

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

O R D E R 07 FCA OF 2017

D A T E D 16 /06/2017

Sub: Revised proposal to allow use of 1.959 Ha. of forest land for Construction of road from Garnai Lotta to Orlian Mahamaya Mata by PWD in Udhampur Forest Division

Ref: i) Chief Conservator of Forests Jammu's letter No. CCF/J/FCA/842-46 dated: 11.08.2014, No. CCF-J-1065-68 dated 29-07-2015 and No.CCF-J/FCA/241-43 dated 04-05-2016.

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

The proposal to allow use of 1.959 Ha of forest land for Construction of road from Garnai Lotta to Orlian Mahamaya Mata by PWD in Udhampur 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	: 09/U			
		Block	: Gudhar Sangil			
		Range	: Udhampur			
		Division	: Udhampur			
		District	: Udhampur			
3	Salient features of the Project:					
i	Total length of road	2.64 Km				
ii	Width of the road	6 Mtr				
iii	Forest area involved in road alignment.	1.584 Ha.				
iv	Forest land involved in No of dumping sites	#	Comptt. No	No. of sites	Area (Mtrs)	
		1.	9/U	01 No	625	
		2.	9/U	01 No	625	
		3.	9/U	01 No	625	
		4.	9/U	01 No	625	
		5.	9/U	01 No	1250	
		Total		05 Nos	3750 Mtrs (0.375 Ha)	
v	Total forest area involved	1.959 Ha				
vi	Total population to be benefited	3000 Souls.				
vii	Protection work to be done on the forest land	The user agency shall construction 450 Mtr Breast walls and 500 Mtr Retraining wall				



4	Net Present value of forest land involved					
	Comptt. No	Area involved (Ha)	Crop Density	Eco-Value Class	Rate/Ha. (Rs. in lacs)	Amount (Rs)
	09/U	1.584	Dense	V	8.45	Rs. 13,38,480/-
	09/U	0.375	Open	V	6.57	Rs. 2,46,375/-
					Total:	Rs. 15,84,855/-
5	The DC Udhampur has issued a certificate to the effect that an area of 552.3 Kanals are available in Khasra No. 1603, 1604 & 1605 out of which 1.959 Ha. can be transferred to forest department to carry out the compensatory afforestation works. Therefore, only one time compensation shall be charged from the user agency.					Rs. 1,95,900/-
6	Name of Trees/ Poles/Saplings					
	Species	Trees (30-40cm& above)	Poles (20-30cm & 10-20 cm)	Saplings (0-10cm)	Total	
	Chir	32	103	40	175	
	Broad leaves (Falai, Kamila, Kakog, Amaltas)	0	25	86	111	
	TOTAL	32	128	126	286	
7	Compensation of Tress/Poles/ Saplings					Rs. 1,88,000/-
8	Road side plantation					Rs. 15,86,000/-

Summary of amount to be deposited under different components

S.No	Component	Amount
1.	Net Present Value	Rs. 15,84,855/-
2.	Compensatory Afforestation	Rs. 1,95,000/-
3.	Compensation of Trees/Poles/Saplings	Rs. 1,88,000/-
4.	Road side plantation	Rs. 15,86,000/-
	TOTAL:	Rs. 35,53,855/-

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 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 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.
- (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 that 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. Before handing over the forest land to the user agency, the DFO and the user agency shall ensure that an area of 1.959 Ha. is transferred and mutated in favour of the Forest Department out of the Revenue land as identified by Deputy Commissioner Udhampur in Khasra No.1603, 1604 & 1605 in village Garnai vide his office No. ACRU/SQ/150-54 dated: 12.04.2016.
12. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue before commissioning of the project.
13. As reported by the Chief Account Officer under U.O.No. Nil dated: 29.04.2017. The user agency has made the payment in full of the amount as summarized below;

S.No	Component	Amount
1.	Net Present Value	Rs. 15,84,855/-
2.	Compensatory Afforestation	Rs. 1,95,000/-
3.	Compensation of Trees/Poles/Saplings	Rs. 1,88,000/-
4.	Road side plantation	Rs. 15,86,000/-
	TOTAL:	Rs. 35,53,855/-

Sd/-

(A. K. Singh), IFS

Pr. Chief Conservator of Forests (HoFF)

PCCF/FCA/1481/2524-28

Dated: 16/06/2017

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, Udhampur Forest Division Udhampur.
5. Executive Engineer, PWD (R&B) Division, Basohli.

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