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**HARYANA GOVERNMENT**  
**DEPARTMENT OF REVENUE AND DISASTER MANAGEMENT**

No. 2984-R-5-2015/17144

From The Additional Chief Secretary and Financial Commissioner to Govt.,  
Haryana and, Revenue and Disaster Management.

To All the District Revenue Officers-cum-Land Acquisition Collectors  
in the State.

Chandigarh dated the 26-10-15

Subject:- **Regarding opening of New Schemes for the funds received from  
Central Agencies and Disbursement thereof for Land Acquisition  
through E-GRAS.**

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Please refer to the subject cited above.

It is intimated that Finance Department and Principal Accountant  
General Haryana has approved the opening of new schemes for the funds received  
from National Highway authority of India and Ministry of Railways (Copy enclosed)  
and disbursement thereof for land compensation.

Now, it has been decided that in future the funds received from  
National Highway authority of India and Ministry of Railways be deposited through  
E-GRAS under the Head mentioned below. It is further decided that the undisbursed  
funds so far received from these Agencies be also deposited through E-GRAS under  
the Head mentioned below by 30.10.2015 positively:-

**1. For National Highway Authority of India**

Major Head	8342-Other Deposits
Sub Major head	51-NA
Minor head	103-Deposits of Govt. companies/corporations etc.
Sub head	99 - Compensation towards land acquired by National Highway Authority of India
Detail head	51 - NA
Object Code	51 - Compensation

**2. For Ministry of Railways**

Major Head	8342-Other Deposits
Sub Major head	51-NA
Minor head	103-Deposits of Govt. companies/corporations etc.
Sub head	98 - Compensation towards land acquired by Ministry of Railways
Detail head	51 - NA
Object Code	51 - Compensation

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**HARYANA GOVERNMENT**  
**DEPARTMENT OF REVENUE AND DISASTER MANAGEMENT**

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You are, therefore, directed to deposit the un-disbursement funds so far received from above mentioned central agencies by 30-10-2015 positively through E-GRAS as mentioned above. It is further directed that all the bank accounts be closed and certificate to this effect be sent to Head quarter.

The brief note regarding procedure of deposit of these funds in Govt. receipts & disbursement thereof and the hard copy of presentation given in the Conference held on 9-10-2015 are also enclosed for ready reference. A soft copy of the presentation is also being sent on the email ids of all the Deputy Commissioners. Further, if there is a need for further clarification, you may contact the following officers:-

- i) Sh. Deepak Bansal, Senior Technical Director, National Informatics Centre (NIC), Haryana, Chandigarh.  
Mobile:- 09417868051.
- ii) Sh. O.P. Bishnoi, Joint Director, Treasury and Accounts, Haryana, Chandigarh.  
Mobile:- 09417374297.

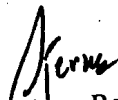
  
Under Secretary Revenue (LR),  
for Additional Chief Secretary and Financial Commissioner to Govt.,  
Haryana, Revenue and Disaster Management Department,  
Chandigarh dated the 26-10-15

Endst. No. 2984-R-5-2015/ 17145

A Copy of above is forwarded to following for information and necessary action:-

1. The Chairman, National Highways Authority of India, G 5&6, Sector10, Dwarka, New Delhi-110075.
2. The Chief General Manager-cum-regional officer, National Highways Authority of India, Bays No. 35-38, Sector-4, Panchkula.
3. The Chief Administrative Officer/Construction, Northern Railway, Headquarter Office, Kashmere Gate, Delhi-110006.

It is requested to deposit the compensation amount in future in the Heads mentioned above as per decision of the State Government. The brief note regarding procedure of deposit of these funds in Govt. receipts & disbursement thereof and the hard copy of presentation given in the Conference held on 9-10-2015 are also enclosed for ready reference. A soft copy of the presentation is also being uploaded on the website of Revenue & Disaster Management Department i.e. [www.revenueharyana.gov.in](http://www.revenueharyana.gov.in). Therefore, the same can be downloaded from the above website.

  
Under Secretary Revenue (LR),  
for Additional Chief Secretary and Financial Commissioner to Govt.,  
Haryana, Revenue and Disaster Management Department.

