


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

Subject: Diversion of 6.2721 Ha. of forest land for laying of 132 KV D/C Transmission Line from Ramban to Sangaldan in Mahore Forest Division by J&K PDD (For Konkan Railway).

Reference: i. Minutes of 113th Forest Advisory Committee (FAC) Meeting held on 11.03.2019 under the Chairmanship of Chief Secretary (Chairman FAC) issued by Chief Conservator of Forests/Nodal Officer vide No PCCF/FCA/2903/1451-70 dated 25.03.2019.
Cabinet Decision No. 125/14/2019 dated 07.06.2019 conveyed by the General Administration Department.
State Administrative Council Decision No. 189/19/2019 dated 30.07.2019 conveyed by General Administration Department.

Government Order No:- 290 -FST of 2019

Dated:- 24 -09-2019

Sanction is hereby accorded to diversion of 6.2721 Ha. of forest land for laying of 132 KV D/C Transmission Line from Ramban to Sangaldan in Mahore Forest Division by J&K PDD (For Konkan Railway) with the following particulars and subject to the terms and conditions appearing herein after

Details of the Proposal:

- | | |
|--------------------------|--|
| 1. User Agency/Applicant | JK PDD |
| 2. Location | Comptt : 07/Ar, 43/Ar and 44/Ar
Range : Gool
Block : Sangaldan
Division : Mahore Forest Division
District : Ramban |
| 3. Objective | To provide power supply to proposed Grid Station of M/S Konkan Railway Corporation Limited (KRC) at Sangaldan |

4. Salient Features of the project:

- | | |
|---|------------|
| i. Total Length of the transmission line | 17.58 Km |
| ii. Length of transmission line through Forest land | 2323 Mtrs |
| iii. Width of corridor | 27.00 Mtrs |

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IV	Forest land required for corridor	6.2721 Ha.
IV	Forest land required for 9 transmission towers with 18m X 18m specification	Area involved under tower is already included in area of corridor.
VI	Total No. of dumping sites on forest land	Nil, as User Agency undertaken that Mulba so excavated from construction of towers shall be reused in filling of tower locations.
VII	Total forest land required	6.2721 Ha.
VIII	Protection work	Not required

5 Number of Trees / Poles/ Saplings involved:

Species	Trees (30-40cm & above)	Poles (20-30cm & 10-20cm)	Saplings (0-10cm)	Total
Chir (<i>Pinus roxburghii</i>)	162	70	00	232
Broad Leaved: Kau(<i>Oleo cuspidata</i>) and Phalai (<i>Acacia modesta</i>)	28	00	00	28
Total	190	70	00	260

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.

The User Agency requisitioning forest land for non-forest purpose has not undertaken to provide an equivalent area at its own cost of acquisition. It has however agreed to provide cost

of afforestation on double the forest area. Further it has also 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.)
07/Ar. 44/Ar	2.96731	Dense	V	8.45	25,07,377/-
43/Ar	3.3048	Very Dense	V	9.39	31,03,207/-
	6.2721		Total		56,10,584/-
8.	Compensatory Afforestation for double the area i.e. 12.5442 Ha. @ Rs.1 Lac per Hectare				Rs. 12,54,420/-
9.	Compensation of trees/poles/saplings				Rs. 11,93,041/-

The User Agency shall pay the amount summarized below to the Forest Department

S.No.	Component	Amount
i.	Net Present Value	Rs. 56,10,584/-
ii.	Compensatory Afforestation	Rs. 12,54,420/-
iii.	Compensation of trees	Rs. 11,93,041/-
	Total	Rs. 80,58,045/-

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 amount summarized above to the Forest Department
6. The User Agency shall pay the additional amount of NPV, if so determined as per decision of the Hon'ble Supreme Court of India.

(i) The extraction of the trees /poles/saplings shall be done by the State Forest Corporation/Divisional Forest Officer concerned on the basis of markings administratively approved by the Chief Conservator of Forests, Jammu. The marking for tree felling will be done in consultation with the user agency and effort shall be made to save maximum number of trees/poles/saplings. The cost of extraction shall be paid by the User Agency directly to the agency executing the extraction.

(ii) The fundamental rule for marking of trees enumerated during processing of the proposals will be to save maximum number of trees without compromising with the construction and maintenance of the approved project structure and no trees/poles/saplings will be felled/cut/pruned/ lopped for purposes/project activities other than those approved/sanctioned.

