

Appendix XVII (iv), (Vide Article - 17.02)

OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS, M.S. PUNE

CIRCULAR

No.D-9/TMR-C/123/C-1 of 1986-87
Pune 411 001, Dated 22nd September, 1986.

Subject :- Unified Depot Sale Conditions-
Charging of Ground Rent.

Government in Revenue and Forests Department vide their Resolution No.TMR 1680/117241-CR 937-III/F-9 dated 29th April, 1986 have modified the Unified Depot Sale Conditions for sale of timber, fuelwood, chargoal and bamboos (in Depots and in-situ) with a view to ensuring smooth conduct of sales to remove financial hardship and inconvenience caused to the timber and fuelwood traders.

2.0 EXTENSION FOR REMOVAL OF MATERIAL

2.1 According to condition 15 of the Unified Depot Sale Conditions, the Auction Purchaser or the Purchaser on resale, as the case may be, is required to remove the material within 90 days from the date of auction/ date of communication of acceptance by the Competent Authority, as the case may be after making full payment of the sale price, Sales Tax, Forest Development Tax and other taxes, rates and duties as are leviable thereon and interest if any. However, if the Auction Purchaser or the Purchaser on resale, as the case may be, fails or neglects to remove the material within 90 days, he is NOT entitled to remove the material without obtaining the prior permission in writing from the Divisional Forest Officer/ Sub-Divisional Forest Officer of Independent Sub Division for which he should apply a week before the expiry of 90 days. The Auction Purchaser or the Purchaser on resale, as the case may be, can remove the material before the expiry of the date specified in such permission by paying in cash the prescribed ground rent. In case of failure on part of the Auction Purchaser or the Purchaser on resale, as the case may be,

..2.

to remove material within the extended period he has to obtain prior permission from the Conservator of Forests who may grant permission by charging an additional sum by way of penal ground rent which shall NOT exceed 10 percent of the value of the said material or refuse.

2.2 In the condition 15 the period upto which the extension for removal of material, for which full payment has been made, has NOT been indicated. In the previous Unified Depot Sale Conditions prescribed by the Government in Revenue and Forests Department vide their Resolution No.TMR 16/7/128178-F-5 dated 24th September, 1980, this period was from 90 days to 180 days as per condition No.16 and thereafter the permission of the Conservator of Forests was required to be obtained. It is therefore, necessary that this period of granting extension by the Divisional Forest Officer/ Sub-Divisional Forest Officer of Independent Sub-Division is to be decided.

2.3 This issue was discussed during the Senior Forest Officers Conference held at Nagpur 22nd September, 1986 and it was decided that the period upto which the Divisional Forest Officer/Sub Divisional Forest Officer of Independent Sub-Division can grant permission for which full payment has been made to remove material after 90 days should be from 91 days to 180 days. Thereafter permission of the Conservator of Forests would be required.

3.0 GROUND RENT

3.1 In order to bring uniformity in charging of ground rent in all the Circles orders were issued vide this office No.D-9/TMR/C/618/80-81/10272 dated 1st March, 1982 prescribing rates to be charged for timber, firewood, charcoal and bamboos. However, they created some difficulty in proper interpretation specially in case of firewood and

..3.

..3..

also in view of changed circumstances they were required to be given a fresh look. Hence this issue was discussed during the Senior Forest Officers Conference held at Nagpur on 22nd September, 1986 and it was decided as under.

3.2 The Auction Purchaser or the Purchaser on resale, as the case may be, who has made full payment of the sale price, Sales Tax, Forest Development Tax and other taxes, rates and duties as are leviable thereon and interest, if any, and had applied a week before the expiry of 90 days can remove the material before the expiry of the date specified in such permission which shall be restricted upto 180 days after paying in cash the ground rent calculated as follows-

Sr.No.	Item	Rate of Ground rent
i)	Timber	- Rs. 15=00 per cu.m. or fraction of it per month.
ii)	Fuelwood	- Rs. 5=00 per cu.m. stacked or fraction of it per month.
iii)	Bamboos	- Rs. 5=00 per 100 numbers or fraction of it per month.
iv)	Charcoal	- At the rate of Rs. 250=00 per hectare Minimum area should be 0.2 ha. for charging the rent or part of it per month

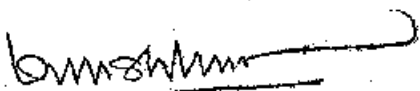
- NOTE:
- The ground rent should be recovered on the balance quantity lying in the depot.
 - Any quantity less than 1 cu.m. should be reckoned as 1 cu.m. for the purpose of ~~ground~~ of ground rent.
 - The ground rent should be recovered for a minimum period of one month. The period less than 30 days should be reckoned as one month.

..4.

..4..

4.0 The Conservator of Forests are therefore requested to ensure that the above rates of ground rent along with the NOTE -a, b & c are included in the sale condition No.15 at the end of first paragraph after the words " after paying in cash the ground rent calculated at the rate of- ". In view of this further words viz. " Rs. per day per lot for such entire further period " needs to be deleted.

5.0 These rates will come into force from 1st October, 1986 onwards.


(V.K.PRABHU)
Chief Conservator of Forests(Production),
Maharashtra State,Pune.

To

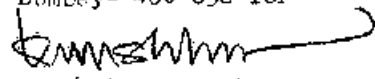
The Conservator of Forests (ALL).

Copy to the Divisional Forest Officers/Sub-Divisional Forest Officers of the Independent Sub-Division(ALL).

Copy forwarded with compliments for necessary action to

- 1) The Managing Director, Forest Development Corporation of Maharashtra Ltd., Nagpur.
- 2) The Regional Manager, Forest Development Corporation of Maharashtra Ltd, (ALL).
- 3) The Divisional Managers, Forest Development Corporation of Maharashtra Ltd, (ALL).

Copy submitted to the Secretary(Forests), Revenue and Forests Department, Mantralaya, Bombay- 400 032 for information.


(V.K.PRABHU)
Chief Conservator of Forests(Production),
Maharashtra State,Pune.

--0--