

**MINUTES OF THE 47<sup>TH</sup> MEETING OF THE FOREST ADVISORY COMMITTEE (J&K FOREST CONSERVATION ACT) HELD ON 8<sup>TH</sup> OCTOBER, 2009, UNDER THE CHAIRMANSHIP OF SHRI. S. S. KAPUR, IAS, CHIEF SECRETARY, J&K.**

47<sup>th</sup> meeting of Forest Advisory Committee constituted under J&K Forest Conservation Act, 1997 was held under the Chairmanship of Chief Secretary, J&K Govt. in the Committee Room on 8<sup>th</sup> October, 2009 at 4 PM. Following members present in the meeting participated in the deliberations.

- |     |                                                                                                                 |                  |
|-----|-----------------------------------------------------------------------------------------------------------------|------------------|
| 1.  | Shri. R. K. Jerath, IAS<br>Financial Commissioner, Revenue                                                      | MEMBER           |
| 2.  | Shri. B. B. Vyas, IAS<br>Commissioner/Secretary to Govt.,<br>Planning & Dev. Department.                        | MEMBER           |
| 3.  | Shri. Shantmanu, IAS<br>Commissioner/Secretary to Govt.,<br>Forest Department.                                  | MEMBER           |
| 4.  | Shri. Irshad A. Khan, IFS<br>Pr.Chief Conservator of Forests, J&K                                               | MEMBER           |
| 5.  | Shri. R. D. Tiwari, IFS<br>Chief Wildlife Warden                                                                | MEMBER           |
| 6.  | Shri. Abhai Kumar, IFS<br>Director, Soil Conservation                                                           | MEMBER           |
| 7.  | Shri. Abdul Razak Khan, IFS<br>Director, Environment & Remote Sensing                                           | MEMBER           |
| 8.  | Shri. S. P. Sharma, IFS<br>Chief Conservator of Forests,<br>Settlement & Demarcation                            | SPECIAL INVITEE  |
| 9.  | Shri. Om Prakash, IFS<br>Conservator of Forests, W.P. Circle.                                                   | MEMBER SECRETARY |
| 10. | Shri. Ravi Magotra,<br>Director, Budgets,<br>Representative of Commissioner/Secy to Govt.<br>Finance Department | MEMBER           |
| 11. | Shri. H. S. Salathia, IFS<br>Nodal Officer, PCCF's Office.                                                      | SPECIAL INVITEE  |
| 12. | Representative of Chief Engineer,<br>PMGSY.                                                                     | SPECIAL INVITEE  |
| 13. | Shri. Sadiq Ali, Ex-MLA (Environmentalist)                                                                      | MEMBER           |
| 14. | Prof. S. P. Singh Dutta, (Environmentalist)                                                                     | MEMBER           |

- 1) At the outset, Chief Secretary brought to the notice of all members of the committee that Sh. Sadiq Ali has made some useful suggestions in a recent letter addressed to him and has requested for taking cognizance of the issues pertaining to Forest Conservation in the State. It was decided that copies of letter be circulated among all the participants and replies to the queries be obtained from the Forest Department. The letter alongwith the reply be placed on the Agenda of the next meeting of Forest Advisory Committee.
- 2) Prof. S. P. Singh Dutta, Member, Forest Advisory Committee desired to know the amount of funds utilized so far out of the compensatory fund for raising plantation. He also wanted to know the survival percentage, the species of the plants raised, extent of planting stocks of coniferous plants available in the nurseries and measures taken to recharge the ground water by constructing the water harvesting structures in the forest areas. Forest Department was asked to submit a considered response to Dr. Dutta's queries at the next meeting as part of agenda notes.
- 3) As regards the utilization of CAMPA fund the committee was informed that an amount of Rs. 180.00 crores is lying in the account of PCCF. The money could not be utilized in any of the state of the country because the pending case in the Hon'ble Supreme Court of India. Hon'ble Supreme Court has recently directed the following :-
  - That the State CAMPA guidelines prepared by the MOE&F for utilizing CAMPA funds should be notified and implemented. These guidelines envisage.
    - (i) A state-level CAMPA Governing Body under the Chairmanship of the CM;
    - (ii) A state-level CAMPA Steering Committee under the Chairmanship of the Chief Secretary; and
    - (iii) A state-level CAMPA Executive Committee under the chairmanship of the Principal Chief Conservator of Forests.
  - There will be a National CAMPA Advisory council under the Chairmanship of the Union Minister of Environment & Forests for monitoring, technical assistance and evaluation.
  - That as an interim arrangement to get CAMPA going, 10% of the accumulated principal amount will be released per year (for the next five years) by the Adhoc CAMPA authority set up by the Supreme Court Order of May 2006 under the Chairmanship of DG-Forests of State CAMPAs. This money will be used for projects identified by the State CAMPA that form part of the state forest department's Annual Plan of Operations (APOs).

A draft SRO for constitution of above mentioned committee has already been forwarded to Law Department for vetting and it is expected that all the three committees shall be in place very soon. However, the State Government has filed an application in April 2007 in the Hon'ble Court requesting for permission to use this money in the state itself as it has its own Forest Conservation Act and rules made there under. As per the latest judgement of the Hon'ble Supreme Court, the states have to establish their own CAMPA but money shall continue to be deposited in Central CAMPA (Adhoc CAMPA) which shall be released to the states at the rate of 10% of the accumulated principal amount per year for next 5 years.

The Standing Counsel has already moved an application before the Hon'ble Supreme Court for early listing of the case.

**AGENDA ITEM NO: 47.01**

**SUBJECT :- Proposal to allow use of 0.2 hectare of forest land for construction of Steel Girder Bridge at Dhamkund by Northern Railway in Mohore Forest Division.**

*The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :*

1. **Project Scheme for which land is required.** *Construction of Steel Girder Bridge at Dhamkund by Northern Railways.*
  
2. **Location of the Project/Scheme**
  - (i) District. *Ramban*
  - (ii) Compartment *45/Ar*
  - (iii) Block *Sangaldan*
  - (iv) Range *Gool*
  - (v) Division *Mohore Forest Division.*
  
3. **Details of land involved**
  - (i) Area *0.2 hectare*
  - (ii) Legal Status *Demarcated Forest*
  - (iii) Number of trees involved. *53 Trees/Poles of different species & dia-classes.*
  - (iv) Whether forest land involved is a part of Wildlife Protection Area. *Wildlife Protection Area not involved.*
  
4. **User Agency** *Dy. Chief Engineer, S&C-III, Northern Railways, Udhampur.*

**ADVISORY COMMITTEE DECISION**

*The Forest Advisory Committee deliberated the contents of certificate provided by the Deputy Chief Engineer (S&C-III), Northern Railways regarding the dire need of steel girder bridge at Dhamkund irrespective of old or new alignment. Keeping in view the urgency, the Advisory Committee cleared the above forest land in favour of Dy. Chief Engineer, S&C-III, Northern Railways, Udhampur, subject to the following terms and conditions :*

1. *The proprietary status of forest land shall remain unchanged.*
2. *The forest land shall be utilized only for the purpose for which it has been indented.*
3. *The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.*
4. *The User Agency shall pay the following amount :*

<i>i.</i>	<i>Net Present Value</i>	<i>Rs. 1,69,000</i>
<i>ii.</i>	<i>Compensation of 53 T/P</i>	<i>Rs. 29,788</i>
	<b><i>Total</i></b>	<b><i>Rs. 1,98,788</i></b>

***(Rupees One lac ninety-eight thousand seven hundred eighty-eight only)***

5. *The extraction of 53 trees/poles shall be done by the State Forest Corporation after the markings are technically sanctioned by Conservator of Forests, concerned and administratively approved by the Chief Conservator of Forests concerned.*

6. *The User Agency shall construct Retaining/Breast walls and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Deptt.*
7. *The User Agency shall not dump the debris (resulting from construction work) on forest land or shall be bound to pay additional compensation to be worked out by the DFO (Territorial) concerned for the damage done.*
8. *Any damage done to the forest land/crop shall be charged @ 10 times the standard rate of 1992.*
9. *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 and after it is rehabilitated properly by the User Agency.*
10. *The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.*
11. *The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.*

**AGENDA ITEM NO: 47.02**

**SUBJECT :- Proposal to allow use of 3.984 hectare of forest land for construction of road from Ukhral to Treeta Dabbar under PMGSY in Udhampur Forest Division.**

*The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :*

- |                                                                          |                                                                            |
|--------------------------------------------------------------------------|----------------------------------------------------------------------------|
| 1. <b><u>Project Scheme for which land is required.</u></b>              | <i>Construction of road from Ukhral to Treeta Dabbar under PMGSY.</i>      |
| 2. <b><u>Location of the Project/Scheme</u></b>                          |                                                                            |
| (i) District.                                                            | <i>Udhampur</i>                                                            |
| (ii) Compartment                                                         | <i>66,67,68 &amp; 69/U</i>                                                 |
| (iii) Block                                                              | <i>Bali Tirshi</i>                                                         |
| (iv) Range                                                               | <i>Udhampur</i>                                                            |
| (v) Division                                                             | <i>Udhampur Forest Division.</i>                                           |
| 3. <b><u>Details of land involved</u></b>                                |                                                                            |
| (i) Area                                                                 | <i>3.984 hectare</i>                                                       |
| (ii) Legal Status                                                        | <i>Demarcated forest</i>                                                   |
| (iii) Number of trees involved                                           | <i>317 Trees/Poles of different species &amp; dia-classes.</i>             |
| (iv) Whether forest land involved is a part of Wildlife Protection Area. | <i>Wildlife Protection Area not involved.</i>                              |
| 4. <b><u>User Agency</u></b>                                             | <b><i>Executive Engineer, PMGSY Division<br/>Udhampur-I, Udhampur.</i></b> |

**ADVISORY COMMITTEE DECISION**

***While deliberating on the item, Chairman emphasized to explore the possibility of realignment wherever feasible so that least damage is done to the trees and for this purpose, joint inspection of User Agency and Forest Department is to be ensured. Director, Soil Conservation Department who was earlier working as CCF, Jammu***

**appreciated the concern and disclosed that Forest Department has already effected re-alignment in a number of cases to avoid rare and threatened species like Oaks in the Jammu Region. The Advisory Committee cleared the diversion of the above forest land in favour of Executive Engineer, PMGSY Division Udhampur-I, Udhampur.subject to the following terms and conditions :**

1. The proprietary status of forest land shall remain unchanged.
2. The forest land shall be utilized only for the purpose for which it has been indented.
3. The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.
4. The User Agency shall pay the following amount :-

i.	Net Present Value	Rs. 33,66,480
ii.	Compensation of 317 T/P	Rs. 10,83,415
iii.	Compensatory afforestation	Rs. 2,00,000
	<b>TOTAL</b>	<b>Rs. 46,49,895</b>

**(Rupees Forty-six lacs forty-nine thousand eight hundred ninety-five only)**

5. The extraction of 317 trees/poles shall be done by the State Forest Corporation after the markings are technically sanctioned by Conservator of Forests, concerned and administratively approved by the Chief Conservator of Forests, concerned.
6. The User Agency shall construct Retaining/Breast walls and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Deptt.
7. The User Agency shall not dump the debris on forest land.
8. Any damage done to the forest land/crop shall be charged @ 10 times the standard rate of 1992.
9. The forest land so diverted shall return to the Forest Department free of any encumbrances when it is no longer required by the User Agency and after it is rehabilitated properly by the User Agency.
10. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.
11. The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.

**AGENDA ITEM NO: 47.03**

**SUBJECT:- Proposal to allow felling of 42 number of trees/poles from Defence land coming in the alignment of approach road to OTM accommodation for field workshop company, EME in village Kursari (Tehsil Bhaderwah) in Bhaderwah Forest Division.**

**The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :**

1. **Project Scheme for which land is required.** Alignment of approach road to OTM accommodation for field workshop company, EME

*in Village Kursari (Tehsil Bhaderwah)*

2. **Location of the Project/Scheme**

- |                  |                            |
|------------------|----------------------------|
| (i) District.    | Doda.                      |
| (ii) Compartment | -                          |
| (iii) Block      | -                          |
| (iv) Range       | -                          |
| (v) Division     | Bhaderwah Forest Division. |

3. **Details of land involved**

- |                                                                          |                                                      |
|--------------------------------------------------------------------------|------------------------------------------------------|
| (i) Area                                                                 | Nil (However Defence land involved is 1.2 hectare).  |
| (ii) Legal Status                                                        | State land acquired by Army authorities on 22-11-94. |
| (iii) Number of trees involved                                           | 42 Trees/Poles of different species & dia-classes.   |
| (iv) Whether forest land involved is a part of Wildlife Protection Area. | Wildlife Protection Area not involved.               |

4. **User Agency**

**Garrison Engineer, 873, Engineer Works Pin 913873 C/O 56 APO.**

**ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the proposal to allow felling of 42 trees/poles in favour of Garrison Engineer, 873, Engineer Works Pin 913873 C/O 56 APO, subject to the following terms and conditions :*

1. The User Agency shall pay the following amount :-

i.	Compensation of 42 T/P	Rs. 72,000
----	------------------------	------------

**(Rupees Seventy-two thousand only)**

- The extraction of 42 trees/poles shall be done by the J&K State Forest Corporation after the markings are technically sanctioned by Conservator of Forests, concerned and administratively approved by the Chief Conservator of Forests, concerned.
- The User Agency shall construct Retaining/Breast walls and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Deptt.
- The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.
- The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.

