



PART - III
Statutory Orders

Annexures
III (1) to III (8)

Annexure III (1), (Vide Article - 3.01)

महाराष्ट्र शासन राजपत्र असाधारण भाग चार-अ, मे २२, २०१३/ज्येष्ठ १, शके १९३५

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REVENUE AND FOREST DEPARTMENT

Madam Cama Marg, Hutatma Rajguru Chowk, Mantralaya, Mumbai 400 032,
dated the 21st May 2013.

NOTIFICATION

INDIAN FOREST ACT, 1927.

No. S-30/02/2013/CR-21/F-6.—Whereas by the Government Notification, Revenue Department, No. G.N. 4335/39(d), dated the 1st October 1942 issued by the then Government of Bombay, certain officers were empowered and appointed to do certain things required to be done by a Forest-Officer under various section of the Indian Forest Act, 1927 (XVI of 1927) (hereinafter referred to as 'the said Act');

And whereas, by the Government Notification, Revenue and Forests Department, No. IFA. 1064/71168-Z, date the 22nd November 1966, the Conservator of Forests, Divisional Forest Officers, Sub-Divisional Forest Officers and Range Forest Officers were empowered under sub-section (1) of section 68 of the said Act to compound certain forest offences;

And whereas, by the Government Notification, Revenue and Forests Department, No.FDC1174/50368-II/Desk-F-5, date the 6th August 1975 certain officers of the Forest Development Corporation of Maharashtra Limited (FDCM Ltd.) which is incorporated in the year 1974 and has certain forest land under its administrative control for various forestry purposes, were appointed to exercise various powers required to be exercised by a Forest-Officer under the said Act;

And whereas, by the Government Notification, Revenue and Forests Department, No. TRS. 1083/91882(ii)/CR-87-F6, dated the 31st May 1985, certain Divisional Forest Officers, Sub-Divisional Forest Officers, Assistant Conservator of Forests, Attached Officers and Logging Officers were empowered for the purposes of sub-section (1) of section 61 A of the said Act as Authorised Officers, in its applications to the State of Maharashtra;

And whereas, by the Government Notification, Revenue and Forests Department, No. TRS. 1083/91882(iii)/CR-87-F6, dated the 31st May 1985, the Conservator of Forests, in charge of territorial circles were empowered for the purposes of section 61C of the said Act in its application to the State of Maharashtra;

And whereas, by the Government Notification, Revenue and Forests Department, No. S.30/10/2000/C.R.456/F-6, dated the 21st April 2001, certain Range Forest Officers were invested with the powers exercisable under sub-section (1) of section 72 of the said Act, and all foresters in charge of a round were also invested with the powers for the purposes specified in clause (a) of sub-section (1) of section 72 of the said Act;

And whereas, in view of change of the organizational structure of the Forest Department and consequent up-gradation of certain post and change of designations of certain posts of Forest Officers, it is expedient to issue a fresh notification to empower and appoint the Officers of Forest Department to do certain things required to be done by a Forest-Officer under various sections of the said Act.

Now, therefore, in exercise of the powers conferred by sections 2, 17, 21, 25, 26(1)(c), 26(2)(a), 26(4), 33(3), 38, 44, 45, 46, 47, 50, 52, 56, 57, 61, 61A, 61C, 63, 64, 65, 66, 68, 70, 72, 79, 83 and 85 of the Indian Forest Act, 1927 (XVI of 1927), in its application to the State of Maharashtra, and of all other power enabling it in that behalf, and in supersession of all above mentioned existing Government Notifications, issued from time to time in this behalf, the Government of Maharashtra is hereby pleased.--

(1) to empower, appoint and authorise the following officers of the Forest Department and Forest Development Corporation of Maharashtra Limited (FDCM Ltd.) mentioned in column (2)

of the Table appended here to to do anything required to be done by a Forest-officer under the various sections of the said Act specified against them in column (3) of the table.