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**HARYANA GOVERNMENT**  
**DEPARTMENT OF REVENUE AND DISASTER MANAGEMENT**

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Endst. No. 2984-R-5-2015/17146

Chandigarh dated the 26-10-15

A copy is forwarded to the following for information and necessary action:-

1. The Joint Director, Treasury and Accounts, Haryana, Chandigarh.
2. All the Treasury Officers in the State of Haryana.
3. All the Divisional Commissioners in the State.
4. All the Deputy Commissioners in the State.
5. The Senior Technical Director, National Informatics Centre (NIC), Haryana, Haryana Civil Secretariat, Chandigarh.

*AC*  
Under Secretary Revenue (LR),  
for Additional Chief Secretary and Financial Commissioner to Govt.,  
Haryana, Revenue and Disaster Management Department

A copy is forwarded to the Additional Chief Secretary to Government Haryana, PWD (B&R) department, for information and necessary action.

*AC*  
Under Secretary Revenue (LR),  
for Additional Chief Secretary and Financial Commissioner to Govt.,  
Haryana, Revenue and Disaster Management Department

To

The Additional Chief Secretary to Government Haryana,  
PWD (B&R) department.

U.O. No. 2984-R-5-2015/2838

Chandigarh dated the 26-10-15

# HARYANA GOVERNMENT

## DEPARTMENT OF REVENUE AND DISASTER MANAGEMENT

No. 2984-R-5-2015/17148

From

The Additional Chief Secretary and Financial Commissioner to Govt., Haryana and, Revenue and Disaster Management.

To

1. All the Divisional Commissioners in the State.
2. All the Deputy Commissioners in the State.
3. All the Sub-Divisional Officers (Civil) in the State
4. All the Land Acquisition Collectors in the State.

Chandigarh dated the 26-10-15

**Subject:- Payment of Administrative charges by the Central Government agencies in lieu of their acquisition in the State of Haryana.**

Sir/Madam,

I am directed to refer your kind attention to para 19 of the State Government Rehabilitation and Resettlement Policy dated 09.11.2010 which provides that wherever land is acquired for any of the Central Government Ministries (including the Ministry of Defence)/their PSUs/NHAI/Railways by the State Government machinery, 'Administrative Charges @ Rs. 1.00 lakh/acre, as revised from time to time, would be charged from the concerned towards the administrative expenses involved in the entire exercise, inclusive of the expenses incurred on publication of the Notifications in the media/newspapers. Therefore, the Land Acquisition Collectors are required to collect the *Administrative Charges* from the above mentioned agencies alongwith an undertaking to this effect from the said indenting agencies in advance before initiating any land acquisition proceedings. However, it has been noticed that above mentioned agencies are not complying with the above provision and the Land Acquisition Collectors are also reluctant in this regard.


2. It has, now, therefore been decided by the Government that before initiating any land acquisition proceedings in the State of Haryana for the Central Government Ministries (including the Ministry of Defence)/their PSUs/NHAI/Railways, an undertaking to this effect would be obtained by the Land Acquisition Collectors in advance from such indenting agencies. Further, amount of Annuity Policy will be charged upfront from such agencies in addition to the compensation paid to the landowners and an '*Administrative Charges*' @ Rs. 1.00 lakh per acre would also be charged from the such agencies towards the administrative expenses involved in the entire exercise,

# HARYANA GOVERNMENT

## DEPARTMENT OF REVENUE AND DISASTER MANAGEMENT

inclusive of the expenses incurred on publication of the Notifications in the media/newspapers.

The above instructions may please be brought to the notice of all concerned for compliance.

 Under Secretary Revenue (LR),  
for Additional Chief Secretary and Financial Commissioner to Govt.,  
Haryana, Revenue and Disaster Management Department.


Endst. No. 2984-R-5-2015/17149

Chandigarh dated the 26-10-15

A copy of the above is forwarded to the following for information and necessary compliance:-

1. The Chairman, National Highways Authority of India, G 5&6, Sector10, Dwarka, New Delhi-110075.
2. The Chief General Manager-cum-regional officer, National Highways Authority of India, Bays No. 35-38, Sector-4, Panchkula.
3. The Chief Administrative Officer/Construction, Northern Railway, Headquarter Office, Kashmere Gate, Delhi-110006.

