

F. No. 19-159/2014-IA III (Pt. File)
Government of India
Ministry of Environment, Forest and Climate Change
(Impact Assessment Division)

Indira Paryavaran Bhawan
Jor Bagh Road
New Delhi – 110003

Date: 07th July, 2017

ORDER

In accordance with the procedure laid down in clause 14 (3) of Environment Impact Assessment Notification 2006, issued by the Ministry of Environment, Forest and Climate Change vide SO No. 3999 (E) dated 09.12.2016, the Urban Development Department, Government of Maharashtra vide their letter D.O. No. TPS – 1816 / CR443 / 16 / UD-13 dated 23rd, December, 2016 sought concurrence of the Ministry on the proposal of draft directive to be issued under section 154 (1) of the Maharashtra Regional and Town Planning Act, 1966 to all Planning Authorities / Municipal Corporations/Municipal Councils / Special Planning Authorities / Collectors for Regional Plan Areas for Streamlining Building Plan Approval and Environmental Clearance and Integration of Environmental Clearance with building sanctioning procedure. The Ministry of Environment, Forest and Climate Change examined the draft Directives referred by the Urban Development Department, Government of Maharashtra and concurred with the draft Directives vide letter No. 19-159/2014-IA.III dated 15th March, 2017.

The Ministry of Environment, Forest and Climate Change while concurring with the above draft building bye laws observed that the authority /concerned local body shall adhere to objective and monitorable environmental conditions as given in MoEFCC's Notification No. S.O. 3999 (E) dated 09.12.2016 and its appendices, as amended from time to time.

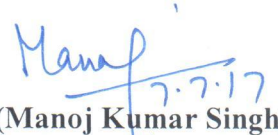
Whereas, after concurrence by the Ministry of Environment, Forest and Climate Change, Urban Development Department, Government of Maharashtra in exercise of powers conferred by Section 37 of Maharashtra Regional and Town Planning Act, 1966 has notified the integration of environmental clearance conditions with the Development Control Regulations (DCR) of the Planning Authorities in respect of all Municipal Corporations, Municipal Councils and all Special Planning Authorities in Pune and Kokan Divisions vide Notification No. TPS-1816/CR-443/16/DP/Pune & Kokan/UD-13 dated 28th June, 2017.

Whereas, the Urban Development Department, Government of Maharashtra, after issuing above notifications has submitted a copy of the same with the proposal for issuing orders under clause 14 (4) of the Environment Impact Assessment Notification, 2006 as amended.

The Ministry of Environment, Forest and Climate Change exercising its power under clause 14 (4) of the notification no. S.O. 3999 (E) dated 9th December, 2016, orders that no separate environmental clearance is required for building and construction projects up to 1,50,000 square meter built-up area in respect of all Municipal Corporations, Municipal Councils and all Special Planning Authorities in Pune and Kokan Divisions. The Environmental Clearance for building and construction projects up to 1,50,000 square meter stand integrated with Development Control Regulations (DCR) of all Municipal Corporations, Municipal Councils and all Special Planning Authorities in Pune and Kokan Divisions.

The Authority Competent to grant the building permission will integrate the environmental clearance conditions in same order based on the recommendations of the Environmental Cell, following the process as envisaged under the notification. The Authority granting this integrated building permission with environmental clearance conditions will be responsible for implementation of the procedures and processes laid down in the Ministry's notification No. S.O. 3999 (E) dated 9th December, 2016.

This Order is subject to decision in O.A. No. 677/2016 pending before the Hon'ble National Green Tribunal, Principal Bench, New Delhi.


7.7.17

(Manoj Kumar Singh)

Joint Secretary to the Government of India

Dr. Nitin Kareer
Principal Secretary
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