

OFFICE ORDER

The Department has been receiving requests for grant of permission for transfer of Community Sites constituting part of licenced colonies for which licences have been granted under section-3 of Haryana Development and Regulations of Urban Areas Act, 1975. While considering such requests, the following documents be sought from the licensee/transferor and/or the transferee:-

1. An affidavit from both the transferor and the transferee undertaking that:
 - (a) They are aware of the statutory provisions in Haryana Development and Regulations of Urban Areas Act, 1975 and Rules, 1976 to the effect that the construction of the community site namely_____ falling under License No. _____ is required to be completed within a period of four years from 03.04.2012 extendable by the Director for another period of two years for the reasons to be recorded in writing, failing which the land shall vest with the Govt. and,
 - (b) That they are also aware, that in case of their failure to construct the site namely_____ within the period specified above, the land shall vest with the Government free of cost, in which case, the Government shall be at liberty to transfer such land to any person or institution including a local authority for the said purposes, on such terms & conditions as it may deem fit and,
 - (c) That they solemnly declare to abide by the said statutory provisions in its letter and spirit and shall not raise any objection thereon under any circumstances.
2. An affidavit it from the transferor undertaking that:
 - (a) Any cost against such community sites has not been loaded/recovered from its allottees in the said colony.
 - (b) Subject to the provisions of sub-section (7) of Section 3 of the Haryana Development and Regulations of Urban Areas Act, 1975 and Rules thereunder, if the total profit after sale of such community sites, exceeds the cap of 15% on profitability then the extra amount shall be deposited with the Government in accordance with the provisions of clause No. 7 of bilateral agreement.
3. The Registration Certificate of the Transferee Company /Trust under the relevant statute.
4. Memorandum & Articles of Association/Bye-laws of the transferee company.
5. A copy of the board resolution authorizing the signatory of Transferee Company/Trust, who shall submit undertakings, applications and make appearances in the Department.
6. Documents indicating past experience in the related fields, including financial capacity and technical experience of the transferee company/Trust.

Dated: 04.02.2014

Sd/-
(Anurag Rastogi, IAS)
Director General,
Town and Country Planning,
Haryana, Chandigarh.

Endst. No. DS(R)-LC-1338/2014/3031-36

Dated: 7/2/2014

A copy is forwarded to the following for information and necessary action:-

1. Chief Town Planner Haryana, Chandigarh.
2. Senior Town Planner (E & V) and (Monitoring) Chandigarh.
3. District Town Planner (HQ) PP with a request to hosting the same on the Departmental web site.
4. All District Town Planner (HQs).
5. All Assistant Town Planner (HQs).
6. All Dealing person at HQ and Record Keeper (Colony).

Sd/-
(Sanjay Kumar)
District Town Planner (HQ)
O/o Director General, Town and Country Planning
Haryana, Chandigarh