

Government of Himachal Pradesh
Department of Forests

NOTIFICATION

No. FFE-B-F(2)-72/2004-Pt-II.

Dated Shimla-171002, the 3rd Aug, 2009.

In compliance to the instructions contained in Ministry of Environment and Forests, Government of India's letter No.1-58/09-MoS(I/c)-E&F dated 15th July 2009, the Governor of Himachal Pradesh is pleased to reconstitute "**State Compensatory Afforestation Fund Management and Planning Authority (hereinafter referred to as State CAMPA)**" intended as an instrument to accelerate activities for Compensatory afforestation, forest resource management preservation of natural forests, management of wildlife, infrastructure development in the sector and allied works.

State CAMPA would provide an integrated framework for utilizing multiple sources of funding and activities relating to protection and management of forests and wildlife. Its prime task would be regenerating natural forests and building up the institution engaged in this work. The State Forest Department would be modernized to protect and regenerate the forests and wildlife habitat.

2. AIMS AND OBJECTIVES :

State CAMPA shall seek to promote:

- (a) Suitable afforestation and Soil & Water conservation strategies that are suitable for a mountain state like Himachal Pradesh;
- (b) Conservation, protection, regeneration and management of existing natural forests;
- (c) Compensatory afforestation and Catchment area treatment activities;
- (d) Environmental services, which include:
 - i. **Provision of goods** such as wood, non-timber forest products, fuel, fodder and water, provision of services such as grazing, tourism, wildlife protection and life support;
 - ii. **Regulating services** such as climate regulation, disease control, detoxification, carbon sequestration and health of soils, air and water regimes;

- iii. **Non-material benefits** obtained from ecosystems, spiritual, recreational, aesthetic, inspirational, educational and symbolic and
 - iv. **Supporting such other services** necessary for the production of ecosystem services, biodiversity, nutrient cycling and primary production.
 - (e) Research, training and capacity building.
- 3. The functions of State CAMPA shall include, *inter alia*:
 - (a) Funding, overseeing and promoting Compensatory afforestation done in lieu of diversion of forest land for non-forestry use under the Forest (Conservation) Act,1980 as also the execution of Catchment Area Treatment plans ;
 - (b) Overseeing forest and wildlife conservation and protection works including watershed development works within forest areas undertaken and financed under the Fund.
 - (c) Maintaining a separate account in respect of funds received for conservation and protection of Protected Areas.
 - (d) Earmarking upto two percent of the funds for monitoring and evaluation.
- 4. The **State CAMPA ACCOUNT** shall be created and there shall be credited into this account of the State CAMPA:
 - (i) Amount transferred to it by the ad-hoc CAMPA.
 - (ii) Receipt of all monies from user agencies towards Compensatory Afforestation, Additional Compensatory Afforestation, Catchment Area Treatment Plan or for compliance of any other condition (s) stipulated by the Central Government while according approval under the Forest (Conservation) Act, 1980;
 - (iii) The unspent funds already realized by the State from User agencies and not yet transferred to the Adhoc CAMPA;
 - (iv) The funds recoverable from the user agencies in cases where forest land diverted falls within the protected areas i.e. areas notified under Section 18, 26-A or 35 of the Wildlife (Protection) Act, 1972

(53 of 1972) for undertaking activities related to protection of biodiversity and Wildlife, which would be maintained separately.

- (v) Net Present Value (NPV) of the forest land diverted for non-forestry purposes collected under the Forest (Conservation) Act, 1980 and the rules and the guidelines made thereunder and in pursuance of the judgment of the Supreme Court dated the 29th October 2002 from user agencies.;
- (vi) The state government may also credit to the Fund:
 - a. Grants or aid received;
 - b. Any loan take by the Authority or any borrowings made by it; and
 - c. Any other sums received by the Authority by way of benefaction, gift or donations
- (vii) The monies received in the State CAMPA shall be kept in interest-bearing account(s) in nationalized bank(s) and periodically withdrawn for the works as per the Annual Plan of Operations (APOs) approved by the Steering Committee.

5. UTILIZATION OF THE MONEY:

The money available with the state CAMPA shall be utilized for meeting-

- (i) expenditure towards the development, maintenance and protection of forests and wildlife management as per the approved APO;
- (ii) the non-recurring as well as recurring expenditure for the management of the State CAMPA, including the salary and allowances payable to its officers and other employees, by utilizing a part of the income from interest received by funds invested by State CAMPA, but excluding income from funds recoverable from the user agencies in cases where forest land diverted falls within the protected areas, that is, areas notified under sections 18, 26A or 35 of the Wildlife (Protection) Act, 1972 for undertaking activities related to protection of biodiversity and wildlife;
- (iii) the expenditure incurred on monitoring and evaluation subject to overall ceiling of 2% of the amount to be spent every year; and
- (iv) disbursement on such other projects related to forest conservation.

