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FOREST & ENVIRONMENT DEPARTMENT

NOTIFICATION

The 29th September 2018

**S. R. O. No. 419/2018**—Government of India, Ministry of Law and Justice (Legislative Department) have published Gazette Notification, dated the 3rd August 2016 regarding promulgation of “The Compensatory Afforestation Fund Act, 2016”;

Subsequently, the Government of India, MoEF & CC have notified the “Compensatory Afforestation Fund Rules, 2018” on the 10th August 2018 to implement the provisions of “The Compensatory Afforestation Fund Act, 2016” from the appointed date, i.e. the 30th September 2018 which has been published in the Gazette of India dated the 13th August 2018.

In accordance to the provision of sub-section (1) of Section 10 of the Compensatory Afforestation Fund Act, 2016, Government of India, MoEF & CC vide their Notification, dated the 14th September 2018 have also appointed the 30th day of September, 2018 as the date of constitution of “State Compensatory Afforestation Fund Management and Planning Authority” in respective States and UTs.

Pursuant to provision of Section 10(1) of the Compensatory Afforestation Fund Act, 2016 and keeping in view of above notification dated the 14th September 2018 of GoI, MoEF & CC, the State Government hereby constitute the “Compensatory Afforestation Fund Management and Planning Authority, Odisha” (in short State Authority), who shall be responsible for the management of the State Compensatory Afforestation Fund, Odisha ( in short State Fund) under Public Account to be constituted under the provisions of Section 4(1) of the Compensatory Afforestation Fund Act, 2016 and utilization of such funds as may be credited to it as per provision of Section 4(3) and 4(4) of the Compensatory Afforestation Fund Act, 2016. The State Authority shall have a Governing Body and shall be assisted by a Steering Committee and Executive Committee.

As per provisions of Section 10(5) of the Compensatory Afforestation Fund Act, 2016, the Governing Body of the “Compensatory Afforestation Fund Management and Planning Authority, Odisha” shall consist of the following, namely :—

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|----------------------------|----|------------------------------|
| (i) Chief Minister, Odisha | .. | <i>Exofficio</i> Chairperson |
| (ii) Minister, Forest      | .. | <i>Exofficio</i> Member      |

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|---|-----|--|
| (iii) Chief Secretary, Odisha   | . . | <i>Exofficio</i> Member                        |
| (iv) Secretary/Principal Secretary/Addl. Chief Secretary,<br>Forest & Environment Department.   | . . | <i>Exofficio</i> Member &<br>Member-Secretary. |
| (v) Secretary/Principal Secretary/Addl. Chief Secretary,<br>Finance Department.   | . . | <i>Exofficio</i> Member                        |
| (vi) Secretary/Principal Secretary/Addl. Chief Secretary,<br>Planning & Convergence Department.   | . . | <i>Exofficio</i> Member                        |
| (vii) Secretary/Principal Secretary/Addl. Chief Secretary,<br>Rural Development Department.   | . . | <i>Exofficio</i> Member                        |
| (viii) Secretary/Principal Secretary/Addl. Chief Secretary,<br>Revenue & Disaster Management Department.                                    | . . | <i>Exofficio</i> Member                        |
| (ix) Secretary/Principal Secretary/Addl. Chief Secretary,<br>Agriculture & Farmers, Empowerment Department.                                 | . . | <i>Exofficio</i> Member                        |
| (x) Secretary/Principal Secretary/Addl. Chief Secretary,<br>ST & SC Development Department.   | . . | <i>Exofficio</i> Member                        |
| (xi) Secretary/Principal Secretary/Addl. Chief Secretary,<br>Panchayati Raj & Drinking Water Department.                                    | . . | <i>Exofficio</i> Member                        |
| (xii) Secretary/Principal Secretary/Addl. Chief Secretary,<br>Science & Technology Department.  | . . | <i>Exofficio</i> Member                        |
| (xiii) Principal Chief Conservator of Forests & HoFF, Odisha  | . . | <i>Exofficio</i> Member                        |
| (xiv) Pr. CCF(Wildlife) & CWLW, Odisha  | . . | <i>Exofficio</i> Member                        |
| (xv) An officer not below the rank of Chief Conservator of<br>Forests to be nominated as Chief Executive Officer<br>of the State Authority. | . . | <i>Exofficio</i> Member                        |

As per provision of Section 11(1) of the Compensatory Afforestation Fund Act, 2016, the Governing Body of the State Authority in performing its functions and powers under the Act, shall be assisted by the Steering Committee and Executive Committee of State Authority.

