CONSTITUTED UNDER SECTION 6 OF THE GOA (REGULATION OF LAND DEVELOPMENT AND BUILDING CONSTRUCTION) ACT 2008 HELD ON 29/03/2019 AT 3.00 P.M. MINISTER'S BLOCK, MINUTES OF THE MEETING OF STERING COMMITTEE SECRETARIAT, IN THE CONFERENCE HALL, PORVORIM GOA.

The following were present:

• Shri. Pramod Sawant Hon. Chief Minister/ Chairman

2 Shri. Vijay Sardesai Hon. Dy. C.M. & Minister for TCP Member

ယ Shri. Hon. Minister for Panchayats Mauvin Godinho Member

4. Shri. Milind Naik Minister for Urban Development Member

ż Shri. Parimal Rai Chief Secretary Member

6 Shri. Dhaulat Hawaldar Commissioner cum Secretary (TCP) Momber 1 -

.7 Shri. Sanjay Gihar Secretary (Panchayat) Member

œ Shri. James Mathew CTP (Administration) Momber Secretary

Shri. Vinod Kumar, Town Planner had assisted the Member Secretary.

٣ Discussion on the report of Sub-Committee on the Draft Regulation notified on 27/12/2018

that 8 30 days time and another 8 number of objections/suggestions were 27/12/2018 for inviting objections/suggestions from public. Construction Regulations were pre-published in the Official Gazete dated Committee that, further amendment to Goa Land Development and Building numbers of objections/suggestions were received within the prescribed The Member Secretary of the Steering Committee It was informed informed received the

Story.

have gone through all the 16 comments and accordingly submitted its report. after the prescribed 30 days time. It was informed that the Sub-Committee

Steering Committee, thereafter taken up the recommendations of the

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Amendment to Regulation 3.2 D, 3.5 A and 3.11.1	j a	within solar farm	Amendment to Regulation 3.1 Operational construction	on hite lota	Sub-Committee its Item No.	· · · · · · · · · · · · · · · · · · ·
Recommendation of the Sub-Committee Sub-Committee decided that the word "Diploma Engineer" to be corrected as "Engineer Diploma". Decision of the Steering Committee It was explained that two new professionals were notified vide Amendement Regulations published in the Official Gazette dated 27/09/2018 namely "Engineer –Diploma" and "Supervisor (Civil)". The term Engineer in the Draft amendment published on 27/12/2018. The Steering Committee	In regulation 3.1 of the principal Regulations, after the words "Competent Authority", the expression "However no permission under these Regulations shall be required for setting up solar farm including construction, operation and office set up thereof, subject to 2% of the total area of farm and maximum of 200 sq. mtrs per MW as envisaged in the Goa State Solar Policy, 2017 subject to obtaining NOC from Agriculture Department and approval of the Government on a case by case basis" shall be inserted.	Decision of the Steering Committee Steering Committee was of the opinion that large scale proliferation of solar farms should not amount to diversion of agricultural lands and as such NOC should be granted on case to case basis with the approval of the Government and NOC of the Agriculture Department should be a pre requisite. The Amendment to Regulation 3.1 shall be read as under:	Recommendation of the Sub-Committee Sub-Committee decided to retain the provisions as per Goa State Solar Policy to provide 2% of the total area to be allowed for construction, operation and office set up subject to	Sub-Committee decided to retain the provisions as notified. Decision of the Steering Committee Steering Committee decided to retain the provisions as notified	Item No. Recommendation of the Sub-Committee Amendment to Recommendation of the Sub-Committee	·



notification dtd. 27/09/2018. recommneded to correct it asEngineer-Diploma as per

owner" spread over the State and day to day supervision is not contention was that they carry out multiple constructions, introdced B3A, B4A and B5A, it was explaned that this forms were published for comments, the role of Supervisor were proposed buildings. It was explained that, in the draft regulations Supervisor at the site throughout the construction stage of the practically possible. Therefore they highlighted the need of Association, highligting the need of Supervisory clause in the to work under the Graduate Engineer or a Structural Engineer of Civil Engineering, some job opportunities and experience also explained that this provision will help Diploma holders so that the common man is not put to further burden. It was professional is not applicable to bungalows or small buildings irrespective of the built up area. Therefore role of additional area more than 1000 sq. mtrs and all high rise to be made applicable for building projects having built up "Structural far as the other amendments i.e. insersion of new forms and as Liability per the "Structural Stability Certificate" request of Goa State and "Affidavit by the Certificate". Engineers building Their

sign for undertaking/having undertaken the supervision, it will also be permitted Similarly, if Structural Engineer or Engineer are willing to