TABLE

Sr. No.	Officers	Sections
(1)	(2)	(3)
1.	Chief Conservators, Conservators, General Managers, Regional Managers, FDCM Ltd.,	61C, 26(4) and 33(3)
2.	Chief Conservators, General Managers, Regional Managers, FDCM Ltd., Conservators, Deputy Conservators, Divisional Forest Officers, Divisional Managers, FDCM Ltd., Sub-Divisional Forest Officers in charge of independent sub-Divisions, Assistant Conservators, Assistant Managers, FDCM Ltd.	21, 26(4), 33(3), 53, 56, 57, 65, 68, and 72
3.	Chief Conservators, General Managers, Regional Managers, FDCM Ltd., Conservators, Deputy Conservators, Divisional Forest Officers, Divisional Managers, FDCM Ltd., Sub-Divisional Forest Officers in Charge of independent Sub-Divisions.	17, 25, 26(1)(c), 38, 46, 47, 50, 61 and 83.
4.	Deputy Conservators, Divisional Forest Officers, Divisional Managers, FDCM Ltd., Sub-Divisional Forest Officers in charge of independent Sub-Divisions, Assistant Conservators, Assistant Managers, FDCM Ltd., Logging Officers Allapalli, Gadegaon, Navegaon, Pusad and Wani.	61 A (1)
5.	Divisional Forest Officers, Divisional Managers, FDCM Ltd.	44, 52, 53, 61, 64, 65, 68, 70, 72, 79.
6.	Range Forest Officers, FDCM Ltd.	26(4), 33(3), 53, 56, 57, 65 and 72.
7.	Forest Surveyors, Ranger Surveyors, Foresters, Forest Guards (including Foresters and Forest Guards in FDCM Ltd.)	72 (1) (a)
8.	Chief Conservators, Chief General Manager, General Managers, Regional Managers FDCM Ltd., Conservators, Deputy Conservators, Divisional Forest Officers, Divisional Managers FDCM Ltd, Sub-Divisional Forest Officers in charge of independent Sub-Divisions, Assistant Conservators, Assistant Managers, FDCM Ltd., Range Forest Officers, Foresters and Forest Guards (including Range Forest Officers, Foresters and Forest Guards in FDCM Ltd.)	26 (2) (A), 34, 44, 45, 52, 63, 64, 66, 70 and 79.

Explanation :—The Officers mentioned in Column 2 in the Table above will also include their counterparts in Wildlife Wing of the Forest Department, e.g. Chief Conservator includes Chief Conservator (Wildlife);

(2) (a) to authorize all Chief Conservators, General Managers, FDCM Ltd., to decide questions referred to in sub-section (2) sections 85 of the said Act;

(b) to appoint the Principal Chief Conservator of Forests (Head of Forestry Force), Maharashtra State and the Managing Director, FDCM Ltd., to be the appellate authority under sub-section (2) section 85 of the said Act;

(3) to authorize District Collector, to be the officer with whose previous sanction the Forest-officer should exercise the powers under section 25 of the said Act to stop public or private ways and water courses in reserve forests;

(4) to appoint all officers of Customs, Motor Vehicles, State Excise, Social Forestry and Tribal Development Departments to be Forest-officers for the purpose of carrying out the provisions of sections 52, 64 and 66 of the said Act and rule 85 of the Bombay Forest Rules, 1942;

(5)(a) to appoint all Collectors, Assistant Collectors and Deputy Collectors to be Forest-officers for all the purposes of the said Act and the Bombay Forest Rules, 1942, with respect to such reserved or protected forests within the limits of their respective jurisdiction, as may, from time to time, be under the management of the Revenue Department;

(b) subject to the provisions of sub-section (3) of section 68 of the said Act, to invest the officers, mentioned in clause (a) with the power specified in section 68 of the said Act, with respect to reserved and protected forests within the limits of their respective jurisdiction;

(c) to invest all Collectors with the power specified in section 61 of the said Act, with respect to reserved and protected forests within the limits of their respective jurisdiction;

(6) to appoint all Circle Inspectors, Talathis and Police Patels to be Forest-officers for the purposes of section 52, 64 and 66 of said Act, with respect to such forests within the limits of their respective jurisdiction, as may, from time to time be under the management of Revenue Department;

(7) to appoint the Chief Commissariat officer, Pune to be a Forest-officer for all the purposes of the said Act and the Bombay Forest Rules, 1942 in respect of the reserved forest kurans in the Pune District which have been assigned for the use of Commissariat Department;

(8) to appoint the Superintendent of Grass Operations, Commissariat Department, Pune and the Commissariat Kurans Chaukidars in the District of Pune, to be Forest-officers throughout the areas to which their duties extend for the purposes of sections 52, 64 and 70 of the said Act;

(9) to appoint the Officer Commanding, Remount Depot, Ahmednagar to be a Forest-officer for all the purposes of the said Act and the Bombay Forest Rules, 1942 in respect of the reserved Forest Kurans in the Ahmednagar District which have been assigned for the use of the Army Remount Department; and

(10) to appoint the Manager, Military Grass Farms, Ahmednagar to be a Forest-officer for all the purposes of the said Act and Bombay Forests Rules, 1942 in respect of the reserved Forest Kurans in Ahmednagar District which have been assigned for the use of the Military Grass Farms Department.

Explanation—Nothing in this notification shall affect or abridge any proceeding which is in progress as a consequence of lawful actions taken by any officer in accordance with the powers conferred by any of the notifications or orders issued under the provisions of the said Act, which are superseded by this Notification.

By order and in the name of the Governor of Maharashtra,

SANJEEV GAUR,
Joint Secretary to Government.