

**GOVERNMENT OF WEST BENGAL  
DEPARTMENT OF MUNICIPAL AFFAIRS  
WRITERS' BUILDINGS, KOLKATA**

**NOTIFICATION**

No. 386/MA/O/C-4/3R-4/2015 (Pt. II)

Dated, Kolkata, the 15th day of June, 2015.

The following draft of amendments which the Governor, in exercise of the power conferred by section 417 of the West Bengal Municipal Act, 1993 (West Ben. Act XXII of 1993) (hereinafter referred to as the said Act), proposes to make in the West Bengal Municipal (Building) Rules, 2007, published under notification No. 67/MA/O/C-4/3R-8/2002, dated the 14<sup>th</sup> day of February, 2007 (hereinafter referred to as the said rules), is hereby published, as required by sub-section (1) of section 417 of the said Act, for the information of persons likely to be affected thereby;

The draft will be taken into consideration on or after *fifteen days* from the date of its publication in the *Official Gazette* and any objection or suggestion with respect thereto which may be received by the undersigned within the period as aforesaid shall be duly considered.

**Draft amendments**

(1) In the said rules, in sub-rule (3) of rule 11, following provisos may be *added*:

“Provided that for erection of a new building for setting up of any industry, or re-erect or to make addition to or alteration of, a building which is being or to be used for industrial purpose, plan sanction application, as per provisions of these rules, may be submitted at MSME Facilitation Centre (MFC) - located in DIC in every district - for MSME and textile industries, and at Silpa Sathi at Kolkata for large industries. After submission of a complete application in this manner, the applicant will get an acknowledgement with date of receipt and timeline for disposal mentioned therein. The application will then be forwarded to the concerned Municipality for processing and sanction. MFC or Silpa Sathi, as the case may be, will follow up with the concerned ULB and on receipt of intimation of sanction will inform the applicant to physically collect the sanctioned plan from the concerned ULB.:

Provided further that for setting up of any industry in government industrial estate/park, or re-erect or make addition to and/ or alteration of a building which is being or to be used for industrial purpose, approval of building site and sanction of building plan as per provisions of these rules, will be given by the concerned Industrial Authority or Corporation like WBIDC, WBIIDC, WBSIDC and WEBEL, as the case may be.”

(2) to rule 19, following proviso may be *added* :

“Provided that in case of receipt of any application under the *first* proviso to sub-rule (3) of rule 11, the Municipality will sanction the plan within 15 days.”

(3) In rule 21, -

(a) in sub-rule (1), after the words "of receipt of any application", the signs and words "excepting the applications under the first proviso to sub-rule (3) of rule 11," shall be inserted.

(b) after sub-rule (1) the following sub-rule may be inserted:-

"(1A) In the cases of applications, in respect of industries, received under the first proviso to sub-rule (3) of rule 11, within fifteen days from the date of receipt of the plan, the Board of Councillors shall, by written order—

(a) accord sanction, in Form 'C', to the building plan conditionally or unconditionally and to give permission to execute the work, or

(b) accord sanction but impose conditions for permission to execute the work, or

(c) accord provisional sanction under the proviso to section 210 ,

and shall communicate their decisions to the concerned MFC or Silpa Sathi, as the case may be. The cases of provisional sanctions in these cases shall be dealt with under the proviso to sub-rule (1)."

By order of the Governor,

Sd/- M. Chatterjee.

**Jt. Secy. to the Govt of West Bengal.**

**No. 386/1(170)/MA/O/C-4/3R-4/2015 (Pt.II)**

**Dated, Kolkata, the 15th day of June, 2015.**

Copy forwarded for information and necessary action to the, -

- (1) Mayor/ Administrator, Asansol/ Durgapur/ Chandernagore/ Siliguri Municipal Corporation, P.O. \_\_\_\_\_, Dist. \_\_\_\_\_.
- (2) Chairman, \_\_\_\_\_ Municipality/ Notified Area Authority, P.O. \_\_\_\_\_, Dist. \_\_\_\_\_.
- (3) District Magistrate, \_\_\_\_\_, P.O. \_\_\_\_\_, Dist. \_\_\_\_\_.
- (4) Commissioner, Asansol/ Durgapur/ Chandernagore/ Siliguri Municipal Corporation, P.O. \_\_\_\_\_, Dist. \_\_\_\_\_.
- (5) Chief Engineer, Municipal Engineering Directorate, Government of West Bengal, Bikash Bhawan, Salt Lake, Kolkata – 700 091.
- (6) Joint Director, ILGUS, ILGUS Bhaban, HC Block, Sector – III, Salt Lake, Kolkata – 700 106.
- (7) Private Secretary to the Minister-in-Charge, Municipal Affairs & Urban Development Department.
- (8) Cell – \_\_\_\_\_ of this Department.
- (9) Guard file of Cell – 4 of this Department.

  
**Joint Secretary.**