Decision of the Steering Committee

Steering Committee approved to correct the term 'Diploma forms B3-A, B4-A and B5-A are concerned, the Steering Engineer' to "Engineer-Diploma". As far as introducing new decision in this was deferred. amount to more red tape and complication. Committee was of the opinion that the provisions would As such the

3.2D(i) and (iii) and item No. 6 regarding amendment to decision on item No. 4 regarding amendment to Regulation regarding amendment to regulation 3.5A and insertion of 4 regarding amendment to regulation 3.2D(ii) and item No. 5 term 'Diploma Engineer' to "Engineer-Diploma" at item No. regulation 3.11.1 as prepublished. However the correction of corrected term 'Enginer-Diploma' were approved by the clause 3.2D(ii) and 3.5A(b)(vii) as prepublished with the Steering Committee. Steering Committee accordingly decided to defer the

Regulation 4.2 Amendment to Recommendation of the Sub-Committee

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access to the rear

regarding

rear condition as under: Sub-Committee decided to further clarify the access to the



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the plots covered under the regulation 4.7." one side. Further, access to the rear shall not be applicable to whichever is higher is required to be maintained at least on access to the rear of minimum 6.0 mtrs or applicable setbacks to be maintained. However, for high rise buildings, means of 4.4.2, Table IV, the means of access to the rear is not required "For buildings having side and rear setbacks as per Regulation

Decision of the Steering Committee

the Sub-Committee and notify the Regulation. Steering Committee decided to follow the recommendation of

Recommendation of the Sub-Committee

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shopping mall cum multiplex

Amendment to Regulations for

50m2 in other commercial buildings. every 40m2 of built up area as against one space for every higher parking standards of one car parking space for restricted to 45 mts. height of the shopping mall including the tower should be height of the tower shall be restricted to 45 mts. The total separate entry end exit from the ground and maximum like, it should be part of non assesmbly building having project proponent desires to set up iconic tower or the National Building Code 2016. shall be restricted to 30 mts. which is specified in the shopping mall being classified as assesmbly building, Sub-Committee decided Sub-Committee has also prescribed that If at all the concerned maximum height

Decision of the Steering Committee

additional height as relaxation to be considered only in (CS) and Special Commercial Zone (SPC) C1 Special zone (C1 Special), Commercial Special Zone considered independently. within the structure shall be 50.0 mts., and if it is a detached building multiplex, the overall height including the tower like tower like structure is attached to the shopping mall cum have separate entry and exit from the ground level. If the part contain only non-assembly occupancy and should maximum height of 50 mtrs. for such tower, provided that welcomed. promotion desires to set up iconic tower of the like for tourism Steering Committee felt that, if the project proponent in the NBC as it being classified as assembly building. cum multiplex shall be restricted to 30 mtrs. as specified of the opinion that maximum height of shopping mall Steering Committee deliberated on the issue and was also same plot, maximum of 50 mts. could be Steering as b landmark Committee It was also structure, decided to grant a it decided that should

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applicable in other Commercial building. Committee space for every 35 sq. mtrs area as against one for every higher parking standards of one equivalent car parking Steering mtrs and one space for every 50 sq. mtrs as built up area Committee further recommended decided to Ьy prescribe

read as under: The Regulation for shopping mall cum multiplex shall be

spas/centers, convention centers, hotel, IT and ITES, building within the compound of the complex. screens either within the complex or in a separate recreational activities, pubs, bowling alleys, restaurants, fast food outlets, health Complex consisting of small retail outlet, food courts mean an integrated entertainment and shopping Centre (1) Definition.-"Shopping mall cum multiplex" "Regulations for Shopping Mall cum multiplex.etc., with atleast 2 cinema hall shall

- (2) Site requirement for shopping mall cum multiplex.- (i) The minimum size of plot for a new shopping mall cum multiplex complex shall be 10,000 sq. mtrs.
- (ii) The minimum abutting road width for a shopping mall cum multiplex complex shall be 15 mtrs existing.
- requirements of.-(3) Location criteria .commercial area as per the statutory plans in force. mall cum multiplex complex shall be in a notified project shall be further subject to the (i) The location of a shopping
- (a) A traffic impact study and a traffic management plan, for such complex undertaken through a qualified consultant in traffic and transportation.
- (b) NOC from the Director of Fire and Emergency Services for considering the building permission by the Authority granting the permission.
- (4) General.-Plot area-10,000m2.

