

हिमाचल प्रदेश सरकार
राजस्व विभाग

संख्या:रैव0बी.ए.(3)3/2013-। तारीख शिमला-2

12 सितम्बर, 2014.

अधिसूचना

हिमाचल प्रदेश टैनेन्सी एण्ड लैण्ड रिफोर्मज (अमैण्डमेंट)रूलज,2014 का प्रारूप, हिमाचल प्रदेश अभिधृति और भूमि सुधार अधिनियम,1972 की धारा 123 के उपबन्धों के अधीन यथा अपेक्षित के अनुसार, इस विभाग की समसंख्यांक अधिसूचना तारीख 1 जुलाई, 2014 द्वारा राजपत्र, हिमाचल प्रदेश में 2 जुलाई, 2014 को इन के प्रकाशन की तारीख से तीस दिनों की अवधि के भीतर जन साधारण से आक्षेप(पों) और सुझाव(वों)को आमन्त्रित करने के लिए प्रकाशित किया गया था;

उपरोक्त नियत अवधि के भीतर प्राप्त आक्षेप(पों) या सुझाव(वों) पर विचार किया गया है;

अतः हिमाचल प्रदेश की राज्यपाल, उपर्युक्त अधिनियम की धारा 122 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, इस विभाग की अधिसूचना संख्या 10-5/73-रैव-ए तारीख 3-10-1975 द्वारा अधिसूचित और तारीख 4-10-1975 को राजपत्र, हिमाचल प्रदेश में प्रारूप में प्रकाशित हिमाचल प्रदेश टैनेन्सी एण्ड लैण्ड रिफोर्मज रूलज, 1975 में और संशोधन करने के लिए निम्नलिखित नियम बनाती है, अर्थात्:-

- संक्षिप्त नाम। 1. इन नियमों का संक्षिप्त नाम हिमाचल प्रदेश टैनेन्सी एण्ड लैण्ड रिफोर्मज (अमैण्डमेंट) रूलज, 2014 हैं।
- नियम 38-A का 2. हिमाचल प्रदेश टैनेन्सी एण्ड लैण्ड रिफोर्मज रूलज, 1975 (जिन्हें संशोधन। इसमें इसके पश्चात् "उक्त रूलज" कहा गया है) के रूल 38-ए में,-

(क) सब-रूल (1) के पश्चात् निम्नलिखित प्रोवाइजो अन्तःस्थापित किया जाएगा; अर्थात्:-

“Provided that where land is proposed to be acquired for industrial unit which has been approved by the State Level Single Window Clearance and Monitoring Authority, the Director Industries shall forward such cases to the State Government for consideration alongwith Essentiality Certificate showing the location and area of land proposed to be acquired.”;

(ख) सब-रूल (2) में,-

- (i) क्लॉज (b) के पश्चात् निम्नलिखित प्रोवाइजो अन्तःस्थापित किया जाएगा, अर्थात्:—

“Provided that the applications for setting up of industrial unit, shall be considered and decided by the State Government within 15 days.”;

- (ii) क्लॉज (b) के पश्चात् निम्नलिखित नया क्लॉज (b-1) अन्तःस्थापित किया जाएगा, अर्थात्:—

“(b-1) On receipt of applications from the Director Industries, under proviso to sub-rule (1), the State Government shall consider and decide such applications within 15 days. If application is allowed, the sanction shall be conveyed to the Collector concerned with a copy to the Director Industries and the non-agriculturist concerned. On receipt of sanction, the non-agriculturist shall apply to the Collector concerned on Form LR-XIV alongwith relevant documents specified in Part-II thereof and the Collector shall examine the same under the provisions of section 118 of the Act, and if deems fit, he shall issue sanction giving therein the particulars of land, with a copy to the State Government for information. If the Collector comes to the conclusion that permission is not to be granted, he shall refer back the matter to the State Government alongwith detailed reasons for re-consideration. In any case the Collector shall clear such cases within a period of seven days from the date of receipt of all documents specified under these rules and thereafter the State Government shall again consider and decide the case accordingly.”;

- (ग) सब रूल (3) के स्थान पर निम्नलिखित सब-रूल रखा जाएगा, अर्थात्:—

“(3) The permission under sub-rule (2) may be granted for any of the following purposes and subject to such scales, eligibility and conditions as specified against each purpose:-

Sl. No.	Purpose	Area	Conditions transferor(s)	on	Eligibility transferee (s)	of	Other conditions

