

ಕರ್ನಾಟಕ ರಾಜ್ಯ ಪತ್ರ

ಗೌರವಾನ್ವಿತ

ಅಧಿಕೃತವಾಗಿ ಪ್ರಕಟಿಸಬಹುದಾದ

ವಿಶೇಷ ಪತ್ರಿಕೆ

ಭಾಗ-1

Karnataka

ಬೆಂಗಳೂರು, ಮಂಗಳೂರು, ಮೈಸೂರು, ಹಂಪಿ, ಶಿವಮೊಗ್ಗ, ದಾವಣಗೆರೆ, ಚಿಕ್ಕಬಳ್ಳಾಪುರ, ಹುಬ್ಬಳ್ಳಿ, ಕೊಪ್ಪಳ, ಕೊಡಗು, ಕುರ್ಗಿ, ಮೈಸೂರು, ಶಿವಮೊಗ್ಗ, ದಾವಣಗೆರೆ, ಚಿಕ್ಕಬಳ್ಳಾಪುರ, ಹುಬ್ಬಳ್ಳಿ, ಕೊಪ್ಪಳ, ಕೊಡಗು, ಕುರ್ಗಿ

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GOVERNMENT OF KARNATAKA

RD 7 LGP 95

KARNATAKA GOVERNMENT SECRETARIAT
M.S. BUILDING
BANGALORE, DATED: 07/06/99

Circular

Subject: Conversion of Agricultural land for Non-Agricultural purposes under section 95 of Karnataka Land Revenue Act 1964. Procedure to be followed.

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The following guidelines are issued to simplify and maintain uniformity in granting permission to use agricultural land for non-agricultural purposes. These guidelines will have to be scrupulously followed by revenue authorities while disposing applications under section 95 of the Karnataka Land Revenue Act.

1. The process of Granting/Rejecting conversion shall be completed within 45 days of the receipt of the application. If the concerned sanctioning authorities do not adhere to the time schedule, they will be liable to disciplinary action.

2. The application seeking conversion of land shall be received in duplicate by the Tahsildar's office in the form prescribed at Annexure 1 to the circular. The Tahsildar shall forward a copy of the application to the sanctioning authority immediately. A weekly statement of number of applications received by the Tahsildar shall be sent to the sanctioning authority.

3. If any additional information is required the applicant shall be intimated within one week of receipt of the application.

4. The sanctioning authorities shall maintain a single register for all applications of conversion of land as prescribed in Annexure 2.

5. It is clarified that the revenue authorities are only dealing with conversion of agricultural land for non-agricultural purpose. But mere conversion does not entitle the occupant to utilise the land for the non-agricultural purpose

without obtaining sanction/permission from concerned competent authority like urban development authority, local bodies like CMC, TMC, Gram Panchayat, and also Pollution Control Board. These bodies will, subsequent to the conversion order, give necessary sanctions after following due process of Law with necessary safeguards. Therefore obtaining clearances prior to sanction of conversion order is not required.

6. Deputy Commissioners and the Assistant Commissioners should only look into the provisions of the Karnataka Land Revenue Act and other allied laws like the Land Reforms Act, PTCL Act, Land Grant Rules, Land Acquisition Act Etc.

7. As soon as the application is received by the Tahsildar, the same shall be verified by the Tahsildar. He shall verify the following:

- i) Only the occupant of the land has filed the application.
- ii) The conversion will not defeat any of following laws, in particular:
 - a) Section 48-A, 77 and 77A of Karnataka Land Reforms Act 1961
 - b) Rule 9 of Land Grant rules
 - c) Section 4(1) and 4(2) and prohibition of PTCL Act
 - d) Rule 102-B Of Land Revenue rules relating to Green Belt

iii) The land has not been notified for acquisition under section 4 and 6 of Land Acquisition Act.

8. The burden of verification regarding the above laws lies solely on the Tahsildar and the applicant shall not be asked to produce any documents for the same.

9. The Tahsildar shall forward the application along with his report to the Deputy Commissioner /Assistant Commissioner within 15 days of the receipt of the application. The report should contain a Revenue sketch of the area to be converted.

10. The Deputy Commissioner /Assistant Commissioner shall inspect the land to satisfy themselves that the diversion is not likely to cause public nuisance and does not violate the existing provisions of law administered by this department. In areas where the C.D.P/O.D.P has been published under the K.T.C.P. Act the Deputy Commissioner shall not refuse permission of conversion of such land if it is for the same purpose as specified in the C.D.P/O.D.P.

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11. If conversion is to be granted then the applicant has to be issued a notice to pay the conversion fine within 15 days of the notice as per the proforma at Annexure-3.

12. The applicant has to pay the required amount either through the challan/D.D and give an undertaking as per the proforma at Annexure-4.

13. After payment the Deputy Commissioner /Assistant Commissioner shall issue the conversion order as per the proforma enclosed at Annexure 5.

Note: The conditions enumerated in Annexure 4 & 5 are not exhaustive and the sanctioning authorities may impose additional conditions to ensure compliance with any law, regulation applicable to the particular areas.

14. The rejection order shall be speaking order containing specific reasons for rejection and should not have vague reasons like it will cause public nuisance or there is objection from public etc.

(B. PUTTANNA)

Under Secretary to Government
Revenue Department, (Land Grant-1)

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4. All the Assistant Commissioners/All the Tahsildars - Thro' the Deputy Commissioners.
5. PS to Hon'ble Minister for Revenue, Vidhana Soudha, Bangalore.
6. The PS to Principal Secretary to Govt., Rev. Dept.
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8. Special Cell/KAT/Land Grant Section 1, 2, 3, Rev. Dept.
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