

**Government of Jammu and Kashmir
Forest, Environment & Ecology Department.
Civil Secretariat.**

Subject: Proposal to allow 0.12 Ha of forest land for installation of temporary Hot Mix Plant (HMP) at Km. 88.100 on Basohli-Bani road for two years in Basohli Forest Division by GREF.

Reference:

- I. Minutes of 111th Forest Advisory Committee (FAC) Meeting held on 04.01.2019 under the Chairmanship of Chief Secretary (Chairman FAC).
- II. State Administrative Council Decision No. 25/03/2019 dated 25.01.2019 conveyed by the General Administration Department.
- III. Letter No. PCCF/FCA/2670/3932 dated 03.03.2022 from Principal Chief Conservator of Forests (HoFF), J&K

**Government Order No:- 42 -JK(FST) of 2022
Dated:- 30 .03.2022**

Sanction is hereby accorded to allow 0.12 Ha of forest land for installation of temporary Hot Mix Plant (HMP) at Km. 88.100 on Basohli-Bani road for two years in Basohli Forest Division by GREF with the following particulars and subject to the fulfillment of the terms and conditions appearing herein after:-

(A) Details of the Proposal:

1.	User Agency/Applicant	GREF (69 RCC)	
2.	Location	Comptt No : 06/Bani Block : Bani Range : Bani Division : Basohli Forest Division District : Kathua	
3.	Objective	For construction /improvement of existing CL-9 road Basohli-Bani to NH Double Lane specification from km. 70.00 to K. 89.00 in Jammu and Kashmir state.	
4.	Salient Features of the project:		
	I	Total land required for installation of Hot Mix Plant (HMP) (30m x 40 m)	0.12 Ha.
	II	Total forest land required	0.12 Ha.
5.	Crop Density of the area	Open Forest	
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 purpose, 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 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.)
	06/Bani	0.12 Ha.	Open	VI	6.99	Rs. 83,880/-
8.	Compensation of trees/poles/saplings					Nil
9.	Compensatory Afforestation					Nil. (As area is less than 01 Ha.)

B. Summary of amount deposited as reported by PCCF, J&K vide letter mentioned at Ref. (iii) above:-

S.No.	Component	Amount
i	Net Present Value	Rs. 83,880/-
	Total	Rs. 83,880/-

(C) 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. Establishment of Stone Crusher shall be allowed on the Forest Land only after "NOC to establish" has been obtained from the J&K State Pollution Control Committee. The User Agency shall ensure that there is no pollution of the river due to dumping or any other project related activity.
8. The forest land so allowed for use shall return to the Forest Department free of any encumbrances after two year from date of hand over of same to the User Agency.
9. 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: 30 .03.2022

No:- FST-Land/28/2022-02



Copy to the :-

1. Secretary to Government of India, MoEF&CC, New Delhi.
2. Principal Secretary to the Government, General Administration Department.
3. Joint Secretary, J&K, Ministry of Home Affairs, Gol, New Delhi.
4. Pr. Chief Conservator of Forests (HoFF), J&K, Srinagar.
5. APCCF/Chief Conservator of Forests, Jammu.
6. CCF/Nodal Officer, FCA, Office of PCCF, J&K.
7. Director Archives, Archeology & Museums, J&K, Srinagar.
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.


26/3/22
(Fayaz Ahmad Qureshi)
Under Secretary to the Government.
