

No. TBD.F(TDM)1-1/2007-VII  
Tribal Development Department  
Himachal Pradesh, Shimla

from

Commissioner (Tribal Dev.)  
Himachal Pradesh, Bijlani House, Shimla-2

To

1. Dr. Ram Lal Markanda, Hon'ble MLA, Lahaul-Spiti  
Set No. 703, New Metropole Hostel, Shimla-171001
2. Sh. Tejawant Singh Negi, Hon'ble MLA, Kinnaur  
Set No. 311, Jawahar Vidhayak Sadan, Shimla-171004
3. Sh. Bhani Chand Thakur,  
Village Chaloli, P.O. Dharwas, Tehsil Pangi, Distt. Chamba
4. The Additional Chief Secretary (Forests) to the  
Govt. of H.P. Shimla-2
5. The Principal Secretary -cum- FC (Revenue) to the  
Govt. of H.P. Shimla-2
6. The Secretary (Panchayati Raj) to the  
Govt. of H.P. Shimla-2
7. The Principal Chief Conservator of Forest,  
H.P. Shimla-1

Dated Shimla-2

15 July, 2010

Subject:-

**Minutes of the State Level Monitoring Committee meeting held on 17.07.2010 at 3.00 PM under the chairpersonship of Smt. Asha Swarup, Chief Secretary to Govt. of H.P in her office to review the implementation of Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006.**

Sir,

I am directed to enclose herewith a copy of minutes of the State Level Monitoring Committee meeting held on 17.07.2010 at 3.00 PM under the chairpersonship of Smt. Asha Swarup, Chief Secretary to Govt. of H.P in her office to review the implementation of Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 for your information please.

Yours faithfully,

Deputy Director (TD)  
H.P. Shimla-2

Endst No. & Dated:- As above.

Copy for information and necessary action to:-

1. The Deputy Commissioner, Kinnaur/Chamba/Lahaul-Spiti,
2. The Joint Secretary (TD) to the Govt. of H.P. Shimla-2.
3. The Addl. Deputy Commissioner, Spiti.
4. The Addl. Distt. Magistrate, Pooh/Bharmour
5. The Sub-Divisional Magistrates, Kalpa/Nichar/Spiti / Lahaul/ Udaipur/Pangi/Bharmour
6. The Project Officer, ITDP Kinnaur/Lahaul/Spiti/Pangi/Bharmour

Deputy Director(TD)  
H.P. Shimla-2

**Minutes of the State Level Monitoring Committee meeting held on 17.07.2010 at 3.00 PM under the chairpersonship of Smt. Asha Swarup, Chief Secretary to Govt. of H.P in her office to review/discuss the implementation of Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006.**

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The following non-official/official members attended the meeting:-

1. Sh. Tejwant Negi, Hon'ble MLA, Kinnaur
2. Sh. Bhani Chand, Tribal Advisory Council member
3. Sh. Bhim Sen, Commissioner-cum-Pr. Secretary(TD).
4. Dr. P.C. Kapoor, Principal Secy-cum-FC(Revenue)
5. Sh. R.D. Dhiman, Secretary(Rural Dev. & Panchayati Raj)
6. Sh. Vinay Tandon, Pr. CCF.

1. Commissioner-cum-Principal Secretary (TD) welcomed the Chairperson and the participants and briefed about the progress made in State of Himachal Pradesh for implementation.

2. It was brought to the notice of the Committee members that a review meeting was held with the field functionaries on 15.05.10 and checklist was provided to them for processing the claims expeditiously. Further, the process of uploading the claims details is also under progress for the online monitoring by the Ministry of Tribal Affairs, Govt. of India on web address <http://forestrights.nic.in>.

3. It was also apprised to the Committee that National Committee to study the implementation of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 will visit the State during the period 28.07.2010 to 31.07.2010 and will hold meeting with the State Govt. functionaries on 31<sup>st</sup> July, 2010 at Shimla.

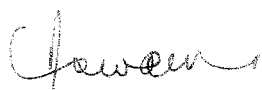
4. The non-official members pointed out that the issue of Govt. employee(regular or on contract), practising professionals, businessmen, traders or any income tax payee are not eligible for forest rights may be reconsidered. It was clarified to them that these claimants are not eligible under this Act since they are earning their livelihood by other means and are not dependent on forests for their bonafide livelihood needs.

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5. The non-official members also raised the issue of the regularization of encroachments in tribal areas. It was clarified that encroachment is entirely different issue which may not be mixed with present Act. *for present implementation of the*

6. After detailed deliberations following decisions were taken:-

- a) Since the necessary instructions have already been issued regarding the implementation of the Act, the Distt. Level Committees and Sub Divisional Level Committees should decide the maximum claims by September, 2010 positively and all cases by December, 2010 by self speaking orders.
- b) The Revenue and Forest Deptt. should take active role to speed up the implementation process.
- c) The matter regarding implementation of this Act in non-tribal areas of the State may be brought to the State Cabinet after September, 2010 by analyzing the implementation experience of the tribal areas.
- d) The meeting of the National Committee to study the implementation of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 will be held under the chairmanship of OSD (Monitoring and Coordination), Himachal Pradesh on 31<sup>st</sup> July, 2010.

The meeting ended with vote of thanks to and from the chair.

  
Chief Secretary –cum- Chairperson(SLMC)  
Govt. of H.P. Shimla-2