

GOVERNMENT OF JAMMU AND KASHMIR
DEPARTMENT OF FOREST, ECOLOGY & ENVIRONMENT
J&K Civil Secretariat, Jammu /Srinagar

Subject: Proposal to allow use of 0.023 Ha of Forest Land for Construction of Water Supply Scheme at Dawar Garrison (Under Ground Sumps) in Bandipora Forest Division by Army.

Reference:

- I. Minutes of 109th Forest Advisory Committee (FAC) Meeting held on 19.07.2018 under the Chairmanship of Chief Secretary (Chairman FAC).
- II. State Administrative Council Decision No. 47/8/2018 dated 08.08.2018 conveyed by the General Administration Department.
- III. Government Order No. 10-JK(FST) of 2022 dated 02.02.2022.
- IV. Letter No. PCCF/FCA/2489/3735 dated 03.03.2022 from the Principal Chief Conservator of Forests (HoFF), J&K.

Government Order No: - 37 -JK (FST) of 2022
Dated: - 24 .03.2022

Sanction is hereby accorded to the use of 0.023 Ha of Forest Land for Construction of Water Supply Scheme at Dwar Garrison (Under Ground Sumps) in Bandipora Forest Division by Army with the following particulars and subject to the fulfillment of the terms and conditions appearing herein after:-

D) Details of the Proposal:

1.	User Agency/Applicant	ARMY [109 Infantry Brigade]	
2.	Location	Comptt No : 58 /KG Range : Gurez Block : Dawar Division : Bandipore Forest Division District : Bandipore	
3.	Objective	To augment water supply to troops of Dawar Garrison.	
4.	Salient Features of the project:		
	I	Forest land required for construction of water supply scheme	0.023 Ha.
	II	Total forest area required	0.023 Ha.
5	Number of Trees / Poles/ Saplings involved:		
			Nil
6.	a	Whether the forest land proposed to be used for non-forest purpose forms part of a natural reserve, national park, wildlife sanctuary, biosphere reserve or forms part of the habitat of any endangered or threatened species of flora and fauna or any area lying in severely eroded catchment.	No
	b	Whether the use of any forest land is for agriculture purposes or for the rehabilitation of displaced persons.	No
	c	Whether the Principal Chief Conservator of Forests had certified that it has, considered all other alternatives and that no other alternative in circumstances are feasible and that the required area is the minimum needed for the purposes, and,	Yes
	d	Whether the department or authority requisitioning forest land for non-forest uses undertakes to provide at its own cost acquisition of an equivalent area and afforestation thereof.	Compensatory Afforestation not applicable as the area is

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						less than one hectare. However, the user agency has undertaken to pay the NPV as per the Hon'ble Supreme court directions.
7.	Net Present Value of forest land involved:					
	Comptt. No	Area involved (Ha.)	Crop Density	Eco-Value Class	Rate/ Ha (Rs. In Lac)	Amount (Rs.)
	58 K/G	0.023 Ha.	Dense	VI	8.97	Rs. 20,631/-
8.	Compensation of trees/poles/saplings					Nil
9.	Compensatory Afforestation					Nil. (As area is less than 01 Ha.)

II) The User Agency has made the payment in full of the amount summarized below as reported by Pr.Chief Conservator of Forests, J&K vide letter mentioned at Ref (iv):

S.No.	Component	Amount
i	Net Present Value	Rs. 20,631/-
	Total	Rs. 20,631/-

Terms and Conditions:-

1. The proprietary and legal status of forest land shall remain unchanged.
2. The User Agency and /or its contractors will not bring any forest area under their use, other than the actual area/activity approved by the Government for the instant proposal. Any laxity or deviation on this account by the User Agency or its contractors will attract penal provisions of the relevant Acts/legal provisions.
3. The forest land shall be utilized only for the purpose for which it has been indented.
4. The forest land shall not be mortgaged, reassigned, leased or sub-leased by user agency in any manner what so ever to any other agency.
5. The User Agency shall pay the additional amount of NPV, if so determined as per decision of the Hon'ble Supreme Court of India.
6. Any damage done to the forest by the User Agency or its contractors shall be charged from the User Agency @ 10 times as per the revised standard rate of 2018 issued vide the Government Order No: 10-FST of 2018 dated: 09.01.2018.
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.
8. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue before commissioning of the project.

By order of the Government of Jammu and Kashmir.

Sd/-

(Sanjeev Verma) IAS


Commissioner/Secretary to Government
Forest, Ecology & Environment Department.

Dated: 24.03.2022

No:- FST-Land/30/2022-02

Copy to the :-

1. Secretary to Government of India, MoEF&CC, New Delhi.
2. Principal Secretary to the Government, General Administration Department.
3. Pr. Chief Conservator of Forests, (HoFF), J&K.
4. Joint Secretary, J&K, Ministry of Home Affairs, Gol, New Delhi.
5. APCCF/Chief Conservator of Forests, Kashmir.
6. CCF/Nodal Officer, FCA, J&K.
7. Director Archives, Archeology & Museums, J&K.
8. Pvt. Secy. to the Chief Secretary.
9. Pvt. Secy. to Commr./Secretary to Government, Forests, Env. & Ecology Department.
10. Pvt. Secy. to Special Secretary(Technical) Forests, Env. & Ecology Department.
11. Government Order file (w.2.s.c)/Stock file.


24/3/22
(Fayaz Ahmad Qureshi)
Under Secretary to the Government.
