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21/12/81

GOVERNMENT OF KERALA
Agriculture (Forest) Department.

belonging to Govt
Trees standing on
Pvt lands

NOTIFICATION

G.O.MS.No.475/80/AD.

Dated, Trivandrum, 10th December 1980.

S.R.O. No.1/81 - In exercise of the powers conferred by ^{clause} (e) of Section 76 of the Kerala Forest Act, 1961 (4 of 1962), the Government of Kerala hereby make the following Rules to amend the Kerala Forest (Preservation, Reproduction and Disposal of trees and timber belonging to Government but grown on lands in the occupation of private persons) Rules, 1975, namely:-

RULES

1. Short title: These Rules may be called the Kerala Forest (Preservation, Reproduction and Disposal of trees and timber belonging to Government but grown on lands in the occupation of Private Persons) Amendment Rules, 1980.

2. Amendment of rule 8: In the Kerala Forest (Preservation, Reproduction and Disposal of Trees and Timber belonging to Government but grown on lands in the occupation of private persons) Rules, 1975, for rule 8 the following rule shall be substituted, namely:-

"8. Permits not to be issued:- In order to avoid purchase of trees by third parties from the occupants, after the trees are purchased from the Department, no permit shall be issued for transport of timber or converted timber or firewood obtained from such trees;

Provided that the occupants may fell, collect and remove trees having girth of and above 150 centimeters, at breast height, the value of which has been paid for at the specified rates, after getting permission in writing from the Range Officer having jurisdiction over the area, on the application of the occupants filed before the Range Officer at least 14 days prior to the date proposed for felling the trees; Provided further that the Range Officer shall personally inspect the trees before granting such permission".

By order of the Governor,
K.V.VIDYABARAN,
Special Secretary

A3

circulate to all
DAs & ASs

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1.7.82

Stock file

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Explanatory Note

(This is not part of the notification but is intended to explain its general purport).

As per Rule 4 of the Kerala Forest (Preservation, Re-
production and Disposal of Trees and Timber belonging to Govern-
ment but grown on lands in the occupation of private persons)
Rules, 1975, the occupants are eligible to purchase the trees in the
occupied lands for the bonafide purpose of cultivation like grow-
ing pepper vines etc. and for the construction of houses for them.
This is a concession granted to occupants for bonafide purposes
of cultivation and construction of dwelling houses. But
Rule 8 prohibits issue of passes for transport of the timber
obtained from such trees to any place outside the area of
occupation. Government consider that such a total ban would be
very hard and therefore they propose some relaxation. The
amendment is intended to achieve this objection.

Endorsement on C4-25579/79.

Chief Conservator's Office,
Trivandrum, dated 10-12-1981.

Copy to all Conservators of Forests and Divisional Forest
Officers for information.

Copy to Stock file

Copy to C1, C2, C3 Sections.

Copy to C-Superintendent.

For Chief Conservator of Forests.

JR/17-12

Two Drafts

Encl on T1-5689/81 dt: 11-1-82

Copy to all D.O's and D.Fo's personal
attention for information and

Copy to A3, A4, A5, A6 section of this office.

*D.D
23-1-82*

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*MC
13/1/82
D.F.*