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F. No. 11-9/98-FC (pt.)
Government of India
Ministry of Environment & Forests
(FC Division)

Parvavaran Bhawan,
CGO Complex, Lodhi Road,
New Delhi-110 003
Dated: 5th July, 2013

To,
The Principal Secretary (Forests),
All State/ Union Territory Governments

Sub: Diversion of forest land for non-forest purposes under the Forest (Conservation) Act, 1980 - ensuring compliance of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006.

Sir,

I am directed to refer to this Ministry's letters of even number dated 3rd August 2009 and dated 5th February 2013 on the above mentioned subject wherein this Ministry issued detailed guidelines on submission of evidences 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, and to say that certificate in accordance with the said letters in respect of (a) linear, and (b) other projects shall be submitted in the formats enclosed as Annexure-I (FORM-I) and Annexure-II (FORM-II) respectively.

Yours faithfully,

(H.C. Chaudhary)

Assistant Inspector General of Forests

Encl. As above

Copy To:

1. The Secretary, Ministry of Tribal Affairs, New Delhi.
2. Principal Chief Conservator of Forests, all State/UT Governments.
3. Nodal Officer, the Forest (Conservation) Act, 1980, all State/UT Governments.
4. All Regional Offices, Ministry of Environment & Forests.
5. Joint Secretary in-charge, Impact Assessment Division, MoEF.
6. All Assistant Inspector General of Forests/ Directors in Forest Conservation Division, MoEF.
7. Director R.O. (HQ), Ministry of Environment & Forests, New Delhi.
8. Sr. Director (Technical), NIC, MoEF with a request to place a copy of the letter on website of this Ministry.
9. Guard File.

(H.C. Chaudhary)

Assistant Inspector General of

FORM-I
(for linear projects)
Government of
Office of the District Collector

Dated

No.

To WHOWSOEVER IT MAY CONCERN

In compliance of the Ministry of Environment and Forests (MoEF), Government of India's letter No. 11-9/98-FC (pt.) dated 3rd August 2009 wherein the MoEF issued guidelines on submission of evidences 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 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 hectares of forest land proposed to be diverted in favour of (name of user agency) for (purpose for diversion of forest land) in district falls within jurisdiction of village(s) in tehsils.

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 hectares of forest area proposed for diversion. A copy of records of all consultations and meetings of the Forest Rights Committee(s), Gram Sabha(s), Sub-Division Level Committee(s) and the District Level Committee are enclosed as annexure ... to annexure
- (b) the diversion of forest land for facilities managed by the Government as required under section 3 (2) of the FRA have been completed and the Grama Sabhas have given their consent to it;
- (c) the proposal does not involve recognised rights of Primitive Tribal Groups and Pre-agricultural communities.

Encl.: As above.

Signature
(Full name and official seal of the District Collector)

अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम, 2006

वन अधिकार समिति
ग्राम सभा.....

प्रतिलिपि प्रस्ताव

प्रस्ताव संख्या.....

दिनांक.....

वन अधिकार समिति, ग्राम सभा.....की बैठक आज
दिनांक.....को.....बजे, स्थान.....में
श्री/श्रीमति.....की अध्यक्षता में की गई जिसमें.....
.....गांव/गावों के अनुसूचित जनजाति और अन्य परम्परागत वन निवासियों
से अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम
2006 के अन्तर्गत.....जंगल/वन क्षेत्र से सम्बन्धित वन
अधिकारों के दावे हेतु प्राप्त आवेदनों पर चर्चा की गई, जिसमें.....**
.....के निर्माण के लिए.....हैक्टेयर वन के उपयोग भूमि की मंजूरी प्रस्तावित
है।

वन अधिकारों के प्रस्तावों के साथ प्रस्तुत दस्तावेजों के अध्ययन तथा उस पर विस्तृत चर्चा
के उपरान्त यह समिति इस नतीजे पर पहुंची कि श्री/श्रीमति.....का
जंगल/वन क्षेत्र में.....के लिए अधिकार हेतु दावा नियमानुसार
सही पाया गया/सही नहीं पाया गया। तदनुसार समिति इस दावे को पारित करते हुए इसे उप
खण्ड स्तर की समिति को प्रेषित करती हैं/तदनुसार समिति इस दावे को निरस्त करती है।

स्थान.....
दिनांक.....

ग्राम पंचायत एवं विकास अधिकारी
ग्राम पंचायत.....

