

NORTH CACHAR HILLS AUTONOMOUS COUNCIL : DIMA HASAO DISTRICT
NCHAC SECRETARIAT : : : HAFLONG

No. AC/PW/Highway/4/2009-10-11-contd-12-13/80,

Dated Haflong, the 2nd May' 2015

To,

Sri S.L. Mathur,
Project Director, National Highway Authority of India,
Project Implementation Unit,
House No. 328, 1st floor,
College road, Ambicapatty,
Silchar - 788004



Sub: Regarding proposal for diversion of 12.00 Ha of Borail Reserve Forest Land for upgradation of 4-laning of Balachera to Harangajao section with Dima Hasao from Ch 244.00 to Km 247.00 Km of NH-54(E) under East-West Corridor and furnishing of FRA-2006 Certificate as per new format thereon

Ref : Your L/No. NHA/PIU/SLR/Forest/AS-14/40, Dt. 16/04/2015

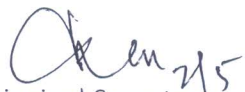
Sir,

With reference to the subject cited above, I have the honour to furnish herewith the required FRA-2006 Certificate at Annexure – 1 alongwith its related documents at **ANNEXURE – A & B** in connection with the above mentioned diversion works for 4-laning of Balachera to Harangajao section with Dima Hasao etc. under NHA.

This is for your information and further needful.

Yours faithfully,

Enclo : As stated above.

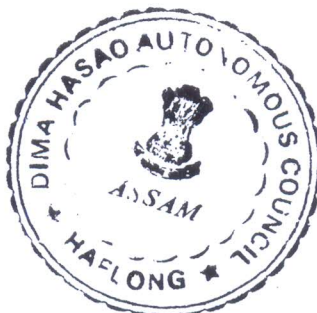

Principal Secretary,
N.C. Hills Autonomous Council,
Haflong.

Memo No. AC/PW/Highway/4/2009-10-11-contd-12-13/80-A,
Copy to :-

Dated Haflong, the 2nd May' 2015

- 1) The Deputy Commissioner, Dima Hasao District, Haflong for information.
- 2) The Addl. Principal Chief Conservator of Forests, Haflong for information
- 3) The P.A. to C.E.M, NCHAC, Haflong for information of the Hon'ble C.E.M.

Issue no- 75
4/5/15



Principal Secretary,
N.C. Hills Autonomous Council,
Haflong.

FORM-I
(for linear projects)
Government of Assam

NORTH CACHAR HILLS AUTONOMOUS COUNCIL : DIMA HASAO DISTRICT
NCHAC SECRETARIAT :: HAFLONG

No. AC/PW/Highway/4/2009-10-11-contd-12-13/79,

Dated Haflong, the 2nd May' 2015

TO WHOSOEVER IT MAY CONCERN

In compliance of the Ministry of Environment and Forests (MoEF), Govt. of India's letter No. 11-9/98-FC9pt), Dt. 3rd August' 2009 wherein the MoEF issued guidelines on submission of evidence for having initiated and completed the process of settlement of rights under the Scheduled Tribes and other Traditional Forest dwellers (Recognition of Forest Rights) Act, 2006 ('FRA' for short) on the forest land project proposed to be diverted for non-forest purposes read with MoEF's letter dated 5th February' 2013 wherein MoEF issued certain relaxation in respect of linear projects, it is certified that 12 hectares of forest land proposed to be diverted in favour of **National Highways Authority of India (name of user agency) for construction of four laning of Balachera to Harangajao Section from Km. 275.00 to Km 244.00 of NH-54(E) under East-West Corridor Project {Package No. EW-II(AS-14)} (purpose for diversion of forest land) in Dima Hasao District** falls within jurisdiction of Boro Narayanpur & Ditakchera villages in Harangajao Block. It is further certified that :

- (a) The complete process for identification and settlement of rights under the FRA has been carried out for the entire 12 Hectares of forest area proposed for diversion. A copy of record of all constitutions and meetings of the Forest Rights Committee(s), Gram Sabha(s), Sub-Division Level Committee(s) and the District level Committee are enclosed at **ANNEXURE – A & B**.
- (b) The diversion of forest land facilities managed by the Government as required under Section 3 (2) of the FRA have been completed and the Gram Sabhas have given their consent to it ;
- (c) The proposal does not involve recognized rights of Primitive Tribal Groups and Pre-agricultural communities.

Enclo : As stated above.


Principal Secretary,
N.C. Hills Autonomous Council,
Haflong.

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NORTH CACHAR HILLS AUTONOMOUS COUNCIL
OFFICE OF THE DIVISIONAL FOREST OFFICER: : N.C. HILLS DIVISION: : HAFLONG.

No. FRS/G/Forest Right Act, 2006/2009-10/Re, 1-7 Dated. Haflong, the 16th February, 2010.

To,

The Deputy Commissioner,
North Cachar Hills, Haflong.

Sub : Implementation of Forest Right Act, 2006.

Ref : No. NCHG/233/2009-10/12537, dt. 06-02-2010.

Sir,

With reference to the letter quoted above, I have the honour to state that, the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 notified on the 31st December, 2007 and its Rules, 2007 as notified on 1st January, 2008 have been discussed in detail in a Meeting held on 10-11-2009 in presence of the Deputy Commissioner, N.C. Hills *cum* Chairman District Level Committee attended by the Divisional Forest Officer, NC Hills Division along with Dy. Secretary, N.C. Hills Autonomous Council, I/C. Deputy Director, Social Welfare, Extra Asstt. Commissioner, Maibang and S.O., N.C. Hills Autonomous Council. The Divisional Forest Officer, N.C. Hills Division distributed copies of the said Act & its Rules to all concerned and explained in detail for implementing of the same in N.C. Hills district along with the need for designating the Member Secretary for the District Level Committee as there is no Tribal Affairs Department in the district as required under the Act. Thereafter, the Deputy Commissioner, N.C. Hills had written to Secretary, W.P.T. & B.C. Department, Dispur seeking clarification for the District Social Welfare Officer to be made the Member Secretary of District Level Committee vide letter No. NCHG/D-333/2009-10/5, dt. 05-12-2009.

