**(AUTHORITATIVE ENGLISH. TEXT OF THIS DEPARTMENT NOTIFICAION NO. TCP-A(3)-4/2011 DATED 14-09-2016 AS REQUIRED UNDER CLAUSE (3) OF ARTICLE 348 OF THE CONSTITUTION OF INDIA)**

**GOVERNMENT OF HIMACHAL PRADESH**

**DEPARTMENT OF TOWN AND COUNTRY PLANNING**

TCP-A(3)-4/2011 Dated, Shimla 14-09-2016 **NOTIFICATION**

In supersession of this Department’s Notification of even No. dated 21.1.2014 the Governor of Himachal Pradesh, in exercise of the powers conferred by Section 3 of the Himachal Pradesh Public Service Guarantee Act, 2011 (Act No.34 of 2011) read with Rule No. 4 of the Himachal Pradesh Public Service Guarantee Rules, 2011 is pleased to notify various services, Appellate Authorities and time limits etc. in respect of the Town and Country Planning Department, Himachal Pradesh as per details given below:-

|  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- |
| **Sr. No.** | **Name of the**  **service /Public**  **Service.** | **Designated Officer** | **Documents to**  **be attached**  **with the**  **Application.**  **(list enclosed** | **Stipulated time**  **limit for**  **providing**  **service(s)** | **Name and**  **address of the**  **first appellate**  **authority** | **Stipulated time**  **limit for**  **disposal of first**  **Appeal.** | **Name and address**  **of the second**  **Appellate authority.** |
| **1** | **2** | **3** | **4** | **5** | **6** | **7** | **8** |
| 1 | Certificate that land is not in Planning/Special Area | 1.Deputy Commissioner, Kangra, Chamba, Kullu vested with power of the Director (TCP).  2.Chairman SADA vested with power of the Director (TCP).  3.Chief Executive Officer BBNDA vested with power of the Director (TCP).  4.Commissioner, Municipal corporation being Chairman of Single Urbrella Committee.  5.Town and Country Planner/ Assistant Town Planner/ Planning Officer of the District.  6. Executive Officers of the Municipal Committee vested with power of the Director (TCP) | Revenue paper of the land. | (i) 3 working days where site visit is not required  (ii) 10 days where site visit is required | Director (TCP) | 30 Days | Addl. Chief Secretary (TCP), to the Govt. of H.P-171002 |
| 2 | (i) Change of Land Use  (ii) Site inspection | Same as Above  Same as Above | As prescribed in Form- 11 and 12 under Rule 16 (1) of HPTCP Rules, 2014.  - | 60 days  (i) 7 days from the receipt of the application.  **(**ii) For Industrial proposal it shall be 48 hours | -do-  -do- | -do-  -do- | -do-  -do- |
| 3. | (i)Development permission  (ii) Site  inspection | Same as Above  Same as Above |  | 60 days  (i) 7 days from the receipt of the application.  (ii) For Industrial proposal it shall be 48 hours | -do-  -do- | -do-  -do- | -do-  -do- |
| 4. | (i) NOC for service connection.  (ii) Site inspection | Same as Above  Same as Above | Letter No. and date vide which development permission was granted | 30 days  (i) 7 days from the receipt of the application.  (ii) For Industrial Proposal it shall be 48 hours. | -do-  -do- | -do-  -do- | -do-  -do- |
| 5. | Complaint regarding detection of un-authorized construction, deviation from approved plan and action thereon. | Same as Above | Location of un-authorized construction and name of the person. | 30 days | -do- | -do- | -do- |
| 6. | Supplying copy of record | Same as Above | Detail of the record required. | 7 days | -do- | -do- | -do- |
| 7. | Composition of offences | Same as Above | As prescribed under Form- 26 (as per Rule 35 of HPTCP Rules, 2014). | 60 days | -do- | -do- | -do- |
| 8. | Registration of Private Professionals under H.P. TCP Rules, 2014. | Same as Above | As prescribed Appendix 10 of HP TCP Rules, 2014. | 30 days | -do- | -do- | -do- |
| 9. | Registration of Promoters and Estate Agents | Same as Above | As in Form 34 for Promoters and in Form 35 for Estate Agents of HP TCP Rules, 2014. | 30 days | -do- | -do- | -do- |
| 10. | Grant of License for construction of Apartment and Colony under Himachal Pradesh Town and Country Planning Act, 1977 | Same as Above | As in Form 47 of HP TCP Rules, 2014. | 60 days | -do- | -do- | -do- |

Note:

* The time limit shall apply if case received is in order.
* In case there are short comings in the case, the time limit shall vary accordingly.

