



ABSTRACT

Highways Department –Tamil Nadu Road Sector Project-II – The Process of Private Negotiation in Land Acquisition activities in TNRSP II - Approval – Orders- issued.

Highways & Minor Ports (HN.2) Department

G.O. (D) No.291

Dated: 04.12.2018

விளம்பி, கார்த்திகை 18, திருவள்ளூர்வராண்டு 2049

Read:-

1. G.O.(Ms). No. 127, Highways & Minor Ports (HN2) Department dated: 14.08.2013.
2. From the Project Director, Tamil Nadu Road Sector Project –II, Letter No: 1704/2014/SDO/TNRSP II dated: 05.09.2018.

ORDER:-

In the G.O first read above orders were issued constituting a Empowered Committee under the Chairmanship of Hon'ble Minster for Highways & Minor Ports Department for Tamil Nadu Road Sector Project –II for deciding, inter-alia, especially the "Finance plus elements" envisaged under the Tamil Nadu Road Sector Project – II including State Highway Department Initiatives (SHDI) for improving and maintaining the Core Road Network.

2. In his letter second read above, the Project Director, Tamil Nadu Road Sector Project-II has stated that the Empowered Committee in its meeting held on 13.08.2018 has approved the following Resolution:-

"Resolved to approve the procedures suggested by the Project Director in respect of Private Negotiation in Land Acquisition process for Tamil Nadu Road Sector Project-II so as to complete the Land Acquisition within the shortest time limit for effective and speedy implementation of the projects".

i) Procedures to be followed and notifications to be issued.

Suggested that executive instructions may be issued, for publishing of 15(2) notification alone as mandatory for private negotiation and the question of publishing 15(1) notification may not be mandated to allay the delay caused due to its publication.

ii) Removal of limits on Structure and tree value for Private Negotiation

Suggested that "Irrespective of the cost comparison between land, structure and trees, District Level Committee can pass award up to the total negotiated value not exceeding Rs.2.00 Crore"

iii) Solatium of 100 % on structures and trees in case of Private Negotiation

Suggested that executive instructions may be issued that 100% solatium on structures and trees, to be given in case of Private Negotiation also.

iv) Exemption from TDS and Stamp Duty in Private Negotiation

Recommended that the benefit of exemption of income tax and stamp duty as provided in the RFCTLARR Act, 2013 may be extended to the land owners whose lands are purchased through Private Negotiation also.

v) Providing Rehabilitation and Resettlement benefits under Private Negotiation

Recommended that the benefit of Rehabilitation and Resettlement assistance as specified in the RFCTLARR Act, 2013 be extended to the land owners whose lands are purchased through Private Negotiation also.

3. The Project Director, TNRSP-II has requested the orders of the Government in this regard.

4. The Government have carefully examined the request of the Project Director, TNRSP II, based on the decision taken by the Empowered Committee and accord approval for the procedures mentioned at para 2 above.

5. This order issues with the concurrence of Finance Department vide its U.O.No. 50881/Pw1/2018 date: 29.11.2018.

(By Order of the Governor)

S.K. Prabakar
Additional Chief Secretary to Government (FAC)

To
The Project Director, Tamil Nadu Road Sector Project –II,
Chennai – 28.
The Pay and Account Officer (south), Chennai-35
The Account General, Chennai-18/35

Copy to:

O/o the Hon'ble Chief Minister, Secretariat, Chennai-9.
The Private Secretary to Additional Chief Secretary to Government,
Highways & Minor Ports Department, Secretariat, Chennai-9.
The Director General, Highways Department, Chennai-5
Finance (PW-I) Department, Chennai-9.

// Forwarded By Order //

V. Baghialashmi
Section Officer