

(Extract from Punjab Government Gazette, dated the 17th November, 2000)
GOVERNMENT OF PUNJAB
DEPARTMENT OF FORESTS AND WILDLIFE PRESERVATION
(FOREST BRANCH)

Notification
The 3rd November, 2000

No. 29/25/98-Ft. III/14024

1. SHORT TITLE AND COMMENCEMENT :

- (1) These rules may be called the Punjab Apportionment of Trees Rules, 2000.
- (2) They shall extend to the trees standing on Government Road Strips in the whole of Punjab State.
- (3) They shall come into force from the date of publication of this Notification in the official Gazette.

2. DEFINITIONS :

- a) **Farmer** : means a person who owns land under cultivation adjoining the strips owned by the State Government alongwith the roads.
- b) **Land** : means cultivated land adjoining the roads.
- c) **Roads** : means National Highways, State Highways, District Roads, Link Roads and Approach Roads, and
- d) **Share** : means a percentage of the sale value of the trees on strips owned by the State Government alongwith the roads adjoining the land of a farmer less cost incurred on raising the trees.

3. APPLICATION :

These rules will be applicable only to the land and not waste lands, uncultivated lands or lands utilized for other purposes such as Factories, Schools, Shops etc.

4. APPORTIONMENT :

Apportionment/sharing of trees will be done on existing management system of trees i.e. felling programme as prescribed in the working plans based on the rotation of each species and thinning where saplings and poles are generally removed and not from cultural operations. The share of the farmers in the revenue obtained from Royalty/sale of green and dead, dry and wind fallen trees will be as follows:-

Sr. No.	Types of Roads	Proportion of Share	Remarks
1.	All categories of Government owned road strips other than National Highways, State Highways and Link Roads	50%	Share value will be sale proceeds less cost of raising the plantation
2.	State Highways	20%	Ditto
3.	National Highways	5%	Ditto
4.	Link Roads	100%	Ditto

Provided that the share value will only be paid to the farmers who sign the agreement in the Form annexed to these rules for sharing of value of trees with the Department of Forest and Wildlife Preservation :

5. FARMER'S RESPONSIBILITIES :

The farmer in turn shall be responsible for protection of the trees standing adjoining to his land from theft or illicit fellings, grazing and fire. In the event of the breach of terms and conditions of the agreement by the farmer or failure to protect the trees, the right to share value shall be forfeited :

Provided that in case of boundary disputes the boundary will first to be got demarcated before computation of value of the share.

6. DISPUTE :

In case of any dispute between the farmer and the State Government regarding share value, the case will be referred to Conservator of Forests of the area concerned whose decision will be final.

GURBINDER CHAHAL

Chandigarh :
The 31st October, 2000.

Financial Commissioner and Secretary to Government, Punjab,
Department of Forests and Wildlife Preservation.

**FORM OF AGREEMENT TO BE SIGNED BETWEEN FOREST DEPARTMENT AND FARMER FOR
MANAGEMENT OF STRIP FOREST ALONG THE LAND OF FARMER**

AN AGREEMENT made on the _____ day of _____

Between the Governor of Punjab through _____ (hereinafter called the Governor) party of the one part
AND Shri _____ etc. resident of _____ party of the part.

WHEREAS the Governor has agreed with the said _____ that the State Government will share the value of the trees grown on strips owned by the State Government adjoining to the land of the farmers in accordance with the provisions contained in the Punjab Apportionment of Tree Rules, 2000 with a view to the preservation and conservation of trees on the terms and conditions hereinafter appearing

AND WHEREAS the party of the second part has agreed to preserve and protect such trees.

NOW THESE PRESENTS WITNESSES and the parties hereto hereby agrees as follows:-

- 1.
- 2.
- 3.
- 4.

In witnesses whereof

In the presence of :

1. _____
2. _____

For and on behalf of Governor of Punjab

In the presence of :

1. _____
2. _____

Part of the second part