**Powers and Functions of the State Authority as per provision of Section 17 of CAF Act, 2018**

The Governing Body of the State Authority shall perform the following :—

- (i) Shall lay down the broad policy framework for the functioning of the State Authority within the overall framework notified by the Central Government on the recommendation of the National Authority;
- (ii) Shall review the working of the State Authority from time to time;
- (iii) Shall meet at least once in six months;

As per provision of the Section 11(2) of the Compensatory Afforestation Fund Act, 2016, the Steering Committee of the State Authority shall consist of the following, namely :—

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|---|-----|------------------------------|
| (i) Chief Secretary, Odisha   | . . | <i>Exofficio</i> Chairperson |
| (ii) Secretary/Principal Secretary/Addl. Chief Secretary,<br>Forest & Environment Department.   | . . | <i>Exofficio</i> Member      |
| (iii) Secretary/Principal Secretary/Addl. Chief Secretary,<br>Finance Department.   | . . | <i>Exofficio</i> Member      |
| (iv) Secretary/Principal Secretary/Addl. Chief Secretary,<br>Planning & Convergence Department.   | . . | <i>Exofficio</i> Member      |
| (v) Secretary/Principal Secretary/Addl. Chief Secretary,<br>Rural Development Department.   | . . | <i>Exofficio</i> Member      |
| (vi) Secretary/Principal Secretary/Addl. Chief Secretary,<br>Revenue & Disaster Management Department.                                      | . . | <i>Exofficio</i> Member      |
| (vii) Secretary/Principal Secretary/Addl. Chief Secretary,<br>Agriculture & Farmers, Empowerment Department.                                | . . | <i>Exofficio</i> Member      |
| (viii) Secretary/Principal Secretary/Addl. Chief Secretary,<br>ST & SC Development Department.  | . . | <i>Exofficio</i> Member      |
| (ix) Secretary/Principal Secretary/Addl. Chief Secretary,<br>Panchayati Raj & Drinking Water Department.                                    | . . | <i>Exofficio</i> Member      |
| (x) Secretary/Principal Secretary/Addl. Chief Secretary,<br>Science & Technology Department.  | . . | <i>Exofficio</i> Member      |
| (xi) Principal Chief Conservator of Forests & HoFF, Odisha  | . . | <i>Exofficio</i> Member      |
| (xii) Pr. CCF(Wildlife) & CWLW, Odisha  | . . | <i>Exofficio</i> Member      |
| (xiii) Addl. PCCF (Forest Diversion) & Nodal Officer,<br>FC Act/Chief Conservator of Forests (Forest Diversion)<br>& Nodal Officer, FC Act. | . . | <i>Exofficio</i> Member      |
| (xiv) Addl. PCCF (Central) CCF(Central), Eastern Regional<br>Office, MoEF & CC, Government of India.  | . . | <i>Exofficio</i> Member      |
| (xv) Member-Secretary, State Forest Development Agency  | . . | <i>Exofficio</i> Member      |
| (xvi) An expert on tribal matters or a representative of tribal<br>communities to be appointed by the State Government.                     | . . | Member                       |
| (xix) Chief Executive Officer of the State Authority  | . . | Member-Secretary             |

### **Powers and Functions of the Steering Committee of the State Authority**

As per provision of Section 18 of the Compensatory Afforestation Fund Act, 2016, the Steering Committee of the State Authority shall—

- (i) Scrutinize and approve with such amendments as it may deem fit and proper the Annual Plan of Operations prepared by the Executive Committee of the State Authority and send the same to the Executive Committee of National Compensatory Afforestation Fund Management and Planning Authority (in short National Authority) for final approval;
- (ii) Monitor the progress of the utilization of funds released from the State Fund;
- (iii) Review reports on the decisions taken by Executive Committee including investment decisions;
- (iv) Approve, subject to prior concurrence of the State Government, proposals formulated by the Executive Committee for creation of posts in the State Authority;
- (v) Approve the Annual Report of the State Authority and send the same to the State Government to lay it, each year, in the State Legislature;
- (vi) Ensure inter-departmental co-ordination ;
- (vii) Shall meet at least once in every three months.