**AGENDA ITEM NO: 47.04**

**SUBJECT :- Proposal to allow use of 16.1 hectare of forest land (already under occupation of Army since 1999) for purpose of Ammunition Point and Supply Depot at Rekha-1, Karnah in Kehmil Forest Division.**

***The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :***

- Project Scheme for which land is required.** Area extended by HQ 104 INF Brigade C/O 56 APO. The forest land 321 Kanals 19 Marlas in Comptt. 32/Kh for use as Ammunition Points and

supply Depot REKHA-1.

2. **Location of the Project/Scheme**

- |                  |                        |
|------------------|------------------------|
| (i) District.    | Kupwara                |
| (ii) Compartment | 32/Kh                  |
| (iii) Block      | Tangdhar               |
| (iv) Range       | Karnah                 |
| (v) Division     | Kehmil Forest Division |

3. **Details of land involved**

- |                                                                          |                                                                                |
|--------------------------------------------------------------------------|--------------------------------------------------------------------------------|
| (i) Area                                                                 | 16.1 hectare.                                                                  |
| (ii) Legal Status                                                        | Demarcated forest                                                              |
| (iii) Number of trees involved.                                          | Army has undertaken not to fell any tree to safeguard the ecology of the area. |
| (iv) Whether forest land involved is a part of Wildlife Protection Area. | Wildlife Protection Area not involved.                                         |

4. **User Agency**

**Commanding Officer, 16-Bihar, C/O 56 APO.**

**ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the above forest land in favour of Commanding Officer, 16-Bihar, C/O 56 APO with the condition that DFO concerned will ensure that no felling is done in the said forest area and subject to the following terms and conditions :*

1. *The proprietary status of forest land shall remain unchanged.*
2. *The forest land shall be utilized only for the purpose for which it has been indented.*
3. *The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.*
4. *The User Agency shall pay the following amount :-*

i.	Net Present Value	Rs. 1,44,41,700
ii.	Compensatory afforestation	Rs. 8,05,000
	<b>Total</b>	<b>Rs. 1,52,46,700</b>

**(Rupees One crore fifty-two lac forty-six thousand seven hundred only)**

5. *The felling of trees in the area shall not be permitted.*
6. *Any damage done to the forest land/crop shall be charged @ 10 times the standard rate of 1992.*
7. *The forest land so diverted shall return to the Forest Department free of any encumbrances when it is no longer required by the User Agency and after it is rehabilitated properly by the User Agency.*
8. *The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue*
9. *The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.*

**AGENDA ITEM NO: 47.05**

**SUBJECT :- Corrigendum to Government Order No. 121-FST of 2007 dated 15-3-2007 on the subject of use of Forest land for construction of Bhuttan to Kanjli road under PMGSY in Reasi Forest Division.**

The Pr.Chief Conservator of Forests, J&K Govt., Srinagar under his No. PCCF/FC/579/804-07 dated 18-6-2009 addressed to the Commissioner/Secretary to Govt., Forest Department has requested for issuance of necessary corrigendum to Govt. Order NO. 121-FST of 2007 dated 15-03-2007 as per detail given below :-

<b>Instead of</b>	<b>Please Read</b>
Comptt. No. 86/K	<i>Comptt. No. 82/K, 85/K &amp; 86/K</i>
In condition NO. 5	
<ul style="list-style-type: none"><li>• Rs. 61,81,012/-</li><li>• 31,927 number of trees/poles</li></ul>	<i>Rs. 43,61,307/- 9227 number of trees/poles</i>

**Based on the following points, the issuance of corrigendum has become necessary.**

1. Vide above referred Govt. Order, Forest clearance for construction of Bhuttan to Kanjili road was accorded involving 9.505 hectare of forest land and 31927 trees/poles/bushes in Comptt. NO. 86/K. While conducting the marking, it was observed that the number of trees/poles/bushes actually marked got reduced from 31,927 to 9,227 (Trees/Poles/Shrubs). Further, two additional compartments namely ; 82/K and 85/K also got involved notwithstanding that the road alignment and forest land involved remained the same.
2. Taking cognizance of large scale variation in enumeration and marking list, Pr.Chief Conservator of Forests, J&K Govt. had directed the Chief Conservator of Forests, Jammu vide his letter NO. PCCF/FC/579/3419-20 dated 24-03-2009 to call for explanation of Conservator of Forests, West Circle and DFO, Reasi Forest Division. The matter was got enquired into through ACF Reasi Forest Division. Based on his enquiry report the DFO, Reasi has submitted a detailed report under his No. 356-58/RFD dated 4-5-2009, which was upheld by Chief Conservator of Forests, Jammu vide his letter No. CCF(J)/FCA/276-79 dated 30-5-2009.
3. The enquiry officer has attributed the discrepancies to the following two reasons namely :-
  - (i) All the trees/poles/saplings on down-hill slopes which were not coming in the alignment but were likely to be damaged due to throwing of excavated debris at the time of construction of the road by the User Agency were also enumerated in anticipation.
  - (ii) Improper delineation of the proposed alignment of the road on the ground resulted the omission of two compartments i.e. 82/K and 85/K.

However, Chief Conservator of Forests, Jammu is in the process of seeking explanation of the Range Officer and Block Forester concerned who have conducted the original enumerations for their carelessness.

4. Keeping in view the urgency expressed by the User Agency which is suffering for the last one year after issuance of the Govt. Order and after depositing required payments, Pr.Chief Conservator of Forests, J&K Govt., has requested for early issuance of corrigendum as given above.

#### **ADVISORY COMMITTEE DECISION**

*While discussing the above case, Chairman observed that the findings of the enquiry conducted by Forest Department are not convincing. As such CCF, Jammu will enquire in the matter and fix responsibility on the officers/officials who are responsible for faulty and careless enumeration of trees in the proposed alignment of road at the time of processing of forest clearance case. However, in the meanwhile Advisory Committee cleared the issuance of above noted corrigendum.*

#### **AGENDA ITEM NO: 47.06**

**SUBJECT :- Proposal to allow use of 7.20 hectare of forest land for construction of road from Bagga (Angralla) to Gulabgarh (Km 10 to Km 27.500) under PMGSY in Mohore Forest Division.**

*The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :*

1. **Project Scheme for which land is required.** Construction of road from Bagga (Angralla) to Gulabgarh (Km 10 to Km 27.500) under PMGSY.
2. **Location of the Project/Scheme**
  - (i) District. Reasi
  - (ii) Compartment 15, 16, 27, 33/GG
  - (iii) Block Mahore
  - (iv) Range Gulab Garh
  - (v) Division Mohore Forest Division.
3. **Details of land involved**
  - (i) Area 7.20 hectare.
  - (ii) Legal Status Demarcated forest
  - (iii) Number of trees involved. 1654 trees/poles of different species & dia-classes.
  - (iv) Whether forest land involved is a part of Wildlife Protection Area. Wildlife Protection Area not involved.
4. **User Agency** Executive Engineer, PMGSY Division, Mahore.

#### **ADVISORY COMMITTEE DECISION**

*As the road construction has entered 2<sup>nd</sup> phase & part-I. From Km 0-10 was sanctioned vide Pr.Chief Conservator of Forests order No. 2-FC of 2006 dated 28-2-2006. The Advisory Committee cleared the above forest land in favour of Executive Engineer, PMGSY Division, Mohore, subject to the following terms and conditions :*

1. *The proprietary status of forest land shall remain unchanged.*
2. *The forest land shall be utilized only for the purpose for which it has been indented.*
3. *The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.*
4. *The User Agency shall pay the following amount :-*

i.	Net Present Value	Rs. 64,58,400
ii.	Compensation of 1654 T/P	Rs. 28,22,852
iii.	Compensatory afforestation	Rs. 4,19,820
	TOTAL	Rs. 97,01,072

**(Rupees Ninety-seven lacs one thousand seven-two only)**

5. *The extraction of 1654 trees/poles shall be done by the State Forest Corporation after the markings are technically sanctioned by Conservator of Forests, concerned and administratively approved by the Chief Conservator of Forests, concerned.*
6. *The User Agency shall construct Retaining/Breast walls and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Deptt.*
7. *The User Agency shall not dump the debris on forest land.*
8. *Any damage done to the forest land/crop shall be charged @ 10 times the standard rate of 1992.*
9. *The forest land so diverted shall return to the Forest Department free of any encumbrances when it is no longer required by the User Agency and after it is rehabilitated properly by the User Agency.*
10. *The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue*
11. *The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.*

**AGENDA ITEM NO: 47.07**

**SUBJECT :- Proposal to allow use of 2.66 hectare of forest land for construction of road from Bhalra (Ghati) to Gurakha (Km 5 to 11) under PMGSY in Bholderwah Forest Division.**

***The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :***

1. **Project Scheme for which land is required.** Construction of road from Bhalra (Ghati) to Gurakha (Km 5 to 11) under PMGSY.
2. **Location of the Project/Scheme**
  - (i) District. Doda
  - (ii) Compartment 8/K & 9/K
  - (iii) Block Gurakha
  - (iv) Range Kellar
  - (v) Division Bholderwah Forest Division.

### 3. Details of land involved

- |       |                                                                     |                                                     |
|-------|---------------------------------------------------------------------|-----------------------------------------------------|
| (i)   | Area                                                                | 2.66 hectare.                                       |
| (ii)  | Legal Status                                                        | Demarcated forest                                   |
| (iii) | Number of trees involved.                                           | 792 trees/poles of different species & dia-classes. |
| (iv)  | Whether forest land involved is a part of Wildlife Protection Area. | Wildlife Protection Area not involved.              |

### 4. User Agency

**Executive Engineer, PMGSY Division, Doda.**

### **ADVISORY COMMITTEE DECISION**

***During the Advisory Committee deliberations on the agenda item, the representative of Finance Deptt. highlighted the urgency of recovering the outstanding amount of Rs. 78,700/- due from the User Agency on account of clearance of Part-I at the earliest. The Advisory Committee cleared the above case with the condition that outstanding amount be recovered as first charge. The other conditions imposed are as under :***

- 1. The proprietary status of forest land shall remain unchanged.*
- 2. The forest land shall be utilized only for the purpose for which it has been indented.*
- 3. The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.*
- 4. The User Agency shall pay the following amount :-*

<i>i.</i>	<i>Net Present Value</i>	<i>Rs. 26,36,060</i>
<i>ii.</i>	<i>Compensation of 792 T/P</i>	<i>Rs. 37,69,054</i>
<i>iii.</i>	<i>Compensatory afforestation</i>	<i>Rs. 1,21,200</i>
	<b>Total</b>	<b>Rs. 65,26,314</b>

***(Rupees Sixty-five lacs twenty-six thousand three hundred fourteen only)***

- 5. The extraction of 792 trees/poles shall be done by the State Forest Corporation after the markings are technically sanctioned by Conservator of Forests, concerned and administratively approved by the Chief Conservator of Forests, concerned.*
- 6. The User Agency shall construct Retaining/Breast walls and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Deptt.*
- 7. The User Agency shall not dump the debris on forest land.*
- 8. Any damage done to the forest land/crop shall be charged @ 10 times the standard rate of 1992.*
- 9. The forest land so diverted shall return to the Forest Department free of any encumbrances when it is no longer required by the User Agency and after it is rehabilitated properly by the User Agency.*
- 10. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.*
- 11. The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.*

12. The outstanding of Rs. 78,700/- be recovered as first charge.

**AGENDA ITEM NO: 47.08**

**SUBJECT :- Proposal to allow use of 3.54 hectare of forest land for construction of road from Nomain (Deva Mai Jee) to Sarrna (Km 0 to 5.750) by the PWD under PMGSY in Reasi Forest Division.**

*The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :*

1. **Project Scheme for which land is required.** Construction of road from Nomain (Deva Mai Jee) to Sarrna (Km 0 to 5.750) by the PWD under PMGSY.
2. **Location of the Project/Scheme**
  - (i) District. Reasi
  - (ii) Compartment 89/K, 94/K & 96/K
  - (iii) Block Katra
  - (iv) Range Katra
  - (v) Division Reasi Forest Division.
3. **Details of land involved**
  - (i) Area 3.54 hectare.
  - (ii) Legal Status Demarcated forest
  - (iii) Number of trees involved 231 trees/poles of different species & dia-classes.
  - (iv) Whether forest land involved is a part of Wildlife Protection Area. Wildlife Protection Area not involved.
4. **User Agency** Executive Engineer, PMGSY Division.

**ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the above forest land in favour of Executive Engineer, PMGSY Division, subject to the following terms and conditions :*

1. The proprietary status of forest land shall remain unchanged.
2. The forest land shall be utilized only for the purpose for which it has been indented.
3. The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.
4. The User Agency shall pay the following amount :-

i.	Net Present Value	Rs. 27,76,980
ii.	Compensation of 231 T/P	Rs. 5,35,450
iii.	Compensatory afforestation	Rs. 1,78,255
	<b>Total</b>	<b>Rs. 34,90,685</b>

**(Rupees Thirty-four lacs ninety thousand six hundred eighty-five only)**

5. *The extraction of 231 trees/poles shall be done by the State Forest Corporation after the markings are technically sanctioned by Conservator of Forests, concerned and administratively approved by the Chief Conservator of Forests, concerned.*
6. *The User Agency shall construct Retaining/Breast walls and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Deptt.*
7. *The User Agency shall not dump the debris on forest land.*
8. *Any damage done to the forest land/crop shall be charged @ 10 times the standard rate of 1992.*
9. *The forest land so diverted shall return to the Forest Department free of any encumbrances when it is no longer required by the User Agency and after it is rehabilitated properly by the User Agency.*
10. *The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.*
11. *The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.*

**AGENDA ITEM NO: 47.09**

**SUBJECT :- Proposal to allow use of 4.84 hectare of forest land for construction of road from Kulwanta (Block Boundary Ramnagar) to Joffer-1 under PMGSY in Ramnagar Forest Division.**

*The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :*

- |                                                             |                                                                                              |
|-------------------------------------------------------------|----------------------------------------------------------------------------------------------|
| 1. <b><u>Project Scheme for which land is required.</u></b> | <i>Construction of road from Kulwanta (Block Boundary Ramnagar) to Joffer-1 under PMGSY.</i> |
| 2. <b><u>Location of the Project/Scheme</u></b>             |                                                                                              |
| (i) District.                                               | <i>Udhampur</i>                                                                              |
| (ii) Compartment                                            | <i>70, 71, 72 &amp; 73/Bgh.</i>                                                              |
| (iii) Block                                                 | <i>Kaitha</i>                                                                                |
| (iv) Range                                                  | <i>Basantgarh</i>                                                                            |
| (v) Division                                                | <i>Ramnagar Forest Division.</i>                                                             |
| 3. <b><u>Details of land involved</u></b>                   |                                                                                              |
| (i) Area                                                    | <i>4.84 hectare.</i>                                                                         |
| (ii) Legal Status                                           | <i>Demarcated forest</i>                                                                     |
| (iii) Number of trees involved.                             | <i>3667 trees/poles of different species &amp; dia-</i>                                      |
| (iv) Whether forest land involved                           | <i>classes.</i>                                                                              |
| is a part of Wildlife Protection Area.                      | <i>Wildlife Protection Area not involved.</i>                                                |
| 4. <b><u>User Agency</u></b>                                | <i>Executive Engineer, PMGSY Division, Udhampur.</i>                                         |

**ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the above forest land in favour of Executive Engineer, PMGSY Division, Udhampur, subject to the following terms and conditions :*

1. *The proprietary status of forest land shall remain unchanged.*

2. The forest land shall be utilized only for the purpose for which it has been indented.
3. The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.
4. The User Agency shall pay the following amount :-

i.	Net Present Value	Rs. 31,79,880
ii.	Compensation of 3667 T/P	Rs. 27,04,260
iii.	Compensatory afforestation	Rs. 2,58,000
	<b>Total</b>	<b>Rs. 61,42,140</b>

**(Rupees Sixty-one lacs forty-two thousand one hundred forty only)**

5. The extraction of 3667 trees/poles shall be done by the State Forest Corporation after the markings are technically sanctioned by Conservator of Forests, concerned and administratively approved by the Chief Conservator of Forests, concerned.
6. The User Agency shall construct Retaining/Breast walls and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Deptt.
7. The User Agency shall not dump the debris on forest land.
8. Any damage done to the forest land/crop shall be charged @ 10 times the standard rate of 1992.
9. The forest land so diverted shall return to the Forest Department free of any encumbrances when it is no longer required by the User Agency and after it is rehabilitated properly by the User Agency.
10. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.
11. The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.

**AGENDA ITEM NO: 47.10**

**SUBJECT :- Proposal to allow use of 60.4722 hectare of forest land for laying of 132 KV D/C Ramban-Khillani-Kishtwar T/L by PDD.**

**The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :**

1. **Project Scheme for which land is required.** *Laying of 132 KV D/C Ramban-Khillani-Kishtwar T/L by PDD.*
2. **Location of the Project/Scheme**
  - (i) District. *Ramban, Doda, & Kishtwar.*
  - (ii) Compartment

<i>Ramban</i>	<i>47/Rbn</i>
<i>Batote</i>	<i>28,23,14,13, 1/Bat &amp; 13/Marmat</i>
<i>Doda</i>	<i>38/Kunt</i>
<i>Bhaderwah</i>	<i>33/Ch, 32/Ch, 30/Ch, 12/Jwr, 48/Bh &amp; 1/M</i>
<i>Kishtwar</i>	<i>18, 37, 39, &amp; 67/K</i>
  - (iii) Block *Rajgarh, Batote, Doda, Chillera/Jangalwar & Kishtwar.*

- (iv) Range *Ramban, Batote/Marmat, Kuntwara, Chiralla/Kellar/Bhallesha & Kishtwar.*
- (v) Division *Ramban, Batote, Doda, Bhaderwah & Kishtwar Forest Divisions.*

**3. Details of land involved**

- (i) Area *60.4722 hectare.*
- (ii) Legal Status *Demarcated forest*
- (iii) Number of trees involved *2807 trees/poles/saplings of different species and dia-classes.*
- (iv) Whether forest land involved is a part of Wildlife Protection Area. *Wildlife Protection Area not involved.*

**4. User Agency**

***Executive Engineer, Transmission Line Maint. Div-III, Udh.***

**ADVISORY COMMITTEE DECISION**

***While discussing this case Forest Advisory Committee observed that all enumerated trees falling in the corridor of transmission line which are not interfering with the conductors should not be felled as per condition NO. 5 imposed. The Forest Department should strictly monitor the enforcement of conditions imposed in the field so as to minimize the damage to the extent possible. The Advisory Committee cleared the above forest land in favour of Executive Engineer, Transmission Line Maint. Division-III, Udhampur, , subject to the following terms and conditions :***

1. *The proprietary status of forest land shall remain unchanged.*
2. *The forest land shall be utilized only for the purpose for which it has been indented.*
3. *The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.*
4. *The User Agency shall pay the following amount :-*

<i>i.</i>	<i>Net Present Value</i>	<i>Rs. 4,67,71,485</i>
<i>ii.</i>	<i>Compensation of 2807 T/P/S</i>	<i>Rs. 44,55,921</i>
<i>iii.</i>	<i>Compensatory afforestation</i>	<i>Rs. 30,25,000</i>
<i>iv.</i>	<i>Other damages</i>	<i>Rs. 3,000</i>
	<b>Total</b>	<b>Rs. 5,42,55,406</b>

***(Rupees Five crore forty-two lacs fifty-five thousand four hundred six only)***

5. *The user agency shall abide by the following :-*
  - i. Below each conductor, width clearance of 3 Mtr. would be permitted for taking tension stringing equipment.*
  - ii. In the remaining width of corridor, trees will be felled or lopped to the extent required for preventing electrical hazards by maintaining a minimum clearance between conductors and trees as 4.00 Mtr.*
  - iii. In the stretches where terrain is hilly and adequate clearance is already available, trees will not be cut.*
6. *The extraction of minimum possible number of trees upto 2807 trees/poles shall be done by the State Forest Corporation after the markings are technically sanctioned by Conservator of Forests, concerned and administratively approved by the Chief Conservator of Forests, concerned as per break up given below :-*
  - i. Ramban = 38 Trees/Poles*

ii.	Batote	=	231 Trees/Poles
iii.	Doda	=	815 Trees/Poles
iv.	Bhaderwah	=	1380 Trees/Poles
v.	Kishtwar	=	343 Trees/Poles
	<b>TOTAL</b>	=	<b>2807 Trees/Poles</b>

7. The User Agency shall not be allowed to dump the debris (resulted from the excavation of foundation for the towers) on forest land.
8. Any damage done to the forest land/crop shall be charged @ 10 times the standard rate of 1992.
9. The forest land so diverted shall return to the Forest Department free of any encumbrances when it is no longer required by the User Agency and after it is rehabilitated properly by the User Agency.
10. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.
11. The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.

**AGENDA ITEM NO: 47.11**

**SUBJECT :- Proposal to allow use of 2.58 hectare of forest land for construction of road from Udyanpur to Hanch under under PMGSY in Doda Forest Division.**

*The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :*

- |    |                                                          |                                                            |
|----|----------------------------------------------------------|------------------------------------------------------------|
| 1. | <b><u>Project Scheme for which land is required.</u></b> | Construction of road from Udyanpur to Hanch under PMGSY.   |
| 2. | <b><u>Location of the Project/Scheme</u></b>             |                                                            |
|    | (i) District.                                            | Doda                                                       |
|    | (ii) Compartment                                         | 52 & 53/Kunt.                                              |
|    | (iii) Block                                              | Gundha                                                     |
|    | (iv) Range                                               | Kuntwara                                                   |
|    | (v) Division                                             | Doda Forest Division.                                      |
| 3. | <b><u>Details of land involved</u></b>                   |                                                            |
|    | (i) Area                                                 | 2.58 hectare.                                              |
|    | (ii) Legal Status                                        | Demarcated forest                                          |
|    | (iii) Number of trees involved.                          | 5043 trees/poles of different species & dia-               |
|    | (iv) Whether forest land involved                        | classes.                                                   |
|    | is a part of Wildlife                                    | Wildlife Protection Area not involved.                     |
|    | Protection Area.                                         |                                                            |
| 4. | <b><u>User Agency</u></b>                                | <b>Executive Engineer, PMGSY Division, Doda-I, Batote.</b> |

**ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the above forest land in favour of Executive Engineer, PMGSY Division, Doda-I, Batote, subject to the following terms and conditions :*

1. The proprietary status of forest land shall remain unchanged.

2. *The forest land shall be utilized only for the purpose for which it has been indented.*
3. *The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.*
4. *The User Agency shall pay the following amount :-*

i.	Net Present Value	Rs. 25,56,780
ii.	Compensation of 5043 T/P	Rs. 23,49,067
iii.	Compensatory afforestation	Rs. 1,25,000
	<b>Total</b>	<b>Rs. 50,30,847</b>

***(Rupees Fifty lacs thirty thousand eight hundred forty-seven only)***

5. *The extraction of 5043 trees/poles shall be done by the State Forest Corporation after the markings are technically sanctioned by Conservator of Forests, concerned and administratively approved by the Chief Conservator of Forests, concerned.*
6. *The User Agency shall construct Retaining/Breast walls and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Deptt.*
7. *The User Agency shall not dump the debris on forest land.*
8. *Any damage done to the forest land/crop shall be charged @ 10 times the standard rate of 1992.*
9. *The forest land so diverted shall return to the Forest Department free of any encumbrances when it is no longer required by the User Agency and after it is rehabilitated properly by the User Agency.*
10. *The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.*
11. *The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.*

**AGENDA ITEM NO: 47.12**

**SUBJECT :- Proposal to allow use of 3.60 hectare of forest land for construction of road from Budhan to Lancha under PMGSY in Mahore Forest Division.**

***The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :***

1. **Project Scheme for which land is required.**                      *Construction of road from Budhan to Lancha under under PMGSY.*
2. **Location of the Project/Scheme**
  - (i) District.                      *Reasi*
  - (ii) Compartment                *121/Ar, 122/Ar & 123/Ar.*
  - (iii) Block                        *Budhan*
  - (iv) Range                        *Mahore*
  - (v) Division                      *Mahore Forest Division.*
3. **Details of land involved**

- |       |                                                                     |                                                      |
|-------|---------------------------------------------------------------------|------------------------------------------------------|
| (i)   | Area                                                                | 3.600 hectare.                                       |
| (ii)  | Legal Status                                                        | Demarcated forest                                    |
| (iii) | Number of trees involved.                                           | 1000 trees/poles of different species & dia-classes. |
| (iv)  | Whether forest land involved is a part of Wildlife Protection Area. | Wildlife Protection Area not involved.               |

4. **User Agency**

**Executive Engineer, PMGSY Division, Mahore.**

**ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the above forest land in favour of Executive Engineer, PMGSY Division, Mahore, subject to the following terms and conditions :*

1. *The proprietary status of forest land shall remain unchanged.*
2. *The forest land shall be utilized only for the purpose for which it has been indented.*
3. *The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.*
4. *The User Agency shall pay the following amount :-*

i.	Net Present Value	Rs. 32,29,200
ii.	Compensation of 1000 T/P	Rs. 17,34,610
iii.	Compensatory afforestation	Rs. 2,31,340
	<b>Total</b>	<b>Rs. 51,95,150</b>

**(Rupees Fifty-one lacs ninety-five thousand one hundred fifty only)**

5. *The extraction of 1000 trees/poles shall be done by the State Forest Corporation after the markings are technically sanctioned by Conservator of Forests, concerned and administratively approved by the Chief Conservator of Forests, concerned.*
6. *The User Agency shall construct Retaining/Breast walls and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Deptt.*
7. *The User Agency shall not dump the debris on forest land.*
8. *Any damage done to the forest land/crop shall be charged @ 10 times the standard rate of 1992.*
9. *The forest land so diverted shall return to the Forest Department free of any encumbrances when it is no longer required by the User Agency and after it is rehabilitated properly by the User Agency.*
10. *The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.*
11. *The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.*

**AGENDA ITEM NO: 47.13**

**SUBJECT :- Proposal to allow use of 5.20 hectare of forest land for construction of road from Laroka to Kinara by PWD (R&B) in Nowshera Forest Division.**

**The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :**

1. **Project Scheme for which land is required.** Construction of road from Laroka to Kinara by PWD (R&B).
2. **Location of the Project/Scheme**
  - (i) District. Rajouri
  - (ii) Compartment 68/N, 69//N, 70/N & 73/N
  - (iii) Block Jhanger
  - (iv) Range Nowshera
  - (v) Division Nowshera Forest Division.
3. **Details of land involved**
  - (i) Area 5.20 hectare.
  - (ii) Legal Status Demarcated forest
  - (iii) Number of trees involved. 909 Trees/poles of different species & dia-classes.
  - (iv) Whether forest land involved is a part of Wildlife Protection Area. Wildlife Protection Area not involved.
4. **User Agency** Executive Engineer, PWD (R&B) Division, Nowshera.