Extraction shall be done as per guidelines prescribed by the Ministry of Environment and Forests vide its no. F.No. 7-25/2012-FC dated 5th May 2014, which has been formulated in consultation with the Central Electricity Authority. Extraction will be carried out in following steps:

(i) *Marking list for felling of trees will be prepared by the local forest officer (DFO concerned) for the felling of trees coming in the alignment of foundation of towers and along the strip, as per requirement of the User Agency. Fundamental rule for the marking will be to save maximum number of trees without compromising with the construction and maintenance of the transmission line.*

(ii) *Forest area required for foundation of the towers and three meter strip below each conductor bundle, which would be marked by the User Agency on the ground, will be cleared first. Trees on this area will be felled, but after stringing work is completed, natural regeneration will be allowed to come up. Felling/ pollarding/ pruning of trees will be done with the permission of the DFO concerned wherever necessary to maintain the electrical clearance. One outer strip will be left clear to permit maintenance of transmission line.*

(iii) *During construction of transmission line, pollarding/ pruning of trees located outside the width (three mt) of the strips, whose branches/parts infringe with conductor string, shall be permitted to the extent necessary, as may be decided by local forest officer.*

(iv) *Pruning of trees for taking construction/ stringing equipments through existing approach/ access routes in forest areas shall also be permitted to the extent necessary, as may be decided by local forest officer. Construction of new approach/ access route will however, require prior approval under the Act.*

(v) *In the remaining width of right of way, trees will be felled or lopped to the extent required, for preventing electrical hazards by maintaining 4 meter of minimum clearance between conductor and trees.*

(vi) To avoid any hazard, felling/cutting/pruning of those trees which because of their height/ location may fall on conductors shall also be permitted, as may be decided by the local forest officer.

(vii) In the case of transmission lines to be constructed in hilly areas, where adequate clearance is already available, trees will not be cut except those minimum required to be cut for stringing of conductors.

8. Plantation of shrubs/bushes and small size tree species will be done all along the Transmission line on forest land. A separate project would be prepared by the Forest Department in consultation with the User Agency for the purpose which would be funded by the User Agency. Plantation will be done after the stringing of conductor has been completed.
9. The User Agency shall construct retaining walls/breast walls on forest land and take all necessary steps to check soil erosion which may result due to proposed construction.
10. 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.
11. 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.
12. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue before commissioning of the project including Geology and Mining Department.
13. The approval will remain valid for one year and in case the due amount against the project summarized above is not paid within the stipulated period i.e. from that date when user agency is asked to deposit the due amount, the approval shall be deemed to have been cancelled.
14. The User Agency shall ensure that there is no pollution of the river(s) passing by the transmission line or any road or other project related activity. Further conditions as prescribed by the Union Ministry of environment, Forests & Climate Change vide its No.F.No.7-25/2012-FC Dated 5th May 2014 and shall be strictly followed by the User Agency.

By order of the Government of Jammu and Kashmir.

Sd/-

(Manoj Kumar Dwivedi) IAS

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

No:- FST/Land/14/2019

Dated: 24.09.2019

Copy to the :-

1. Secretary to Government of India, MoEF&CC, New Delhi.
2. Commissioner/Secretary to Government, Power Development Department.
3. Pr. Chief Conservator of Forests, J&K, Srinagar.
4. Managing Director, SFC, J&K, Srinagar.
5. Chief Conservator of Forests, Jammu.
6. CCF/Nodal Officer, FCA, Office of PCCF, J&K, Srinagar.

- 7 Chief Engineer Power Development Department, Jammu
- 8 Director Archives Archeology & Museums, J&K, Srinagar
- 9 OSD to Hon'ble Advisor (K) for information of Hon'ble Advisor
- 10 Pvt Secy to the Chief Secretary (Chairman FAC)
- 11 Pvt Secy to Commr /Secretary to Government Forests Env & Ecology Department
- 12 Pvt Secy to Secretary(Technical) Forests, Env & Ecology Department
- 13 Government Order file (w 2.s c)/Stock file

Under Secretary to Government
Forest, Ecology & Environment Department

Government of Jammu and Kashmir

Office of the Principal Chief Conservator of Forests, J&K

NO PCCF/CA 2120-IT-4594-98

Dated 19-10-2019

Copy of above forwarded for necessary action to the.

- 1 Chief Conservator of Forests, Jammu.
- 2 Conservator of Forests, West Circle, Rajouri.
- 3 Chief Engineer, System and Operation Wing, JKPDD, Jammu.
- 4 Divisional Forest Officer, Mahore Forest Division Mahore.