A copy of the above is forwarded to all the Additional Chief Secretaries/Principal Secretaries to Government Haryana, for information and necessary action.

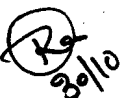
 Under Secretary Revenue (LR),  
for Additional Chief Secretary and Financial Commissioner to Govt.,  
Haryana, Revenue and Disaster Management Department.

To

All the Additional Chief Secretaries/Principal Secretaries to Government Haryana.

U.O. No. 2984-R-5-2015/2839

Chandigarh dated the 26-10-15

  
30/10

**HARYANA GOVERNMENT**  
**DEPARTMENT OF REVENUE AND DISASTER MANAGEMENT**

No. 2984-R-5-2015/ **7150**

From

The Additional Chief Secretary and Financial Commissioner to Govt.,  
Haryana and, Revenue and Disaster Management.

To

1. All the Additional Chief Secretaries to Government Haryana.
2. All the Principal Secretaries to Government Haryana.
3. All the Heads of the departments in the State.
4. The Managing Director, Haryana State Industrial and Infrastructure Development Corporation (HSIIDC), Sector-6, Panchkula.
5. The Chief Administrator, Haryana Urban Development Authority (HUDA), Sector-6, Panchkula.
6. The Chief Administrator, Haryana State Agricultural Marketing Board (HSAMB), Sector-6, Panchkula.

Chandigarh dated the **26/10/15**

**Subject:-**

**Providing help to the Land Acquisition Collectors in preparing reply/written statement to the cases and also to defend the cases in courts alongwith the Land Acquisition Collectors.**

Sir/Madam,

I am directed to draw your kind attention on the subject cited above. As well known that the Land Acquisition Collectors acquire land for all the departments in the State of Haryana and compensation for the acquired land is provided to the Land Acquisition Collectors by the concerned department which is then paid to the land owners by the Land Acquisition Collectors. It has come to the notice that when the landowners filed references in the courts for enhancement of compensation, the land acquiring department does not take interest in filing of reply and defence of the cases in the courts. The land acquiring department also does not provide financial/legal help to the Land Acquisition Collectors. Therefore, the Land Acquisition Collectors have to file reply on their own which causes decision of cases against the Government as some important facts of the case are left to be given in the reply/written statement which are known only to the land acquiring department.

It has, therefore, now been decided that in future it is the responsibility of the land acquiring department to provide help in each and every manner i.e. providing financial/legal help etc. to the Land Acquisition Collectors in preparing reply/written statement to the cases and also to defend the cases in courts alongwith the Land Acquisition Collectors.

The above instructions may please be brought to the notice of all concerned for compliance.

Under Secretary Revenue,

for Additional Chief Secretary and Financial Commissioner Govt.,  
Haryana, Revenue and Disaster Management Department.

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**30/10**

# HARYANA GOVERNMENT

## DEPARTMENT OF REVENUE AND DISASTER MANAGEMENT

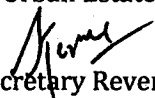


-2-

Endst. No. 2984-R-5-2015/ 17151

Chandigarh dated the 26-10-15

A copy is forwarded to the following for information and necessary action:-

1. All the District Revenue Officers-cum-Land Acquisition Collectors in the State.
2. The Land Acquisition Officer, Urban Estates, Hisar.
3. The Land Acquisition Officer, Urban Estates, Rohtak.
4. The Land Acquisition Officer, PWD (B&R), Ambala.
5. The Land Acquisition Officer, Urban Estates, Panchkula.
6. The Land Acquisition Officer, Urban Estates, Faridabad.

  
Under Secretary Revenue,  
 for Additional Chief Secretary and Financial Commissioner Govt.,  
Haryana, Revenue and Disaster Management Department 

**HARYANA GOVERNMENT**  
**DEPARTMENT OF REVENUE AND DISASTER MANAGEMENT**

No. 1350-R-5-2015/ 18262

To

1. All the Divisional Commissioners in the State.
2. All the Deputy Commissioners in the State.
3. All the Sub-Divisional Officers (C) in the State.
4. All the Land Acquisition Collectors in the State.

