

Copy of letter No. 4862/A3/67/RD dt. 27-2-1967 from the Secretary to Government, Revenue Department to the Secretary Board of Revenue.

Sub:- Acts and Rules- Kerala Land Assignment Rules, 1964-clarification regarding valuation of trees and reservation of 25% of land for future Government purposes.

Ref:- Boards letter No.LR(J) 1-60357/66/1 dt. 7-2-1967.

I am to inform you that it is clear from rule 10(3) (b) of the Kerala Land Assignment Rules 1964, that if the assign is in occupation of the land and has planted trees, there is no question of charging tree value in respect of such of those trees planted by him. Therefore the question of applying G.O.(MS)94/66/Rev. dt. 19-2-1966 to these trees coming under rule 10(3) B of the Kerala Land Assignment rules does not arise.

2.It is clear from the example worked out in memorandum No. 31673/A3/65/Ad. Dt. 9-3-1966 (para 5) that by available land” what is meant is all the lands available for assignment in the village, including occupied and unoccupied Govt. lands. The example illustrated in the memorandum explains the way in which the available land is to be distributed among the various categories, like scheduled castes, and tribes, losses encroachers, serving personal etc. It is true, that in practice it may not be possible in some cases to distribute the lands in the manner give in the memorandum and there may be variations. Sometimes, the 25% to be reserved for government or public purposes may not be actually available in a village, since most of the lands may be under encroachment. In such cases, it not necessary to evict the encroachers, merely to reserve 25% of land for government purposes. The encroacher if he is eligible to get the land under the rules need not be disturbed. Only objectionable encroachments need be evicted. In the case of such villages the available land need alone be reserved instead of the 25% of Government or public purposes. But future encroachments in the lands so reserved should not be allowed.

Copy to the Chief Conservator of Forests

Endt. On R.D.is .6649/67 G3. dt. 3/8.3.1967

Copy to all Conservator of Forests for information and guidance.

Sd/-
For Chief Conservator of Forests

Endt. On F.Dis .KT 3409/67 dt. 23.3.1967

Copy to sections G1-G2, D ML, TR and CH and file ML 1678/66

Copy to stock and circular files.

Sd/-
For Chief Conservator of Forests

/True copy/

By order
Sd/-
Upper Division Clerk