

PATTA (RATANJOT, KARANJ AND BOIDEASEL) NIYAM-2006, NO. F4-59 -2005 -SAT-2006

qt. fiq. 30-5-2001. (1) (2) (3) 1928 (h 20 1959) 443 444 2. 3, (2) (3) (4) (5) (6) (8) i (20 19S') ft-ä-ä'i v--h—3 ' 3ifQ.i-t)--a -ÄT(T ij#-q qfbt2fi t, -i-äÄ -sq fufi i' g faif8 lö fqi'-* qil t'ldf fi üfi*fi *hit (3) (4) (5) (1) tiå t 1 2006 (2) s. 6. (1) (2) (3) (4) (5) (6) (7) (8) (9) (10) (1) (2) (3) (4) (6) 1 q-rä-m, fiz:rq 3 3q«r-2 Yk:qa "Afqfd GRI fifi qTåTiT. 20 Al 2 SO 444 (2) 7. 8. 9. 10. (7) (2) (3) (4) (5) (7) -q ITJ\$T • 26 q-a_ .q-fk -q-fifi 9Jfi1 -q 500/ 900/- 1400/ gfd gtd SOOO, ft-RI -q-ql 3 -a q-a-ä-<R --*Tå Yfa Gil -qæ-æ-l - 248 248 ?-n-ä-q fû-tärq 11. 12. 13. 1 2006 tq) 2003 RTR 444 (4) yfq hfH) Aft , q.fr : 2. 3, 4. 6. 37Taf<d yfi*) 2. 3. 4. s. ft-fff-it ± _ 2. 3. @iftiG 2006 (ttiä-ft*äf) tif-ä-dT frF, 3. 4. 8. 10. 13. 14. 15. 16. (#) 2006 t ta-ä) -ft qfra-ftd ? 341åf<d --:r-x-r-d 1 2006 17. 18. 19. 20. 21. 444 (8) 1 2006 Raipur, the 1st September NOTIFICATION No. F 4-59/2005/Seven/06.—In exercise of the powers conferred under section 181 read with section 258 Chhattisgarh Land Revenue Code, 1959 (No. 20 of 1959), the State Government hereby makes (he followinu namely RULES Shori title, extent and commencement These rules may be called The Lease (Government land for Ratani01/Karanj and bio-diesel (2) (3) based processing unit) rules, It shall extend to the whole of Chhattisgarh, It shall come into force from the date of its publication in the Official Gazette

2. Definitions In these rules, unless the context otherwise requires : (2) (3) (4) (5) (7) (8) (9) "Code" means, Chhattisgarh Land Revenue Code, 20 of i 959)."State Government" means, Government of Chhattisgarh, "Government Organization" means, Government Undertakings of Government of Chhattisgarh. such as CREDA, Forest Development Corporation, Agriculture and Seed Development Corporation. etc.. "Interdepartmental Committee" means, Lhe Interdepartmental Commnittee consiituted by (Chhattisgarh Revenuc Department, "Ratanjot/Karanj and bio-diesel based processing unit" means and includes ol- co.nplexes or estates comprising Ratanjot/Karanj plantation and bio-diesel processing indusn'ial units. C' unposite high technology agricultural projects in the areas ot' Bio-fuel. hybrid seed production. Inicro-pfopas.', through tissue culture etc., and research and development activities including training. "Lease" means, lease given under these rules but does not ihelude sub-lease, "Lessee" means, the organization which has been granted a lease under Lhese rules, "Ravine land" means, land spoiled by Water into gully and narrow gorges and unfit cultivation by ordinary means, 'IMumkin land" means, land untitfor cultivation by ordinary means. "Waste Land!! means Government-land lying.vacantfoc more than-1() years which is unfit: byordinary,,means:, and ravinedands,hut doesunoe.include foresw.land» Identification of Weste Land land will be identified in districts by the committee constituted tar this purpose ctnnprising or the l'ollowint-' 'members Collector. Chairperson -144 (93 (3) (4) (5) (6) 1 2006 General Manager District Industries Center Deputy Director Agriculture Executive Engineer CREDA Mininig Officer Divisiona} Forest Officer Menlber Menlher Seeru-ifl•v Mcnn her 4