Chandigarh dated the 1-12-15

**Subject:- Instructions regarding following provisions of the Amendment Ordinance, 2015 promulgated by Government of India in addition to the RFCTLARR Act, 2013 and Rules of Government of Haryana on the ibid Act, 2013.**

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The Government of India has framed Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 by which the old Land Acquisition Act, 1894 has been repealed. The ibid Act of 2013 has been made effective w.e.f. 01.01.2014. Sub-section (3) of Section 105 of the ibid Act of 2013 provides as under:-

*" The Central Government shall, by notification, within one year from the date of commencement of this Act, direct that any of the provisions of this Act relating to the determination of compensation in accordance with the First Schedule and rehabilitation and resettlement specified in the Second Schedule and Third Schedule, being beneficial to the affected families, shall apply to the cases of land acquisition under the enactments specified in the Fourth or shall apply with the exceptions or modifications that do not reduce the compensation or dilute the provisions of this Act relating to compensation or rehabilitation and resettlement as may be specified in the notification, as the case may be."*

2. Now, in exercise of the powers conferred by sub-section (1) of Section 11 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (30 of 2013), the Central Government issued the order namely the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Removal of Difficulties) Order, 2015 dated 28.08.2015 **(copy enclosed)** as under:-

1. (1) This Order may be called the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Removal of Difficulties) Order, 2015.

(2) It shall come into force with effect from the 1<sup>st</sup> day of September, 2015.

2. The provisions of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, relating to the determination of compensation in accordance with the First Schedule, rehabilitation and resettlement in accordance with the Second Schedule and infrastructure amenities in accordance with the Third Schedule



**HARYANA GOVERNMENT**  
**DEPARTMENT OF REVENUE AND DISASTER MANAGEMENT**

shall apply to all cases of land acquisition under the enactments specified in the Fourth Schedule to the said Act.

Meaning thereby that the provisions of the ibid Act relating to the determination of compensation in accordance with the First Schedule, rehabilitation and resettlement in accordance with the Second Schedule and infrastructure amenities in accordance with the Third Schedule shall apply to the cases of land acquisition under the enactments specified in the Fourth Schedule to the said Act w.e.f. 01<sup>st</sup> January, 2015.

3. You are, therefore, requested to follow the above provision contained in the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Removal of Difficulties) Order, 2015 dated 28.08.2015 in land acquisition proceedings under the enactments specified in the Fourth Schedule to the RFCTLARR Act, 2013.

The above instructions may please be brought to the notice of all concerned for compliance.

*[Signature]*  
Under Secretary Revenue (LR),  
*etc* for Additional Chief Secretary and Financial Commissioner to Govt.,  
Haryana, Revenue and Disaster Management Department.

A copy alongwith a copy of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Removal of Difficulties) Order, 2015 is forwarded to all the Additional Chief Secretaries/Principal Secretaries to Government Haryana for information and necessary action.

2. It is requested to brought the said instructions to the notice of all concerned for compliance.

*[Signature]*  
Under Secretary Revenue (LR),  
*etc* for Additional Chief Secretary and Financial Commissioner to Govt.,  
Haryana, Revenue and Disaster Management Department.

To  
All the Additional Chief Secretaries/Principal Secretaries to  
Government Haryana.

U.O. No. 1350-R-5-2015/*3953* Chandigarh dated the *1-12-15*

A copy alongwith a copy of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Removal of Difficulties) Order, 2015 is forwarded to the Additional Chief Secretary to Government Haryana, PWD (B&R) department w.r.t. their U.O. No. 14/24/2015-2B&R, dated 21.04.2015, for information and taking further necessary action.

*[Signature]*  
Under Secretary Revenue (LR),  
*etc* for Additional Chief Secretary and Financial Commissioner to Govt.,  
Haryana, Revenue and Disaster Management Department.