1.	2.	3.	4.	5.	6.
1.	For agriculture or horticulture purpose or for both purposes	An area not exceeding 4 acres only in rural area.	Shall not become landless/ houseless.	That the person is qualified to undertake such activity, to be certified by concerned department as per criteria laid down by that department.	As per proforma for Essentiality Certificate and Check list appended to these rules as Form LR-XV.
2.	For building residential house.	Upto 500 square metres.	Shall not become landless/ houseless.	<p>1.(a) A person who on the commencement of this Act worked and continues to work for gain in an estate situated in Himachal Pradesh.</p> <p>(b) A person working in the State for more than 30 years recommended by concerned local body for grant of permission.</p> <p>(c) Permanent Government Employees (Both State and Central Government including autonomous bodies, corporation which are substantively financed by them).</p> <p>2. Padma Award/ Gallantry Award Winners.</p> <p>3. Other persons</p>	Recommendations of Deputy Commissioner.

				subject to the satisfaction of the Government regarding the necessity and desirability for such permission after careful evaluation of the merit of each case.	
3.	Built up building with land appurtenant thereto for residential purpose.	Upto 500 square metres.	In case transferor is an agriculturist, he shall not become landless/ houseless.	As against Sl. No.2 above.	Recommendations of Deputy Commissioner.
4.	Part of building for residential purpose	Upto 500 square metres.	In case transferor is an agriculturist, he shall not become landless/ houseless.	Any citizen of India including an OCI (Overseas Citizen of India) and legal entity registered in India under any law for the time being in force.	Recommendations of Deputy Commissioner.
5.	For construction of shop.	Upto 300 square metres.	Shall not become landless/ houseless.	(a) A person who on the commencement of this Act worked and continues to work for gain in an estate situated in Himachal Pradesh. (b) A person working in the State for more than 30 years recommended by concerned local body for grant of permission.	Recommendations of Deputy Commissioner.
6.	For industrial/	Such area as	Shall not become	That the person is	As per proforma

	religious/ tourism/ apartment/ hydel project/BT/ IT project, purpose	may be certified by the Department concerned.	landless/ houseless.	qualified to undertake such activity, to be certified by concerned department as per criteria laid down by that department.	for Essentiality Certificate and Check list appended to these rules as Form LR-XV.
7.	For socially useful activities i.e. old age home, gausadan, health related activities, orphanages, education related or related to creation of sports facilities, etc.	Such area as may be certified by the department concerned.	Shall not become landless/ houseless.	That the person is qualified to undertake such activity, to be certified by concerned department as per criteria laid down by that department.	As above
8.	Public use facilities normally undertaken for profit i.e. shopping malls, office complex, garage, cold storages, service stations, petrol pumps etc. and any other activity not covered above.	Such area as may be certified by the Department under whose control the activity falls.	Shall not become landless/ houseless.	That the person is qualified to undertake such activity, to be certified by concerned department as per criteria laid down by that department.	As above.

Provided that the permission granted under this rule shall be valid for a period of one year from the date of issue of the orders of the State Government granting such permission:

Provided further that the State Government may for reasons to be recorded in writing, extend the said period.”.

फार्म LR-XIV 3. उक्त रूल्ज से संलग्न फार्म LR-XIV के PART-II के

का संशोधन। स्थान पर निम्नलिखित रखा जाएगा, अर्थात्:—

“PART-II

(DOCUMENTS TO BE ENCLOSED WITH THE APPLICATION FOR PERMISSION)

- (1) Latest copy of Jamabandi and tatima shajra.
- (2) Copy of agreement entered into by the transferor and transferee.
- (3) Affidavit of the transferor stating that he, after the proposed transfer, will not become landless, and if so he will not claim any benefit/land under any scheme prepared for the benefit of landless persons in the State.
- (4).- No objection of all the co-sharers/tenants of the land proposed to be transferred in case of a joint holding where a particular Khasra No. or part thereof is proposed to be transferred in the form of affidavit stating that he/she has no objection in case land is transferred to proposed transferee. This affidavit will not be required in any case of transfer of a share in an entire joint holding.
- (5) In case of application under serial number (2) (3) or (4) of sub-rule (3) of rule 38-A, proof of being an eligible applicant:-
 - (i) for purpose at serial number 2 and eligibility below column number 5 in items 1. (a) & (b) and for purpose at serial number 4 certificate may be issued by a Naib-Tehsildar/Tehsildar/SDM/ADM/ADC/DC having jurisdiction over the area.
 - (ii) for purpose at serial number 2 and eligibility below column number 5 in item number 1. (c) in addition to (i) above, a Certificate from the department concerned.
 - (iii) for purpose at serial number 2 and eligibility below column number 5 in item number 2, an attested copy of Award/certificate.
 - (iv) for purpose at serial number 2 and eligibility below column number 5 in item number 3, the documents as may be asked by the Government for its satisfaction regarding the necessity and desirability to evaluate merit for such permission.
 - (v) In case of any other applicant, Essentiality Certificate from the concerned department.
 - (vi) In case of non-agriculturist seeking to sell any land or building purchased after obtaining permission under section 118, proof of utilization for the purpose for which permission was obtained from relevant department or local body concerned within the period allowed for utilization.

