

Government of West Bengal
Department of Urban Development & Municipal Affairs
(Municipal Affairs Branch)
NAGARAYAN, 6th Floor,
DF- 8, Sector – I, Salt Lake: Kolkata – 700064

ORDER

No. 710/UDMA-15011(24)/14/2022-LS-MA SEC

Dated, Kolkata, the 6th July, 2022

WHEREAS in terms of provisions of section 113 of the West Bengal Municipal Act, 1993 (West Ben. Act XXII of 1993) (hereinafter referred to as the said Act), the Board of Councillors, for reasons to be recorded in writing, at any time direct alteration and amendment of the assessment list and in terms of provision of section 114 of the said Act, the Chairman-in-Council may, at any time, cause the annual valuation of such holding and make assessment thereon and after finalization, may make addition of such valuation and addition to the assessment list is made when a new building has been constructed or a new holding has been created by mutation or upon the inclusion of any local area within the municipal area or otherwise during the period an assessment list remains in force and in case of transfer or devolution of land and building, the Executive Officer of the Municipality record the transfer or devolution of property in terms of provisions of section 116 of the said Act;

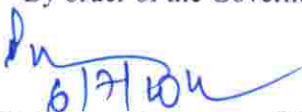
AND WHEREAS the Municipality may, with a view to determine the annual value of any holding, issue a notice to the owner or occupier in terms of sub-section (1) of section 115 of the said Act and the owner or occupier shall be bound to comply with such notice and to furnish a return in terms of sub-section (2) of section 115 of the said Act. In sub-section (3) of section 115 of the said Act, the Municipality may make an inspection or survey and take measurement of such land or building and verify the statement made in the return submitted sub-section (2) of section 115 of the said Act;

AND WHEREAS the power to conduct inspection for the purpose of section 115 of the said Act can be exercised by the Municipality for those returns in respect of which the Municipality feels it expedient to verify the statement made in such returns filed for determination of annual valuation of any holding. This is not a concurrent action for the applications or notices received for alteration and amendment of the assessment list under section 113 or addition to the assessment list under section 114 or mutation or transfer of title done under section 116 of the Act, as the case may be;

NOW THEREFORE considering above, the Governor is pleased hereby to clarify that in terms of provisions of sub-section (3) of section 115 of the said Act, inspection or survey and taking measurement of land and building to verify the statement made in any return for determination of annual valuation of any holding, is done if the municipality feels it expedient to do so but it has no linkage with such cases submitted for the purpose of alteration and amendment of the assessment list under section 113 or addition to the assessment list under section 114 or mutation or transfer of title made under section 116 of the Act, as the case may be.

This has been issued to comply with the requirement of Ease of Doing Business to elucidate that the process of inspection by Municipality is not a prerequisite formality for the purpose of addition or alternation or amendment of assessment list or mutation of property or transfer of title etc., as the case may be.

By order of the Governor,


Addl. Secy. to the Govt of West Bengal

No. 710(250)/1/UDMA-15011(24)/14/2022-LS-MA SEC

Dated, Kolkata, the 6th July, 2022

Copy forwarded for information and taking necessary action to the :-

1. Special Commissioner, UD & MA Department, Government of West Bengal.
2. Chairman/ Chairperson, Board of Administrators/ Administrator, _____ Municipality.
3. Special Secretary (S. K. Dutta), UD & MA Department, Government of West Bengal.
4. Director, SUDA.
5. Chief Engineer, Municipal Engineering Directorate, West Bengal.
6. PS to Hon'ble MIC, UD & MA Department, Government of West Bengal.
7. Executive Officer, _____ Municipality.
8. Sr. P. A. to Principal Secretary, UD & MA Department, Government of West Bengal.


Additional Secretary