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LEGISLATIVE SUPPLEMENT

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PART - I**HARYANA GOVERNMENT****LAW AND LEGISLATIVE DEPARTMENT****Notification**

The 4th May, 2018

No. Leg.22/2018.— The following Act of the Legislature of the State of Haryana received the assent of the Governor of Haryana on the 3rd April, 2018 and is hereby published for general information:-

HARYANA ACT NO. 19 OF 2018

**THE PUNJAB SCHEDULED ROADS AND CONTROLLED AREAS
RESTRICTION OF UNREGULATED DEVELOPMENT
(HARYANA AMENDMENT) ACT, 2018**

AN**ACT**

further to amend the Punjab Scheduled Roads and Controlled Areas Restriction of Unregulated Development Act, 1963, in its application to the State of Haryana.

Be it enacted by the Legislature of the State of Haryana in the Sixty-ninth Year of the Republic of India as follows:-

1. This Act may be called the Punjab Scheduled Roads and Controlled Areas Restriction of Unregulated Development (Haryana Amendment) Act, 2018. Short title.
2. In section 2 of the Punjab Scheduled Roads and Controlled Areas Restriction of Unregulated Development Act, 1963 (hereinafter called the principal Act),-
 - (i) in clause (13), for the sign “.” existing at the end, the sign “;” shall be substituted;
 - (ii) after clause (13), the following clause shall be added, namely:-

‘(14) “location premium” means an amount over and above the prescribed fee and charges that an applicant is willing to pay to the Government to obtain the permission against applications received under sub-section (1A) of section 8, as determined through bidding/auction process in pursuance of the policy issued by the Government in this regard, from time to time’.

Amendment of section 2 of Punjab Act 41 of 1963.
3. In section 8 of the principal Act,-
 - (i) in sub-section (1),-
 - (a) for the sign “.” existing at the end, the sign “:” shall be substituted; and
 - (b) the following proviso shall be added at the end, namely:-

“Provided that for such uses for which limited number of permissions have been prescribed, located in such land use zones of various notified development plans, where in the opinion of the Government, the permissions are to be issued after invitation of bids or following an auction procedure in pursuance of the policy framed by the Government in this regard from time to time, such application shall be considered to be valid only if it is filed in response to a notice of the Director and fulfils the prescribed terms and conditions.”.

Amendment of section 8 of Punjab Act 41 of 1963.
 - (ii) after sub-section (1), the following sub-section shall be inserted, namely:-

“(1A) All such applications, for which limited number of permissions have been prescribed, received in response to the notice issued by the Director against policy for auction of permissions that are considered to be in order by the Director shall, in addition to the prescribed requirements, also be liable for payment of location premium, as determined through the bidding/auction process, in such manner and in such time frame as conveyed by the Director. The amount received

against location premium shall be utilised for provision, maintenance and augmentation of external development works as provided in the Haryana Development and Regulation of Urban Areas Act, 1975 and shall be recovered in addition to the prescribed rates of development charges received against external development works from an applicant, if applicable.”.

(iii) in sub-section (4),-

- (a) in the second proviso, for the sign “.” existing at the end, the sign “:” shall be substituted; and
- (b) after the second proviso, the following proviso shall be added at the end, namely:-

“Provided further that such time limit of three months shall not be applicable wherein limited number of permissions have been specified in notifications issued from time to time.”.

Insertion of section 8A in Punjab Act 41 of 1963.

4. After section 8 of the principal Act, the following section shall be inserted, namely:-

“8A. Online receipt and approval.- (1) All functions performed under this Act may also be performed through electronics form and internet.

(2) Without prejudice to the generality of sub-section (1), the functions may include all or any of the followings:-

- (a) receipt or acknowledge of applications and payments;
- (b) issue of approvals, orders or directions;
- (c) scrutiny, enquiry of correspondence for grant of permissions, its extension;
- (d) approval of plans, grant of occupation certificate etc.;
- (e) filing of documents;
- (f) issue of notices for recoveries etc.;
- (g) maintenance of registers and records;
- (h) any other function that the Director may deem fit in public interest.

KULDIP JAIN,
Secretary to Government Haryana,
Law and Legislative Department.