

# **Tamil Nadu Rosewood (Conservation) Rules, 1995**

TAMILNADU

India

## **Tamil Nadu Rosewood (Conservation) Rules, 1995**

### **Rule TAMIL-NADU-ROSEWOOD-CONSERVATION-RULES-1995 of 1995**

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Tamil Nadu Rosewood (Conservation) Rules, 1995Published vide Notification No. G.O. Ms. No. 138, E&F (FRX), dated 24th April 1995 - No. SRO A-25 (b)/95G.O. Ms. No. 138, E&F (FRX), dated 24th April 1995 - No. SRO A-25 (b)/95. - In exercise of the powers conferred by sub-section (1) of section 23 of the Tamil Nadu Rosewood Trees (Conservation) Act, 1994 (Tamil Nadu Act 1 of 1995), the Governor of Tamil Nadu hereby makes the following rules:-

#### **1. Short title.**

- These rules may be called the Tamil Nadu Rosewood Trees (Conservation) Rules 1995.

#### **2. Definitions.**

- In these rules, unless the context otherwise requires,-(a)"Act" means the Tamil Nadu Rosewood Trees (Conservation) Act, 1994 (Tamil Nadu Act 1 of 1995);(b)"Form" means a form appended to the rules;(c)"Section" means a section of the Act;(d)words and expressions used and not defined in the Act shall have the meanings, respectively, assigned to them in the Act.

#### **3. Application for permission.**

(1)Every application for permission of the prescribed authority for the removal or dead or fallen rosewood tree under the proviso to section 3 of the Act shall be in Form I.(2)Every application referred to in sub-rule (1) shall be accompanied by a topo sketch drawn to such scale as may be displayed on a Notice Board provided in the office of the prescribed authority, demarcating the boundaries of the area where the dead or fallen rosewood tree is proposed to be removed lies.

## 4. Inspection of Forest Officer.

- On receipt of an application filed under sub-rule (1) of rule 3, the prescribed authority shall require a Forest Officer not below the rank of District Forest Officer to inspect the dead or fallen rosewood tree and to make a report to the prescribed authority in Form-II.

## 5. Granting of permission.

(1)After considering the application filed under sub-rule (1) of rule 3 and also the report of the Forest Officer made under rule 4, the prescribed authority may, after recording the reasons by order, grant, subject to the conditions specified in items (i) and (ii) below or refuse to grant the permission sought for in the application:-(i)the proposed removal shall be completed with in six months from the date of receipt of such order.(ii)such order shall be liable to be cancelled or modified for good and sufficient reasons to be recorded in writing after giving the applicant a reasonable opportunity of being heard.(2)The prescribed authority shall pass an order under sub-rule (1) within six months from the date of receipt of the application filed under sub-rule (1) of rule 3 and shall furnish a copy of such order to the applicant.(3)Where permission is granted, the prescribed authority shall communicate a copy of such order granting permission to the Officer not below the rank of District Forest Officer to enforce the conditions specified in sub-rule (1).AppendixForm 1[See rule 3(1)]

1	Name and address of the applicant
2	Name of the village, taluk and district, wherethe land on which the dead or fallen rosewood tree proposed to beremoved lies
3	Name, survey number and appropriate area offorest location where the dead or fallen rosewood tree proposedto be removed, lies
4	Name, location, survey number of the field andextent of the area, number of dead or fallen rosewood treesproposed to be removed in the form of surveyed sketch.
5	Proof of ownership of the forest or land and thedead

- 6 or fallen rosewood tree.  
Enumeration list showing  
the number of dead  
or fallen rosewood tree  
specified and girth at 1.37  
meter from ground level of  
the tree proposed to be  
removed.
- 7 The route by which the  
removed rosewood tree  
is proposed to be taken out  
from the area
- 8 The approximate period  
within which the  
proposed removal will be  
completed.
- [9 [Inserted by G O. Ms. No. 37, Environment and  
Forest (FR.14), dated the 7th March 2001. (No. SRO  
A-29/2001).]  
Whether the applicant has  
been convicted for offences  
under the Tamil Nadu  
Forest Act, 1882 (Tamil  
Nadu Act V of 1882) or  
similar enactments.]
- [10 [Inserted by G O. Ms. No. 37, Environment and  
Forest (FR.14), dated the 7th March 2001. (No. SRO  
A-29/2001).]  
The mode of conveyance  
proposed to be used by  
the applicant to remove the  
fallen rosewood trees.]

Place: Date: Signature of the applicant.  
Form II (See rule 4)

## Part I – { |

| - | 1 | Whether the applicant is the owner of the forestor land and tree proposed to be removed | | - | 2 |  
In case of joint ownership, whether all the joint holders have given their consent to the  
applicant (Statement to be obtained if all of them have not made a joint application) | | - | 3 | Number of  
trees proposed to be removed | | - | 4 | Whether the tree is dead or fallen and the reason therefor and  
whether such tree constituted danger to life or property (Full information to be given). | | - | 5 | Age of  
tree and measurement of girth at breast, height (1.37 metre from the ground level) | | - | 6 | Conditions  
that may be imposed in case permission applied for is recommended | | - | 7 | If the application is not  
recommended, reasons, therefor. | | }

## Part II – {

1| How is the land shape ?| 2| What is the nature of soil and its depth ?| 3| What is the nature of the surface ?| 4| What is the average rainfall of the locality ?| 5| What is the present condition of the land ?Whether soil is seen slightly eroded.| 6| Degree of erosion, moderate or severe| 7| What soil conservation measures are necessary if permission of removal of rosewood tree is granted| 8| Period within which soil conservation measures that may be considered necessary should be completed on the land by the applicant.| 9| Recommendations.}}