#### **ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the above forest land in favour of Executive Engineer, PWD (R&B) Division, Nowshera, subject to the following terms and conditions :*

1. The proprietary status of forest land shall remain unchanged.
2. The forest land shall be utilized only for the purpose for which it has been indented.
3. The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.
4. The User Agency shall pay the following amount :-

i.	Net Present Value	Rs. 43,94,000
ii.	Compensation of 909 T/P	Rs. 29,85,075
iii.	Compensatory afforestation	Rs. 2,60,000
	<b>Total</b>	<b>Rs. 76,39,075</b>

**(Rupees Seventy-six lacs thirty-nine thousand seventy-five only)**

5. The extraction of 909 trees/poles shall be done by the State Forest Corporation after the markings are technically sanctioned by Conservator of Forests, concerned and administratively approved by the Chief Conservator of Forests, concerned.
6. The User Agency shall construct Retaining/Breast walls and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Deptt.
7. The User Agency shall not dump the debris on forest land.

8. *Any damage done to the forest land/crop shall be charged @ 10 times the standard rate of 1992.*
9. *The forest land so diverted shall return to the Forest Department free of any encumbrances when it is no longer required by the User Agency and after it is rehabilitated properly by the User Agency.*
10. *The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.*
11. *The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.*

**AGENDA ITEM NO: 47.14**

**SUBJECT :- Clarification regarding charging of cost of felling, logging and transportation instead of compensation of trees.**

The Pr.Chief Conservator of Forests, J&K vide his letter No. 3288-90 dt 12-3-2009 has brought to the notice of the Commissioner/Secretary to Govt., Forest Department that the Ministry of Environment and Forests, Govt. of India through letter No. F.No. 5-1/2007-FC dt 11-12-2008 issued by Sr. Asstt. Inspector General of Forests, has clarified that User Agencies/Project Implementing Agencies are not required to pay cost of trees to the State Forest Department(s), but instead are required to make payment towards cutting, felling, logging and transportation charges of project affected trees to the State Forest Department(s) in addition to compensatory afforestation and Net Present Value. It is worthwhile to mention here that Hon'ble Supreme Court of India vide Order dated 28-3-2008 at Page-6 has already mentioned that the NPV includes the value of timber and fuel wood.

The Pr.Chief Conservator of Forests, J&K has further submitted the following points.

1. The J&K State has its own the Jammu and Kashmir Forest (Conservation) Act, 1997.
2. The Forest Department has earlier been charging the following dues in forest land diversion cases under the J&K Forest (Conservation) Act :-
  - i. Cost of land as assessed by the Revenue authorities (Para 3.3/iii of the Guidelines)
  - ii. Compensation of Trees (Para 3.3/iii of the Guidelines)
  - iii. Compensatory Afforestation (Rule 8 of the Jammu & Kashmir Forest Conservation & Afforestation Rules, 2000)
3. This practice continued till June 2005, when the Forest Department switched over to charging of Net Present Value instead of cost of land in pursuance to the Hon'ble Supreme Court Order dated 29-10-2002. But charging of Compensation of trees and Compensatory Afforestation continued as heretofore.

In view of the above facts, Pr.Chief Conservator of Forests, J&K proposed as under :-

- a. The practice of charging Compensation of Trees from the User Agencies may be dispensed with as the "Net Present Value" includes the value of timber and fuel wood as per the Hon'ble Supreme Court Order dated 28-3-2008 and dated 09-05-2008 and as also clarified vide the above cited letter by the Ministry of Environment and Forests, New Delhi.

- b. Instead, the User Agency may now be asked to pay for the extraction and transportation charges of the trees for which a condition may be added in each proposal wherein the felling of trees/poles is involved.

### **ADVISORY COMMITTEE DECISION**

***“The Forest Advisory Committee decided that this issue should be examined by the Forest Department and a considered view should be taken in view of the report and recommendations submitted by Pr.Chief Conservator of Forests, J&K in this matter. If need be further guidelines/clarifications be issued in this matter and future cases processed for consideration and approval of the Forest Advisory Committee accordingly.***

#### **AGENDA ITEM NO: 47.15**

**SUBJECT :- Proposal to allow use of 2.82 hectare of forest land for construction of Galak to Upper Rajwalta road (Km 0 to Km 10) under PMGSY in Kathua Forest Division.**

***The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :***

- |                                                                          |                                                                                        |
|--------------------------------------------------------------------------|----------------------------------------------------------------------------------------|
| <b>1. <u>Project Scheme for which land is required.</u></b>              | <i>Construction of Galak to Upper Rajwalta road (Km 0 to Km 10) under under PMGSY.</i> |
| <b>2. <u>Location of the Project/Scheme</u></b>                          |                                                                                        |
| (i) District.                                                            | <i>Kathua</i>                                                                          |
| (ii) Compartment                                                         | <i>19/R &amp; 20/R</i>                                                                 |
| (iii) Block                                                              | <i>Rajwalta</i>                                                                        |
| (iv) Range                                                               | <i>Jasrota</i>                                                                         |
| (v) Division                                                             | <i>Kathua Forest Division.</i>                                                         |
| <b>3. <u>Details of land involved</u></b>                                |                                                                                        |
| (i) Area                                                                 | <i>2.82 hectare.</i>                                                                   |
| (ii) Legal Status                                                        | <i>Demarcated forest</i>                                                               |
| (iii) Number of trees involved.                                          | <i>808 Trees/poles of different species &amp; dia-classes.</i>                         |
| (iv) Whether forest land involved is a part of Wildlife Protection Area. | <i>Wildlife Protection Area not involved.</i>                                          |
| <b>4. <u>User Agency</u></b>                                             | <b><i>Executive Engineer, PMGSY Division, Kathua.</i></b>                              |

### **ADVISORY COMMITTEE DECISION**

***The Advisory Committee cleared the above forest land in favour of Executive Engineer, PMGSY Division, Kathua, subject to the following terms and conditions :***

1. *The proprietary status of forest land shall remain unchanged.*
2. *The forest land shall be utilized only for the purpose for which it has been indented.*
3. *The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.*
4. *The User Agency shall pay the following amount :-*

i.	Net Present Value	Rs. 23,82,900
----	-------------------	---------------

ii.	Compensation of 808 T/P	Rs. 11,16,302
iii.	Compensatory afforestation	Rs. 1,41,000
	<b>Total</b>	<b>Rs. 36,40,202</b>

**(Rupees Thirty-six lacs fourty thousand two hundred two only)**

5. The extraction of 808 trees/poles shall be done by the State Forest Corporation on the basis of markings administratively approved by the Chief Conservator of Forests, concerned.
6. The User Agency shall construct retaining/breast walls and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Deptt.
7. The User Agency shall not dump the debris on forest land.
8. Any damage done to the forest land/crop shall be charged @ 10 times the standard rate of 1992.
9. 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 and after it is rehabilitated properly by the User Agency.
10. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.
11. The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.

**AGENDA ITEM NO: 47.16**

**SUBJECT :- Proposal to allow use of 1.90 hectare of forest land for construction of Kendriya Navodaya Vidyalaya School building at Zeran near Tangmarg by the Principal, Kendriya Navodaya Vidyalaya, Tangmarg.**

***The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :***

1. **Project Scheme for which land is required.** Construction of Kendriya Navodaya Vidyalaya School building at Zeran near Tangmarg.
2. **Location of the Project/Scheme**
  - (i) District. Baramulla
  - (ii) Compartment 46/Gul
  - (iii) Block Tangmarg
  - (iv) Range Gulmarg
  - (v) Division P.P. Forest Division.
3. **Details of land involved**
  - (i) Area 1.90 hectare.
  - (ii) Legal Status Demarcated forest
  - (iii) Number of trees involved. Tree felling not involved.
  - (iv) Whether forest land involved Wildlife Protection Area not involved.  
is a part of Wildlife Protection Area.
4. **User Agency** **Principal, Kendriya Navodaya, Vidyalaya, Tangmarg.**

## ADVISORY COMMITTEE DECISION

*The Advisory Committee cleared the above forest land in favour of Principal, Kendriya Navodaya, Vidyalaya, Tangmarg, subject to the following terms and conditions :*

1. *The proprietary status of forest land shall remain unchanged.*
2. *The forest land shall be utilized only for the purpose for which it has been indented.*
3. *The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.*
4. *The User Agency shall pay the following amount :-*

<i>i.</i>	<i>Net Present Value</i>	<i>Rs. 13,28,100</i>
<i>ii.</i>	<i>Compensatory afforestation</i>	<i>Rs. 95,000</i>
	<b>Total</b>	<b>Rs. 14,23,100</b>

**(Rupees Fourteen lacs twenty-three thousand one hundred only)**

5. *The forest land so diverted shall return to the Forest Department free of any encumbrances when it is no longer required by the User Agency and after it is rehabilitated properly by the User Agency.*
6. *The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.*
7. *The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.*

### **AGENDA ITEM NO: 47.17**

**SUBJECT :- Proposal to allow use of 2.8375 hectare of forest land for development of infrastructure at Doodhpathri (Phase-II) by the Doodhpathri Development Authority in Pir Panjal Forest Division.**

***The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :***

1. **Project Scheme for which land is required.** *Development of infrastructure at Doodhpathri (Phase-II) by the Doodhpathri Development Authority.*
2. **Location of the Project/Scheme**
  - (i) District. *Budgam*
  - (ii) Compartment *D-30, D31, D-32 & S-1a*
  - (iii) Block *Gurvaith/Raiyar*
  - (iv) Range *Raithan*
  - (v) Division *P.P. Forest Division.*
3. **Details of land involved**
  - (i) Area *2.8375 hectare (56 K 15 M).*
  - (ii) Legal Status *Demarcated forest*
  - (iii) Number of trees involved. *Tree felling not involved.*
  - (iv) Whether forest land involved is a part of Wildlife Protection Area. *Wildlife Protection Area not involved.*

4. **User Agency**

**Chief Executive Officer, Doodhpathri  
Development Authority, Budgam.**

**ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the above forest land in favour of Chief Executive Officer, Doodhpathri Development Authority, Budgam, subject to the following terms and conditions :*

1. *The proprietary status of forest land shall remain unchanged.*
2. *The forest land shall be utilized only for the purpose for which it has been indented.*
3. *The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.*
4. *The User Agency shall pay the following amount :-*

i.	Net Present Value	Rs. 19,83,413
ii.	Compensatory afforestation	Rs. 1,41,875
	<b>Total</b>	<b>Rs. 21,25,288</b>

***(Rupees Twenty-one lacs twenty-five thousand two hundred eighty-eight only)***

5. *The forest land so diverted shall return to the Forest Department free of any encumbrances when it is no longer required by the User Agency and after it is rehabilitated properly by the User Agency.*
6. *The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.*
7. *The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.*

**AGENDA ITEM NO: 47.18**

**SUBJECT :- Proposal to allow use of 4.765 hectare of forest land for improvement of Bharakh-Ransu-Ascon site (Km 7.925 to Km 28.350) from CL-5 Unsurface to CI-9 Surface Specification by GREF in Nowshera Forest Division.**

***The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :***

1. **Project Scheme for which land is required.** *Improvement of Bharakh-Ransu-Ascon site (Km 7.925 to Km 28.350) from CL-5 Unsurface to CI-9 Surface Specification by GREF.*
2. **Location of the Project/Scheme**
  - (i) District. *Reasi*
  - (ii) Compartment *98/D and 99/D*
  - (iii) Block *Treru*
  - (iv) Range *Lamberi*
  - (v) Division *Nowshera Forest Division.*
3. **Details of land involved**
  - (i) Area *4.765 hectare*
  - (ii) Legal Status *Demarcated forest*

- (iii) Number of trees involved. 350 trees/poles different species & dia-classes.  
 (iv) Whether forest land involved Wildlife Protection Area not involved.  
 is a part of Wildlife Protection Area.

4. **User Agency** **Asstt. Engineer (Civil) Officer-in-Charge, 360 RMPL (GREF).**

### **ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the above forest land in favour of Asstt. Engineer (Civil) Officer-in-Charge, 360 RMPL (GREF), subject to the following terms and conditions :*

1. The proprietary status of forest land shall remain unchanged.
2. The forest land shall be utilized only for the purpose for which it has been indented.
3. The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.
4. The User Agency shall pay the following amount :-

i.	Net Present Value	Rs. 40,26,425/-
ii.	Compensation of 350 T/P	Rs. 20,57,118/-
iii.	Compensatory afforestation	Rs. 2,38,300/-
	<b>Total</b>	<b>Rs. 63,21,843/-</b>

**(Rupees Sixty-three lacs twenty-one thousand eight hundred forty-three only)**

5. The extraction of 350 trees/poles shall be done by the State Forest Corporation on the basis of markings administratively approved by the Chief Conservator of Forests, concerned.
6. The User Agency shall construct retaining/breast walls and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Deptt.
7. The User Agency shall not dump the debris on forest land.
8. Any damage done to the forest land/crop shall be charged @ 10 times the standard rate of 1992.
9. 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 and after it is rehabilitated properly by the User Agency.
10. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.
11. The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.

### **AGENDA ITEM NO: 47.19**

**SUBJECT :- Proposal to allow use of 17.784 hectare of forest land for construction of road Banihal (Amkot) to Mangit (Km 8 to 38) under PMGSY in Ramban Forest Division.**

**The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :**

1. **Project Scheme for which land is required.** Construction of road from Banihal (Amkot) to Mangit (Km 8 to 38) under PMGSY.
2. **Location of the Project/Scheme**
  - (i) District. Ramban
  - (ii) Compartment 36, 37a, 38, 39, 40 & 41/Bnl.
  - (iii) Block Mahu
  - (iv) Range Banihal
  - (v) Division Ramban Forest Division.
3. **Details of land involved**
  - (i) Area
    - Forest land coming in Road alignment = 14.227 ha
    - Execution loss (25%) = 3.557 ha
    - TOTAL = 17.784 ha**
  - (ii) Legal Status Demarcated forest
  - (iii) Number of trees involved 1784 trees/poles of different species & dia-classes.
  - (iv) Whether forest land involved is a part of Wildlife Protection Area. Wildlife Protection Area not involved.
4. **User Agency** Executive Engineer, PMGSY Division, Ramban.

