



# The Mizoram Gazette

## EXTRA ORDINARY

### Published by Authority

RNI No. 27009/1973

Postal Regn. No. NE-313(MZ) 2006-2008

VOL - XLVIII Aizawl, Wednesday 23.1.2019 Magha 3, S.E. 1940, Issue No. 55

#### NOTIFICATION

**No. B. 11021/9/2015-FST, the 17<sup>th</sup> January, 2019.** WHEREAS the Compensatory Afforestation Fund Act, 2016 published in the Gazette of India (Extraordinary) Part-II No.45 dated 3.8.2016 provides for the establishment of funds under the public accounts of each State and crediting thereto the monies received from user agencies towards compensatory afforestation, additional compensatory afforestation, penal compensatory afforestation, net present value and all other amounts recovered from such agencies under the Forest (Conservation) Act, 1980;

AND WHEREAS the Supreme Court of India, in its judgment dated 26<sup>th</sup> September, 2005 in the Writ Petition (Civil) No.202 of 1995, observed that the Fund generated for protecting ecology and providing regeneration should not be treated as a Fund under article 266 and article 283 of the Constitution.

NOW, THEREFORE, in order to ensure safety, security and expeditious utilized in a transparent manner of funds already accumulated with the State ad hoc CAMP A/Authority and the fund collected/to be collected by the State Government from the user agency as stated above, and in exercise of the powers conferred under sub-section (1) of Section 4 of the Compensatory Afforestation Fund Act, 2016, the Governor of Mizoram is pleased to establish a **Special State Fund**, an interest bearing public account, known as the "**State Compensatory Afforestation Fund of Mizoram**" under public accounts of the Government of Mizoram with effect from the date of issue of this notification.

All monies received from user agencies towards compensatory afforestation, additional compensatory afforestation, penal compensatory afforestation, net present value and all other amounts recovered from such agencies under the Forest (Conservation) Act, 1980 shall henceforth be credited into this interest bearing public account of the Special State Fund under the following head of account:-

- 2406 - Forestry & Wildlife
- 04 - Afforestation & Ecology Development
- 103 - State Compensatory Afforestation (SCA)
- 18 - Mizoram
- 01 - Compensatory Afforestation
- 00 -
- 00 -

Such an interest bearing public account of the State Fund *under article 266 (2) of the Constitution of India* shall be under the control of the State Government and shall be managed by the State Authority known as the **"State Compensatory Afforestation Fund Management and Planning Authority"** (State CAMPA) of Mizoram.

Further, in exercise of the power conferred under sub-section (1) of the Section 4 of the Compensatory Afforestation Fund Act, 2016, the Governor of Mizoram hereby appoints the **30<sup>th</sup> date of September, 2018**, as the date on which the provisions of the said Act shall come into force.

This notification supersedes earlier notification issued vide No.B.11021/9/2015 - FST dt 11.12.2018.

**Lalram Thanga,**  
Principal Secretary to the Govt. of Mizoram,  
Environment, Forests & Climate Change Department.