

**GOVERNMENT OF ¹[Khyber Pakhtunkhwa] FORESTRY, FISHERIES AND
WILDLIFE DEPARTMENT**

²Constitution and Functioning of the Price Committee Rules, 2002.

PREAMBLE

In exercise of the powers conferred by section-24 of the ³[Khyber Pakhtunkhwa], Forest Development Corporation Ordinance, 1980 (⁴[Khyber Pakhtunkhwa] Ord. II of 1980), and with the approval of the price committee of FDC the Govt; is pleased to make the following rules namely:

TITLE

1. i) These rules may be called the ⁵[Khyber Pakhtunkhwa] Forest Development Corporation (Constitution and Functioning of the Price Committee) Rules, 1992.
- ii) They shall come into force at once.

DEFINITION

2. In these rules, unless the context otherwise requires.
 - i) "Committee" means the body consisted of govt. nominees for fixation of price of resin and stumpage price of trees to be worked by the Corporation.
 - ii) "Ordinance" means the ⁶[Khyber Pakhtunkhwa] FDC Ordinance, 1980 (⁷[Khyber Pakhtunkhwa] Ord. II of 1980).
 - iii) "Forest produce" means the forest produce as defined in the Forest Act, 1927 (IV of 1927).
 - iv) The order terms used in these rules shall have the meanings assigned to them in the Forest Act, 1927, Hazara forest Act, 1936 and ⁸[Khyber Pakhtunkhwa] FDC Ordinance, 1980.

CONSTITUTION

3. i) The Government shall for the purpose of fixation of stumpage price of the forests to be worked by the Corporation, form a Price Committee to be referred to hereinafter as "Committee".
- ii) The committee shall consists of the following members:

¹ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

² No: SO(Tech)FWD/X-3/2002/654-60/C dated 2/2/2002

³ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁴ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁵ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁶ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁷ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁸ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

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| a) | Secretary to Govt; of ⁹ [Khyber Pakhtunkhwa]
Forestry, Fisheries & Wildlife Department. | (Chairman) |
| b) | Additional Secretary, Govt; of
¹⁰ [Khyber Pakhtunkhwa] Finance Deptt; | (Member) |
| c) | Chief Conservator of Forests,
¹¹ [Khyber Pakhtunkhwa] Peshawar. | (Member) |
| d) | Managing Director, ¹² [Khyber Pakhtunkhwa] FDC
Peshawar. | Member/
Secretary |
| e) | Representative of Malakand Divison. | Non Official
Member |
| f) | Representative of Hazara Division. | Non Official
Member |

APPOINTMENT OF NON OFFICIAL MEMBERS

4. i) The Govt; may appoint non official members for a terms of two years which would be extendable.
- ii) The non-official members shall participate in such meetings and receive TA/DA equal to an officer of grade-19 as approved by the Board of Directors of FDC.

MEETING OF THE COMMITTEE

5. i) The meetings of the committee shall be held at such times as needed by the Secretary and at such places as may be prescribed by the Chairman of the Price Committee.
- ii) The Secretary to the Govt: of ¹³[Khyber Pakhtunkhwa], Forestry, Fisheries & Wildlife Department or in his absence, Additional Secretary Finance Department shall chair the meetings of the committee.

FUNCTIONS

⁹ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

¹⁰ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

¹¹ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

¹² Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

¹³ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

6. The Committee shall have the following functions:
 - i Fix stumpage price of trees in reserved, protected or resumed forests to be worked by the Corporation.
 - ii Fix Stumpage price of trees in guzara forest and forests in which the local people have got interest of share in the sale proceeds.
 - iii Fix price of the resin to be procured for Haripur Rosin and Turpentine Factory of the Corporation from Forest Department or other agency.
 - iv Any other mater related to harvesting of forests, sale of forest produce and payment of royalty.

WORKING

7. The committee shall work in the following manner:
 - i The member/Secretary shall with the approval of the Chairman fix the meeting of the committee by sending notices alongwith the working papers to all members of the committee.
 - ii The quorum necessary for the business of the committee shall be four.
 - iii The business of the committee shall be conducted by arriving at a consensus through discussion. In case of serious difference on an issue, it could be put to vote and the decision of the majority will be followed. Similarly, in case of tie, the Chairman would have a casting vote.
 - iv The minutes of every meeting of the committee, stating among other things, the names of members present, shall be drawn up and circulated by the Secretary.
 - v No act or proceeding of the committee shall be invalid merely on the grounds of the existing of any vacancy in, or any defect in constitution/working of the committee.

RELAXATION

8. The Govt; may relax one or more of these rules under special circumstances.

AMENDMENTS

9. The Govt; may, amend these rules and such amended rules shall take effect from the date of such amendment.

Secretary to Govt; of ¹⁴[Khyber Pakhtunkhwa]
Forestry, Fisheries & Wildlife
Department

¹⁴ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.