(6). Notwithstanding anything contained above, for setting up an industrial unit only the following documents need to be attached with the application form:-

- (i) Latest copy of Jamabandi
- (ii) Tatima shajra.
- (iii) Affidavit of the transferor stating that after the proposed transfer of land for the proposed industrial unit, he/she will not become landless, and even if so he/she will not claim any benefit/land under any scheme prepared for the benefit of landless persons; and
- (iv) Essentiality Certificate from the Industries Department indicating that the land proposed to be purchased is the minimum required for the proposed industrial unit.”.

फार्म LR-XV 4. उक्त रूज से संलग्न फार्म LR-XIV के पश्चात् निम्नलिखित नया
का जोड़ा जाना। फार्म LR-XV जोड़ा जाएगा, अर्थात्:-

“FORM LR-XV
Proforma for issuance of Essentiality certificate
(see sub-rule (3) No.1, 5, 6 & 7)
PART-I

Government of Himachal Pradesh
Department of _____

No. _____ Dated: _____ Place _____

ESSENTIALITY CERTIFICATE

This is to certify that land measuring _____ bighas as detailed below situated in Mohal/Mauza _____ Tehsil _____ District _____ is required by M/s _____ (complete address) for the purpose of _____.

Location of Proposed land	Khasra Nos.	Area
1	2	3

- (i) This land is recommended for transfer after ascertaining the eligibility of transferee as per the criteria laid down by the department.

- (ii) This land is recommended for transfer in favour of party as the same is essentially required for the aforesaid purpose. The aforesaid activities cannot be run in a lesser area.
- (iii) This land is recommended for transfer after obtaining all NOCs from all relevant departments/authorities and after ensuring adherence to any guidelines of the department, under Rule 38-A of the HP Tenancy and Land Reforms Rules.

Authority concerned.

Endst. No. _____ Dated: _____ Place _____

Copy to:-

1. The applicant.
2. The Principal Secretary (Revenue) to the Government of H.P. Shimla-2.
3. The Principal Secretary (Concerned Department).
4. The Deputy Commissioner, _____
5. The Labour Commissioner

Authority concerned.

PART-II
CHECK LIST FOR ESSENTIALITY CERTIFICATE
(see sub-rule (3) No.1, 5, 6 & 7)

1. Preliminary Project Report.

(A brief description of proposed activities may be accepted as Preliminary Project Report)

2. Copy Jamabandi & Tatima (latest).
3. NOC from Town & Country Planning Department/concerned Deptt.

(NOC from Town & Country Planning Department may be taken where the area is covered by a notification under Town and Country Planning Act. In other cases affidavit that the applicant will abide by the regulations applicable in the nearest area notified under the TCP Act may be taken as sufficient for issue of EC. Such NOC will not be required, for Agriculture/Horticulture purpose.)

4. NOC from Forest Department, IPH Department, Electricity Board.

(NOC from the IPH department may be taken in all cases where the water supply is proposed to be taken from an existing scheme or a bore well is proposed to be sunk in an area where as per notification by the IPH department their prior permission is required. In all other cases an affidavit may be taken that the applicant will arrange his own water supply and there is no restriction of IPH Department in this regard to issue EC. NOC will also not be required in all cases where State Level Single Window Clearance Authority, clearance has been obtained.

The NOC of Forest Department should only be procured in cases where the land proposed to be transferred attracts, the provisions of Forest Conservation Act, 1980 or the law laid down by the Hon'ble Supreme Court of India in this behalf with regard to compact wooded block above five hectares of private land.

NOC of HPSEBL need not be obtained in cases where the project has been approved/cleared by the State Level Single Window Clearance Authority or the requirement is below 100 KW.)

