

GOVERNMENT OF TRIPURA  
FOREST DEPARTMENT

No.F.7 (71)/FOR-06/Part/ <sup>37,171-420</sup> Dated, Agartala, the <sup>16</sup>th January 2007.

NOTIFICATION

In exercise of the power conferred by Section 51A of the Indian Forest Act, 1927, as amended by Indian Forest (Tripura Amendment) Act, 1984 read with clause (d) of Section 76, the Governor, Tripura is pleased to further amend the Tripura Forest (Establishment & Regulation of Saw Mills and other wood based industries)- Rules, 1985, namely-

1. (i) These rules may be called the Tripura Forest (Establishment & Regulation of Saw Mills and other wood based industries) (Fourth Amendment) Rules, 2006.

(ii) They shall come into force on and from the date of their publication in the Official Gazette.

2. In the Tripura Forest (Establishment & Regulation of Saw Mills and other wood based industries) Rules, 1985 (herein after referred to as Principal Rules), for clause (i) and (k) of sub-rule (1) of rule 2, the following shall be substituted namely:

2 (1) (i) "Saw-mill and other Wood based Industrial Unit" means saw mill, veneer unit, plywood unit with or without slicer and/or peeler, particle board unit, block board unit, medium density fibre board unit, moulding beat unit, sandal wood oil extraction unit, or any other unit which uses any mechanical or electrical device for cutting, converting or shaping timber.

2 (1) (k) "Secondary Wood Based Industries or Shop" means Agar Wood Oil extraction unit, furniture making unit, electrical accessories making unit, sports goods manufacturing unit, handicraft manufacturing units having vertical band saw up to 9" opening and / or circular saw up to 12" diameter for the purpose of re-sawing of sawn timber originated from the HPC cleared sawmills located inside notified Wood Based Industrial Estate for its own use provided that they are not involved in sale or trade of sawn timber and also provided that they do not use round timber for sawing or re-sawing. A shop means any shop or establishment or premises used wholly or in part for sale of converted or fashioned timber, furniture, handicrafts, cabinet or other articles made of forest produce,

3. In the principal rules, the sub-rule (1) of rule 3 shall be substituted with:-

**3 (1)** "No person shall establish a saw-mill and other Wood Based Industrial Unit (s)" -

(a) outside an industrial estate; and

(b) without obtaining a license in Form I issued by an Authorized Officer

4. In the principal rules after sub-rule (3) of rule 3, the following sub-rule shall be inserted namely: -

**3(4)** No person shall establish a shop or Secondary Wood Based Industry of the categories mentioned in rule 2 (1) (k) without obtaining a license in Form I issued by an Authorized Officer.

5. In the principal rules, the rule 4 shall be substituted by the following, namely:-

**4 (1)** (i) For obtaining a license under rule 3 (1) a person shall apply to the Authorized Officer in Form No. II.

**4 (1)** (ii) On receipt of an application for license the Authorized Officer shall, after making such enquiry as he may think fit and within a period of 30 days from the date of receipt of such application, forward the application with his report to the Principal Chief Conservator of Forests, Tripura. The Authorized Officer shall mention in his report if the required quantity of timber as determined by the approved Working Plan or from private holdings is available on annual basis.

**4 (1)** (iii) The Principal Chief Conservator of Forests then forward the application together with the report of Authorized Officer and his recommendation to the State Level Expert Committee for their consideration and recommendation.

**4 (1)** (iv) After considering the recommendation of the State Level Expert Committee in each case, the Principal Chief Conservator of Forests may direct the concerned Authorized Officer to grant license in Form No. I or reject the application for reasons to be recorded in writing.

**4 (1)** (v) While directing the Authorized Officer to grant license, the Principal Chief Conservator of Forests shall decide against which notified Industrial Estate or additional Industrial Estates as are notified by the Government for such purposes, license shall be issued.

Provided that no such permission shall be granted without first complying with the directions issued by the Hon'ble Supreme Court or any other competent authority from time to time.

- 4(2) (i) For obtaining a license under rule 3 (4) a person shall apply to the Authorized Officer in Form No. II.
- 4(2) (ii) On receipt of an application for license the Authorized Officer shall, after making such enquiry as he may think fit and within a period of 30 days from the date of receipt of such application, forward the application with his report to the territorial Conservator of Forests having jurisdiction over the area.
- 4(2) (iii) After considering the recommendation of the Authorized Officer in each case the Conservator of Forests may direct the concerned Authorized Officer to grant license in Form No. I or reject the application for reasons to be recorded in writing.
- 4(3) For the purpose of inquiry under rule clause (ii) or sub-rule (1) and clause (ii) of sub-rule (2), the Authorized Officer may exercise the following power:
  - (a) enter into or upon any land, survey and demarcate the same, make a map thereof or may authorize any other Officer to do so.
  - (b) call for such documents as he deems necessary for ascertaining the merit of the application.