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Covergae-50%

zone FAR -As per the permissible FAR in respective

plinth area of shopping mall cum multiplex. building shall not cover more than 33% of the overall considered, independently. The relaxation in height will not exceed 50 mtrs. If the tower like building is proposed overall height of the building including the tower shall have separate entry and exit from the ground level and be of non-assembly occupancy. If such tower is attached height is subject to condition that uses in the tower shall Special Commercial Zone (SPC). This relaxation a maximum height of 50.00 mtrs only in C1 Special Zone(C1 Special), Commercial Special Zone (CS) and image of the city by following setback requirements upto have tourist/public Board for creating iconic or landmark tower which would with the approval of the Town and Country less. However, relaxation in height could be considered height permissible in the respective zones, whichever is assembly occupancy shall not exceed 30 mtrs or the detached building within the same compound of the Maximum height of shopping mall cum multiplex having further subject to the condition that the tower like the main shopping complex cum multiplex, it should per the permissible limits Height –Maximum height permissible shall be maximum attractions and would enhance the height of within the respective zones 50 mtrs could ' Panning

prospective developer donates the equipments as required However, exemptions could be capable of handling high rise building of such magnitudes permitted the Director Note: The additional height upto 50 mtrs can be subject to availability of fire Fire and considered Emergency in case the equipments Services

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Member Secretary informed that the apprehension on the competence of Engineer – Diploma/ Supervisor (Civil) will be dealt separately in the meeting.		
Steering Committee approved to correct the term "Diploma-Engineer" to "Engineer Diploma" and also to notify Regulation 20 and its sub-regulation as prepublished on 27/12/2018 regarding registration of professionals and also notary architect or engineer.		
Recommendation of the Sub-Committee Sub-Committee recommended that The term "Diploma". Engineer" to be corrected as "Engineer-Diploma". Professional members of the Sub-Committee also expressed their apprehension on the competence of "Engineer Diploma"/ "Supervisor (Civil)"	Amendment Regulation 20 Registration professionals	
Decision of the Steering Committee Steering Committee was of the opinion that clean energy from Solar power which falls under renewable energy needs to be encouraged and therefore have decided to retain the provision as notified.		
Recommendation of the Sub-Committee Sub-Committee recommended that provisions for solar PV installation for housing projects should not be insisted due to non viability of cost and maintenance related issues. The same should be made applicable only in other category buildings.	Amendment 1 Regulation 14.3 Norms for roof top solar PV installation	7
Recommendation of the Sub-Committee Sub-Committee decided to retain the Regulations as published. Decision of the Steering Committee Steering Committee decided to retain the regulation as published.	Amendment to Regulation 6A.4 Regulations for C1 special zone	6
by the Government and make available in house fire fighting facilities within the complex." (5) Parking - One equivalent car parking space shall be provided for every 35 sq. mtrs of built up area of the shopping mall cum multiplex.	•	

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	te de la the second part dealing with the
	ng the supervision part should be named as
	ate (Appendix B5A), the first part of the
	Liability (Appendix-B3A) and Structural
	n of the Sub-Committee
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									Section 26	endr
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Certificate.	Liability Certificate and supervision cum Structural Stability	Appendix B5A to be renamed as supervision cum Structural	Certificate as the case may be. The Appendix-B3A and	Structural Liability Certificate or Structural Stability	Suructural Design and Inspection part to be named as	Supervision Certificate and the second part dealing with the	certificate covering the supervision part should be named as	Stability Certificate (Appendix B5A), the first part of the	For Structural Liability (Appendix-B3A) and Sudding	to Recommendation of the Sub-Committee
	Structural	on cum St	ppendix-B	cuctural	to be na	t dealing v	ould be na	irst par) alla ot	
	Stability	tructural	3A and	Stability	med as	with the	amed as	ביני 10 ,	ructurar	en chima l

up area or for high rise building". should be made mandatory for "more than 1000 sq. mtrs built The applicability of specific certification of supervision

Decision of the Steering Committee

The decision on this item regarding introduction of new 3 of this minutes. Forms/certification was deferred as also decided at item No.

