



Business Reform Action Plan 2016 Response by Government of Maharashtra

Area 9d: Inspection by Appropriate Authority for felling trees (prior to commencement of construction activities)

258: Publish a well-defined inspection procedure and checklist on department's web site

Response: **Yes**

Remarks:

<http://www.mahaforest.nic.in/internal.php?id=40>

Please refer to the section "Inspection procedure, guidelines and time limit." Also refer to the Maharashtra Felling of Trees (Regulation) Act, 1964.

Supporting Documents:

As per section 3(1B) of the Maharashtra felling of Trees (Regulation) Act, 1964, the permission to fell trees shall be granted subject to the condition that the applicant shall plant equal number of trees of the same or any other species as the Tree Officer may direct, on the same site or other suitable place in the vicinity in the ensuing plantation season.

Inspection procedure, guidelines and timelimit

S.No.	Particulars	Time Limit
1	Issuing Acknowledgement to the Applicant: Verification of application and accompanying documents to ascertain completeness of the application as indicated at the Website and major issues given below: a) To ascertain the ownership of the application over land and Trees. If the applicant is Bhogawatdar-II, whether the certificate from appropriate authority is attached. b) If the caste of applicant is scheduled Tribe, whether the certificate from appropriate authority is attached. c) To ascertain the location and shape of the survey number same as per settlement, remeasurement and consolidation maps provided by the applicant. d) The said Survey number is not a part of notified Reserve forests/protected forests/ zudpi jungle/ unclassed forests/ acquired private forests /identified forests. e) Whether the applicant's land is adjoining to	7 days



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	<p>d) The said Survey number is not a part of notified Reserve forests/protected forests/ zudpi jungle/ unclassified forests/ acquired private forests /identified forests.</p> <p>e) Whether the applicant's land is adjoining to Govt. land, if so survey map by TILR attached or not.</p>	
2	Tree Officer will arrange for forest survey when the applicant's land is adjoining to Govt. forest land for verification of boundary through TILR map provided by the applicant and other relevant documents. He will also arrange for joint survey (forest surveyor and TILR) if required. The concerned Round Officer shall be present at the time of survey.	15 days
3	<p>Tree officer will send all the case papers to concerned Round Officer for document verification and field inspection.</p> <p>The Round Officer shall –</p> <p>a) Verify the details mentioned in the application, 7/12 extract and attached documents.</p> <p>b) Check boundary of Survey number as per map provided by the applicant and ensure that the trees required to be felled are within the Survey number and belongs to occupants only and no</p>	8 days

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	<p>other trees are included:</p> <p>c) Verify the list of trees species-wise, girth-class wise, as given in the application and correct the same, if necessary, and also record the status of the trees – dead, dying, diseased, silviculturally matured etc.</p> <p>d) Verify whether permission is obtained from District Collector for felling of trees within 30 meters of extreme edge of the bank of any watercourse.</p> <p>e) Verify whether permission obtained from District Collector, in case, if the tree growth in the uncultivable land is less in proportion to 20 trees per acre.</p> <p>f) Collect NOC from adjoining land owners as per boundary certificate.</p> <p>g) Verify the consent letter of remaining occupants mentioned in 7/12 for felling of trees.</p> <p>h) Drawing the Panchanama, regarding the above observations and submit report alongwith recommendation to the Tree Officer</p>	
4	Submission of report by Round Officer to the Tree Officer	2 days

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5	Based on the observations/recommendations of Round Officer, the Tree Officer will call objections from public if any, by way of issuing Advertisement (Jahirnama) in Grampanchayat. Enquire into the objections received and process the application accordingly.	15 days
6	Field inspection and related enquiries by Tree Officer. (a) The Tree Officer on the basis of report received from the Round Officer and available documents and after field inspection and making necessary enquiry will ensure that the trees to be felled belong to occupant and no other trees are included. (b) The Tree Officer will decide the species-wise number of trees to be permitted to fell after inspecting the status of trees, as per Maharashtra Felling of Trees (Regulation) Act 1964 and Rules made there under. (c) The tree officer may also decide the number of trees to be planted by the applicant, if necessary, in the ensuing rainy season	10 days
7	Communication of decision by tree officer to the applicant	03 days
Total		60 days

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