#### **ADVISORY COMMITTEE DECISION**

**During the deliberations, the committee member Sh. Sadiq Ali raised the issue of re-alignment to minimize the number of trees to be felled and it was supported by the Chairman wholeheartedly. Sh. Abhai Kumar, Ex-Chief Conservator of Forests, Jammu explained that all possibilities were explored but alternate alignment is not possible in the area. The Chairman focused on the backwardness of the area and desired that people of the area should not be deprived of the development opportunities as they have also the right to grow and prosper. The Advisory Committee finally cleared the above forest land in favour of Executive Engineer, PMGSY Division, Ramban, subject to the following terms and conditions :**

1. The proprietary status of forest land shall remain unchanged.
2. The forest land shall be utilized only for the purpose for which it has been indented.
3. The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.
4. The User Agency shall pay the following amount :-

i.	Net Present Value	Rs. 1,59,52,248/-
ii.	Compensation of 1784 T/P	Rs. 1,03,59,765/-
iii.	Compensatory afforestation	Rs. 9,00,000/-
	<b>Total</b>	<b>Rs. 2,72,12,013/-</b>

**(Rupees Two crore seventy-two lacs twelve thousand & Thirteen only)**

5. The extraction of 1784 trees/poles shall be done by the State Forest Corporation on the basis of markings administratively approved by the Chief Conservator of Forests, concerned.

6. The User Agency shall construct retaining/breast walls and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Deptt.
7. The User Agency shall not dump the debris on forest land.
8. Any damage done to the forest land/crop shall be charged @ 10 times the standard rate of 1992.
9. 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 and after it is rehabilitated properly by the User Agency.
10. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.
11. The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.

**AGENDA ITEM NO: 47.20**

**SUBJECT :- Proposal to allow use of 55.04 hectare of forest land for laying of 132 KV D/C Barn-Siot-Kalakote T/L by PDD.**

*The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :*

1. **Project Scheme for which land is required.** *Laying of 132 KV D/C Bam-Siot-Kalakote T/L by PDD.*

2. **Location of the Project/Scheme**

(i) District.

*Jammu.*

(ii) Compartment

<b>Forest Div.</b>	<b>Comptt.</b>
<i>Jammu</i>	<i>2,11,12,21,23,&amp; 38/K</i>
<i>Nowshera</i>	<i>30,31b, 41,43, 44, 45, 46, 47 &amp; 118a/D</i>
<i>Rajouri</i>	<i>156,158,159 &amp; 160/K</i>

(iii) Block

(iv) Range

(v) Division

*Chowki/Smah & Choura, Dharamsal/Sunderbani Rajouri. Kalidhar, Sunderbani & Rajouri.*

*Jammu, Nowshera & Rajouri Forest Divisions.*

3. **Details of land involved**

(i) Area

*55.04 hectare*

(ii) Legal Status

*Demarcated forest*

(iii) Number of trees involved.

*845 Trees/Poles & 867 bushes.*

(iv) Whether forest land involved is a part of Wildlife Protection Area.

*Wildlife Protection Area not involved.*

4. **User Agency**

***Executive Engineer, Grid Construction Division  
Gladni, Jammu.***

## ADVISORY COMMITTEE DECISION

**The Commissioner/Secretary to Govt., Forest Department, brought to the notice of Committee members and Chairman that there is ban on felling of Khair trees imposed by Hon'ble Supreme Court of India. As such, felling of Khair trees involved in the alignment of transmission line cannot be allowed. Keeping in view the medium height of khair trees which is not likely to interfere with the conductors, it was decided that proposal be cleared subject to the following additional conditions :**

1. The proprietary status of forest land shall remain unchanged.
2. The forest land shall be utilized only for the purpose for which it has been indented.
3. The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.
4. The User Agency shall pay the following amount :-

i.	Net Present Value	Rs. 4,24,21,300
ii	Comp. of 787 Trees/Poles & 867 bushes upto	Rs. 32,60,073
iii	Compensatory Affor.	Rs. 28,00,000
	<b>TOTAL</b>	<b>Rs. 4,84,81,373</b>

**(Rupees Four crore eighty-four lacs eighty-one thousand three hundred seventy-three only)**

5. The User Agency shall abide by the following :-

i.	Below each conductor, width clearance of 3 Mtr would be permitted for taking tension stringing equipment.
ii.	In the remaining width of corridor, trees will be felled or lopped to the extent required for preventing electrical hazards by maintaining a minimum clearance between conductors and trees as 4.00 Mtr.
iii	In the stretches where terrain is hilly and adequate clearance is already available, trees will not be cut.

6. The extraction of 787 trees/poles & 867 bushes shall be done by the State Forest Corporation on the basis of markings administratively approved by the Chief Conservator of Forests concerned.
7. The User Agency shall not be allowed to dump the debris (resulted from the excavation of foundation for the towers) on forest land.
8. Any damage done to the forest land/crop shall be charged @ 10 times the standard rate of 1992.
9. 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 and after it is rehabilitated properly by the User Agency.
10. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.
11. The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.
12. **No Khair trees is allowed to be felled. The 58 Khair trees enumerated be deleted from the proposal with the corresponding reduction in an amount of compensation of trees.**
13. **For avoiding Khair trees falling in the proposed alignment of Transmission line, necessary modification/changes be effected in the alignment by the User Agency in consultation with the Forest Department.**

**AGENDA ITEM NO: 47.21**

**SUBJECT :- Proposal to allow use of 7.91 hectare of forest land for construction of road from Aherbal to Kungwatan under PMGSY in Shopian Forest Division.**

*The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :*

1. **Project Scheme for which land is required.** *Construction of road from Aherbal to Kungwatan under PMGSY.*
2. **Location of the Project/Scheme**
  - (i) District. *Kulgam*
  - (ii) Compartment *V-13, 15, 30 & 31*
  - (iii) Block *Kungwatan.*
  - (iv) Range *Veshu*
  - (v) Division *Shopian Forest Division.*
3. **Details of land involved**
  - (i) Area *7.91 hectare*
  - (ii) Legal Status *Demarcated forest*
  - (iii) Number of trees involved. *146 tree/poles of difference species & dia-classes.*
  - (iv) Whether forest land involved is a part of Wildlife Protection Area. *Wildlife Protection Area not involved.*
4. **User Agency** *Executive Engineer, PMGSY Division, Kulgam.*

**ADVISORY COMMITTEE DECISION**

*Shri. Sadiq Ali, Member of the Committee expressed his concerns about the future degradation of the forests as with the opening of road, there may be increased incidence of damage to flora and fauna. The Chairman appreciated the feelings of the member but also emphasized the urgency of development under Bharat Nirman Yojana and States Commitment to connect all villages with roads under PMGSY.*

*Director, Environment & Remote Sensing Sh. Abdul Razak, expressed concern regarding accelerated soil erosion and throwing of debris in the nallah if the project is cleared. The Advisory Committee decided to constitute a committee comprising of Chief Conservator of Forests, Kashmir, Director, Environment & Chief Engineer, PMGSY for spot inspection and exploring the possibility of re-alignment of road which shall submit report within a month. Meanwhile the proposal was deferred.*

**SUPPLEMENTARY AGENDA ITEM NO: 47.22**

**SUBJECT :- Proposal to allow additional use of 2.11 hectare of forest land for dumping of debris resulted due to construction of Bariote-Sari-Gabber road under PMGSY in Reasi Forest Division.**

**The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :**

1. **Project Scheme for which land is required.** *Forest land for dumping of debris resulted due to construction of Bariote-Sari-Gabber road under PMGSY.*
2. **Location of the Project/Scheme**
  - (i) District. *Reasi*
  - (ii) Compartment *10/R & 12/R*
  - (iii) Block *Bhomag*
  - (iv) Range *Reasi*
  - (v) Division *Reasi Forest Division.*
3. **Details of land involved**
  - (i) Area *2.11 hectare*
  - (ii) Legal Status *Demarcated forest*
  - (iii) Number of trees involved. *517 tree/poles of difference species & dia-classes.*
  - (iv) Whether forest land involved is a part of Wildlife Protection Area. *Wildlife Protection Area not involved.*
4. **User Agency** *Executive Engineer, PMGSY Division, Reasi.*

#### **ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the above forest land in favour of Executive Engineer, PMGSY Division, Reasi, subject to the following terms and conditions :*

1. *The proprietary status of forest land shall remain unchanged.*
2. *The forest land shall be utilized only for the purpose for which it has been indented.*
3. *The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.*
4. *The User Agency shall pay the following amount :-*

<i>i.</i>	<i>Net Present Value</i>	<i>Rs. 17,82,950/-</i>
<i>ii</i>	<i>Comp. of 517 T/P</i>	<i>Rs. 9,36,470/-</i>
<i>iii</i>	<i>Compensatory Affor.</i>	<i>Rs. 1,23,078/-</i>
	<b>TOTAL</b>	<b>Rs. 28,42,498/-</b>

***(Rupees Twenty-eight lacs forty-two thousand four hundred ninety-eight only)***

5. *The extraction of 517 trees/poles shall be done by the State Forest Corporation on the basis of markings administratively approved by the Chief Conservator of Forests, concerned.*
6. *The User Agency shall construct retaining/breast walls around the dumping site and ensure that debris dumped is rammed properly using machines/ implements so that it does not get washed away and is stabilized/ rehabilitated properly. This should further be consolidated by planting soil binding species (grass/shrubs etc).*
7. *The User Agency shall not dump the debris on forest land other than that allowed for use.*
8. *Any damage done to the forest land/crop shall be charged @ 10 times the standard rate of 1992.*

9. 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 and after it is rehabilitated properly by the User Agency.

10. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.

11. The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.

**SUPPLEMENTARY AGENDA ITEM NO: 47.23**

**SUBJECT :- Issuance of Corrigendum to Govt. Order NO. 352-GST of 2008 dt 16-9-2008 on the subject to allow use of 27.60 hectare of forest land for construction of road from Mulwariwan to Nowapachi by PWD under PMGSY in Marwah Forest Division.**

**Reference:- PCCF's letter No. PCCF/FC/813/1659-65 dated 8-9-2009.**

The sanction for allowing use of forest land for construction of road from Mulwarwan to Nowapachi by PWD under PMGSY in Marwah Forest Division measuring 27.60 hectare has been accorded vide Govt. Order No. 352-FST of 2008 dated 16-9-2008. The Chief Conservator of Forests, Jammu vide his letter No. CCF/J/FCA/F-576/769-71 dated :- 07-09-2009 has reported that there has been variation in the number of trees/poles enumerated earlier and now re-enumerated as under :-

Species	As per enumeration			As per re-enumeration		
	Trees (30-40 & above)	Poles/saplings (20-30 & below)	Total	Trees (30-40 & above)	Poles/saplings (20-30 & below)	Total
Deodar	259	153	412	342	263	605
Kail	192	53	245	230	379	609
Fir	51	5	56	89	30	119
B.Leaved	71	4	75	231	72	303
<b>TOTAL</b>	<b>573</b>	<b>215</b>	<b>788</b>	<b>892</b>	<b>744</b>	<b>1636</b>

With the increase in number of trees/poles from 788 to 1636, the compensation of trees/poles has also increased from earlier Rs. 92,93,530/- to Rs. 1,13,64,528/-. However, total forest land involved i.e. 27.60 ha for a length of 23 Km and width of 12 meter remains the same.

The Pr.Chief Conservator of Forests, J&K, has requested for issuance of corrigendum with regard to condition No. 5 of the Govt. Order No. 352-FST of 2008 dated :- 16-09-2008 which is reproduced as under :-

Condition Number	Instead of	Please read
5	The User Agency shall pay an amount of Rs. 92,93,530/- on account of compensation of 788 number of trees/poles/saplings (trees = 573, poles = 111, saplings = 104) of different	The User Agency shall pay an amount of Rs. 1,13,64,528/- on account of compensation of 1636 number of trees/poles/saplings

	species and dia-classes.	(trees = 892, poles/saplings = 744) of different species and dia-classes.
--	--------------------------	---------------------------------------------------------------------------

### **ADVISORY COMMITTEE DECISION**

***The Chairman took a serious note of the discrepancies in number of trees and expressed his displeasure. He observed that explanation given by the Forest Department is not very convincing and needs further elaboration. Deputy Commissioner, Kishtwar be requested to enquire into the matter and fix responsibility for this serious lapse on the defaulting officers/officials. He further observed that the faulty reports lead to wrong decisions and credibility of the department is also jeopardized. Action on defaulters be initiated after enquiry report is obtained from the concerned Deputy Commissioner. Let a strong message go to the wrong doers so that such a casual approach is not repeated in future. However, case was cleared for issuance of necessary corrigendum.***

### **SUPPLEMENTARY AGENDA ITEM NO: 47.24**

**SUBJECT :- Diversion of 27 ha of Protected Area Land in changthang Cold Desert Wildlife Sanctuary for construction of Phobrang to Marsimikla road.**

The Chief Wildlife Ward J&K under his office No. WLP/Plan/3459-60/2009 dated 09-09-2009 has submitted the above cited proposal to the Commissioner/Secretary to Govt., Forest Department with a copy to Member Secretary, Forest Advisory Committee. The details of the proposal are as under :-

**A.** It was discussed in the 12<sup>th</sup> meeting of the Standing Committee of National Board for Wildlife alongwith other proposals of ITBP roads. The Standing Committee had got the site inspected and the inspecting team had recommended the proposal with conditions in addition to those proposed by Chief Wildlife Warden, J&K. The user agency filed I.A. No. 2361 in W.P. No. 202/95 titled T.N. Godavarman Thirumpulpad Vs Union of India and others in the Hon'ble Supreme Court seeking permission to widen and improve Phobrang to Marsimikla Road passing through Changthang Cold Desert Wildlife Sanctuary. In the order dated 17-04-2009 the Hon'ble Supreme Court in I.A. No. 2361 in W.P. No. 202/95 has passed the following orders.