6. DISBURSEMENT OF FUNDS:

- (a) The money received for compensatory afforestation, additional compensatory afforestation, penal compensatory afforestation, Catchment Area Treatment Plan and for any other site specific scheme may be used as per site-specific schemes submitted by the State along with the approved proposals for diversion of forest land under the Forest (Conservation) Act, 1980.
- (b) After receipt of the money, State CAMPA shall accomplish the afforestation for which money is deposited in the Compensatory Afforestation Fund within a period of one year or two growing seasons after project completion, as may be appropriate.
- (c) The money received on account of Net Present Value (NPV) shall be used for natural assisted regeneration, forest management, protection, infrastructure development, wildlife protection and management, supply of wood and other forest produce saving devices and other allied activities.
- (d) Monies realized from the user agencies in pursuance of the Hon'ble Supreme Court's orders or decision taken by the National Board for Wildlife involving cases of diversion of forest land in protected areas shall form a distinct corpus and shall be used exclusively for undertaking protection and conservation activities in protected areas of the State.
- (e) State CAMPA shall release monies to the field officers in predetermined installments as per the Annual Plan of Operation (APO) finalized.

7. The State CAMPA shall function through a Governing Body, a Steering Committee and an Executive Committee namely:

7.1. GOVERNING BODY:

- (i) Chief Minister - Chairperson.
- (ii) Forest Minister - Vice Chairperson
- (iii) Minister for Panchayati Raj & Rural Development - Member
- (iv) Minister for Tribal Welfare - Member
- (v) Chief Secretary - Member
- (vi) Addl. Chief Secretary (Forests) - Member
- (vii) Pr. Secretary (Finance & Planning) - Member
- (viii) Pr. Secretary (Tribal Welfare) - Member
- (ix) Pr. Secretary (Panchayati Raj & Rural Development) - Member

- (x) Pr. Secretary (Environment) - Member
- (xi) Chief Wildlife Warden - Member
- (xii) Principal Chief Conservator of Forests H.P. -Member Secretary

The Governing Body shall lay down the broad policy framework for the functioning of State level CAMPA and review its working from time to time.

7.2. The STEERING COMMITTEE of State CAMPA shall consist of the following:

- (i) Chief Secretary - Chairperson
- (ii) Addl. Chief Secretary (Forests) - Member
- (iii) Principal Chief Conservator of Forests - Member
- (iv) Principal Secretary (Finance) - Member
- (v) Principal Secretary (Rural devpt & Panchayati Raj) - Member
- (vi) Principal Secretary (Environment) - Member
- (vii) Chief Wildlife Warden - Member
- (viii) Nodal Officer (CAMPA) - Member
- (ix) A representative of the Ministry of Environment & Forests - Member
- (x) Two eminent NGO's to be nominated by the State Government for a period of 2 years at a time who shall be eligible for re-nomination - Members
- (xi) Addl. Pr. Chief Conservator of Forests (CAT Plans) - Member Secretary

7.3. POWERS & FUNCTIONS OF THE STEERING COMMITTEE:

The Steering Committee shall-

- (i) lay down and/ or approve rules and procedures for the functioning of the body and its Executive Committee, subject to the overarching objectives and core principles of State CAMPA;
- (ii) monitor the progress of the utilization of funds released by the State CAMPA;
- (iii) approve the Annual Plan of Operation (APO) prepared by the Executive Committee;
- (iv) approve the annual reports and audited accounts of the State CAMPA;

- (v) ensure inter-departmental coordination;
- (vi) meet at least once in six months.