6. Grant of Lease (l) State Government may grant a.lease of waste land to a Government Organization Ratani(N/Karani plantation and establishment and running of Bio-diesel based processing unil. Waste land required for the use of the concerned village shall not he given on lease under lhese Procedure for Grant of tease (l) (2) (3) (4) (5) (6) (7) {8) (9) The applicaiion for lease shan be made to the collector in the fonuat given in schedule- I . Within-one month of the receipt of the applicalion, the committee constiluiccl under rule ; shaii e Nannt it and give its recomnlendation. Collector shall send the proposal to lhe Revenue Department in the fornrat given in schedule-2 t the recommendation of the committee, Revenue departmentl shall submit the cases received by it after exanunation (0 I-diesel Development Authority, On receipt of the recomnlendation of Chhattisgarh Bio-diesel Develornnen(AutharilY lhe case shall he submlted for decision to the Interdepartmental Conunjttee of the Revenue Dcparunent. The decision of the Interdepartmental Committee with respect to {he lease shall he final and shall he decision of the State Governmenl, The decision. ofthe interdepartmental committee shall be conununicated to lhe colleclor by {he Revenue Déparunent, The decision of the Sitte Government shall be connnunicated to the applicant in writing by the !eclur. If [he State Governmenl has decided to grant lease. the lease shall be executec hy the . It"nore than one application is received for the satne land. Chhattisgarh Bio-diesel Developinenl Authority shali retennnend one applicant keeping in view the previous experience of lhe applic& 'its. knowlc(k)', in the field of bio-fuel and'the possibility of proper utilization of' land. Land situated within 16 Kms of the

limits of the area of a Municipal Corporation. 8 Kms or less of the area of a Municipal Committee/District Headquarters or 4 Kms of the area of a Panchayat shall not be given on lease under these rules. Conditions of Lease :— (2) Waste land will be allotted first for 20 years. the State Government may renew the lease after the compliance with the conditions of the lease. necessity of the land in future and public interest for a further period of 10 years. The lessee shall not use the land for any purpose other than plantation of Jatropha and Karanj for establishment and running of bio-diesel based processing unit. 444 (IO) (3) (4) (5) (6) (7) 1 2006 'The lessee shall invest 50 percent of the total project cost within 2 years from the date of - and shall invest the remaining amount within the next 3 years. The lessee shall not make any construction of permanent nature on the leased land. Lessee shall not sub-lease the land. Lessee shall be responsible for the payment of all Government and public tax. cess Lessee may get the Jatropha and Karanj plantation and Bio-diesel based processing unit managed by a company in which the lessee Government Organization has at least 26 share holdline. lessee shall neither transfer the land to anybody nor sub-lease it under any circumstance. 7. 8

9. Lease Rent :—The lease rent shall be as follows : (3) (4) First Year Second to Fifth Year Sixth and Seventh Year Eight Year and afterwards Rs. hectare Rs. 625/- hectare Rs. 900/- hectare Rs. 1400/- hectare. Security Deposit :— No allotment under these rules shall be made unless lessee deposits Rupees 5000/- hectare. which is refundable without interest to the lessee after completion of the Project. Inspection : The committee constituted under rule 3 shall inspect the work of the lessee at least once a year and the inspection report shall be submitted through the to the Chhattisgarh Bio-diesel Development Cancellation of lease, return of possession and re-allotment :— (2) (3) (4) (5) (6) 'the State Government may, after giving an opportunity of being heard, cancel the lease at any if lessee contravenes any provision of any Act or Rules for the time being in force or the conditions of the lease. On the basis of the inspection report under rule 9 or on non-compliance with the conditions of the lease by the lessee in any other manner, Chhattisgarh Bio-diesel Development Authority may recommend the cancellation of lease to the State Government. and the State Government may cancel the lease on the basis of this recommendation after giving an opportunity of being heard to the lessee. After cancellation of the lease the possession of the lessee shall be deemed to be possession under section 248 of the code and revenue officers shall be competent to take action against such lessee under section 248 of the code. In addition to the action under section 248 of the code the lessee shall be liable to pay a penalty Rs. 10,000/- per hectare per month till the land is vacated by the lessee. After the cancellation of the lease the State Government may allot the waste land to another lessee. State Government may cancel the lease at any time before the completion of the lease period without assigning any reason. 1 2006 444 (11) (7) State Government may cancel the lease before the completion of the lease period if the land is needed for some other special project. 11

