

**Government of Jammu & Kashmir  
Forest, Ecology & Environment Department  
Civil Secretariat, Jammu/Srinagar**

**Subject:** Extension in validity period for payment of Compensatory levies and other charges in the cases of Forest Clearance approved under the provisions of J&K Forest (Conservation) Act, 1997 and condoning the delay in a proposal in which payment was received after the lapse of sanctioned extension.

- Ref:-** i) State Administrative Council Decision No. 189/19/2019 dated 30.07.2019.  
ii) Administrative Council Decision No. 41/6/2021 dated 26.03.2021.  
iii) Administrative Council Decision No. 7/1/2022 dated 29.01.2022.  
iv) Administrative Council Decision No.107/8/2022 dated 22.07.2022  
v) PCCF Office Letter No.PCCF/FCA/2721/1134-35 dated 19.05.2022  
vi) PCCF Office letter No. No.PCCF/FCA/2529/1490 dated 10.06.2022

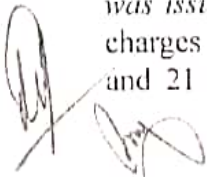
**Government Order No:- 113 - JK(FST) of 2022**

**Dated: - 02 .08.2022**

*WHEREAS, vide* Government Order No.37-JK(FST) of 2021 dated 31-03-2021, sanction was accorded to the grant of extension in the period of payment of compensatory levies and other charges in 134 Forest Clearance cases of User Agencies (106 cases of State Agencies and 28 cases of National Agencies) upto 31<sup>st</sup> July, 2021, whose proposals for diversion of forest land for non-forestry purposes were approved by the erstwhile J&K State Administrative Council on the recommendation of the J&K Forest Advisory Committee prior to re-organization of J&K on 31<sup>st</sup> October, 2019 under the J&K Forest (Conservation) Act, 1997;

*WHEREAS,* Administrative Council vide decision No.7/1/2022 dated 29-01-2022 conveyed approval to the extension in validity period in respect of 21 cases pertaining to Central Agencies and 30 cases pertaining to State Agencies for payment of Compensatory levies and other charges in the cases of Forest Clearance approved under the provisions of J&K Forest (Conservation) Act, 1997, in which exemption was granted vide Government Order No. 37-JK(FST) of 2021 dated 31-03-2021, and for condoning the delay in two proposals in which payment was received after the lapse of sanctioned extension i.e. 31<sup>st</sup> July, 2021;

*WHEREAS, Government Order No. 10-JK(FST) of 2022 dated 02.02.2022 was issued for grant of extension in the period of compensatory levies and other charges in 51 Forest Clearance cases of User Agencies (30 cases of State Agencies and 21 Cases of National Agencies) upto 31<sup>st</sup> March, 2022 and condoning the*



delay in two proposals in which payment was received after the lapse of sanctioned extension i.e, 31 July 2021;

**WHEREAS,** PCCF (HoFF) J&K vide letter No.PCCF/FCA/2529/1490 dated 10.06.2022 has furnished the list of the cases in which the time period for payment of compensatory levies was extended vide Government Order No. 10-JK(FST) of 2022 dated 02.02.2022, where payments were deposited by the User Agencies;

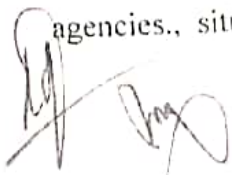
**WHEREAS,** PCCF (HoFF) J&K vide letter No.PCCF/FCA/2529/1490 dated 10.06.2022 has requested to condone the delay of 05 days in the proposal "Use of 9.49 Ha of Forest Land for of Operational track from Bodinambal to Ustad in Forest Division by Army (Assam Regiments)" for which sanction was accorded vide Government Order No. 31-JK(FST) of 2021 dated 25.03.2021, and the payment was received on 31.03.2021;