To  
The Additional Chief Secretary to Government Haryana,  
PWD (B&R) department.

U.O. No. 1350-R-5-2015/*3954*

Chandigarh dated the *1-12-15*

**HARYANA GOVERNMENT**  
**DEPARTMENT OF REVENUE AND DISASTER MANAGEMENT**

A copy is forwarded to the P.S/Hon'ble Revenue Minister, Haryana for information.

*o/c* *AK* Under Secretary Revenue (LR),  
for Additional Chief Secretary and Financial Commissioner to Govt.,  
Haryana, Revenue and Disaster Management Department.

To  
The P.S/Hon'ble Revenue Minister, Haryana,  
Haryana Civil Secretariat,  
Chandigarh.

U.O. No. 1350-R-5-2015/3955

Chandigarh dated the 1-12-15

A copy is forwarded to the PS/PSCM, Haryana for information.

*o/c* *AK* Under Secretary Revenue (LR),  
for Additional Chief Secretary and Financial Commissioner to Govt.,  
Haryana, Revenue and Disaster Management Department.

To  
The PS/PSCM, Haryana,  
Haryana Civil Secretariat,  
Chandigarh.

U.O. No. 1350-R-5-2015/3956

Chandigarh dated the 1-12-15

A copy is forwarded to the Superintendent Records Branch with the request to get the above instruction uploaded on the website of the Revenue & Disaster Management Department.

*o/c* *AK* Under Secretary Revenue (LR),  
for Additional Chief Secretary and Financial Commissioner to Govt.,  
Haryana, Revenue and Disaster Management Department.

To  
The Superintendent Records Branch.

U.O. No. 1350-R-5-2015/3957

Chandigarh dated the 1-12-15

*Re*  
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# भारत का राजपत्र

## The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (ii)

PART II—Section 3—Sub-section (ii)

प्रधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 1834]

नई दिल्ली, शुक्रवार, अगस्त 28, 2015/भाद्र 6, 1937

No. 1834]

NEW DELHI, FRIDAY, AUGUST 28, 2015/BHADRA 6, 1937

ग्रामीण विकास मंत्रालय

आदेश

नई दिल्ली, 28 अगस्त, 2015

का.आ. 2368(अ).—भूमि अर्जन, पुनर्वासन और पुनर्व्यवस्थापन में उचित प्रतिकर और पारदर्शिता अधिकार अधिनियम, 2013 (2013 का 30) (जिसे इसमें इसके पश्चात् भू.अ.पु.उ.प्र.पा.अ. अधिनियम कहा गया है) 1 जनवरी, 2014 से प्रभावी हुआ;

और, भू.अ.पु.उ.प्र.पा.अ. अधिनियम की चौथी अनुसूची में विनिर्दिष्ट अधिनियमितियों के अधीन भूमि अर्जन के मामलों को लागू प्रतिकर के अवधारण, पुनर्वासन और पुनर्व्यवस्थापन से संबंधित अधिनियम के उपबंधों को जारी करने के लिए भू.अ.पु.उ.प्र.पा.अ. अधिनियम की धारा 105 की उप-धारा (3) में उपबंध है, अधिसूचना जारी करने का उपबंध करती है;

और, भू.अ.पु.उ.प्र.पा.अ. अधिनियम की धारा 105 की उप-धारा (3) के अधीन अभिकल्पित अधिसूचना जारी नहीं की गई थी और भू.अ.पु.उ.प्र.पा.अ. (संशोधन) अध्यादेश, 2014 (2014 का 9) 31 दिसम्बर, 2014 को प्रख्यापित किया गया था, जिसके द्वारा, अन्य बातों के साथ-साथ, भू.अ.पु.उ.प्र.पा.अ. अधिनियम की चौथी अनुसूची में विनिर्दिष्ट अधिनियमितियों के अधीन भूमि अर्जन के मामलों को लागू प्रतिकर के अवधारण, पुनर्वासन और पुनर्व्यवस्थापन से संबंधित अधिनियम के उपबंधों को विस्तारित करने के लिए भू.अ.पु.उ.प्र.पा.अ. अधिनियम की धारा 105 का संशोधन किया गया है;