“The applicant seeks permission to widen and improve the Phobrang-Marsimikla road, proposed to be constructed passing through the Changthang Cold desert Wildlife Sanctuary Ladakh. CEC has filed its report alongwith the following recommendations :

1. *the conditions on which the project has been cleared by the Standing Committee of NBWL will be compiled with;*
2. *the conditions stipulated by the Chief Wildlife Warden, Jammu and Kashmir Forest Department will be strictly complied with; and*
3. *for use of the non-forest land falling within the sanctuary the NPV will be deposited in the Compensatory Afforestation Fund as per this Hon'ble Court's order dated 28-03-2008 in the NPV matter.*

The recommendations of the CEC are acceptable to the applicant. I.A. is allowed subject to the fulfillment of the above conditions by the applicant.”

**B.** The Chief Wildlife Warden has recommended the proposal with the following conditions :

1. The user agency, while implementing the road construction project, will abide by the orders to be issued by the Hon'ble Supreme Court and follow provisions of the Jammu and Kashmir Wildlife Protection Act, 1978 (Amended upto 2002) strictly.

2. The user agency should follow the Eco-friendly Engineering practices during the construction.
  3. The user agency will report compliances regularly to the Wildlife Protection Department.
  4. The project staff and labourers involved in the construction will be informed about the Do's and Don'ts in Changthang Wildlife Sanctuary.
  5. Local people should be given preference in employment to minimize the impact on wildlife due to influx of outside people.
  6. The construction debris or muck generated due to the construction of road will be disposed off in an environmentally friendly manner in consultation with the Regional Wildlife Warden, Ladakh, Leh or his representative.
  7. Environment Monitoring Committee will be constituted comprising of representatives of the user agency and wildlife Officials under the Chairmanship of the Regional Wildlife Warden, Ladakh, Leh.
  8. User agency will pay 5% of the cost of the project to the Wildlife Protection Department, Jammu and Kashmir Government for Conservation and preservation of Wildlife and its habitat in the Changthang Wildlife Sanctuary.
- C. The inspecting team of the Standing Committee of NBWL imposed following conditions for compliance by the project authorities in addition to the conditions recommended by Chief Wildlife Warden, J&K Government.
- a. **Poaching** : Any form of poaching by anyone, particularly by the road construction workers, who mostly come from outside Ladakh, will be strictly prevented. Any case of poaching during the construction of the roads, the ITBP/BRO as the case may would be responsible. This is being mentioned because of reported killing of marmots by road workers.
  - b. **Pastures, wetlands and marshes** : would be avoided by diverting the road routes to skirt the pastures. These habitats are important not only to wildlife but also to local people whose livestock have been sustained by these pastures and wetlands for ages.
  - c. **Littering** : it has been noticed that wherever roads come up, non degradable waste is littered. The ITBP would see that littering of any kind is strictly avoided by its staff and also by construction workers. All waste material such as plastics, tar barrels, gunny sacks, bottles, tin cans etc. would be properly disposed off. No waste material will be left either near or away from the road in the Sanctuary.
  - d. **Cutting of local vegetation** : As the shrubs & bushes grow very slowly in the cold desert, the ITBP will see that minimum damage is done to the local flora. Cutting of local flora by construction worker would be strictly prohibited. The concerned officials of the ITBP would conduct surprise checks in collaboration with the Regional Wildlife Warden or his representative to see that no damage is done to the flora and fauna.
  - e. **Environmental Monitoring Committee** : An Environmental Monitoring Committee should be constituted comprising the representative of the user agency and Wildlife officials under the Chairmanship of the Regional Wildlife Warden, Ladakh including representatives of environmental NGOs working in Ladakh.
  - f. **Collaboration between agencies** : Since conservation in remote areas like Ladakh can only be achieved by co-operation between the armed forces, para-military forces and the State authorities, there must be regular meetings where common issues could be resolved and the co-operation and commitment of the forces posted in forward and wildlife areas could be attained. In fact, it would be best if a Co-

ordination Committee representing these organizations could be established so that they could meet on a regular basis and sort out problems and work out common strategies for wildlife conservation. The armed forces could make invaluable contribution in this regard. The roads that may come up and those existing must be made available for usage to the Wildlife Department of the State so that they could visit these forward areas on a regular basis.

The Chief Wildlife Warden has recommended that the Forest Advisory Committee may consider forming a coordination committee under the Chairmanship of District Development Commissioner, Leh comprising of members for armed forces, para-military forces, Wildlife Warden, Leh and DFO, Leh for collaboration between different agencies to meet on regular basis and sort out problems and workout common strategies for wildlife conservation.

### **ADVISORY COMMITTEE DECISION**

***The Advisory Committee cleared the above case in light of the order issued by the Hon'ble Supreme Court of India on 17-4-2009 in I.A. No. 2361 in Writ Petition No. 209/95 on the subject matter with the following conditions.***

***Shri. Sadiq Ali, wanted to know about the census of wild animals in the area and it was decided that Wildlife Department will submit a detailed report on census of Wildlife in the Changthang area in the next Forest Advisory Committee meeting for information of all the members.***

1. *The status of land shall remain unchanged.*
2. *User Agency will pay 5% of the cost of the project to the Department of Wildlife Protection, Jammu & Kashmir Government for Conservation and Preservation of Wildlife and its habitat in the Changthang Wildlife Sanctuary.*
3. *For use of the non-forestry land falling within the sanctuary the NPV will be deposited in the Compensatory Afforestation Fund as per this Hon'ble Court's order dated 28-3-2008 in the NPV matter.*
4. *The user agency should follow the Eco-friendly Engineering practices during the construction.*
5. *The project staff and labourers involved in the construction will be informed about the Do's and Don'ts in Changthang Wildlife Sanctuary.*
6. *Local people should be given preference in employment to minimize the impact on wildlife due influx of outside people.*
7. *The construction debris or muck generated due to the construction of road will be disposed off in an environmentally friendly manner in consultation with the Regional Wildlife Warden, Ladakh, Leh or his representative.*
8. *Environmental Monitoring Committee will be constituted comprising the representative of the user agency, Wildlife officials and representatives of environmental NGOs working in Ladakh under the Chairmanship of the Regional Wildlife Warden, Ladakh.*
9. *Poaching by anyone, particularly by the road construction workers will be strictly prevented. Any case of poaching during the construction of the roads, the ITBP/BRO as the case may be would be held responsible.*
10. *Pastures, wetlands and marches would be avoided by diverting the road routes to skirt the pastures.*

11. *Littering : The ITBP would see that littering of any kind is strictly avoided by its staff and also by construction workers. All waste material such as plastics, tar barrels, gunny sacks, bottles, tin cans etc. would be properly disposed off. No waste material will be left either near or away from the road in the Sanctuary.*
12. *Cutting of local vegetation : As the shrubs and bushes grow very slowly in the cold desert, the ITBP will see that minimum damage is done to the local flora. Cutting of local flora by construction worker would be strictly prohibited. The concerned officials of the ITBP would conduct surprise checks, in collaboration with the Regional Wildlife Warden or his representative to see that no damage is done to the flora and fauna.*
13. *Coordination Committee at the district level under Dy.Commissioner, Leh and comprising of authorities from armed forces, para-military forces and state authorities viz DFO, Wildlife Warden would be established to meet on regular basis and sort out problems and work out common strategies for wildlife conservation.*
14. *Road constructed must be made available to the Wildlife Authorities to visit forward areas on regular basis.*
15. *The user agency will report compliances regularly to the Wildlife Protection Department.*

**SUPPLEMENTARY AGENDA ITEM NO: 47.25**

**SUBJECT :- Proposal to allow use of 20.375 hectare of forest land for construction of Gran-Sukhal Ghati road (Km 08 to Km 27.5) under PMGSY in Reasi Forest Division.**

***The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :***

- |                                                             |                                                                                                                     |
|-------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------|
| 1. <b><u>Project Scheme for which land is required.</u></b> | <i>Construction of Gran-Sukhal Ghati road (Km 08 to Km 27.5) under PMGSY.</i>                                       |
| 2. <b><u>Location of the Project/Scheme</u></b>             |                                                                                                                     |
| (i) District.                                               | <i>Reasi</i>                                                                                                        |
| (ii) Compartment                                            | <i>37, 38, 39, 40, 41, 42, 43 &amp; 44/R.</i>                                                                       |
| (iii) Block                                                 | <i>Tote</i>                                                                                                         |
| (iv) Range                                                  | <i>Reasi</i>                                                                                                        |
| (v) Division                                                | <i>Reasi Forest Division.</i>                                                                                       |
| 3. <b><u>Details of land involved</u></b>                   |                                                                                                                     |
| (i) Area                                                    | <i>Area under road alignment = 13.163 ha.<br/>Area under mulba dumping = 7.212 ha.<br/><b>TOTAL = 20.375 Ha</b></i> |
| (ii) Legal Status                                           | <i>Demarcated forest</i>                                                                                            |
| (iii) Number of trees involved                              | <i>2741 Trees/Poles/Saplings of difference species &amp; dia-classes.</i>                                           |
| (iv) Whether forest land involved is a part of Wildlife     | <i>Wildlife Protection Area not involved.</i>                                                                       |

Protection Area.

4. **User Agency**

**Executive Engineer, PMGSY Division, Udh-II,  
Reasi.**

**ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the above forest land in favour of Executive Engineer, PMGSY Division, Udh-II, Reasi, subject to the following terms and conditions :*

1. *The proprietary status of forest land shall remain unchanged.*
2. *The forest land shall be utilized only for the purpose for which it has been indented.*
3. *The forest land shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.*
4. *The User Agency shall pay the following amount :-*

i.	Net Present Value	Rs. 1,51,83,091/-
ii	Comp. of 2741 T/P/S	Rs. 37,13,216/-
iii	Compensatory Affor.	Rs. 10,92,000/-
Iv	Cost of assets	Rs. 3,76,724/-
	<b>TOTAL</b>	<b>Rs. 2,03,65,031/-</b>

**(Rupees Two crores three lacs sixty-five thousand & thirty-one only)**

5. *The extraction of 2741 trees/poles shall be done by the State Forest Corporation on the basis of markings administratively approved by the Chief Conservator of Forests, concerned.*
6. *The User Agency shall construct retaining/breast walls around the dumping site and ensure that debris dumped is rammed properly using machines/ implements so that it does not get washed away and is stabilized/ rehabilitated properly. This should further be consolidated by planting soil binding species (grass/shrubs etc).*
7. *The User Agency shall not dump the debris on forest land other than that allowed for use.*
8. *Any damage done to the forest land/crop shall be charged @ 10 times the standard rate of 1992.*
9. *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 and after it is rehabilitated properly by the User Agency.*
10. *The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.*
11. *The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.*

**SUPPLEMENTARY AGENDA ITEM NO: 47.26**

**SUBJECT :- Proposal to allow felling of 1015 trees/poles of Soil Conservation Department involved in widening of road from Kalu Chak to Purmandal by PWD (R&B).**

***The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :***

1. **Project Scheme for which land is required.** *Widening of road from Kalu Chak to Purmandal by PWD (R&B)*
2. **Location of the Project/Scheme**
  - (i) District. *Jammu*
  - (ii) Compartment *--*
  - (iii) Block *--*
  - (iv) Range *--*
  - (v) Department *Soil Conservation Department.*
3. **Details of land involved**
  - (i) Area *Nil (However Soil Conservation land involved is 0.15 ha).*
  - (ii) Legal Status *State land*
  - (iii) Number of trees involved. *1015 Trees/Poles/Saplings of difference species & dia-classes.*
  - (iv) Whether forest land involved is a part of Wildlife Protection Area. *Wildlife Protection Area not involved.*
4. **User Agency** *Executive Engineer, PWD (R&B) Div No. 4, Jammu.*

### **ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the above forest land in favour of Executive Engineer, PWD Division No. 4 Jammu, subject to the following terms and conditions :*

1. *The User Agency shall pay the following amount :-*

<i>i.</i>	<i>Compensation of 1015 T/P</i>	<i>Rs. 81,922/-</i>
<i>ii</i>	<i>Damage to fencing</i>	<i>Rs. 1,43,380/-</i>
	<b><i>TOTAL</i></b>	<b><i>Rs. 2,25,302/-</i></b>

***(Rupees Two lacs twenty-five thousand three hundred & two only)***

2. *The extraction of 1015 trees/poles shall be done by the State Forest Corporation on the basis of markings administratively approved by the Chief Conservator of Forests, concerned.*
3. *The User Agency shall construct retaining/breast walls and take all necessary steps to check soil erosion which may result due to proposed widening of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Department.*
4. *The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.*
5. *The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.*

### **SUPPLEMENTARY AGENDA ITEM NO: 47.27**

**SUBJECT :- Proposal to allow use of 2.73 hectare of forest land for construction at DRUNG SHEP (5 MW) at Khubban in Billawar Forest Division by J&K PDC under IPP Scheme.**

