

Annexure IIB (2), (Vide Article - 2.07 (ii))

Grant of licences for erecting or
operating any machinery or sawmill
for cutting or converting of timber.

GOVERNMENT OF MAHARASHTRA
Revenue and Forests Department,
Circular No. SWM. 1081/106836 -F-6,
Mumbai, Bombay-400 022,
Dated 26th October 1981.

CIRCULAR

In Government Notification, Revenue and Forests Department, No. SWM 1081/106836-F-6, dated 16th July 1981, directions have been issued for the guidance of the licensing authorities, licensees and other persons concerned, in regard to the grant of new licences under Rule 28 of the Bombay Forest Rules, 1942, Rule 23 of the Bombay Transit of Forest Produce (Vidarbha Region and Saurashtra and Kutch areas) Rules, 1969 and Rule 23 of the Hyderabad Transit of Forest Produce (Bombay) Rules, 1958, for erecting or operating any machinery or saw mill for cutting or converting of timber. These directions were amended by Government Notification, Revenue & Forests Department No. SWM. 1081/106836-F-6, dated 19th August 1981.

2. In ~~paragraph~~^{paragraph} 1 of the above directions (as amended), conditions have been specified under which a Divisional Forest Officer can issue a new licence, without reference to Government but with the prior approval of the Conservator of Forests.

3. In paragraphs 2 and 3 of the directions (as amended), explicit guidelines have been given as to the circumstances under which the cases relating to the erection or operation of any machinery or saw mill for cutting or converting of timber be referred to Government for prior sanction.

4. ~~Paragraph~~^{Paragraph} 4 of the directions (as amended) stated that, notwithstanding anything contained in the directions, the State Government may, for reasons to be recorded in writing, by order, approve the grant of a new licence by the Divisional Forest Officer in any case, where it is satisfied that such grant of a licence is necessary to remove genuine and extreme hardship to an applicant or in public interest. In this regard, Government has decided to consider individual cases, which satisfy the

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Following criteria :-

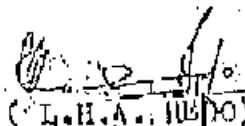
(i) The applicant should give positive proof of having purchased saw mill machinery or incurred financial or other liabilities of a substantial nature on or prior to 30th September 1981. He will have to furnish ^{true} copies of the bill and other pertinent documents as evidence, and these should be verified from the originals.

(ii) The saw mill should be located at least 10 (ten) km outside the limits of any reserved or protected forest.

(iii) The applicant should have applied for grantⁿ of the saw mill licence on or before 30th September 1981.

5. The Licensing authorities are requested to expeditiously enquire into cases of applications received by them either directly or through Government and falling under paragraph 3 or above, and submit their reports and recommendations to Government for orders.

By order and in the name of the Governor of Maharashtra,



(L.H.A. 113/80)
Deputy Secretary to Government
Revenue and Forest Department.

To

The Chief Conservator of Forests, Maharashtra State, Pune,
All Conservators of Forests (Territorial),
All Divisional Forests Officers,
All Sub-Divisional Forest Officers in charge of Independent
Sub-Divisions.