**WHEREAS,** the department again moved a memorandum for its submission to the Administrative Council for consideration/approval of further extension in the validity period of the projects approved prior to 31 October, 2019 till 31<sup>st</sup> December, 2022 for depositing the compensatory levies by User Agencies in 11 cases pertaining to Central agencies amounting to Rs. 67,58,35,160/- and 26 cases pertaining to state (UT) agencies amounting to Rs.16,36,78,239/- in which exemption was granted vide Government Order No. 10-JK(FST) of 2022 dated 02.02.2022 upto 31st March, 2022 and condoning of delay of 05 days in the proposal "Use of 9.49 Ha of Forest Land for of Operational track from Bodinambal to Ustad in Forest Division by Army (Assam Regiments)" for which sanction was accorded vide Government Order No. 31-JK(FST) of 2021 dated 25.03.2021, and the payment was received on 31.03.2021;

**WHEREAS,** the proposal was approved by the Administrative Council vide its decision No.107/8/2022 dated 22.07.2022 for grant of extension in depositing the compensatory levies by the User Agencies in 11 cases pertaining to Central agencies amounting to Rs. 67,58,35,160/- and 26 cases pertaining to state (UT) agencies amounting to Rs. 16,36,78,239/- in which exemption was granted vide Government Order No. 10-JK(FST) of 2022 dated 02.02.2022 upto 31<sup>st</sup> March, 2022;

**WHEREAS,** Proposals approved or Government sanction orders issued subject to the condition of validity of period for payment of compensatory and other dues are liable to lapse, if extension in the validity period is not granted. All such cases would have to be processed afresh under the Act in vogue now, viz., the Forest (Conservation) Act, 1980 for grant of forest clearance, which would lead to further delays in execution of developmental projects and may put the public in hardship for delays in development process;

Now, therefore, keeping in view the budgetary constraints faced by the user agencies., situation arising due to disruption caused by COVID-19 pandemic and



critical nature of these projects thereby affecting strategic / security interests and development initiatives, coupled with the recommendation furnished by the Principal Chief Conservator of Forests (HoFF), sanction is hereby accorded to grant of extension in validity period for depositing the compensatory levies by the User Agencies in 11 cases pertaining to Central agencies and 26 cases pertaining to state (UT) agencies in which exemption was granted vide Government Order No. 10-JK(FST) of 2022 dated 02.02.2022 upto 31<sup>st</sup> March, 2022 and condoning of 05 days delay in respect of one proposal ""Use of 9.49 Ha of Forest Land for construction of Operational track from Bodinambal to Ustad in Kehmil Forest Division by Army (Assam Regiments)" for which sanction was accorded vide Government Order No. 31-JK(FST) of 2021 dated 25.03.2021, and the payment was received on 31.03.2021 forming Annexure I, Annexure, II, and Annexure III respectively to this Government Order.

By order of the Government of Jammu and Kashmir.

Sd/-

(Sanjeev Verma)IAS

Commissioner/Secretary to Government  
Forest, Ecology & Environment Department

Dated : 02 .08.2022

No. FST-Land/78/2021-02

Copy to the:-

1. Secretary to the Government of India, MoEF&CC, New Delhi.
2. Principal Secretary to the Hon'ble Lieutenant Governor, J&K.
3. Principal Secretary to the Government, General Administration Department.
4. Principal Chief Conservator of Forests, J&K
5. Joint Secretary, (J&K), Ministry of Home Affairs, Gol.
6. Chief Conservator of Forests/Nodal Officer,FCA, J&K
7. Director, Archives, Archeology and Museums, J&K
8. Pvt. Secretary to Chief Secretary, J&K.
9. PS to Commissioner/Secretary to Government, Forest, Ecology & Env't. Department, J&K.
10. PS to Special Secretary (Technical), Forest, Ecology & Env't. Department, J&K
11. Government Order file (w.2.s.c.) /Stock file/ In charge Website.

(Fayaz Ahmad Qureshi)

Under Secretary to the Government.

Forest, Ecology & Environment Department