



GOVERNMENT OF KERALA

Revenue Department - Land Acquisition for public purpose - Streamlining of Land Acquisition proceedings - Dispensing with High Level Committee - Entrusting powers to Revenue Department for issuing sanction for Land Acquisition - Modified - Orders issued.

Revenue (B) Department

GO(Ms) No.56/2019/RD

Dated, Thiruvananthapuram, 14/02/2019.

Read :-

1. G.O.(Ms)No.182/2012/RD dated 03/05/2012
2. G.O.(Ms) No. 485/2015/RD dated 23/09/2015.
3. Minutes of the SLEC & HLC Meeting held on 17/09/2018

ORDER

As per the GO read as 1st paper above a High Level Committee headed by the Chief Secretary with the following members was constituted for issuing sanction for acquisition of land and guidelines had been issued for placing proposals before the High Level Committee. The guidelines specify that all proposals for Land Acquisition shall be examined in detail by the concerned Administrative Department and forward the same to Revenue Department for approval by placing before the High Level Committee and thereby issuing sanction for acquisition.

1. Chief Secretary - Chairman
2. Secretary, Revenue Department - Member
3. Secretary of the Administrative Department - Member
4. Any Officer nominated by the Chairman may be called as a Special invitee.

2. Section 108 of the LARR Act, 2013 provides for framing a State Policy which provides higher compensation than calculated under the Act for the acquisition of land so that the affected person or his/her family or member of his/her family can opt to avail a higher compensation under such State Policy. The State Policy has been devised as per GO read as 2nd paper above. The main objective of the policy is to conduct negotiations with the land owners and reach consensus on compensation and rehabilitation by the District Level Fair Compensation Rehabilitation and Resettlement Committee (DLFC) and approval of the same by the State Level Empowered Committee.

3. In the State Level Empowered Committee (SLEC) & High Level Committee (HLC) Meeting held on 17/09/18, the Committee directed that hereafter convening

of High Level Committee at regular intervals is not necessary and directed to issue orders thereby dispensing with the High Level Committee.

4. Government have examined the matter in detail and hereby order to dispense with the High Level Committee henceforth and to entrust the Revenue Department to accord Administrative Sanction for acquisition of land for public purpose.

5. Before submitting the requisition for land acquisition to the District Collector, the Requisitioning Authority shall furnish specific proposal to the Administrative Department for issuance of administrative sanction. The Administrative Department after ascertaining the availability of funds, needs to issue specific orders according sanction for the project clearly mentioning the availability of funds. Meanwhile the Requisitioning Authority will forward formal requisition along with alignment sketch to the District Collector concerned. Thereafter Administrative Department shall forward proposal for land acquisition to Revenue Department. The sanction order for land acquisition (irrespective of the mode of acquisition i.e., by invoking the provisions contained in LARR Act, negotiated purchase by invoking Section 108 of LARR Act or by direct purchase) issued by Revenue Department in this regard should contain the extent of land covered, Village/Taluk included, Survey Nos, the name of Requisitioning Authority and the mode of acquisition involved in the process after obtaining specific remarks from the District Collectors. The existing practice of placing the proposal before the High Level Committee for sanction of land acquisition is done away with.

6. On receipt of sanction order from Revenue Department, District Collectors shall calculate probable 5% Contingency Charges of the cost of compensation or Rupees fifty lakh whichever is less and direct the Requisitioning Authority to deposit the amount in the Treasury Savings Bank Account and proceed with the acquisition. The District Collectors should ensure that all acquisition proceedings (irrespective of the mode of acquisition i.e. by invoking the provisions contained in LARR Act, negotiated purchase by invoking Section 108 of LARR Act or by direct purchase) will be initiated only after obtaining specific orders from Revenue Department.

7. The Government Order read as 1st paper above stands modified to the above extent.

(By Order of the Governor)

V.VENU,

Principal Secretary to Government.

To

The Commissioner of Land Revenue, Thiruvananthapuram
Additional Chief Secretary/Principal Secretary/Special Secretary/ Secretary
of all Departments
All District Collectors and Heads of Departments

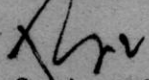
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All Departments including Finance & Law
The Information & Public Relations (W&NM) Department
Stock File/Office Copy

Copy to:-

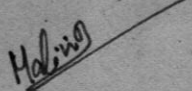
PS to Hon'ble Chief Minister
PS to Hon'ble Minister (Revenue)
PS to All Ministers
Additional Secretary to Chief Secretary
PA to Principal Secretary (Revenue & DM)
CA to All ACS/Principal Secretaries/Secretaries/Special Secretaries
CA to Additional Secretary (Rev)/Additional Secretary (LA)

Forwarded /By order


Section Officer

Endorsement No. B4-3080/2019/DIMS Dated, 21/03/2019

Copy Communicated for information and necessary action.


For Director of Insurance Medical Services.

 To,

- 1) The Regional Deputy Director, North Zone, Kozhikode.
- 2) The Regional Deputy Director, Central Zone, Ernakulam.
- 3) The Regional Deputy Director, South Zone, Kollam.
- 4) File/Stock file.
- 5) Website