10

Amendment

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Annexure -1,

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Recommendation of the Sub-Committee more misue rather than genuine requirement. minimum plot area standards, as it is likely to experience Sub-Committee were of the opinion of not diluting

Decision of the Steering Committee

Minimum

plot

for dairy farming

requirements

activities including diary / poultry, piggery. For dairy farming Building Construction Regulations deals with the Agro based It was explained that, Annexure XIA of the Goa Land & sheds, minimum size of land / plot has to be 4000 sq. mtrs. project report for sanction. permissible for farm houses. Approval of the Directorate of and FAR upto 20 is permissible as against FAR of 5 Animal Husbandry shall be obtained and accompanied by

to 100 sq. mtrs only and the plot is surrounded by agricultural plot size from 4000 sq. mtrs to 1000 sq. mtrs only in respect area preferably away from dense human habitation. of dairy farming provided the area of the structure is restricted The pre-published regulation purported to relax the minimum

opinion that guidelines for farm houses and dairy farming Steering Committee deliberated on the issue and were of the proposed should cannot be equated and felt that the relaxation in plot size as published accordingly decided to retain Annexure and notify the same. approved þe ð considered. retain the I & X as pre-published in the The Steering Committee Steering Committee provisions as

_	Discussion	
	regarding	
	competence	of
	Diploma holders	ST

Recommendation of the Sub-Committee

of Representative of GCCI, Architect Manguesh Pra

already notified on 27/9/2018 and in force, the views of the powers of Engineer-Diploma and supervisor (Civil) were to the draft Regulation notified in the Gazette dtd. 27/12/2018committee now is to consider the objections and suggestions Member Secretary clarified that the brief before the Sub-IIA, IEI, ITPI and CREDAI were also of the similar opinion. should be recorded in the Minutes. The representatives of perform the functions as notified. He insisted that this view and RERA be allowed to be signatory to building and compound wall 'Supervisor (Civil)'. He felt that Diploma holders should not competence requested to record his strong objection to the powers and Representative of GCCI, Architect Manguesh Prabhugaonkar Member Secretary informed that since the competence and appropriate decision. members would be placed before the Steering Committee for He was of the opinion that COA Act, NBC-2016 Act 2016 do not permit Diploma Engineer to notified S 'Engineer-Diploma'

Decision of the Steering Committee

objection/suggestion in the Official Gazette dtd. 18/01/2018 qualification were finally notified in the Official Gazette dtd. 27/09/2018. and thereafter the "Supervisor qualification and competence It was informed to the Steering Committee that the definition, (Civil)" definition and their competence and were of "Engineer-Diploma" and pre-published for inviting

2011 and pre-published the Principal regulations The competence of Diploma holders of Civil Engineering in Committee as under: Regulation on 27/9/2018 Regulation on 18/01/2018 2010, Amendment Regulations were briefed to and

Qualifications and competence of Diploma Engineers from 2010 till 2018

2010	2011
Onelification	Onalification
Qualification Diploma holders of Civil	Qualification Diploma holders of
Engineering registered	Civil Engineering
with any Authority, prior	with 10 years
to 1995.	experience.
Competence	Competence
All Buildings upto 15	All Buildings
mts. height.	excluding high rise
	buildings.

No.

Finalized Regulation Notified on 27/9/2018

Engineer-Diploma	Supervisor (Civil)
Diploma holder	holder Diploma holder with two
registered as Supervisor years	years experience in
(Civil) for 3 years and	(Civil) for 3 years and construction/supervision
completed 10	-
proposals.	
Competence	Competence
Buildings upto 600mn2	Buildings upto 600mn2 Buildings upto 300m2
built up area having	built up area having built up area having upto
upto 3 storeys and	upto 3 storeys and 2 storeys and height upto
height upto 9 mts.	7.6 mts.

