

# Himachal Pradesh

Presenter

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# Summary of Achievements on implementation of FRA

- Act is under implementation in the tribal areas from March,2008 and in non-tribal areas from March, 2012 as per decision of the State Govt.
- Awareness campaign carried out about the Act through the print and visual media.
- Provided printed copies of the Act and Rules in English and Hindi languages to the stakeholders.
- Provided trainings to DLCs/SDLCs/FRCs and stakeholders in tribal areas.
- The State Level Monitoring Committee(SLMC) was notified on 19.03.2008 and so far has met five times.

**The claims progress up-to 30.11.2012 is as under:**

<b>Particular</b>	<b>Total Claims received</b>	<b>No. of rejected claims</b>	<b>No. of pending claims</b>	<b>No. of approved claims</b>	<b>No. of titles issued</b>	<b>Area in Hect.</b>
Individual	5409	2099	3072	238	7	0.1436
Community	279	45	126	108	-	
<b>Total</b>	<b>5688</b>	<b>2144</b>	<b>3198</b>	<b>346</b>	<b>7</b>	
User agency	22			22	16	7.6102

{For the Govt. managed facilities  
as per Section 3(2)}

# Action Plan for Training and Awareness Raising on FRA

<u>Particular</u>	<u>Activities</u>
Details of training materials developed	Provided printed copies of the Act and Rules in English and Hindi languages to the stakeholders.
What additional training materials are to be developed?	Documentary of Success Stories, Phamlets to be developed

## Details of the training plan for field officials:

<u>Particular</u>	<u>Activities</u>
	Awareness campaign to be carried out about the Act through the print and visual media.
	Organisation of workshops/training programs at State level/Distt. level for IEC & capacity building of the members of District and Sub-Divisional Level Committees and other concerned officers.
	Formation of teams of consisting of four members of such trained officers and local NGOs/Mahila Mandals/Yuvak Mandals by respective DC/SDM for imparting training to FRCs/PRIs/local govt. officials and other stakeholders and chalking out detailed Action Plan.
	Organisation of training for IEC and capacity building of FRCs/PRIs/local govt. officials and other stakeholders.

# Action Plan for formation of Forest Rights Committees

<u>Particular</u>	<u>Activities</u>
Plan for listing of Districts / sub-divisions / villages in or near <b>forest</b> areas ( as defined in the Act)for implementation of the Act	Whole State is already covered.
Has a list of all hamlets / habitations in all gram panchayats in forest areas been made for gram sabhas under the Act?	All hamlets / habitations are already covered under the Panchayat which forms the Gram Sabha.
If no, details of the steps being taken to ensure a complete listing of such Gram Sabhas?	N.A

<u>Particular</u>	<u>Activities</u>
<p>Have FRCs been constituted by the concerned GS? If not what are the steps being taken to facilitate the constitution of FRCs? By when this exercise will be completed?</p>	<p>All 151 Forest Rights Committees have been constituted at Panchayat level by Gram Sabha in tribal areas and process of claims is underway thereof. In rest of the State the constitution of FRCs is in process and by six months the exercise will be completed</p>

# Formation of DLC and SDLC

<u>Particular</u>	<u>Activities</u>
How many DLCs and SDLCs have been formed?	3 DLCs and 8 SDLCs have been formed in tribal areas.
How many DLCs and SDLCs are yet to be formed, if any?	9 DLCs and 47 SDLCs are yet to be formed in non-tribal areas.
If DLCs and /SDLCs are not constituted as per the rules, have these been rectified? If not by when is it planned to be rectified?	DLCs and /SDLCs have been formed as per the rules only.



# Action Plan for Community Forest Resource Rights

<u>Particular</u>	<u>Activities</u>
How many villages have claimed CFR rights [Sec.3(1)(i)]?	No information could be obtained due to Election Process in the State.
What are the plans to cover the remaining villages if any and by when?	All villages will be covered during the year 2013.
What are the steps being adopted to ensure that all villages claim CFR rights?	Wide publicity, regular meetings, and timely follow up.

# Community Forest Rights

<u>Particular</u>	<u>Activities</u>
How many GSs are yet to claim all the relevant Community rights (such as Grazing, Fishing, MFP etc in Sec.3(1)(b), (c), (d), (e), (h), (j), (k) and (l))?	No information could be obtained due to Election Process in the State.
What are the plans to enable these GSs to claim these rights and by when?	Wide publicity, regular meetings to enable GSs by the next year 2013.