***The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :***

- |                                                                          |                                                                           |
|--------------------------------------------------------------------------|---------------------------------------------------------------------------|
| 1. <b><u>Project Scheme for which land is required.</u></b>              | Construction of DRUNG SHEP (5 MV) at Khubban by J&K PDC under IPP Scheme. |
| 2. <b><u>Location of the Project/Scheme</u></b>                          |                                                                           |
| (i) District.                                                            | Kathua & Udhampur.                                                        |
| (ii) Compartment                                                         | 14/Rkt & 15a/Rkt.                                                         |
| (iii) Block                                                              | Garh                                                                      |
| (iv) Range                                                               | Ramkote                                                                   |
| (v) Division                                                             | Kathua & Udhampur Forest Division.                                        |
| 3. <b><u>Details of land involved</u></b>                                |                                                                           |
| (i) Area                                                                 | 2.73 hectare                                                              |
| (ii) Legal Status                                                        | Demarcated forest                                                         |
| (iii) Number of trees involved.                                          | 441 T/P/S of difference species & dia-classes.                            |
| (iv) Whether forest land involved is a part of Wildlife Protection Area. | Wildlife Protection Area not involved.                                    |
| 4. <b><u>User Agency</u></b>                                             | <b>Chief Engineer, CC/S&amp;K/CI &amp; D Wing J&amp;K PDC Jammu.</b>      |

### **ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the above forest land in favour of Chief Engineer, CC/S&K/CI & D Wing J&K PDC Jammu, subject to the following terms and conditions :*

1. *The proprietary status of forest land shall remain unchanged.*
2. *The forest land shall be utilized only for the purpose for which it has been indented.*
3. *The User Agency i.e. Power Development Corporation shall not lease the forest land so allowed for use to the IPP (Independent Power Producer). However, the competent authority of the Government may lease the forest land in favour of IPP strictly in accordance with the terms and conditions of the State Hydrel Policy.*
4. *The User Agency shall pay the following amount after the forest clearance is accorded :-*

i.	Net Present Value	Rs. 23,06,850/-
ii	Compensation of 441 T/P	Rs. 3,30,312/-
iii	Compensatory Affor.	Rs. 1,73,713/-
	<b>TOTAL</b>	<b>Rs. 28,10,875/-</b>

***(Rupees Twenty-eight lacs ten thousand eight hundred & seventy-five only)***

5. *The extraction of 441 trees/poles shall be done by the State Forest Corporation on the basis of markings administratively approved by the Chief Conservator of Forests, concerned.*
6. *The User Agency shall take all necessary steps to check soil erosion which may result due to proposed construction of the Hydro Electric Project.*
7. *The User Agency shall not dump the debris on forest land.*
8. *Any damage done to the forest by the User Agency or its employees and contractors or people employed by them shall be charged from User Agency @ 10 times the standard rate of 1992.*
9. *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 and after it is rehabilitated properly by the User Agency.*

10. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.
11. The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.

**SUPPLEMENTARY AGENDA ITEM NO: 47.28**

**SUBJECT :- Proposal to allow use of 0.099 hectare of forest land for re-construction of gutted Rest House at Sherkoot by PWD (R&B) in Kehmil Forest Division.**

*The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :*

- |                                                                          |                                                                           |
|--------------------------------------------------------------------------|---------------------------------------------------------------------------|
| 1. <b><u>Project Scheme for which land is required.</u></b>              | <i>Re-construction of gutted Rest House at Sherkoot by PWD (R&amp;B).</i> |
| 2. <b><u>Location of the Project/Scheme</u></b>                          |                                                                           |
| (i) District.                                                            | <i>Kupwara.</i>                                                           |
| (ii) Compartment                                                         | <i>8/D/Rh.</i>                                                            |
| (iii) Block                                                              | <i>Manzgam</i>                                                            |
| (iv) Range                                                               | <i>Ramhal Range</i>                                                       |
| (v) Division                                                             | <i>Kehmil Forest Division.</i>                                            |
| 3. <b><u>Details of land involved</u></b>                                |                                                                           |
| (i) Area                                                                 | <i>0.099 hectare</i>                                                      |
| (ii) Legal Status                                                        | <i>Demarcated forest</i>                                                  |
| (iii) Number of trees involved.                                          | <i>Trees felling not involved.</i>                                        |
| (iv) Whether forest land involved is a part of Wildlife Protection Area. | <i>Wildlife Protection Area not involved.</i>                             |
| 4. <b>User Agency</b>                                                    | <b><i>Executive Engineer, PWD (R&amp;B) Division, Handwara.</i></b>       |

**ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the above forest land in favour of Executive Engineer, PWD (R&B) Division, Handwara, subject to the following terms and conditions :*

1. *The proprietary status of forest land shall remain unchanged.*
2. *The forest land shall be utilized only for the purpose for which it has been indented.*
3. *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.*
4. *The User Agency shall pay the following amount after the forest clearance is accorded :-*

i.	Net Present Value	Rs. 88,803/-
	<b>TOTAL</b>	<b>Rs. 88,803/-</b>

***(Rupees Eighty-eight thousand eight hundred & three only)***

5. *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 and after it is rehabilitated properly by the User Agency.*
6. *The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.*
7. *The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.*

**SUPPLEMENTARY AGENDA ITEM NO: 47.29**

**SUBJECT :- Proposal to allow felling of 6398 trees/poles/saplings of Social Forestry Division, Doda, involved in the construction of Dongru to Gadetar road under PMGSY Scheme.**

*The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :*

- |                                                                          |                                                                           |
|--------------------------------------------------------------------------|---------------------------------------------------------------------------|
| 1. <b><u>Project Scheme for which land is required.</u></b>              | <i>Construction of Dongru to Gadetar road under PMGSY Scheme.</i>         |
| 2. <b><u>Location of the Project/Scheme</u></b>                          |                                                                           |
| (i) District.                                                            | <i>Doda</i>                                                               |
| (ii) Compartment                                                         | <i>42b/Kunt (III &amp; IV) &amp; 41/Kunt.</i>                             |
| (iii) Block                                                              | <i>---</i>                                                                |
| (iv) Range                                                               | <i>Kuntwara</i>                                                           |
| (v) Division                                                             | <i>Social Forestry Division, Doda.</i>                                    |
| 3. <b><u>Details of land involved</u></b>                                |                                                                           |
| (i) Area                                                                 | <i>Nil (However, State land involved is 0.3 hectare)</i>                  |
| (ii) Legal Status                                                        | <i>Demarcated</i>                                                         |
| (iii) Number of trees involved.                                          | <i>6398 Trees/Poles/Saplings of difference species &amp; dia-classes.</i> |
| (iv) Whether forest land involved is a part of Wildlife Protection Area. | <i>Wildlife Protection Area not involved.</i>                             |
| 4. <b>User Agency</b>                                                    | <b><i>Executive Engineer, PMGSY Division, Doda.</i></b>                   |

**ADVISORY COMMITTEE DECISION**

***The Chairman observed that Social Forestry Department has raised these plantation units after a lot of expenditure and effort on barren state lands. The User Agency should, therefore, seriously explore the possibility of re-alignment of the said road to avoid all Social Forestry plantations. The case was deferred.***

**SUPPLEMENTARY AGENDA ITEM NO: 47.30**

**SUBJECT :- Proposal to allow use of 2.85 hectare of forest land for construction of road from Jamotian to Pail via Bade Pail under PMGSY in Jammu Forest Division.**

*The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :*

- |                                            |                                                       |
|--------------------------------------------|-------------------------------------------------------|
| 1. <b>Project Scheme for which land is</b> | <i>Construction of road from Jamotian to Pail viz</i> |
|--------------------------------------------|-------------------------------------------------------|

- required** *Bade Pail under PMGSY.*
2. **Location of the Project/Scheme**
- (i) District. *Jammu.*  
(ii) Compartment *27b/K.*  
(iii) Block *Panjgraieen*  
(iv) Range *Kalidhar*  
(v) Division *Jammu Forest Division.*
3. **Details of land involved**
- (i) Area *2.85 hectare*  
(ii) Legal Status *Demarcated forest*  
(iii) Number of trees involved. *102 Trees/Poles/Saplings of different species & dia-classes.*  
(iv) Whether forest land involved is a part of Wildlife Protection Area. *Wildlife Protection Area not involved.*
4. **User Agency** *Executive Engineer, PMGSY Division, Jammu.*

### **ADVISORY COMMITTEE DECISION**

***The Forest Advisory Committee decided to defer the case in view of the felling of Khair trees involved in the proposed alignment of road. The Khair trees be avoided in the fresh re-alignment of the road in view of the ban on their felling imposed by the Hon'ble Supreme Court of India.***

### **SUPPLEMENTARY AGENDA ITEM NO: 47.31**

**SUBJECT :- Proposal to allow use of 7.176 hectare of forest land for construction of road from Inshan to Margi under PMGSY in Marwah Forest Division.**

***The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :***

1. **Project Scheme for which land is required.** *Construction of road from Inshan to Margi under PMGSY.*
2. **Location of the Project/Scheme**
- (i) District. *Kishtwar*  
(ii) Compartment *43, 44, 50 & 51/M.*  
(iii) Block *Warwan*  
(iv) Range *Marwah Range*  
(v) Division *Marwah Forest Division.*
3. **Details of land involved**
- (i) Area *7.176 hectare*  
(ii) Legal Status *Demarcated forest*  
(iii) Number of trees involved. *536 Trees/Poles/Saplings of difference species & dia-classes.*  
(iv) Whether forest land involved is a part of Wildlife Protection Area. *Wildlife Protection Area not involved.*
4. **User Agency** *Executive Engineer, PMGSY Division, Chhatroo.*

## ADVISORY COMMITTEE DECISION

*The Advisory Committee cleared the above forest land in favour of Executive Engineer, PMGSY Division, Chhatroo, subject to the following terms and conditions :*

1. *The proprietary status of forest land shall remain unchanged.*
2. *The forest land shall be utilized only for the purpose for which it has been indented.*
3. *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.*
4. *The User Agency shall pay the following amount after the forest clearance is accorded :-*

<i>i.</i>	<i>Net Present Value</i>	<i>Rs. 64,36,872/-</i>
<i>ii</i>	<i>Compensation of 536 T/P</i>	<i>Rs. 5,62,080/-</i>
<i>iii</i>	<i>Compensatory Affor.</i>	<i>Rs. 3,58,800/-</i>
<i>Iv</i>	<i>Cost of damage to fencing</i>	<i>Rs. 12,288/-</i>
	<b>TOTAL</b>	<b>Rs. 73,70,040/-</b>

**(Rupees Seventy-three lacs seventy thousand & forty only)**

5. *The extraction of 536 trees/poles shall be done by the State Forest Corporation on the basis of markings administratively approved by the Chief Conservator of Forests, concerned.*
6. *The User Agency shall construct retaining/breast walls and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Department.*
7. *The User Agency shall not dump the debris on forest land.*
8. *Any damage done to the forest by the User Agency or its employees and contractors or people employed by them shall be charged from User Agency @ 10 times the standard rate of 1992.*
9. *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 and after it is rehabilitated properly by the User Agency.*
10. *The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.*
11. *The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.*

### **SUPPLEMENTARY AGENDA ITEM NO: 47.32**

**SUBJECT :- Proposal to allow felling of 618 trees/poles of Social Forestry Division, Doda, involved in the construction of Geneka to Kotli road by PWD under PMGSY Scheme.**

***The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :***

1. **Project Scheme for which land is required.**      *Construction of Geneka to Kotli road by PWD under PMGSY Scheme.*

2. **Location of the Project/Scheme**

- (i) District. Doda  
(ii) Compartment ---  
(iii) Block ---  
(iv) Range ---  
(v) Division Social Forestry Division, Doda.

3. **Details of land involved**

- (i) Area Nil (However, State land involved is 0.134 ha).  
(ii) Legal Status -----  
(iii) Number of trees involved. 618 Trees/Poles/Saplings of difference species & dia-classes.  
(iv) Whether forest land involved is a part of Wildlife Protection Area. Wildlife Protection Area not involved.

4. **User Agency**

**Executive Engineer, PMGSY Division, Doda.**

**ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the proposal to allow felling 618 trees/poles/saplings in favour of Executive Engineer, PMGSY Division, Doda, subject to the following terms and conditions :*

1. The User Agency shall pay the following amount after the forest clearance is accorded :-

i.	Compensation of 618 T/P/S	Rs. 70,088/-
ii	Cost of damage to fencing	Rs. 38,550/-
	<b>TOTAL</b>	<b>Rs.1,08,638/-</b>

**(Rupees One lac eight thousand six hundred & Thirty-eight only)**

2. The extraction of 618 trees/poles/Saplings shall be done by the State Forest Corporation on the basis of markings administratively approved by the Director, Social Forestry Department, J&K.
3. The User Agency shall construct retaining walls/breast walls and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Department.
4. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.
5. The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.

**SUPPLEMENTARY AGENDA ITEM NO: 47.33**

**SUBJECT :- Proposal to allow use of 3.00 hectare of forest land for construction of road from Plassian to Rang (Km 5 to Km 11) under PMGSY in Ramnagar Forest Division.**

***The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :***

1. **Project Scheme for which land is required.** Construction of road from Plassian to Rang (Km 5 to Km 11) under PMGSY.