** प्रोजेक्ट/कार्य का नाम जिसके लिए वन (संरक्षण) अधिनियम, 1980 के अन्तर्गत वन भूमि के
उपयोग की अनुमति दी जानी है।

अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम, 2006

कार्यालय ग्राम पंचायत.....
विकास खण्ड....., जिला..... (हि0प्र0)

प्रतिलिपि प्रस्ताव

अध्यक्षता श्री / श्रीमति.....

दिनांक.....

गणपूर्ति..... /

प्रस्ताव संख्या.....

विषय: विभाग / संस्था को

..... के निर्माण हेतू..... हैक्टेयर वन भूमि के उपयोग की
जंगल / वन क्षेत्र में प्रस्तावित.....
मंजूरी के लिए अनापत्ति प्रमाण पत्र जारी करने हेतू।

ग्राम पंचायत की बैठक आज
दिनांक..... को..... बजे, स्थान.....
..... में की गई, जिसमें..... विभाग / संस्था

को के निर्माण हेतू..... हैक्टेयर वन
..... जंगल / वन क्षेत्र में प्रस्तावित.....
भूमि के उपयोग की मंजूरी के लिए अनापत्ति प्रमाण पत्र जारी करने पर चर्चा की गई।

सभी ग्रामवासियों ने संबंधित वन भूमि के प्रस्तावित कार्य हेतू उपयोग के उद्देश्यों को पूरी तरह समझने के बाद सर्व सम्मति से यह निर्णय लिया कि ग्राम पंचायत को उपरोक्त प्रस्ताव के लिए वन भूमि दिए जाने पर कोई आपत्ति नहीं है।

ग्राम सभा की इस बैठक में अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम, 2006 के अन्तर्गत वन अधिकारों के दावों के निपटारे पर भी चर्चा की गई तथा सर्व सम्मति से यह परित किया गया कि उपरोक्त अधिनियम के अन्तर्गत वन अधिकारों के दावों के निपटारे सम्बन्धित सारी प्रक्रिया पूरी की जा रही है / कर ली गई है तथा प्रस्तावित..... हैक्टेयर वन भूमि को..... की सहमति दी जाती निर्माण हेतू उपयोग के लिए ग्राम सभा..... है।

स्थान.....
दिनांक.....

ग्राम पंचायत एवं विकास अधिकारी
ग्राम पंचायत.....

OFFICE OF THE SDO CIVIL), _____
DISTRICT _____ (H.P)

Proceedings of the meeting of the Sub-Division level Committee constituted under Schedule Tribes & Other Traditional Forest Dwellers (Recognition of Rights) Act (FRA), 2006 .

A meeting of the Sub-Division level Committee of _____ Sub- Division, constituted under FRA,2006 was held under the chairmanship /chairpersonship of Mr/Ms. _____, SDO(Civil) _____ on _____ at _____ AM/PM at _____ (Place) in which the application(s) claiming rights in _____ forest areas under FRA,2006, of the following applicant(s), duly processed and recommended by the Forest Right Committee (s) of _____ Gram Sabha, were discussed to consider the same for recommendation to the District Level Committee.

After scrutiny of the documents and detailed discussions, the following decisions were taken on each application :-

<u>Name of Applicant</u>	<u>Decision (Recommended/not Recommended)</u>
1.	
2.	
3.	
Place:	SDO (Civil)-cum-Chairman/Chairperson
Date :	Sub-Division level Committee,
	_____ Sub-Division.

OFFICE OF THE DEPUTY COMMISSIONER
DISTRICT _____ (H.P)

**Proceedings of the meeting of the District level
Committee constituted under Schedule Tribes & Other
Traditional Forest Dwellers (Recognition of Rights) Act
(FRA), 2006 .**

A meeting of the District level Committee of _____ District, constituted under FRA, 2006 was held under the chairmanship /chairpersonship of Mr/Ms. _____, Deputy Commissioner, _____ on _____ at _____ AM/PM at _____ (Place) in which the application(s) claiming rights in _____ forest areas under FRA, 2006, of the following applicant(s), duly processed and recommended by the Sub-Division Level Committee (s) of _____ Sub-Division(s), were discussed to consider the same for admission by the District Level Committee.

After scrutiny of the documents and detailed discussions, the following decisions were taken on each application :-

<u>Name of Applicant</u>	<u>Decision (Admitted/Rejected)</u>
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1.

2.

3.

Place :-

DC- cum- Chairman/ Chairperson,
District Level Committee,

Date :

_____ District .