



Government of Jammu and Kashmir  
Civil Sectt. Forest Department

NOTIFICATION  
JAMMU, 26<sup>th</sup> APRIL, 2011

SRO 143 In exercise of the powers conferred by Sections 5 and 14 A of J&K Forest Act, Samsat, 1987 (Act No. III of 1987) the Government hereby direct that in the Jammu and Kashmir (Rehabilitation of Degraded Forests and Village Plantation) Rules, 1992, the following amendments shall be made; namely:

I. **Sub rules (8) and (9) of rule 3 shall be substituted by the following:-**

“(8) Constitution of all the Committees under these rules shall subject to the approval of concerned Divisional Forest Officer (Territorial) or Divisional Forest Officer, Social Forestry or District Soil Conservation Officer as the case may be ;

(9) If any inclusion or change in the Village (Rehabilitation of Degraded Forests) Committee or Executive Committee is necessitated after its initial constitution, the Executive Committee shall make the recommendations to the Divisional Forest Officer,(Territorial), Divisional Forest Officer, Social Forestry, District Soil Conservation Officer, as the case may be, whose decision shall be final”.

II. **In clause (b) of rule 5 after the words “Social Forestry Department” the words “and Soil Conservation Officer of Soil Conservation Department of the District” shall be added.**

III. **Rule 6 shall be substituted by the following :-**

“6: **Agreement:** The Village (Rehabilitation of Degraded Forests) Committee shall enter into an agreement with the Divisional Forest Officer (Territorial) or Divisional Forest Officer, Social Forestry or District Soil Conservation

Officer, as the case may be, in terms of the conditions agreed upon by the parties. The agreement shall be in the Form 'A' appended to these rules".

IV. In rule 7 the words "Social Forestry/Forest Department", wherever occurring, shall be substituted by the words "Social Forestry/Forest(Territorial)/ Soil Conservation Department."

V. Clause (b) of rule 9 shall be substituted by the following:-

"b) Circle Conservator of Forests/Regional Director, Social Forestry/Joint Director, Soil Conservation against the order of Divisional Forest Officer or District Soil Conservation Officer."

VI. In rule 12 :-

(i) The words under the caption "Sharing of harvest" shall be substituted by the words "Sharing of harvest and further management/disposal of land /area; and

(ii) after sub-rule 2 the following shall be added as Sub-rule (3),(4) and (5) namely:-

"(3). After final harvest of produce, the village wood lot land getting vacant will be recycled for raising fresh plantation/afforestation schemes comprising of fast growing species of fuel wood, fodder, small timber or fruit bearing/ horticulture species to maintain tree cover of the State in the interests of Ecology and Environment.

(4) Where some individuals/private parties have of late come up with claims of proprietorship within village wood lots falling under plantations established by Social Forestry/Soil Conservation Department, the same will be looked into/disposed off on case to case basis on grounds of their merit in light of authentic Land Revenue records at District level in a Coordination Committee, consisting of following which will meet once in two months:-



- |   |                 |
|---|-----------------|
| 1) Deputy Commissioner  | <b>Chairman</b> |
| 2) DFO Forest (T)/Social Forestry/District Soil Conservation Officer as the case may be . | <b>Member</b>   |
| 3) Tehsildar concerned.   | <b>Member</b>   |
| 4) Representative of Village (RDF) Committee .  | <b>Member</b>   |

Where ever, such land is situated amidst village woodlots such area can be acquired for further management as village forests from out of funds available under CAMPA.

Provided that plantation existing on such land/area will continue to vest with concerned Social Forestry Department/ Soil Conservation Department as the case may be till crop attains maturity and thereafter final usufruct, shall be shared between the landlord and Government on the basis of 75:25 as provided under rules treating the private landlord, so established, as a single Member Village Committee and the private landlord shall have the liberty for deciding future land use of the area.

Provided further that village woodlots may be declared as "village forests" in accordance with provisions of Jammu and Kashmir Act in consultation and mutual consent of the village committees.


- 5) The Social Forestry / Soil Conservation plantations raised over degraded areas in demarcated forests shall remain free from all encumbrances excepting as laid down under these rules and the Territorial Forest Department shall assume charge/management of Social Forestry / Soil Conservation plantations raised in such degraded demarcated forest areas within 5 to 11 years of their establishment/plantation.

The guidelines will, if required, accordingly, be changed in respect of the plantations raised under Chief Minister's participations afforestation programme so as to make them coincide with the provisions of these rules.

The plantation raised on roadside strips, Government institutions/wetlands/canal banks shall vest with State Government under control of concerned Department for future management strictly as per these rules as applicable to village wood lots excepting that the proceeds of final harvest will exclusively belong to State Government.

- VII) In rule 15, for the words "Social Forestry Project" the words "Social Forestry Project/ "Director, Soil Conservation" shall be substituted.
- VIII) In sub-rule 1 of Rule 18 for the words "Social Forestry wing" and "of the area." the words "Social Forestry Wing/District Soil Conservation Officer" shall be Substituted.
- IX) In Rule 22, the words "Social Forestry" wherever occurring shall be substituted by the words "Social Forestry /Soil Conservation Department."
- X) In Rule 23 and rule 25 the words "Social Forestry Department", wherever occurring shall be substituted by the Words "Social Forestry/Soil Conservation Department".

By order of the Government of Jammu and Kashmir.

  
(Shantmanu), IAS

Commissioner/Secretary to Government,  
Forest Department

No:- FST/SF/19/2009M

Dated 26 -04- 2011



Copy to the:-

1. All Financial Commissioners to Government.
2. All Principal Secretaries to Government.
3. All Commissioners/ Secretaries to Government.
4. Principal Chief Conservator of Forests, J&K.
5. Divisional Commissioner, Jammu/ Kashmir.
6. All Deputy Commissioners.
7. All Head of the Departments. *Siv, Social Poverty*
8. Secretary, Legislative Assembly/Council Secretariat.
9. General Manager, Government Press, Jammu/Kashmir.
10. Special Assistant to Hon'ble Forest Minister.
11. Pvt. Secretary to Commissioner/Secretary, Forests.
12. Government Order file/Stock file.