6. In the principal rules the second column against Sl. No. 1 under sub-rule 1 of rule 6 shall be substituted with:-

- (i) For each of Sawmills, veneer unit, ply wood unit, paper mill unit, particle board unit and other wood based / forest based industries including timber treatment plants, Agar Wood / Sandal Wood extraction or sale establishment, Moulding Beat establishment, Electrical Accessories, Sports Goods manufacturing establishment.

In the Principal Rules after sub-rule (3) (c) of Rule 6 following sub-rule shall be inserted, with:-

- 6(3) (d) In case of transfer of ownership of establishment under the rules the old license has to be surrendered and the license issuing authority shall be competent to transfer the ownership and issue new licenses after observing all formalities and instructions in force.

7. In the principal rules, the rule 7 shall be substituted with:-

7. The Conservator of Forests within whose jurisdiction the Saw-mill or other Wood based Industrial Unit or Secondary Wood based Industrial Unit or shop lies may, for reasons to be recorded by him in writing, suspend or cancel any license granted or renewed under these rules; provided that no such suspension or cancellation shall be made except after giving the holder of the license an opportunity of being heard.

8. In the principal rules, the sub-rule (1) of rule 8 shall be substituted with:-

8(1) An appeal against an order refusing to grant or to renew a license under sub-rule (1) of rule 4 or sub-rule (2) of rule 5, as the case may be, or an order suspending or canceling a license under rule 7, shall lie-

- (a) if the order is made by the Authorized Officer, with the Conservator of Forests of the Circle concerned; or
- (b) if the order is made by the Conservator of Forests of the Circle concerned, with the Chief Conservator of Forests dealing with the subject;
- (c) if the order is made by the Principal Chief Conservator of Forests of Tripura, with the State Government.

9. In the principal rules, the sub-rule (1) and (2) of rule 9 shall be substituted with:-

9(1) A licensee for establishment of "Shop or Secondary Wood Based Industries" under these rules shall maintain register in form VII & VIII.

(2) The maintenance of records by the Saw mills and other wood based industrial units and submission of returns shall be regulated in accordance with the guidelines for the wood based units in North Eastern States as issued by the Ministry of Environment & Forest vide their No. 8-180/ NEC/ 2001, dated 27<sup>th</sup> September 2001. Each of such wood based unit shall maintain the records in proforma annexed with the guidelines.

By order of the Governor,

  
(SHASHI PRAKASH)  
Chief Secretary  
Government of Tripura.

The Manager, Tripura Government Press, Agartala along with 5 copies for publication in the next Gazette.

Copy to:

1. The Member, Secretary, Central Empowered Committee, New Delhi.
2. The Principal Chief Conservator of Forests, Tripura, Agartala.
3. The Addl. Principal Chief Conservator of Forests, Tripura, Agartala.
4. The Chief Conservator of Forests (Administration), Tripura, Agartala.
5. The Chief Conservator of Forests (Planning & Development), Tripura, Agartala.
6. The Chief Conservator of Forests (Protection), Tripura, Agartala.
7. The Conservator of Forests, M&E/WRT/Social Forestry/Wildlife.
8. The Conservator of Forests, Southern / Northern Circle.
9. The District Magistrate & Collector, West/South/North/Dhalai District.
10. The Divisional Forest Officer, Sadar / Research / Working Plan Division No. I/II / Training / Udaipur/ Bagafa /Gumti/ Teliamura/ Ambassa/ Manu/ Kailashahar /Kanchanpur/ Direction Division.
11. The Wildlife Warden, Sepahijala / Trishna.
12. The Chief Engineer, Public Works Department, Tripura, Agartala.
13. The Sub-Divisional Magistrate, Sadar / Bishalgarh / Udaipur / Amarpur / Belonia / Sabroom / Sonamura / Khowai / Kamalpur / Ambassa / Gandacherra / Longtarai / Kailashahar / Kanchanpur / Dharmanagar.
14. The Chief Executive Officer, TTAADC, Khumlung, Tripura.
15. The In-Charge, Divisional Forest Protection Party, .....
16. The Range Officer .....
17. The Beat Officer, .....
18. The In-Charge, Sectoral Forest Patrol Party, .....
19. The In-Charge, Forest Drop Gate / Check Post, .....
20. All Section of PCCF Office.
21. Forest Manual File

FORM VII

[See Rule 9(1)]

Register for records of sawn /chipped (daily) timber

Date	Name of the Sawmill from where timber is purchased / procured	T.P. No and date	Species	Measurement of timber pieces procured			No. of Pieces	Volume (In cum)
				Length	breadth	Thickness(T)		
1	2	3	4	5	6	7	8	9

FORM VIII

[See Rule 9(1)]

Register for daily outturn

Date	Opening Stock (Sawn timber)	Procurement of sawn timber	Disposal of sawn timber	Closing balance
1	2	3	4	5 ( 2+3-4 )

In cum

Note :

1. Monthly abstract / return is to be submitted to the concerned Divisional Forest Officer.