The request for service on the application form prescribed alongwith specified documents can be made to the designated officer or to a person subordinate to him authorized to receive such applications. An acknowledgement will be issued as per Form-I prescribed in Himachal Pradesh Public Service Guarantee Rules, 2011.

An Appeal under Section 6 can be filed before the first appellate authority within thirty days from the date of rejection of application or the expiry of the stipulated time limits.

An Appeal against the order of the First Appellate Authority under Section 6 can be filed before the first appellate authority within thirty days from the date of rejection of application or the expiry of the stipulated time limits.

By Order

Additional Chief Secretary (TCP),

to the Govt. of Himachal Pradesh.

**Endst No. TCP-A(3)-4/2011 Dated, Shimla ………………………**

**Copy is forwarded to the following for information :-**

1 All the Administrative Secretaries to the Govt. of H.P

2 The Secretary (AR) to the Govt. of H.P

3. JLR-cum-Joint Secretary (Law Opinion), to the Govt. of H.P.

4 The Deputy Commissioner Kangra, Chamba and Kullu, Himachal Pradesh

5 The Director, Town and Country Planning Department, H.P Shimla.

6 The Director, Urban Development Department, Himachal Pradesh, Palika Bhawan, Shimla-2.

7. The Commissioner, Municipal Corporation, Shimla-171001.

8 The Controller, Printing and Stationary Department, Himachal Pradesh, Shimla to publication of this Notification in the Himachal Pradesh Official Gazette, please.

9 The Town and Country Planner, Divisional Town Planning Office, Shimla, Dharamshala, Hamirpur, Kullu, Mandi, Nahan and Solan.

10 The Assistant Town Planner, Sub-divisional Town Planning Office, Bilaspur, Chamba, Parwanoo, Rampur and Una.

11 The Planning Officer, Town Planning Office, Palampur, Manali and Sundernagar.

12 Guard File.

Under Secretary (TCP)

to the Govt. of Himachal Pradesh

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| 5 | vuf/kd`r lfUuek.kZ] vuqeksfnr ;kstuk ls fopyu dk irk pyus dh ckor f'kdk;r vkSj ml ij dkjZokbZ | ;Fkksifj | vuf/kd`r lfUue.kZ dh vofLFkfr vkSj O;fDr dk uke | rhl fnu | ;Fkksifj | ;Fkksifj | ;Fkksifj |
| 6 | vfHkys[k dh izfr miyC/k djokuk | ;Fkksifj | visf{kr vfHkys[k ds C;kSjs | lkr fnu | ;Fkksifj | ;Fkksifj | ;Fkksifj |
| 7 | vijk/kksa dk 'keu | ;Fkksifj | tSlk iz:Ik 26 ¼fgekpy izns'k uxj ,oa xzke ;kstuk fu;e] 2014 ds fu;e 35 ds vuqlkj) ds vUrxZr fofgr gSA | lkB fnu | ;Fkksifj | ;Fkksifj | ;Fkksifj |
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| 9 | laizorZdksa vkSj lEink vfHkdrkZvksa dk jftLVªhdj.k | ;Fkksifj | tSlk fgekpy izns'k uxj ,oa xzke ;kstuk fu;e] 2014 ds iz:i 34 esa laizorZdksa ds fy, vkSj iz:Ik 35 esa lEink vfHkdrkZvksa ds fy, gSA | rhl fnu | ;Fkksifj | ;Fkksifj | ;Fkksifj |
| 10 | fgekpy izns'k uxj ,oa xzke ;kstuk vf/kfu;e] 1977 ds v/khu vikVZes.V vkSj dkWykSuh dk lfUuek.kZ djus ds fy, vuqKfIr iznku djuk | &;Fkksifj& | tSlk fgekpy izns'k uxj vkSj xzke ;kstuk fu;e] 2014 ds iz:Ik 47 esa gSA | lkB fnu | ;Fkksifj | ;Fkksifj | ;Fkksifj |

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13. ;kstuk vf/kdkjh] dqYyw] ikyeiqj o lqUnjuxj 1
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