7.4. EXECUTIVE COMMITTEE:

The Executive Committee shall consist of the following:

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|-------|------------------------------------------------------------------------------------------------------------------------------------|---|------------------|
| (i) | Principal Chief Conservator of Forests | - | Chairperson |
| (ii) | Chief Wildlife Warden | - | Member |
| (iii) | Addl. Pr. Chief Conservator of Forests (CAT Plans)- | | Member |
| (iv) | Addl. Pr. Chief Conservator of Forests (Finance) - | | Member |
| (v) | Financial Controller in the o/o PCCF HP | - | Member |
| (vi) | Two eminent NGOs to be nominated by the State Government for a period of 2 years at a time who shall be eligible for re-nomination | - | Members |
| (vii) | Nodal Officer (CAMPA) | - | Member Secretary |

7.5 . POWERS & FUNCTIONS OF EXECUTIVE COMMITTEE:

The State level Executive Committee shall -

- (i) take all steps for giving effect to the State CAMPA and overarching objectives and core principles, in accordance with rules and procedures approved by the Steering Committee and the approved APO;
- (ii) prepare the APO of the State for various activities, submit it to the Steering Committee before end of December for each financial year, and obtain the Steering Committee's concurrence for release of funds, while giving break-up of the proposed activities and estimated costs;
- (iii) supervise the works being implemented in the State out of the funds released from the State CAMPA;
- (iv) be responsible for proper auditing of both receipt and expenditure of funds;
- (v) develop the code for maintenance of the account at the implementing agency level;
- (vi) submit reports to the Steering Committee for review / consideration; and
- (vii) prepare Annual Report by end-June for each financial year.

8. ACCOUNTING PROCEDURE

- (i) State CAMPA shall prepare, in such form and at such time in each financial year as may be prescribed, its budget for the next financial year, showing the estimated receipts and expenditure of the State CAMPA.
- (ii) State CAMPA shall adopt financial regulations and procedures, in particular the procedure for approval and implementing the APO.
- (iii) State CAMPA shall maintain proper accounts and other relevant records and prepare an annual statement of accounts in such form as may be prescribed in consultation with the Accountant General concerned.
- (iv) The accounts of the State CAMPA shall be audited by the Accountant General at such intervals as may be specified by him and any expenditure incurred in connection with such audit shall be payable by the Authority to the Accountant General.
- (v) The Accountant General and any other person appointed by him in connection with the audit of the accounts of the State CAMPA shall have the same rights and privileges and authority in connection with such audit as the Accountant General generally has in connection with the audit of the Government accounts and, in particular, shall have the right to demand the production of books, accounts, connected vouchers and other documents and papers and to inspect the office of the State CAMPA.
- (vi) The accounts of the State CAMPA as certified by the Accountant General or any other person appointed by him in this behalf together with the audit report thereon and annual report, shall be forwarded annually to the State Government, the MoEF and the Adhoc CAMPA by the State CAMPA.
- (vii) The State Government and the MoEF shall have the power to conduct special audit or performance audit of the State CAMPA.
- (viii) The Annual Report shall provide, inter alia, for--
 - (a) the details of various works done and the amount spent;
 - (b) the details of the amount received by the State CAMPA from various sources; and
 - (c) the observations made in the audit report.

9. MONITORING AND EVALUATION OF THE WORKS

- (i) An independent system for concurrent monitoring and evaluation of the works implemented from the State CAMPA funds shall be evolved

and implemented to ensure effective and proper utilization of funds.

- (2) The National CAMPA advisory council shall have the powers to order special inspection and financial audit of works executed by the State CAMPA with utilizing CAMPA money.
- (3) If satisfied that the funds released are not being utilized properly, the National CAMPA advisory council as well as the State level Steering Committee shall have the power to withhold or suspend the release of remaining funds or part thereof.

This is in supersession of the earlier notification No.FFE-B-F(2)-72/2004-Pt-II dated 17.06.2009.

By order,

Addl. Chief Secretary (Forests) to
the Government of Himachal Pradesh
Dated Shimla-2, the 3/8/2009

Endst. No. As above.

Copy is forwarded to:

1. Sh. Vijay Sharma, Secretary, Ministry of Environment and Forests, Govt. of India, CGO Complex, Lodhi Road, New Delhi.
2. Director General (Forests) & Spl. Secy, GoI, MoEF, Paryavarn Bhawan, New Delhi.
3. The Principal Secretary to the Chief Minister, HP.
4. The P.S. to the Forest Minister, H.P.
5. The P.S. to the Chief Secretary to the Govt. of H.P.
6. All Administrative Secretaries to the Govt. of H.P.
7. The Pr. Chief Conservator of Forests, H.P. Shimla.
8. The Managing Director, HPSEFC, SDA Complex, Shimla-9.
9. The Secretary to the Governor H.P., Shimla-2.
10. All APCCFs/CCFs/ CFs in H.P.
11. The Controller P & S Department, Shimla-9 with request to publish the Notification in extra ordinary gazette at an early date.
12. Guard file.

Joint Secretary (Forests) to the
Government of Himachal Pradesh