

BY FAX

Government of Odisha
Revenue & Disaster Management Department.

No. LA-(C) 19/13(KJR)

From

Dr. Taradatt, IAS,
Principal Secretary to Government.

To

All Collectors.

Sub: Clarification on S.T. & Other Traditional Forest Dwellers' entitlement to compensation in the event of acquisition of forest land where forest right is recognized with them.

Sir,


In inviting a reference to Letter No.348 dated 5.2.2013 of the Collector, Keonjhar on the afore-mentioned subject I am directed to say that Government after careful consideration have been pleased to clarify on the issue as follows:-

Under the provisions of Scheduled Tribe and Other Traditional Forest Dwellers (Recognition of Forests Right) Act, 2006 read with Rule 8 (h) of Forest Rights Rules, 2007, the S.T. and Other Traditional Forest Dweller is granted with a title for that forest land under his occupation though the title is not RoR but to hold and live in the forest land for habitation or self-cultivation for livelihood.

So, if the said forest land is acquired, the S.T or the Traditional Forest Dweller having the right to hold and live on the said land for habitation or self-cultivation for livelihood shall lose that right for ever and he/she will be deprived of his/ her habitation as well as self-cultivation for livelihood forever.

In that view of the matter, the S.T. and Other Traditional Forest Dwellers in whose name the Forest Right is recognized and is granted with a title for that forest land under his/ ^{her} occupation for habitation or self-cultivation for livelihood is entitled to compensation in the event of the acquisition of the said land though the owner-ship of the forest land lies with the Govt. and Kissam of forest remains the same in the records.

Yours faithfully,


15-5-13

Principal Secretary to Government

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D.A. 15-5-2013

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