

Government of ¹[Khyber Pakhtunkhwa]
Environment Department

Notification
2nd November 2004

No. SO (Tech) ED/V-105/2003/Vol: VI/9069 - 10002. -

In exercise of the powers conferred by the section 115 of the ²[Khyber Pakhtunkhwa] Forest Ordinance, 2002, (³[Khyber Pakhtunkhwa] Ord. No XIX of 2002), read with section 58 thereof, and in supersession of all previous rules on the subject, the Governor of the ⁴[Khyber Pakhtunkhwa] is pleased to make the following rules:

1. Short title and commencement: -

- (1) These rules may be called the ⁵[Khyber Pakhtunkhwa] Duty on Forest Produce Rules, 2004.
- (2) The rules shall come into force at once.

2. Definitions: -

- (1) In these rules, unless the context otherwise requires,
 - (a) "Appendix means the appendix appended to these rules;
 - (b) "Check Post" means any place fixed for checking of timber, firewood or other forest produce and collection of duty, if any, imposed in respect thereto during its transit;
 - (c) "Depot" means any building or place where timber brought and stored for transportation as determined by the Divisional Forest Officer concerned; and
 - (d) "Ordinance" means the ⁶[Khyber Pakhtunkhwa] Forest Ordinance, 2002 (⁷[Khyber Pakhtunkhwa] Ord. No. XIX of 2002).
- (2) Other words and expression used in these rules, but not defined, shall have the meanings respectively assigned to them under the Ordinance, or any other law for the time being in force.

3. Duty on forest produce: -

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

² Subs. by the Khyber Pakhtunkhwa Act No. IV of 2011

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

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

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

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

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

- (1) There shall be levied a duty in respect of-
- (a) All timber, fire wood and other forest produce as mentioned in schedule-I to Ordinance or as may be notified by the Government from time to time, if transported from or to any place within the settled District of the North-West Frontier Province, and extracted from forest worked under a regular working plan or extracted from trees marked for felling, tapping and worked under supervision of the Forest Department at the rates mentioned in column 3 of schedule I appended to these rules in accordance with the description specified in column 2 thereof;
 - (b) All timber, firewood and other forest produce as mentioned in schedule- I to Forest Ordinance, 2002 or as may be notified by the Government from time to time if transported in contravention of any rules from or to any place or extracted from trees not worked under a regular working plan or under supervision of the Forest Department, at the rates mentioned in column 4 of the Appendix-I appended to these rules, in accordance with the description specified in column 2 thereof;
 - (c) All timber, firewood and other forest produce other than that specified in clause (a) and (b) above and brought to settled District in the ⁸[Khyber Pakhtunkhwa] from areas not under the administrative jurisdiction of Government or not transported under the authority of the Government, shall be levied at three times the rates mentioned in column 4 of Appendix-I appended to these rules in accordance with the description specified in column 2 thereof,
- (2) Such duty on timber, firewood and other forest produce shall be collected at the time of issuing of the transport pass by the Divisional Forest Officer or the Forest Check Post specified by him:
- Provided that such duty on timber, firewood and other forest produce, placed, stored and lying in depots specified in column 3 of Appendix-II appended to these rules shall be collected by Divisional Forest Officer concerned.
- (3) No timber, firewood and other forest produce shall be removed from depots until it is measured or weighed, marked and the duty in respect thereof is paid and a challan to that effect is obtained from the officer appointed by the Divisional Forest Officer, in charge of the Forest Division concerned.
 - (4) The timber and other forest produce covered by the permits issued by Political Authorities of the tribal areas and Forest Department of Northern Areas, Azad Jammu & Kashmir and of other provinces shall, for the purpose of duties leviable

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

under these rules may be treated as if it has been extracted under the control and supervision of the Forest Department.

5. Procedure: -
Where any difficulty is being felt in the smooth functioning of these rules, the Chief Conservator of Forests may issue such instructions and directions, not inconsistent with these rules, as deemed necessary.
6. Revision of Appendix: -
Rates specified in Appendix-I may be revised by Government from time to time.

APPENDIX-I

RATES FOR NORMAL AND PROHIBITIVE DUTY ON VARIOUS CATEGORIES OF
FOREST PRODUCE (VIDE RULE 3)

S. No.	Description of Forest Produce (volume of logs will be determined on Basal Area formula)	Duty at normal rate (Rs. Per eft)	Duty at prohibitive rate (Rs. Per eft)
1	All Coniferous Timber (Chir, Fir/Spruce, Blue Pine, Deodar, and Coniferous timber other than above.	20.00	200.00
2	Timber (Broad leaved) a) Walnut, Shisham, Maple, Oak, & Olive b) Broad leaved timber other than above.	20.00 10.00	200.00 100.00
3	Poles including cot arms (each)	5.00	50.00
4	Resin per Kg Rosin and Turpentine per kg	5.00 10.00	100.00 200.00
5	Medicinal herbs per kg	5.00	20.00
6	Mushrooms, Morels per kg	10.00	100.00
7	Walnut bark per kg	5.00	100.00
8	Charcoal per truck (six wheelers)	200.00	2000.00
9	Charcoal per truck (ten wheelers)	400.00	4000.00
10	Firewood a. Camel load b. Eorry load c. Trolley/Pickup load d. Railway Wagon/Truck load e. Othe/ loads	5.00 100.00 150.00 200.00 2.00	25.00 500.00 750.00 1000.00 10.00
11	Mazri leaves per mound	15.00	75.00

12 *	a Poplar wood per truck (produced in but Transported / Exported out of or brought into ⁹ [Khyber Pakhtunkhwa]) (i) Upto 6 wheelers (ii) Upto 10 wheelers (iii) Upto 14 wheelers (iv) Upto 22 wheelers Poplar wood (produced in & Transported, within the ¹⁰ [Khyber Pakhtunkhwa]) (i) Upto 6 wheelers (ii) Upto 10 wheelers (iii) Upto 14 wheelers (iv) Upto 22 wheelers	500.00 1000.00 1200.00 2000.00 250.00 500.00 600.00 1000.00	1000.00 2000.00 2400.00 4000.00 500.00 1000.00 1200.00 2000.00
13	Chalghoza pine seed per kg	15.00	75.00
14	Chalghoza cones (containing seed) per maund (40gk)	100.00	500.00

* Amended Vide Notification No. SO (Tech) Envnt:/V-366/2009/Poplar Dated 24-11-2009

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

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

Appendix-II

ROUTES FOR TRANSPORT OF FOREST PRODUCE (VIDE RULE 4)

S.No	NAME OF THE AREA	NAME OF THE DEPOT
1	Malakand Division	Dargai, Harichand, Abazai, Tangi, Rustam, Slaeem Khan, Miani, Topi, Jans, Khairabad, Darband
2	Mahmmand Agency	Shabqadar, Spinkana, Warsak
3	Khyber Agency	Jamrud, Bara
4	Kuram Agency and Frontier Region attached to Kohat District	Thall, Marai, Shinwarai, Shau
5	North Waziristan Agency	Bannu
6	South Waziristan Agency	Tank
7	Northern Areas	Dassu
8	Azad Jammu and Kashmir	Garhi Habibullah.

SECRETARY TO GOVT. OF THE
¹¹**[Khyber Pakhtunkhwa]**
ENVIRONMENT DEPARTMENT

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