

शा.ए.च.ई./डीपी/ १०

२०१३-१४

महाराष्ट्र प्रादेशिक व नगर रचना अधिनियम, १९६६
बृहन्मुंबई विकास नियंत्रण नियमावली विनियम ३३(१०)
मधील फेरबदलाबाबत कलम ३७ (२) खालील
अधिसूचना.

महाराष्ट्र शासन

: ६००१०

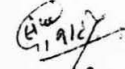
नगर विकास विभाग

क्रमांक :- टिपीबी - ४३१३ / प्र.क्र. ४६ / २०१३ / नवि-११

मंत्रालय, मुंबई : ४०० ०२१,

दिनांक - २८ जून, २०१३.

शासन निर्णय : सोबतची अधिसूचना शासनाच्या साधारण राजपत्रात प्रसिध्द करण्यात यावी.
महाराष्ट्राचे राज्यपाल यांच्या आदेशानुसार व नावाने.



(संजय बाणाईत)

अवर सचिव, महाराष्ट्र शासन

प्रत,

मा. मुख्यमंत्री महोदयांचे प्रधान सचिव.

मा. राज्यमंत्री, नगर विकास विभाग यांचे खाजगी सचिव.

CHE/ ०१००९१ / DP/GEN of 12/07/2013

Copy to:

D.M.C.(Vig) / Dir.(E.S. & P.)/D.M.C.(I)
Ch.E.(D.P.)
Dy.Ch.E.(D.P.) I/II
Dy.Ch.E.(B.P.) City/ES/WS-I/II/ Dy.Ch.E.(P.P.P.P.)
E.E.(P) to Dir.(E.S. & P.)/E.E.(P) to Ch.E.(D.P.)/ to M.C.
E.E.D.P.(City)/E.E.(D.P.) W.S. (P&R) (H&K)/ E.E.D.P.(E.S.)
E.E.B.P.(City)I/II/III / E.E.B.P.(E.S.) I/II
E.E.B.P.(W.S.) (H&K) (P&R) / E.E.T.P. (Variation)
A.E.D.P.(City)I/II/III
A.E.D.P.(L&N)(S&T)/ A.E.D.P.(M)/ A.E.D.P.(H/E & K/E) (H/W&K/W)
A.E.D.P.(P/S)(P/N) / A.E.D.P.(R/N)(R/S)(R/Central)
S.E.D.P.

Copy forwarded for information and necessary action please.


ADMINISTRATIVE OFFICER
(DEVELOPMENT PLAN)

2013

2013

**Maharashtra Regional & Town
Planning Act, 1966.**

**Modification to Regulation No.33(10)
of Development Control Regulations
for Gr. Mumbai under section 37(2)
of the Act.**

**GOVERNMENT OF MAHARASHTRA
Urban Development Department,
Mantralaya, Mumbai 400 032.
Dated : 28th June, 2013**

NOTIFICATION

No. TPB-4313/CR-46/2013/UD-11:

Whereas, the Development Control Regulations for Greater Mumbai, 1991 (hereinafter referred to as "the said Development Control Regulations") have been sanctioned by the Government in the Urban Development Department, under section 31(1) of the Maharashtra Regional and Town Planning Act, 1966 (hereinafter referred to as "the said Act") vide Notification No. DCR 1090/RDP/UD-11, dated the 20th February, 1991 to come into force with effect from 25th March, 1991.

