

Copy of letter No. 8-4-80 FRY (Coord) (Pt) dt. 8th/10 September, 1981 from the Under Secretary to the Government of India, Ministry of Agriculture (Dept, of Agri, Coopn) New Delhi to the Forest Secretaries of All States and union Territories.

Sub: Forest (Conservation) Act, 1980 – Procedure for obtaining the prior Approval of the Central/Government under section 2 thereof

Under section 2 of the Forest (Conservation) Act, 1980 prior approval of the Central Government is essential before dereserving any “Reserved Forests” or making use of any forest land for non-forest purposes. Proposals for dereservation hectare required to be forwarded by State Governments /Union Territories in the Proforma act along with this Ministry letter of even number dated, 26-12-80.

2. It has come to the notice of this Ministry that in some states individual department have been authorized to forward proposals relating to forest are obtaining no objection Certificate from the Forests Department. This procedure is not correct-it is the administrative responsibility of the Forests Department, which is the rural custodian and owner of the Forests in each state to correspond with the Central Government regarding transfer of forests areas etc. under the Act. It will not be proper to shift this responsibility to other Departments of the State, after issuing a no-objection certificate. It is noteworthy that even when the Central Government given its approval, it is conveyed direct to the State Forest Department which is responsible for effecting the transfer of the forest areas to the party concerned.

3. It has accordingly been decided that proposals for dereservation etc. under the Forest (Conservation) Act 1980, will be entertained by this Ministry only from the Forest Departments of States/Union Territories.

Sd/-M.V.Kesavan.

Under Secretary to the Govt.of India.

Copy to:

Government of Kerala

Agriculture (Forest General) Department

Endt. No.39471/FC2/81/Forest Dt.25-9-1981.

Communicated to the Chief Conservator of Forests, Trivandrum for information and necessary action.

Sd/- Under Secretary

Office of the Chief Conservator of Forests,
Trivandrum, dt. 14-11-1981.

Endt. on SP3 – 17036/81.

Copy with Copy of Government of India's letter No. 8-4-80 Fry (Coord) dt. 19-8-81 forwarded to all Conservator of Forests and Divisional Forest Officer Field Director, Project Tiger. Kottayam for information.

Copy to C4 – section and all March officers and section heads.

Endt. on D – 6327/80 dt. 1-12-1981.

Copy to Chalakudy, Trichur, Vazhachal, Malayattur, C2-D1 Section and C3-file No. 03-16562/81 in this office. Copy to Conservator of Forests, Trichur, Copy to Stock file in 'D' section.

for Conservator of Forests

MKV. 2/12.