# Habitat, Forest Villages, Pastoralists

<u>Particular</u>	<u>Activities</u>
Have habitat rights been recognised for all PTGs and pre-agricultural communities? If not, plan for demarcation of habitats and filing of claims for these rights	There are no PTGs in the State of H.P.
Plan for conversion of forest village, unrecorded settlements and old habitations into revenue villages	This issue will be taken up in the meeting of the State Level Monitoring Committee (SLMC) to be held shortly.
Have the rights of pastoralists and nomadic communities been recognised? If not, plan for ensuring filing of claims for these rights	As above

# Individual Rights

<u>Particular</u>	<u>Activities</u>
How many GSs are yet to claim individual rights [Sec.3(1)(a), (f), (g), and (m)]?	3092 GSs are yet to claim individual rights
What are the plans to enable these GSs to claim these rights and by when?	For next 6 months convening of special/regular Gram Sabha shall be held for calling claims and authorize FRCs to accept claims and all efforts shall be made by the Committees to finanlise the claims and rights by end of year 2013.

<u>Particular</u>	<u>Activities</u>
What are the plans to ensure that OTFDs who have been left out are able to claim rights?	OTFDs will also be covered as per plan mentioned above.
What are the plans to review cases of OTFDs whose claims have been wrongly rejected due to insistence upon occupation over forest land for 75 years?	No such case has come up till date.

# Protected areas

<u>Particular</u>	<u>Activities</u>
<p>Have the process of recognition of rights begun in protected areas? If yes, name the National Parks/Wildlife Sanctuaries. If no, which National Parks/Wildlife Sanctuaries are yet to initiate rights recognition process?</p>	<p>Yes, the process has already begun in the protected areas , namely: Sanctuaries:</p> <ol style="list-style-type: none"> <li>1) Tunda Kugti</li> <li>2) Rakchham</li> <li>3) Chitkul</li> <li>4) Lippa</li> <li>5) Asrang</li> <li>6) Rupi</li> <li>7) Katgaon</li> <li>8) Hillutwan</li> <li>9) Chasak</li> <li>10) Udeen</li> </ol> <p>National Park : Pin Valley Spiti</p>
<p>What are the scheduled plan for these areas?</p>	<p>Special campaign for publicity and trainings to speed up the process</p>

# Action Plan for Grievance Redressal

(As per MoTA Guidelines issued on 12.07.12)

<u>Particular</u>	<u>Activities</u>
What steps have been taken to create an accessible grievance redressal system where forest dwellers' complaints about issues such as non-provision of records, violation of rights, harassment etc. can receive prompt redressal?	Special Task Teams shall be constituted at Tehsil level consisting of Tehsildar, Range Officer(Forest), and representative of respective Panchayat for speedy disposal of any grievance.

# Action Plan for Review of Rejections

<u>Particular</u>	<u>Activities</u>
What steps are proposed to ensure that all claimants whose claims have been rejected are informed of the reasons for rejection ?	Directions to be issued to write clear cut speaking orders highlighting the reasons for rejection
What steps are proposed to be taken to ensure that the claims rejected for reasons of incompleteness, non-compliance of procedures or other technical inadequacies/ incompleteness are referred back to the GS for reconsideration?	For re-consideration at GS, the FRC and GS people awareness campaign shall be arranged.



# Strategy for Monitoring and Evaluation

<u>Particular</u>	<u>Activities</u>
How is monitoring and evaluation carried out (a) at the level of SDLC (b) at the level of DLC and (c) at the level of SLMC?	Regular meetings at the level of SDLC , DLC and at the level of SLMC are being held.
Who are responsible for monitoring and evaluation at the level of SDLC and DLC?	Sub Divisional Officer (Civil)/ Deputy Commissioner concerned are responsible for monitoring and evaluation at the level of SDLC and DLC. Teams from Tribal Dev. Deptt. and TRI shall also be entrusted the task for monitoring and evaluation.

# Strategy for Post Recognition of Rights Support

<u>Particular</u>	<u>Activities</u>
What are the steps planned to ensure that the GSs constitute the committee to manage forest resources (Rule 4(1) (e))?	Proper training , Awareness , Knowledge shall be spread to the forest right holders for protecting wild life, forest & bio-diversity.
What are the plans along with time line for training programmes for these committees to prepare conservation and management plans?	Time bound trainings programs in the next six months.
How will Forest Department plans be modified to bring them into accordance with GS committees' plans for conservation and management of the forest?	This issue will be taken up in the meeting of the State Level Monitoring Committee (SLMC) to be held shortly.
Have State Rules/policies on transit permits for MFP been modified?	-do-
What are the plans to link the rights holders with existing development and welfare plans and programmes? Please list the Programmes	Govt. has already earmarked 9% of State Plan funds to 5.87% tribal population and rights holders will be linked with the schemes like MGNREGA,RKVY, NHRM, RSBY , Atal Swasthya Sewa, RMSA, SSA etc.

# Final Commitments from the State

- Formation of DLCs, SDLCs, FRCs in non-tribal areas by next 4 months.
- Publicity, awareness , training and capacity building of the committees by next 6 months.
- Convening of quarterly meetings of State Level Monitoring Committee on regular basis.
- Effective Grievance Redressal System to speed up the process.
- The Act and the Rules shall be implemented in letter and spirit in whole State.