5. Site plan showing contours/constructions, roads, existing trees & distance of existing trees from construction and approximate distance of land in question from some prominent station.
6. NOC from the local body (urban or rural as the case may be) stating therein that the infra structure and service provisions needs of the proposal have been considered and are not objected to.
7. Any other documents which the department may deem fit to ascertain the eligibility of applicant and suitability of land proposed to be transferred.

Note: Documents at serial number 3, 4 & 6 shall not be required in cases where land is proposed to be transferred for setting up of an industrial unit.”.

आदेश द्वारा,

(तरुण श्रीधर)

प्रधान सचिव(राजस्व),

हिमाचल प्रदेश सरकार ।

(Authoritative English Text of this Department Notification No.Rev.B.A.(3)- 3/2013-I, dated 12th September, 2014 as required under clause (3) of article 348 of the Constitution of India.)

Government of Himachal Pradesh
Revenue Department

No.Rev.B.A.(3)-3/2013-I. Dated: Shimla-2, the 12th September, 2014.

NOTIFICATION

Whereas, the draft Himachal Pradesh Tenancy and Land Reforms (Amendment) Rules, 2014 was published in the Rajpatra Himachal Pradesh dated 2nd July, 2014 for inviting objection(s) or suggestion(s) from the general public within a period of thirty days from the date of its publication vide this Department notification of even number dated 1st July, 2014 as required under the provisions of section 123 of the Himachal Pradesh Tenancy and Land Reforms Act, 1972;

And whereas, the objection(s) or suggestion(s) received within the above stipulated period have been considered;

Now, therefore, in exercise of the powers conferred by section 122 of the aforesaid Act, the Governor, Himachal Pradesh is pleased to make the following rules further to amend the Himachal Pradesh Tenancy and Land Reforms Rules, 1975 notified vide this Department's notification No.10-5/73-Rev-A dated 3.10.1975 and published in the Rajpatra Himachal Pradesh on 4.10.1975, namely:-

- Short title. 1. These rules may be called the Himachal Pradesh Tenancy and Land Reforms (Amendment) Rules, 2014.
- Amendment 2. In rule 38-A of the Himachal Pradesh Tenancy and Land Reforms Rules, 1975 of rule 38-A. (hereinafter referred to as the 'said rules'),-

(a) after sub-rule (1), the following proviso shall be inserted, namely:-

“Provided that where land is proposed to be acquired for industrial unit which has been approved by the State Level Single Window Clearance and Monitoring Authority, the Director Industries shall forward such cases to the State Government for consideration alongwith Essentiality Certificate showing the location and area of land proposed to be acquired. The cases of plots falling in industrial estates or areas developed by the Industries Department or Himachal Pradesh State Industrial Development Corporation shall be dealt with in the like manner.”;

(b) in sub-rule (2),-

(i) after clause (b), the following proviso shall be inserted, namely:-
 “Provided that the applications for setting up of industrial unit, shall be considered and decided by the State Government within 15 days.”;

(ii) after clause (b), the following new clause (b-1) shall be inserted, namely:-

“(b-1) On receipt of applications from the Director Industries, under proviso to sub-rule (1), the State Government shall consider and decide the same within 15 days. If application is allowed, the sanction shall be conveyed to the Collector concerned with a copy to the Director Industries and the non-agriculturist concerned. On receipt of sanction, the non-agriculturist shall apply to the Collector concerned on Form LR-XIV alongwith relevant documents specified in Part-II thereof, and the Collector shall examine the same under the provisions of section 118 of the Act, and if deems fit, he shall issue sanction giving therein the particulars of land, with a copy to the State Government for information. If the Collector comes to the conclusion that permission is not to be granted, he shall refer back the matter to the State Government alongwith detailed reasons for re-consideration. In any case the Collector shall clear such cases within a period of seven days from the date of receipt of all documents specified under these rules and thereafter the State Government shall again consider and decide the case accordingly.”;

(iii) for sub-rule (3), the following sub-rule shall be substituted, namely:-

“(3) The permission under sub-rule (2) may be granted for any of the following purposes and subject to such scales, eligibility and conditions as specified against each purpose:-

Sl. No.	Purpose	Area	Conditions on transferor(s)	Eligibility of transferee (s)	Other conditions
1.	2.	3.	4.	5.	6.

