

Government of Jammu and Kashmir,
Forests, Ecology & Environment Department
Civil Secretariat, J&K Jammu

The Principal Chief Conservator of Forests,
J&K Forest Department,
Van Bhavan, Jammu.

No. FST/land/Parivesh/18/2020

Dated:- 04.05.2021

Subject: Diversion of 0.80 Ha forest land for laying of optical fibre cable from Sitharan to Chinimarg in Pir Panjal Forest Division, Budgam District.

Ref: Online Proposal No. FP/JK/OFC/44684/2020.

Sir,

Please refer to the case of diversion of 0.80 Ha forest land for laying of optical fibre cable from Sitharan to Chinimarg in Pir Panjal Forest Division as per online proposal referred above.

2. I am directed to convey in-principle approval for laying of optical fibre from Sitharan to Chinimarg in Pir Panjal Forest Division subject to the fulfilment of following terms and conditions:-

Terms and conditions:-

1. Legal status of the forest land shall remain unchanged.
2. Forest land will be handed over only after required non-forest land for the project is handed over to the user agency, if applicable.
3. Compensatory afforestation shall be taken up by the Forest Department over 1.60 Ha degraded forest land (Compartment No. 15/S) including 10 years maintenance at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.
4. The User Agency shall pay NPV/Additional NPV as per directions of the Hon'ble Supreme Court of India & guidelines of MoEF&CC, if applicable.
5. All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal (<https://parivesh.nic.in/>).
6. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
7. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
8. The layout plan of the proposal shall not be changed without prior approval of Central Government.
9. No labour camp shall be established on the forest land.
10. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
11. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.

12. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
13. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.
14. The forest land shall not be used for any purpose other than that specified in the project proposal.
15. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India.
16. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guideline F. No. 1142/2017-FC dt. 29/01/2018.
17. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.
18. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in>).
19. After completion of project, area shall be reclaimed suitably. User agency will seek permission from the concerned Forest Division for carrying out any maintenance.

Yours faithfully


(Vivek Phonsa) KAS

Deputy Secretary to Government,
Forests, Ecology & Environment Department

Copy to the:

1. Secretary to Government of India, MoEF&CC, New Delhi.
2. Pr. Chief Conservator of Forests (HOFF), J&K.
3. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
4. Additional Principal Chief Conservator of Forests/Nodal Officer (FCA) O/o Principal Chief Conservator of Forest, J&K.
5. Chief Conservator of Forests/APCCF Kashmir.
6. Pvt. Secretary to Chief Secretary.
7. Pvt. Secretary to Commissioner/Secretary, Forests, Ecology & Environment Department J&K.