Again, the Divisional Forest Officer, N.C. Hills Division & the Principal Secretary, I/C. N.C. Hills Autonomous Council attended a Video conference held on 02-02-2010 at Deputy Commissioner's office (NIC), Haflong with the Principal Secy., W.P.T. & B.C. Department, Dispur. The Principal Secy., W.P.T. & B.C. Department while interacting with the Deputy Commissioner, Karbi-Anglong district, it was intimated that the said Act & its Rules are applicable in the recognized Forest Villages only inside Reserved Forest through the constitution of Forest Rights Committee to be formed by the Village Council / Gram Sabha, but as at present there is no such institution in Sixth Schedule Area of the 3 Autonomous Councils in Assam, it was informed that necessary Amendment to the said Act is under consideration of the Government of India for creation of Village Council in Sixth Schedule areas for implementation of the said Act.

The implementation of the said Act in N.C. Hills District is similar to Karbi-Anglong Autonomous Council, Boroland Territorial Council and accordingly at present necessary instruction is being awaited from Government of India.

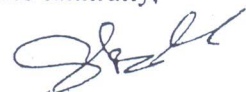
I am to inform you that, there is only 1 No. of Forest Village named Dimbrucherra Tangya Village near Harangajao in Borail Reserved Forest. There are 51 House holds with a population of 357 Nos. The villagers on their own have formed a Village Forest Rights Committee with 12 Members and all the 51 House holds are claimant for getting Title Deeds for forest land under occupation along with Community Forest Rights and they are all S.T. (Jaintia) people practicing Paan Jhum. But the Forest Rights Committee has to be constituted by the Gram Sabha / Village Council, which is presently non existent in Sixth Scheduled Area of N.C. Hills for proper implementation of the Forest Rights Act, 2006 and its Rules, 2007.

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Further, all other villages in the 3 Nos. of Reserved Forest are encroachers as per the above said Act, and are not eligible to get Title Deeds in Reserved Forest land.

This is for favour of your kind information and necessary action and further clarification into the matter.

Yours faithfully,



(S. Hazarika, A.F.S.)
Divisional Forest Officer,
North Cachar Hills Division,
Haflong.

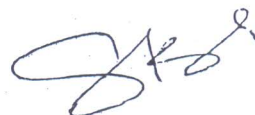
Memo No. FRS/G/Forest Right Act, 2006/2009-10/Reg. 1-7 Dated. Haflong, the 16th February, 2010.

Copy to :-

1. The Principal Secretary, N.C. Hills Autonomous Council, Haflong for favour of kind information and necessary action.
2. The Conservator of Forests, Hills Circle, Assam, Haflong for favour of kind information and necessary action.
3. The I/C. Deputy Director, Social Welfare Department, Haflong for information and necessary action.
4. All concerned Members of the District Level Committee.
5. Sri B. C. Langthasa, D.C.F., attached to N.C. Hills Division, Haflong for favour of kind information.
6. All Range / Beat Officer's for favour of kind information.

dc

gmu NB, 6544-48
dt. 18/02/10



Divisional Forest Officer,
North Cachar Hills Division,
Haflong.

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ANNEXURE - B

NORTH CACHER HILLS AUTONOMOUS COUNCIL
OFFICE OF THE DIVISIONAL FOREST OFFICER::: N.C. HILLS DIVISION:::HAFLONG

Letter No:FRS/G/Forest Right Act, 2006/2009-10 / 115-14 Dated, Haflong, the 21st April 2010

To,

The Deputy Commissioner,
North Cacher Hills,
Haflong

Sub: Up to date position of implementation of Forest Right Act 2006.

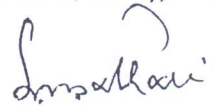
Ref: W.T message No TAD/SCA/TSP/346/2005/PT III/171 Dated 20-04-2010.

Sir,

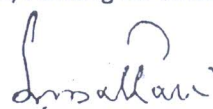
With reference to above cited W.T message, I am to furnish the following information for your kind information and necessary action.

1. The District Level Committee is constituted under the Chairmanship of the Deputy Commissioner, N.C.Hills District, Haflong, The Deputy Director, Social Welfare Department as Member Secretary and The Deputy Secretary, N.C.Hills Autonomous Council, The EAC, Maibang, The S.O, N.C.Hills Autonomous Council as members.
2. As per Act and its rules, Forest Rights Committee to be formed by the village Council/ Gram Sabha but at present, there is no such institution in the N.C.Hills Autonomous Council area for which necessary amendment for the said Act may be considered.
3. The District has only 1(One) No of Forest Village named Dimbrucherra Tongia Village near Harangajao in Borail Reserved Forests with 51 households and population of 357 Nos. All of them are belonged to Scheduled Tribe Community. The villagers have formed a Village Forests Right Committee with 12 members and all of the 51 households are claimants' for Title for Forests land under occupation along with Community Forest Right.

Yours faithfully,


✓ Divisional Forest Officer,
North Cacher Hills Division,
Haflong.

Copy to the Conservator of Forests , Hills Circle, Assam, Haflong for favour of his kind information and necessary action.


✓ Divisional Forest Officer,
North Cacher Hills Division,
Haflong

g/c.