13. Removal of difficulties If any difficulty or dispute arises in carrying out the provisions of these rules, the decision of the Revenue Department shall be final. Relaxation :— State Government may by notification in the official gazette relax any provisions of these rules. Repeal and Savings Lease (Government land for Jatropha/Karanj plantation and Bio-diesel based processing unit) Rules, - orders, resolutions, if any in force immediately before the commencement of these rules. are hereby repealed or rescinded as the case may be in respect of matters covered by these rules. Provided that any order made or action taken under the rules so repealed shall be deemed to have been made or taken under corresponding provisions of these rules. By order and in the name of the Governor of Chhattisgarh. AL-OK SHIJKI;A. 444 (12) 1 2006 SCHEDULE—I Application Form Allotment of land for an Integrated Project for Jatropha/Karanj Plantation and Bio-diesel processing unit to a Government Organization [Lease (Government land for Ratanjot/Karanj plantation and bio-diesel based processing unit) rules. To The Collector District.... We apply as follows the allotment of land an integrated Project (for Jatropha/Karanj Plantation and Bio-diesel processing unit :— Particulars of the applicant Government Organization : (a) (b) (c) Name Address Telephone/Fax/Email 3. 4. 5

6. Category of the Government Organization Particulars of the present business of the Government Organization Profile of the Applicant Government Organization (Annexure) Particulars of the land applied (Kindly enclose certified copies of Khasra and Patwari map) Particulars of any other similar Project: being implemented by the applicant Government Organization (Add more sheets if necessary) 1 2006 Main points of the Detailed Project proposal of the applicant 444 (13) 7. 8. 9. (a) (b) (c) (d) (e) •Trees selected for plantation : Jatropha/Karanj Type of soil of the identified land Availability of

ground water ill the identified land Proposed intercropping Capacity of the bio-diesel unit : Tonnes/day
 Financial.paculat : (a) (b) (c) (e) Availability of money as per the accounts of the applicant Total money
 available for the Project Proposed bank loan Annual installment and duration Total Project cost Project
 management systems (As annexure)(Authorized signatory) solemnly affirm (hat ali intonnation given
 in lhis applica- tion .are true. I agree to abide by all rules of the Government relating to Lhe allotment of
 land, and roliow all condilions imposed by lhe Government. Date. • Siganture Name of the Officer Seal of
 Office 444 (14) 1 2006 SCHEDULE—2 E Rule 5 (3) | 2. 3 4. 6. 7. 8. 9. 12. 14. 15. 16. 17. 19. 20

**21. Proposal by the Collector tp the Government t Check list un r Icäse (Government land for
 plantation and bid-diesel based processanc unit) rules, 2006] Is the revenue case enclosed (Give
 Casc Number) Is the land in question Nazul land ? If it is,land in Nistar Patrak etc., has•it been
 removed Nistar Patrak Is lhe procedure Df {he Collector also enclosed ? Is the application enclpsed ? Is
 the certified copy of map enclosed ? Are certified copies of Khasra and land records enclosed ? Has the
 land on ail four sides of the applied land marked in the map . Is the consent of the neighbours enclosed ? IS
 the consent of the concerned departments Df the Government enclbsed ? Is the consent ot-the. Municipal
 Corporation/Municipality/Nagar Panchayat/ Viiiagc Panchayat enclosed Is the consent of the Town and
 country planning department enclosed ? Whether objections were invited by issue of Udghoshna ? Have
 the objections been removed ? Is lhe layout approved ? Has lhe opinion of the department related to the
 purpose which land is required been taken Is suftiéient money available iOr the use of land what is the rate
 of land as per the sale Df last one year in the area, and what is the rate land is per this year s guideline ? Is
 the calculation of premium aid rent as per rules ? Is the applicant organization registered ? Registration
 should by in Chhattisgarh. If the land isin the possession of another departmeiit, has their-permission heeh
 taken ? Are,their sufficient reasons for allotment.ofland without auction ? Si gnature Collector District**