degraded forest for double the area i.e 2.14 Ha. @ Rs.1,00,000/- per hectare. | | | | | Rs. 2,14,000/- |

 

| | | | | | |
|----|--|--|--|------------------------------|----------------|
| 7. | No. of Trees/Poles/Saplings involved | | | | |
| | Species | Trees (30-40cm & above) | Poles (20-30cm & 10-20cm) | Saplings (0-10cm) | Total |
| | Chir Green | 34 | 06 | 0 | 40 |
| | Total | 34 | 06 | 0 | 40 |
| 8. | Compensation of Trees/Poles/Saplings | | | | Rs. 1,20,410/- |
| 9. | Avenue Plantation for 1.45 Km. @ 6 lacs per Ha. | | | | Rs. 8,70,000/- |

Summary of amounts to be deposited under different components

| S.No. | Component | Amount |
|-------|--------------------------------------|------------------------|
| i. | Net Present Value | Rs. 9,04,150/- |
| ii. | Compensatory Afforestation | Rs. 2,14,000/- |
| iii. | Compensation of Trees/Poles/Saplings | Rs. 1,20,410/- |
| iv. | Avenue plantation | Rs. 8,70,000/- |
| | Total | Rs. 21,08,560/- |

Terms and Conditions applicable

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. (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 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.

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. As reported by the Chief Account Officer under U.O. No. Nil dated: 28.02.2017. The user Agency has made the payment in full of the amount as summarized below;

| S.No | Component | Amount |
|------|--------------------------------------|------------------------|
| 1. | Net Present Value | Rs. 9,04,150/- |
| 2. | Compensatory Afforestation | Rs. 2,14,000/- |
| 3. | Compensation of Trees/Poles/Saplings | Rs. 1,20,410/- |
| 4. | Road side Plantation | Rs. 8,70,000/- |
| | TOTAL: | Rs. 21,08,560/- |

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

PCCF/FCA/1799/1860-64

Dated: 26/04/2017

Copy for information and necessary action to the:

1. Chief Conservator of Forests, Jammu.
2. Chief Engineer, PWD (R&B) Department, Jammu.
3. Conservator of Forests, East Circle, Jammu.
4. Divisional Forest Officer, Billawar Forest Division.
5. Executive Engineer, PWD (R&B) Division, Basohli.

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