

ORDER

Subject: Extension of time period of two years from the notification of the Haryana Development and Regulation of Urban Areas (Amendment & validation) Act, 2012 for construction of community sites.

Orders were issued vide Endst No. LC-901(IV)/PA(SN)/2016/21310-21318 dated 05.10.2016, informing Clause no 2 as follows:-

2. *“That in the cases of requests for transfer of community sites received from the colonizers, validity of the licence should be ensured. However, if some community sites have already been transferred without the permission and now applied for grant of permission to transfer as per order dated 04.02.2014, and submitted documents as per order dated 04.02.2014, it may be checked whether at the time of transfer of community sites, the licence was valid or not. If the licence was not valid, then before allowing the permission to transfer community sites, the validity of licence should be ensured”.*

However, it has been noticed that this provision is causing unnecessary hardship on the sites where third and forth party rights have already been created by the colonizers. Therefore, in order to avoid legal complication and in the public interest, the aforesaid clause no 2 be substituted as below:-

2. *“That in the cases of requests for transfer of community sites received from the colonizers, validity of the licence should be ensured. However, in cases of request for transfer of community sites received from third and forth party where third and fourth party rights have already been created on the community sites located in the residential plotted colonies for which licenses have been granted prior to 03.04.2012, the renewal of license may not be insisted upon.”*

Dated:
Place: Chandigarh

Principal Secretary to Govt., Haryana,
Town & Country Planning Deptt.

Endst No. MISC-2218/PA(SN)/2017/10129-10137

Dated: 17.05.2017

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

1. Chief Town Planner, Haryana.
2. Chief Town Planner (IT & M).
3. Senior Town Planner (E&V)
4. Senior Town Planner (M)
5. All the DTPs (HQ)
6. All the ATPs (HQ)
7. All the dealing officials at HQ
8. Nodal Officer (Website) for updation.
9. Record keeper (colony)

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