कार्यालय प्रधान मुख्य वन संरक्षक राजस्थान, जयपुर

क्रमांकः एफ16 (सर्कुलर) 2005/एफसीए/ प्रमुवसं/ दिनांकः

परिपत्र

प्रायः यह देखा गया है कि वनभूमि प्रत्यावर्तन के प्रकरणों में प्रयोक्ता अभिकरणों द्वारा प्रस्तावों के साथ वनाधिकार अधिनियम, 2006 के अन्तर्गत जिला कलेक्टर द्वारा जारी प्रमाण पत्र भारत सरकार, पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, नई दिल्ली द्वारा निर्धारित प्रपत्रों में प्रस्तुत नहीं किये जाते है जबकि भारत सरकार के पत्रांक 11–9/98–एफसी (पार्ट) दि. 5.7.2013 द्वारा जिला कलेक्टर्स के प्रमाण पत्रों हेतु लीनियर प्रोजेक्ट्स हेतु फॉर्म नं. 1 तथा लीनियर प्रोजेक्ट्स के अलावा अन्य प्रोजेक्ट्स हेतु फॉर्म नं. 2 पर पृथक–पृथक निर्धारित प्रारूप पर प्रमाण पत्र प्रेषित करने हेतु निर्देश प्राप्त हुए थे ।

इस कार्यालय के सम संख्यक पत्रांक 7139 दि. 5.8.2013 द्वारा समस्त वनाधिकारीगण/जिला कलेक्टर्स एवं प्रयोक्ता अभिकरणों के विभागाध्यक्षों को प्रेषित कर भारत सरकार के दिशा–निर्देशानुसार उक्तानुसार निर्धारित प्रपत्रों पर ही वनाधिकार अधिनियम, 2006 के अन्तर्गत जारी प्रमाण पत्र प्रेषित करने हेतु लिखा जा चुका है।

अतः भारत सरकार द्वारा लीनियर प्रोजेक्ट्स तथा नॉन–लीनियर प्रोजेक्ट्स हेतु निर्धारित प्रारूप की प्रति पुनः संलग्न कर निर्देश दिये जाते है कि भविष्य में वनभूमि प्रत्यावर्तन हेतु प्रस्ताव के साथ उक्तानुसार निर्धारित प्रारूप (प्रोजेक्ट अनुसार) पर ही जिला कलेक्टर का प्रमाण पत्र संलग्न कर प्रेषित किया जाना सुनिश्चित करें। **यहां उल्लेख है कि उक्तानुसार निर्धारित प्रपत्रों के प्रारूप विभागीय वेबसाईट rajforest.nic.in - departmental wings - forest conservation - order & circulars पर भी प्रदर्शित कर दिया गया है।**

संलग्नः– उक्तानुसार ।

भवदीय,
sd.
अति० प्रधान मुख्य वन संरक्षक,
प्रोटेक्शन एवं नोडल अधिकारी एफसीए,
राजस्थान, जयपुर

क्रमांकः एफ16 (सर्कुलर) 2005/एफसीए/ प्रमुवसं/4192-4318 दिनांकः 10.7.2015

प्रतिलिपिः–निम्न को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित है ।

1. समस्त मुख्य वन संरक्षकगण ।
2. समस्त जिला कलेक्टर्स ।
3. समस्त उप वन संरक्षकगण को प्रेषित कर निर्देशित किया जाता है कि आपके जिले के कलेक्टर कार्यालय को उक्त परिपत्र मय संलग्नक की प्रति आपके स्तर से प्रेषित करना सुनिश्चित करें ।

अति० प्रधान मुख्य वन संरक्षक,
प्रोटेक्शन एवं नोडल अधिकारी एफसीए,
राजस्थान, जयपुर

E/: Office documents/C

Annexure-I

FORM-I

(for linear projects)

Government of ....

Office of the District Collector

*****

No......

Dated..................

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 Right) 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 .....hectare 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 recognized right of Primitive Tribal Groups and Pre-agricultural communities.

Encls.: As above.

Signature

(Full name and official seal of the District Collector)

Annexure-II

FORM-II

(for projects other than linear projects)

Government of ....

Office of the District Collector

*****

No......

Dated.................

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 Right) Act, 2006 ('FRA', for short) on the forest land proposed to be diverted for non-forest purposes, it is certified that .....hectare 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 proposal for such diversion (with full details of the project and its implications, in vernacular/ local language) have been placed before each concerned Gram Sabha of forest-dwellers, who eligible under the FRA;

(c) the each of concerned Gram Sabha(s), has certified that all formalities/processes under the FRA have been carried out, and that they have given their consent to the proposed diversion and the compensation and ameliorative measures, if any, having understood the purpose and details of proposed diversion. A copy of certificate issued by the gram sabha of ...... village(s) is enclosed as annexure ....to annexure........

(d) the discussion and decisions on such proposals had taken pace only when there was a quorum of minimum 50% of the members of Gram Sabha present;

(e) 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 Gram Sabhas have given their consent to it;

(f) the rights of Primitive Tribal Groups and Pre-Agricultural Communities, where applicable have been specifically safeguarded as per section 3 (1) (e) of the FRA.

Encls.: As above.

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