As per provision of the Section 11(3) of the Compensatory Afforestation Fund Act, 2016, the Executive Committee of the State Authority shall consist of the following, namely :—

- (i) Principal Chief Conservator of Forests & HoFF, Odisha . . . *Exofficio* Chairperson
- (ii) Pr. CCF(Wildlife) & CWLW, Odisha . . . *Exofficio* Member
- (iii) APCCF/CCF (Plan, Programme & Afforestation) . . . *Exofficio* Member
- (iv) APCCF/CCF (Training & Development) . . . *Exofficio* Member
- (v) Member-Secretary, State Forest Development Agency . . . *Exofficio* Member
- (vi) A representative of Forest & Environment Department . . . *Exofficio* Member
- (vii) A representative of Finance Department . . . *Exofficio* Member
- (viii) A representative of Planning & Convergence Department . . . *Exofficio* Member
- (ix) A representative of Rural Development Department . . . *Exofficio* Member
- (x) A representative of Revenue & Disaster Management . . . *Exofficio* Member  
Department.
- (xi) A representative of Agriculture & Farmers, Empowerment . . . *Exofficio* Member  
Department.
- (xii) A representative of ST & SC Development Department . . . *Exofficio* Member

- (xiii) A representative of Panchayati Raj and Drinking Water . . . *Exofficio* Member  
Department.
- (xiv) A representative of Science & Technology Department . . . *Exofficio* Member
- (xv) Financial Controller or Financial Adviser to be nominated . . . *Exofficio* Member  
by the Finance Department.
- (xvi) Two eminent Non-Government Organizations to be . . . Members  
appointed by the State Government.
- (xix) Two representatives of district level Panchayati Raj . . . Members  
Institutions to be appointed by State Government.
- (xx) An expert on tribal matter or a representative of tribal . . . Member  
community to be appointed by the State Government.
- (xxi) Chief Executive Officer, State Authority . . . Member-Secretary

### **Powers and Functions of the Executive Committee of the State Authority**

As per provision of Section 19 of Compensatory Afforestation Fund Act, 2016, the Executive the Committee of the State Authority shall,—

- (i) Formulate and submit Annual Plan of Operations to the Steering Committee of the State Authority for its concurrence;
- (ii) Undertake qualitative and quantitative supervision, monitoring and evaluation of the works being implemented from the amounts available in the State Fund;
- (iii) Invest surplus amounts available in the State Fund;
- (iv) Maintain books of account and other records;
- (v) Submit reports to the Steering Committee of the State Authority;
- (vi) Prepare Annual Report of the State Authority;
- (vii) Deploy staff on contractual basis or on deputation to the posts of State Authority;
- (viii) Formulate proposals for creation of posts in the State Authority;
- (ix) Be responsible for delegation of financial or administrative powers;
- (x) Be responsible for other day-to-day working in respect of the State Authority;
- (xi) Maintain and update public information system on the State Authority and present all information on its transaction in the public domain;
- (xii) Undertake any other work as may be assigned by the Governing Body or Steering Committee of the State Authority or the State Government from time to time;
- (xiii) Shall meet at least once in every three months.

This notification supersedes the earlier Notification of this Department issued vide No. 13995—10F(Cons)41/2007 (Pt.-III)-F&E., dated the 14th August 2009 in the matter of constituting the “State Compensatory Afforestation Fund Management and Planning Authority, Orissa”. Consequently the Notifications, dated the 24th May 2010, the 14th March 2011, the 1st October 2011, the 27th July 2013, the 6th February 2016 and the 9th August 2018 of F. & E. Department in the matter of constituting/reconstituting of Steering Committee and Executive Committee of State CAMPA also stand invalid.

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Ordered that the Notification be published in an extraordinary issue of the *Odisha Gazette*.

[ No. 21066—22572400052018-10F (Cons)-158/2018-F&E. ]

By order of the Governor

S. C. MAHAPATRA

Addl. Chief Secretary to Government