1.	For agriculture or horticulture purpose or for both purposes	An area not exceeding 4 acres only in rural area.	Shall not become landless/ houseless.	That the person is qualified to undertake such activity, to be certified by concerned department as per criteria laid down by that department.	As per proforma for Essentiality Certificate and Check list appended to these rules as Form LR-XV.
2.	For building residential house.	Upto 500 square metres.	Shall not become landless/ houseless.	<p>1.(a) A person who on the commencement of this Act worked and continues to work for gain in an estate situated in Himachal Pradesh.</p> <p>(b) A person working in the State for more than 30 years recommended by concerned local body for grant of permission.</p> <p>(c) Permanent Government Employees (Both State and Central Government including autonomous bodies, corporation which are substantively financed by them).</p> <p>2. Padma Award/ Gallantry Award Winners.</p> <p>3. Other persons subject to the satisfaction of the</p>	Recommendations of Deputy Commissioner.

				Government regarding the necessity and desirability for such permission after careful evaluation of the merit of each case.	
3.	Built up building with land appurtenant thereto for residential purpose.	Upto 500 square metres.	In case transferor is an agriculturist, he shall not become landless/ houseless.	As against Sl. No.2 above.	Recommendations of Deputy Commissioner.
4.	Part of building for residential purpose	Upto 500 square metres.	In case transferor is an agriculturist, he shall not become landless/ houseless.	Any citizen of India including an OCI (Overseas Citizen of India) and legal entity registered in India under any law for the time being in force.	Recommendations of Deputy Commissioner.
5.	For construction of shop.	Upto 300 square metres.	Shall not become landless/ houseless.	(a) A person who on the commencement of this Act worked and continues to work for gain in an estate situated in Himachal Pradesh. (b) A person working in the State for more than 30 years recommended by concerned local body for grant of permission.	Recommendations of Deputy Commissioner.
6.	For industrial/ religious/ tourism/ apartment/ hydel	Such area as may be certified by	Shall not become landless/ houseless.	That the person is qualified to undertake such	As per proforma for Essentiality Certificate and

	project/BT/ II project, purpose	the Department concerned.		activity, to be certified by concerned department as per criteria laid down by that department.	Check list appended to these rules as Form LR-XV.
7.	For socially useful activities i.e. old age home, gausadan, health related activities, orphanages, education related or related to creation of sports facilities, etc.	Such area as may be certified by the department concerned.	Shall not become landless/ houseless.	That the person is qualified to undertake such activity, to be certified by concerned department as per criteria laid down by that department.	As above
8.	Public use facilities normally undertaken for profit i.e. shopping malls, office complex, garage, cold storages, service stations, petrol pumps etc. and any other activity not covered above.	Such area as may be certified by the Department under whose control the activity falls.	Shall not become landless/ houseless.	That the person is qualified to undertake such activity, to be certified by concerned department as per criteria laid down by that department.	As above.

Provided that the permission granted under this rule shall be valid for a period of one year from the date of issue of the orders of the State Government granting such permission:

Provided further that the State Government may for reasons to be recorded in writing, extend the said period.”.

Amendment 3. In Form LR-XIV appended to the ‘said rules’ for of Form LR-XIV. Part-II the following shall be substituted, namely:-

“PART-II

(DOCUMENTS TO BE ENCLOSED WITH THE APPLICATION FOR PERMISSION)

(1) Latest copy of Jamabandi and tatima shajra.

(2) Copy of agreement entered into by the transferor and transferee.

(3) Affidavit of the transferor stating that he, after the proposed transfer, will not become landless, and if so he will not claim any benefit/land under any scheme prepared for the benefit of landless persons in the State.

(4) No objection of all the co-sharers/tenants of the land proposed to be transferred in case of a joint holding where a particular Khasra No. or part thereof is proposed to be transferred in the form of affidavit stating that he/she has no objection in case land is transferred to proposed transferee. This affidavit will not be required in any case of transfer of a share in an entire joint holding.

(5) In case of application under serial number (2) (3) or (4) of sub-rule (3) of rule 38-A, proof of being an eligible applicant:-

- (i) for purpose at serial number 2 and eligibility below column number 5 in items 1. (a) & (b) and for purpose at serial number 4 certificate may be issued by a Naib-Tehsildar/Tehsildar/SDM/ADM/ADC/DC having jurisdiction over the area.
- (ii) for purpose at serial number 2 and eligibility below column number 5 in item number 1. (c) in addition to (i) above, a Certificate from the department concerned.
- (iii) for purpose at serial number 2 and eligibility below column number 5 in item number 2, an attested copy of Award/certificate.
- (iv) for purpose at serial number 2 and eligibility below column number 5 in item number 3, the documents as may be asked by the Government for its satisfaction regarding the necessity and desirability to evaluate merit for such permission.
- (v) In case of any other applicant, Essentiality Certificate from the concerned department.
- (vi) In case of non-agriculturist seeking to sell any land or building purchased after obtaining permission under section 118, proof of utilization for the purpose for which permission was obtained from relevant department or local body concerned within the period allowed for utilization.