और, भू.अ.पु.उ.प्र.पा.अ. (संशोधन) अध्यादेश, 2015 (2015 का 4) को भू.अ.पु.उ.प्र.पा.अ. (संशोधन) अध्यादेश, 2014 के उपबंधों को निरन्तरता प्रदान करने के लिए 3 अप्रैल, 2015 को प्रख्यापित किया गया था;

और, भू.अ.पु.उ.प्र.पा.अ. (संशोधन) दूसरा अध्यादेश, 2015 (2015 का 5) को भू.अ.पु.उ.प्र.पा.अ. (संशोधन) अध्यादेश, 2015 (2015 का 4) के उपबंधों को निरन्तरता प्रदान करने के लिए 30 मई, 2015 को प्रख्यापित किया गया था;

और, भू.अ.पु.पु.उ.प्र.पा.अ. (संशोधन) अध्यादेश, 2015 (2015 का 4) से संबंधित प्रतिस्थापन विधयेक परीक्षा और रिपोर्ट हेतु सदनों की संयुक्त समिति को निर्दिष्ट किया गया था तथा संयुक्त समिति के पास लंबित है;

और, संविधान के अनुच्छेद 123 के उपबंधों के अनुसार, भू.अ.पु.पु.उ.प्र.पा.अ. (संशोधन) दूसरा अध्यादेश, 2015 (2015 का 5) 31 अगस्त, 2015 को व्यपगत हो जाएगा जिसके कारण भू-स्वामियों पर प्रतिकूल प्रभाव पड़ सकता है और जिसके परिणामस्वरूप उक्त अध्यादेश के अधीन भू-स्वामियों को यथाविस्तारित भू.अ.पु.पु.उ.प्र.पा.अ. अधिनियम की चौथी अनुसूची में विनिर्दिष्ट 13 अधिनियमों के अधीन भूमि अर्जन के मामलों में बढ़ाए गए प्रतिकर, पुनर्वासन और पुनर्व्यवस्थापन की प्रसुविधाएं नहीं मिल सकेंगी;

और, केन्द्रीय सरकार, भू.अ.पु.पु.उ.प्र.पा.अ. अधिनियम के अधीन भू-स्वामियों को उपलब्ध प्रसुविधाओं को ऐसे समान रूप से स्थापित अन्य भू-स्वामियों, जिनकी भूमि अर्जित की गई है, को चौथी अनुसूची में विनिर्दिष्ट 13 अधिनियमितियों के अधीन विस्तारित करना आवश्यक समझती है; और तदनुसार, उपर्युक्त कठिनाइयों को दृष्टि में रखते हुए, केन्द्रीय सरकार ने भू-स्वामियों के हित में उक्त अधिनियमितियों के अधीन भूमि अर्जन के मामलों को लागू किए गए प्रतिकर के अवधारण तथा पुनर्वासन और पुनर्व्यवस्थापन से संबंधित हितकारी उपबंधों को भूमि स्वामियों को फायदाप्रद लाभ का विस्तार करने और भू.अ.पु.पु.उ.प्र.पा.अ. अधिनियम के हितकारी उपबंधों को समान रूप से लागू करने का विनिश्चय किया है;

अतः अब, केन्द्रीय सरकार, भूमि अर्जन, पुनर्वासन और पुनर्व्यवस्थापन में उचित प्रतिकर और पारदर्शिता अधिकार अधिनियम, 2013 (2013 का 30) की धारा 113 की उप-धारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, पूर्वोक्त कठिनाइयों को दूर करने के लिए निम्नलिखित आदेश करती है, अर्थात्:—

1. (1) इस आदेश का संक्षिप्त नाम भूमि अर्जन, पुनर्वासन और पुनर्व्यवस्थापन में उचित प्रतिकर और पारदर्शिता अधिकार (कठिनाइयां को दूर करना) आदेश, 2015 है।