The Committee deliberated on the issue. The Committee those who are registered as Architects from practicing the registered Architect. or discharging any function that can be carried or by does not prohibits a person, who is not a registered as an registered architect using the title and style of Architect. It profession. If it only prohibits any person other than a found that Architect Act does not prohibit persons other than Architect with the Council of Architecture from carrying on 53

The NBC 2016 also recognizes Supervisor with competence building or 7.5 mtrs height on plot upto 200 sq mtrs. As per to carry out work related to building permit for 2 Storey

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Real any Law for the time being in force". of Technical Education or any University or any Institution equivalent from an Institute recognized by all India Council Engineer is defined as under:recognized under a Law or registered as an Engineer under "Means Estate person (Regulation and who possess Development) Bachelor or Degree Act 2016

supervision and number of project completed as specified in experience prescribed in the regulations for Supervisor (Civil) provision as notified on 27/09/2018 with a decision that the Steering Committee after deliberation decided to retain the they associated certificate from an Engineer/Architect/ Developer with whom considering their the regulations shall be followed in letter and spirit while experience Ħ. registration. building They should also furnish a design, construction

7 Request of Goa Industrial Development Corporation for adopting the provisions of amended Regulation for existing industrial estates

published in the 24/10/2018 had sought the following queries: Industrial Estates were notified. The GIDC subsequently vide letter dated Coverage, FAR and Open Space requirements in the layout of GIDC The Member Secretary informed the Committee, that vide Notificaton Official Gazette dated 11/1/2018, special relaxation in

- (1) Whether the existing industrial estates, in which the existing open space is open space from 15% to 7.5% 15%, plots can be made out of the said 15% open space by reducing the
- (2) Whether the amendments notified is for new industrial estate only and not for existing industrial estates.

prospective effect. Accordingly, it was informed to GIDC that, the amended Construction) Act, 2018, only, have prospective effect. under Section 4 of the Goa (Regulations of Land Development and Building Regulations have come into force w.e.f. 11/1/2018, as the regulations framed clarified that the notified Regulations dated 11/1/2018, would have The Department had taken up the matter with Law Department and it

existing industrial estates, within the purview of the said amended regulations GIDC, thereafter requested further amendment so as to include the

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ambit of amended provisions of the Regulations. Government was to include the existing industrial estates of GIDC under the in so far as the requirement of open space is concerned as the intension of the

Industrial estates so as to make the relaxation of open space and uses permitted in open space consultation with Law Department by way of insertion of "clause" or "note" Member Secretary to pre-publish futher amendment to the Regulations industrial estates of GIDC. permitted in the open spaces as published on 11/1/2018 to all existing consider the request for relaxation of open space requirement and uses published on The Steering Committee deliberated on the issue and 11/1/2018 to be made applicable to all existing GIDC Accordingly Steering Committee directed the decided

 ω Representation submission of initial application for Technical Clearance/ Development Permission of Taleigao Village Panchayat 0n procedure

Village Panchayat in light of the following: Permission or Technical Clearance shall be submitted first in the office of the letter dated 09/1/2019 requested that application for Development It was expalined to the Committee that the Taleigao Village Panchayat

norms and against the wishes of the Gram Sabha." Panchayat has to issue permission against its will and the Village Planning such as PDA's and Town Planning and other Technical Department as the problems due to buildings coming up with the approval from Planning Boards building houses, development in the Panchayat area as the Panchayat is facing "Give power to the panchayat in receiving proposal for construction of

continue with the existing procedure The Steering Committee did not agree to the request and decided to

4) Request of North Goa PDA regarding relaxationin in set back.