2. **Location of the Project/Scheme**

- (i) District. *Udhampur.*  
(ii) Compartment *46, 46 & 47/S*  
(iii) Block *Rang*  
(iv) Range *South Range Ramnagar*  
(v) Division *Ramnagar Forest Division.*

3. **Details of land involved**

- (i) Area *3.00 hectare*  
(ii) Legal Status *Demarcated forest*  
(iii) Number of trees involved. *331 Trees/Poles/Saplings of difference species & dia-classes.*  
(iv) Whether forest land involved is a part of Wildlife Protection Area. *Wildlife Protection Area not involved.*

4. **User Agency**

*Executive Engineer, PMGSY Division, Udhampur-I.*

**ADVISORY COMMITTEE DECISION**

*The Advisory Committee discussed the proposal and finally cleared the above forest land in favour of Executive Engineer, PMGSY Division, Udhampur-I, subject to the following terms and conditions :*

- 1. The proprietary status of forest land shall remain unchanged.*
- 2. The forest land shall be utilized only for the purpose for which it has been indented.*
- 3. 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.*
- 4. The User Agency shall pay the following amount after the forest clearance is accorded :-*

<i>i.</i>	<i>Net Present Value</i>	<i>Rs. 28,17,000/-</i>
<i>ii</i>	<i>Compensation of 331 T/P</i>	<i>Rs. 18,69,340/-</i>
<i>iii</i>	<i>Compensatory Affor.</i>	<i>Rs. 5,24,850/-</i>
	<b>TOTAL</b>	<b>Rs. 52,11,190/-</b>

**(Rupees Fifty-two lacs eleven thousand one hundred & ninety only)**

- 5. The extraction of 331 trees/poles shall be done by the State Forest Corporation on the basis of markings administratively approved by the Chief Conservator of Forests, concerned.*
- 6. The User Agency shall construct retaining/breast walls and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Department.*
- 7. The User Agency shall not dump the debris on forest land.*
- 8. Any damage done to the forest by the User Agency or its employees and contractors or people employed by them shall be charged from User Agency @ 10 times the standard rate of 1992.*
- 9. 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 and after it is rehabilitated properly by the User Agency.*
- 10. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.*

11. The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.

**SUPPLEMENTARY AGENDA ITEM NO: 47.34**

**SUBJECT :- Proposal to allow cutting of 5347 trees/poles/saplings of Social Forestry Division, Doda, involved in the construction of Kashore-Jijote link road by PWD (R&B).**

*The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :*

1. **Project Scheme for which land is required.** Construction of Kashore-Jijote link road by PWD (R&B).
2. **Location of the Project/Scheme**
  - (i) District. Doda.
  - (ii) Compartment ---
  - (iii) Block ---
  - (iv) Range ---
  - (v) Division Social Forestry Division, Doda.
3. **Details of land involved**
  - (i) Area Nil (However, State land involved is 1.375 ha).
  - (ii) Legal Status -----
  - (iii) Number of trees involved. 5347 Trees/Poles/Saplings of difference species & dia-classes.
  - (iv) Whether forest land involved is a part of Wildlife Protection Area. Wildlife Protection Area not involved.
4. **User Agency** Executive Engineer, PWD (R&B) Spl. Sub-Division, Doda.

**ADVISORY COMMITTEE DECISION**

*The Chairman observed that Social Forestry Department has raised these plantation units after a lot of expenditure and effort on barren state lands. The User Agency should, therefore, seriously explore the possibility of re-alignment of the said road to avoid all Social Forestry plantations. The case was deferred.*

**SUPPLEMENTARY AGENDA ITEM NO: 47.35**

**SUBJECT :- Proposal to allow use of 0.03 hectare of forest land for laying of 132 KV LILO arrangement of 132/33 KV Grid Station, Pouni Chak by PDD in Jammu Forest Division.**

*The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :*

1. **Project Scheme for which land is required.** Laying of 132 KV LILO arrangement of 132/33 KV Grid Station, Pouni Chak by PDD.
2. **Location of the Project/Scheme**
  - (i) District. Jammu
  - (ii) Khasra No. 81 & Khata No. 78
  - (iii) Block Paloura

- (iv) Range *Jammu Range*  
(v) Division *Jammu Forest Division.*
3. **Details of land involved**
- (i) Area *0.03 hectare (Undemarcated Forests)*  
(ii) Legal Status *Un-demarcated forest*  
(iii) Number of trees involved. *Trees not involved.*  
(iv) Whether forest land involved *Wildlife Protection Area not involved.*  
is a part of Wildlife  
Protection Area.
4. **User Agency** *Executive Engineer, Survey Division (PDD)  
Jammu.*

### **ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the above forest land in favour of Executive Engineer, Survey Division (PDD) Jammu, subject to the following terms and conditions :*

1. *The proprietary status of forest land shall remain unchanged.*
2. *The forest land shall be utilized only for the purpose for which it has been indented.*
3. *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.*
4. *The User Agency shall pay the following amount after the forest clearance is accorded :-*

<i>i.</i>	<i>Net Present Value</i>	<i>Rs. 19,710/-</i>
<i>ii</i>	<i>Compensation for damage</i>	<i>Rs. 39,420/-</i>
	<b><i>TOTAL</i></b>	<b><i>Rs. 59,130/-</i></b>

***(Rupees Fifty-nine thousand one hundred & thirty only)***

5. *The User Agency shall not dump the debris on forest land.*
6. *Any damage done to the forest by the User Agency or its employees and contractors or people employed by them shall be charged from User Agency @ 10 times the standard rate of 1992.*
7. *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 and after it is rehabilitated properly by the User Agency.*
8. *The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.*
9. *The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.*

### **SUPPLEMENTARY AGENDA ITEM NO: 47.36**

**SUBJECT :- Proposal to allow use of 9 hectare of forest land for widening of road from Reyar to Doodhpathri by PWD (R&B) in Pir Panjal Forest Division.**

***The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :***

1. **Project Scheme for which land is required.** *Widening of road from Reyaar to Doodhpathri by PWD (R&B).*

2. **Location of the Project/Scheme**

- |                  |                             |
|------------------|-----------------------------|
| (i) District.    | Budgam                      |
| (ii) Compartment | D-33a, D-31, S1a & S1b      |
| (iii) Block      | Gurvaith & Reyar            |
| (iv) Range       | Raithan Range               |
| (v) Division     | Pir Panjal Forest Division. |

3. **Details of land involved**

- |                                                                          |                                                        |
|--------------------------------------------------------------------------|--------------------------------------------------------|
| (i) Area                                                                 | 9 hectare                                              |
| (ii) Legal Status                                                        | Demarcated forest                                      |
| (iii) Number of trees involved.                                          | 66 Poles/Saplings of difference species & dia-classes. |
| (iv) Whether forest land involved is a part of Wildlife Protection Area. | Wildlife Protection Area not involved.                 |

4. **User Agency**

**Executive Engineer, Muffasil (R&B) Division,  
Budgam**

**ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the above forest land in favour of Executive Engineer, Muffasil (R&B) Division, Budgam, subject to the following terms and conditions :*

- 1. The proprietary status of forest land shall remain unchanged.*
- 2. The forest land shall be utilized only for the purpose for which it has been indented.*
- 3. 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.*
- 4. The User Agency shall pay the following amount after the forest clearance is accorded :-*

<i>i.</i>	<i>Net Present Value</i>	<i>Rs. 80,73,000/-</i>
<i>ii</i>	<i>Compensatory for 66 T/P</i>	<i>Rs. 6,18,220/-</i>
<i>iii</i>	<i>Compensatory Affor.</i>	<i>Rs. 4,50,000/-</i>
	<b>TOTAL</b>	<b>Rs. 91,41,220/-</b>

***(Rupees Ninety-one lacs forty-one thousand two hundred & twenty-two only)***

- 5. The extraction of 66 trees/poles shall be done by the State Forest Corporation on the basis of markings administratively approved by the Chief Conservator of Forests, concerned.*
- 6. The User Agency shall construct retaining/breast walls and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from the Director, J&K Soil Conservation Department.*
- 7. The User Agency shall not dump the debris on forest land.*
- 8. Any damage done to the forest by the User Agency or its employees and contractors or people employed by them shall be charged from User Agency @ 10 times the standard rate of 1992.*
- 9. 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 and after it is rehabilitated properly by the User Agency.*

10. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.
11. The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.

**SUPPLEMENTARY AGENDA ITEM NO: 47.37**

**SUBJECT :- Proposal to allow use of 0.0375 hectare of forest land for construction of Service Reservoir and Water Filtration Plant for WSS Pyarpora, Cheerwari Gulgam by PHE Department.**

*The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :*

- |                                                                          |                                                                                                                  |
|--------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------|
| 1. <b><u>Project Scheme for which land is required.</u></b>              | Construction of Service Reservoir and Water Filtration Plan for WSS Pyarpora Cheerwari Gulgam by PHE Department. |
| 2. <b><u>Location of the Project/Scheme</u></b>                          |                                                                                                                  |
| (i) District.                                                            | Kupwara                                                                                                          |
| (ii) Compartment                                                         | 57/NH                                                                                                            |
| (iii) Block                                                              | Gulgam                                                                                                           |
| (iv) Range                                                               | Naihari                                                                                                          |
| (v) Division                                                             | Kehmil Forest Division.                                                                                          |
| 3. <b><u>Details of land involved</u></b>                                |                                                                                                                  |
| (i) Area                                                                 | 0.0375 hectare                                                                                                   |
| (ii) Legal Status                                                        | Demarcated forest                                                                                                |
| (iii) Number of trees involved.                                          | Tree felling not involved.                                                                                       |
| (iv) Whether forest land involved is a part of Wildlife Protection Area. | Wildlife Protection Area not involved.                                                                           |
| 4. <b><u>User Agency</u></b>                                             | <b>Executive Engineer, PHE Division, Kupwara.</b>                                                                |

**ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the above forest land in favour of Executive Engineer, PHE Division, Kupwara, subject to the following terms and conditions :*

1. The proprietary status of forest land shall remain unchanged.
2. The forest land shall be utilized only for the purpose for which it has been indented.
3. 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.
4. The User Agency shall pay the following amount after the forest clearance is accorded :-

i.	Net Present Value	Rs. 26,213/-
	<b>TOTAL</b>	<b>Rs. 26,213/-</b>

**(Rupees Twenty-six thousand two hundred & thirteen only)**

5. The User Agency shall not dump the debris on forest land.

6. *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 and after it is rehabilitated properly by the User Agency.*
7. *The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.*
8. *The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.*

**SUPPLEMENTARY AGENDA ITEM NO: 47.38**

**SUBJECT :- Proposal to allow cutting of 7625 Poles/saplings of Social Forestry Division, Doda, involved in the construction of Jodhpur-Mohalla-Parshola road under PMGSY.**

*The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :*

- |                                                                          |                                                                     |
|--------------------------------------------------------------------------|---------------------------------------------------------------------|
| 1. <b><u>Project Scheme for which land is required.</u></b>              | <i>Construction of Jodhpur-Mohalla-Parshola road under PMGSY.</i>   |
| 2. <b><u>Location of the Project/Scheme</u></b>                          |                                                                     |
| (i) District.                                                            | <i>Doda</i>                                                         |
| (ii) Compartment                                                         | <i>---</i>                                                          |
| (iii) Block                                                              | <i>---</i>                                                          |
| (iv) Range                                                               | <i>---</i>                                                          |
| (v) Division                                                             | <i>Social Forestry Division, Doda.</i>                              |
| 3. <b><u>Details of land involved</u></b>                                |                                                                     |
| (i) Area                                                                 | <i>State land involved is 0.525 ha.</i>                             |
| (ii) Legal Status                                                        | <i>-----</i>                                                        |
| (iii) Number of trees involved.                                          | <i>7625 Poles/Saplings of difference species &amp; dia-classes.</i> |
| (iv) Whether forest land involved is a part of Wildlife Protection Area. | <i>Wildlife Protection Area not involved.</i>                       |
| 4. <b><u>User Agency</u></b>                                             | <i>Executive Engineer, PMGSY Division, Thathri, Doda.</i>           |

**ADVISORY COMMITTEE DECISION**

*The Chairman observed that Social Forestry Department has raised these plantation units after a lot of expenditure and effort on barren state lands. The User Agency should, therefore, seriously explore the possibility of re-alignment of the said road to avoid all Social Forestry plantations. The case was deferred.*

**SUPPLEMENTARY AGENDA ITEM NO: 47.39**

**SUBJECT :- Proposal to allow use of 0.0275 hectare of forest land for construction of 10,000 gallons capacity sump Tank for WSS Pinger by PHE Department in Ramnagar Forest Division.**

*The above cited proposal was discussed by the Forest Advisory Committee in the 47<sup>th</sup> meeting. The details of the case are as under :*

1. **Project Scheme for which land is required.** Construction of 10000 gallons capacity sump tank for WSS Pinger by PHE Department.
2. **Location of the Project/Scheme**
  - (i) District. Udhampur
  - (ii) Compartment 57/S
  - (iii) Block Thalay
  - (iv) Range South Range
  - (v) Division Ramnagar Forest Division.
3. **Details of land involved**
  - (i) Area 0.0275 hectare
  - (ii) Legal Status Demarcated forest
  - (iii) Number of trees involved. Tree felling not involved.
  - (iv) Whether forest land involved is a part of Wildlife Protection Area. Wildlife Protection Area not involved.
4. **User Agency** Executive Engineer, PHE Division, Udhampur.

**ADVISORY COMMITTEE DECISION**

*The Advisory Committee cleared the above forest land in favour of Executive Engineer, PHE Division, Udhampur, subject to the following terms and conditions :*

1. The proprietary status of forest land shall remain unchanged.
2. The forest land shall be utilized only for the purpose for which it has been indented.
3. 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.
4. The User Agency shall pay the following amount after the forest clearance is accorded :-

i.	Net Present Value	Rs. 18,067/-
	<b>TOTAL</b>	<b>Rs. 18,067/-</b>

**(Rupees Eighteen thousand & sixty-seven only)**

5. The User Agency shall not dump the debris on forest land.
6. 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 and after it is rehabilitated properly by the User Agency.
7. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue.
8. The amount on account of various heads to be paid by the User Agency as detailed above shall be deposited with Chief Accounts Officer in the Office of Pr.Chief Conservator of Forests, J&K.

**Conservator of Forests,  
Working Plan Circle,  
(MEMBER SECRETARY)  
Forest Conservation Act.**