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Government of Kerala
2018



Regn. No. KERBIL/2012/45073
dated 5-9-2012 with RNI
Reg. No. KL/TV(N)/634/2018-20

കേരള ഗസറ്റ്
KERALA GAZETTE

അസാധാരണം
EXTRAORDINARY

ആധികാരികമായി പ്രസിദ്ധപ്പെടുത്തുന്നത്
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	Thiruvananthapuram, Wednesday	1194 വൃശ്ചികം 5 5th Vrischikam 1194		
		1940 കാർത്തികം 30 30th Karthika 1940		

GOVERNMENT OF KERALA

Forest and Wildlife (C) Department

NOTIFICATION

G. O. (P) No. 10/2018/F&WLD.

Dated, Thiruvananthapuram, 7th November, 2018
21st Thulam, 1194.

S. R. O. No. 818/2018.—In exercise of the powers conferred by section 12 of the Kerala Grants and Leases (Modification of Rights) Act, 1980 (16 of 1980), the Government of Kerala hereby make the following rules to amend the Kerala Grants and Leases (Modification of Rights) Rules, 1990 issued under G. O. (P) No: 18/1990/F&WLD dated 12th March, 1990 and published as S. R. O. No. 408/1990 in the Kerala Gazette Extraordinary No. 256 dated 14th March, 1990, namely:—

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RULES

1. *Short title and commencement.*—(1) These rules may be called the Kerala Grants and Leases (Modification of Rights) Amendment Rules, 2018.

(2) They shall come into force at once.

2. *Amendment of the Rules.*—In the Kerala Grants and Leases (Modification of Rights) Rules, 1990,—

(1) in rule 3,—

(i) for the proviso to clause (a) of sub-rule (2), the following proviso shall be substituted, namely:—

“Provided that the revised assessment or rent shall be higher than the rent applicable to forest lands leased out to public sector undertakings from time to time.”

(ii) for clause (b), the following clause shall be substituted, namely:—

“(b) the lease rent or assessment shall be revised once in two years”.

By order of the Governor,

DR. VENU, V.,

Principal Secretary to Government.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

As per section 5 of the Kerala Grants and Leases (Modification of Rights Act), 1980 (16 of 1980), the Collector may revise from time to time, rent or assessment stipulated in any grant or lease deed. Sub-section (3) of section 5 read with sub-section (2) of section 12 of the Act empowers the State Government to make rules, for fixing the

principles to be followed for the revision of such assessment or rent. The lease rent of public sector undertakings/individuals and private sector was revised to ₹ 1300/Ha. vide G. O. (Ms.) No. 11/89/Forest dated 20-1-1989. Later on vide G. O. (Ms.) No. 22/95/Forest dated 8-6-1995, the validity of this rate was extended up to 31-3-1995. As per proviso to clause (a) of sub-rule (2) of rule 3 of the Kerala Grants and Leases (Modification of Rights) Rules, 1990 issued under G. O. (P) No. 18/1990/F&WLD dated 12th March, 1990 and published as S. R. O. No. 408/1990 in the Kerala Gazette Extraordinary No. 256 dated 14th March, 1990 the revised assessment or rent shall not exceed the rate applicable to forest lands leased out to public sector undertakings from time to time. Hence the Government is unable to levy a higher rate of assessment or rent from private sectors and individuals than the rate applicable to forest lands leased out to public sector undertakings. Government have now decided to effect necessary amendments to the said Rules so as to enable the District Collectors to revise the rent or assessment to private sectors and individuals, higher than which is applicable to public sector undertakings.

The notification is intended to achieve the above object.