(2) ये 1 सितम्बर, 2015 को प्रवृत्त होंगे।

2. उक्त अधिनियम की चौथी अनुसूची में विनिर्दिष्ट अधिनियमितियों के अधीन भूमि अर्जन के सभी मामलों में पहली अनुसूची के अनुसरण में प्रतिकर के अवधारण और दूसरी अनुसूची के अनुसरण में पुनर्वासन और पुनर्व्यवस्थापन तथा तीसरी अनुसूची के अनुसरण में अवसंरचनात्मक प्रसुविधाओं से संबंधित भूमि अर्जन, पुनर्वासन और पुनर्व्यवस्थापन में उचित प्रतिकर और पारदर्शिता अधिकार अधिनियम, 2013 के उपबंध लागू होंगे।

[फा. सं. 13011/01/2014-एलआरडी]

के. पी. कृष्णन, अपर सचिव

## MINISTRY OF RURAL DEVELOPMENT ORDER

New Delhi, the 28th August, 2015

S.O. 2368(E).—Whereas, the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (30 of 2013) (hereinafter referred to as the RFCTLARR Act) came into effect from 1st January, 2014;

And whereas, sub-section (3) of Section 105 of the RFCTLARR Act provided for issuing of notification to make the provisions of the Act relating to the determination of the compensation, rehabilitation and resettlement applicable to cases of land acquisition under the enactments specified in the Fourth Schedule to the RFCTLARR Act;

And whereas, the notification envisaged under sub-section (3) of Section 105 of the RFCTLARR Act was not issued, and the RFCTLARR (Amendment) Ordinance, 2014 (9 of 2014) was promulgated on 31st December, 2014, thereby, *inter-alia*, amending Section 105 of the RFCTLARR Act to extend the

provisions of the Act relating to the determination of the compensation and rehabilitation and resettlement to cases of land acquisition under the enactments specified in the Fourth Schedule to the RFCTLARR Act;

And whereas, the RFCTLARR (Amendment) Ordinance, 2015 (4 of 2015) was promulgated on 3rd April, 2015 to give continuity to the provisions of the RFCTLARR (Amendment) Ordinance, 2014;

And whereas, the RFCTLARR (Amendment) Second Ordinance, 2015 (5 of 2015) was promulgated on 30th May, 2015 to give continuity to the provisions of the RFCTLARR (Amendment) Ordinance, 2015 (4 of 2015);

And whereas, the replacement Bill relating to the RFCTLARR (Amendment) Ordinance, 2015 (4 of 2015) was referred to the Joint Committee of the Houses for examination and report and the same is pending with the Joint Committee;

As whereas, as per the provisions of article 123 of the Constitution, the RFCTLARR (Amendment) Second Ordinance, 2015 (5 of 2015) shall lapse on the 31st day of August, 2015 and thereby placing the land owners at the disadvantageous position, resulting in denial of benefits of enhanced compensation and rehabilitation and resettlement to the cases of land acquisition under the 13 Acts specified in the Fourth Schedule to the RFCTLARR Act as extended to the land owners under the said Ordinance;

And whereas, the Central Government considers it necessary to extend the benefits available to the land owners under the RFCTLARR Act to similarly placed land owners whose lands are acquired under the 13 enactments specified in the Fourth Schedule; and accordingly the Central Government keeping in view the aforesaid difficulties has decided to extend the beneficial advantage to the land owners and uniformly apply the beneficial provisions of the RFCTLARR Act, relating to the determination of compensation and rehabilitation and resettlement as were made applicable to cases of land acquisition under the said enactments in the interest of the land owners;

Now, therefore, in exercise of the powers conferred by sub-section (1) of Section 113 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (30 of 2013), the Central Government hereby makes the following Order to remove the aforesaid difficulties, namely:—

1. (1) This Order may be called the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Removal of Difficulties) Order, 2015.

(2) It shall come into force with effect from the 1st day of September, 2015.

2. The provisions of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, relating to the determination of compensation in accordance with the First Schedule, rehabilitation and resettlement in accordance with the Second Schedule and infrastructure amenities in accordance with the Third Schedule shall apply to all cases of land acquisition under the enactments specified in the Fourth Schedule to the said Act.

[F. No. 13011/01/2014-LRD]

K. P. KRISHNAN, Addl. Secy.