And whereas, the Government of Maharashtra vide Notification of Housing and Special Assistance Department No. SRP 1095/CR-37/Housing Cell, dated the 16th December, 1995 had appointed the "Slum Rehabilitation Authority" (hereinafter referred to as "the said Authority") under the Maharashtra Slum Areas (Improvement, Clearance & Redevelopment) Act, 1971, for the purpose of slum rehabilitation in Brihan Mumbai;

And whereas, according to the provision of the clause (19) of Section 2 of the said Act, the said Authority is the Planning Authority in respect of slum rehabilitation areas for the purpose of implementation of slum Rehabilitation Schemes in Brihan Mumbai;

And whereas, the Government of Maharashtra in the Urban Development Department vide Notification No. DCR 1095/1209/CR-273/95/UD-11, Dated the 15th October 1997, which is published in the Government of Maharashtra Official Gazette, dated the 15th October 1997 at Page Nos. 104 to 133-A, has sanctioned modification to

Regulations 33 (10) and 33(14) of the said Development Control Regulations for effective implementation of Slum Rehabilitation Schemes, which has come into force with effect from 15th October 1997;

And whereas, the Government of Maharashtra in the Urban Development, vide Notification No. DCR 1095/1209/CR-273/95/UD-11, dated the 30th November, 2002, has further modified Regulation 33(10) under section 37(2) of the said Act, (hereinafter referred to as "the said modified Regulation");

And whereas, the clause 8.1 of the Appendix-IV of the said modified regulation allows redevelopment of existing Social Infrastructure like Schools, Dispensaries, Gymnasias etc. run by any Public Authority or Charitable Trust in slum areas, without increase in their existing area;

And whereas, in view of the need to improve the status of existing Social Infrastructure like Primary Schools, Dispensaries, Gymnasias etc. in slum areas, the State Government had issued directions vide order No. DCR-4313/1209/CR-46/2013/UD-11, dated the 16th January, 2012, under section 37(1) of the said Act., to the said Authority to submit modification proposal to the clause 8.1 of Appendix-IV of the said modified Regulation after following legal procedure under Section 37 of the said Act to the Government for sanction;

And whereas, the said Authority, vide its letter dt. 4/5/2012, has submitted modification proposal to the said modified Regulation to the State Government for final sanction after following the procedure under section 37(1) of the said Act. (hereinafter referred to as "the said modification");

And whereas, after consulting the Director of Town Planning, Maharashtra State, the Government is of the opinion that the said modification proposal should be sanctioned;

Now therefore, in exercise of the power conferred under section 37(2) of the said Act, the State Government hereby ----

- A) Sanctions the said modification to the said modified Regulation, which is more specifically described in the Schedule appended hereto.
- B) Fixes the date of publication of this Notification in the Maharashtra Government Official Gazette as date of coming into force of this Notification.

- C) Directs the said Authority that in the Schedule of Modifications, sanctioning the said Development Control Regulation, after the last entry, the modification described in the Schedule to this Notification shall be added.

The said modification shall be kept open for inspection by the general public during the office hours on all working days in the office of the Municipal Commissioner, Municipal Corporation of Greater Mumbai and Chief Executive officer, slum Rehabilitation Authority.

This Notification shall also be made available on the Govt. website-
www.urban.maharashtra.gov.in

By order and in the name of the Governor of Maharashtra,



(Snajay Banait)
Under Secretary to Government.




SCHEDULE

(Accompaniment to Government Notification No. TPB-4313/CR-46/2013/UD-11, dated 28th June, 2013.)

Sr. No.	Regulation No.	Existing Provision	Sanctioned Modification
(1)	(2)	(3)	(4)
1	<u>33(10)</u> Appendix-IV Clause No. 8.1	The clause added vide Government Notification No. DCR-1095/1209/CR-273/95/UD-11, dated 30/11/2002 is as follows :- Other social infrastructure like School, Dispensary, Gymnasium run by Public Authority or Charitable Trust that existed prior to the redevelopment shall be allowed without increase in existing area.	Other social infrastructure like School, Dispensary, Gymnasium, run by any Public Authority or Charitable Trust, that existed prior to the redevelopment shall be constructed under the Redevelopment project in such a way that the area of each reconstructed amenity is equal to the area of such amenity prior to redevelopment or the minimum area, if any, prescribed for such amenity under the prevailing Development Control Regulations, whichever is more.

By order and in the name of the Governor of Maharashtra,


(Sanjay Banait)
Under Secretary to Government.