(6). Notwithstanding anything contained above, for setting up an industrial unit only the following documents need to be attached with the application form:-

- (i) Latest copy of Jamabandi
- (ii) Tatima shajra.

- (iii) Affidavit of the transferor stating that after the proposed transfer of land for the proposed industrial unit, he/she will not become landless, and even if so he/she will not claim any benefit/land under any scheme prepared for the benefit of landless persons; and
- (iv) Essentiality Certificate from the Industries Department indicating that the land proposed to be purchased is the minimum required for the proposed industrial unit.”

Addition of Form LR-XV.
 4. After Form LR-XIV appended to the ‘said rules’ the following new Form LR-XV shall be added, namely:-

“FORM LR-XV
 Proforma for issuance of Essentiality certificate
(see sub-rule (3) No.1, 5, 6 & 7)
 PART-I

Government of Himachal Pradesh
 Department of _____

No. _____ Dated: _____ Place _____

ESSENTIALITY CERTIFICATE

This is to certify that land measuring _____ bighas as detailed below situated in Mohal/Mauza _____ Tehsil _____ District _____ is required by M/s _____ (complete address) for the purpose of _____.

Location of Proposed land	Khasra Nos.	Area
1	2	3

- (i) This land is recommended for transfer after ascertaining the eligibility of transferee as per the criteria laid down by the department.
- (ii) This land is recommended for transfer in favour of party as the same is essentially required for the aforesaid purpose. The aforesaid activities cannot be run in a lesser area.
- (iii) This land is recommended for transfer after obtaining all NOCs from all relevant departments/authorities and after ensuring adherence to any guidelines of the department, under Rule 38-A of the Himachal Pradesh Tenancy and Land Reforms Rules.

Authority concerned.

Endst. No. _____ Dated: _____ Place _____

Copy to:-

1. The applicant.
2. The Principal Secretary (Revenue) to the Government of H.P. Shimla-2.
3. The Principal Secretary (Concerned Department).
4. The Deputy Commissioner, _____
5. The Labour Commissioner

Authority concerned.

PART-II
CHECK LIST FOR ESSENTIALITY CERTIFICATE
(see sub-rule (3) No.1, 5, 6 & 7)

1. Preliminary Project Report.

(A brief description of proposed activities may be accepted as Preliminary Project Report)

2. Copy Jamabandi & Tatima (latest).
3. NOC from Town & Country Planning Department/concerned Deptt.

(NOC from Town & Country Planning Department may be taken where the area is covered by a notification under Town and Country Planning Act. In other cases affidavit that the applicant will abide by the regulations applicable in the nearest area notified under the TCP Act may be taken as sufficient for issue of EC. Such NOC will not be required, for Agriculture/Horticulture purpose.)

4. NOC from Forest Department, IPH Department, Electricity Board.

(NOC from the IPH department may be taken in all cases where the water supply is proposed to be taken from an existing scheme or a bore well is proposed to be sunk in an area where as per notification by the IPH department their prior permission is required. In all other cases an affidavit may be taken that the applicant will arrange his own water supply and there is no restriction of IPH Department in this regard to issue EC. NOC will also not be required in all cases where State Level Single Window Clearance Authority, clearance has been obtained.

The NOC of Forest Department should only be procured in cases where the land proposed to be transferred attracts, the provisions of Forest Conservation Act, 1980 or the law laid down by the Hon'ble Supreme Court of India in this behalf with regard to compact wooded block above five hectares of private land.

NOC of HPSEBL need not be obtained in cases where the project has been approved/cleared by the State Level Single Window Clearance Authority or the requirement is below 100 KW.)

5. Site plan showing contours/constructions, roads, existing trees & distance of existing trees from construction and approximate distance of land in question from some prominent station.
6. NOC from the local body (urban or rural as the case may be) stating therein that the infra structure and service provisions needs of the proposal have been considered and are not objected to.

7. Any other documents which the department may deem fit to ascertain the eligibility of applicant and suitability of land proposed to be transferred.

Note: Documents at serial number 3, 4 & 6 shall not be required in cases where land is proposed to be transferred for setting up of an industrial unit.”.

By Order

(Tarun Shridhar)
Principal Secretary (Revenue)
to the Government of H.P.