.5 mts. for existing houses falling within Calangute and Candolim planning The request of the North Goa PDA for relaxation of side set back upto

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as to regularise large number of existing houses which have come up with less area was explained. The proposal was submitted by the North Goa PDA so than required set backs, owing to high cost of land and business potential

notified Outline Development Plan relaxation in setbacks as proposed by North Goa PDA in respect of an already amendment to Goa land Development and Building Construction Regulations areas demarcated in the ODP. The Steering Committee also felt that the the Government for special regulaions with relaxation in set back for specific Country Planning Act and should have taken the approval of TCP Board and with specific Development Control Regulations, as admisible in the Town and Outline Development Plan for Calangute and Candolim should have come out provisions of Goa Regularisation of Unauthorized Construction Act 2016. Regulations. incorporated in the Goa Land Development and Building Construction opinion that relexation specific The Steering Committee also felt that the North Goa PDA while notifying the later stage as proposed now, will not yield any result so as to implement The Steering Committee, deliberated on the It was suggested that North Goa PDA could opt for the to Calangute and Candolim cannot be issue and was of

5) Consequential amendment to 6A.1. Pursuant to introduction of new zone viz. SPC, SPR, C1 Special.

namely SPC, SPR and C1 Special as applicable and notify the same without need to be updated by inserting the new zones, as a consequential amendment. Regulations 6A.2.1 (a) and (b) and Regulations 6A.3.1 (a), (b), (c) and (d) viz. SPC, SPR, C1 Special, the Regulation 6A.1 Table VII and foot note, pre-publication, as it is a consequential amendments pursuant to introduction of new zones was decided to amend the Regulations by inserting the names of new zones It was explained that pursuant to introduction of new land use zones

E)

6) Proposed amendment to sub-division of agricultural land.

plot/agricultural lands: Order dated 16/3/2018 had framed revised guidclines for sub-division of farm The Member Secretary informed the Committee that Government vide

in agricultural land into farm plots of 4,000m2 area were taking place posing activities like bar and restaurants. Similarly large scale plotted developments complaints that many farm houses were being used for non-agricultural the guidelines and policies are finalized. The said decision was on receipt of division as well as construction of farm houses shall not be permitted untill accordingly Government had decided to re-examine existing farm house guidelines and and construction of farm houses, as per the sub-division regulations of Goa start the issuance of technical clearance for sub-division of agricultural land threat to agricultural landscape. Land Development and Building 16/3/2018, Government has reviewed earlier instructions and decided to rerestrictions. It was informed, it was directed that technical clearance for agricultural subofthe said Regulations that earlier vide instructions It was explained that vide Construction Regulations with the following dated Order additional

- Specific condition shall be stipulated in the Technical Clearance order, that no trade license shall be issued by local bodies in farm house. not be used as godown or storage of goods for trading/commercial use.
- considered shall be 20,000m2 as per the following Table. Minimum size of farm plot for new Sub-division applications to be

GUIDELINES FOR FARM PLOT SUB-DIVISION

Area of property	No. of plots/Division of plots permitted upto
	Nil
20,001 to 50,000m2	2 plots (minimum area of plot shall be 20,000m2)
50,001 to 1,00,000m2	50,001 to 1,00,000m2 4 plots subject to minimum plot size of 20,000m2.
1,00,001 and above	Four plots upto 1,00,000m2 and one additional
	plot for every 50,000m2 of area above
	1,00,000m2.

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farm house guidelines approved by competent Authority, farm houses could be permitted as per the as per Survey Plan issued by Survey Department or plot which have been It was also specified in the Order dated 16/3/2018 that in existing plots

foster agriculture activities landscape and defeating the very concept of farm house which is intended, to into farm plots of 4,000m2 area, became a threat to preservation of rural agriculture character of our country side as large scale sub-division of land 20,000m2 was necessitated in order to preserve the pristine It was informed that, increase of farm plot size from 4,000m2 to greenery and

the same prepare amendments in consultation with Law Department and pre-publish publish the Regulations for sub-division of agricultural land and amendment 16/3/2018 for comments from public. to Annexure VIII, regarding farm house guidelines in tune with Order dated Steering Committee, deliberated on the subject and decided to pre-Member Secretary was

Provision Regulations. for Auotomated Building Plan Approval System in the

existing manual system to new automated eco system to permit online building plan approval, for smooth initiative. live by June-July 2019, which is a major step towards Ease of Doing Business to M/s. Vinzas, Technology Pvt. Ltd., Chennai and project is expected to go of software for Automated Building Plan Approval System has been awarded It was informed to the Committee that the work towards development It was decided to incorporate an enabling provision in Regulations transformation from

8) Any other item with the permission of Chair.

No item was discussed.



The meeting ended with thanks to the Chair