
[Authoritative English Text of this Department Notification No. TCP-A(3)-2/2018 dated 29-08-2019 as required under clause (3) of article 348 of the constitution of india].

TOWN AND COUNTRY PLANNING DEPARTMENT

NOTIFICATION

Shimla-2, the 29th August, 2019

No. TCP-A(3)-2/2018.—Whereas, the draft Himachal Pradesh Town and Country Planning (Fourth Amendment) Rules, 2019 were published in the Rajpatra (e-Gazette), Himachal Pradesh on

15-01-2019, *vide* this department notification of even number dated 02-01-2019, for inviting objection(s) and suggestion(s) from the person likely to be affected thereby, as required under sub-section (1) of Section 87 of the Himachal Pradesh Town and Country Planning Act, 1977 (Act No. 12 of 1977);

AND whereas, no objection/suggestion was received by the Director, Town and Country Planning H.P. in this regard within the stipulated period by the State Government in this behalf and the same have been considered;

And whereas, the objections/suggestions were invited in respect of amendments in rule of 2018, but due to some urgency involved in the matter, it has been decided by the government to notify amendments only in rule 35 of the Himachal Pradesh Town and Country Planning Rules, 2014;

Now therefore, in exercise of the powers conferred under section 87 of the Himachal Pradesh Town and Country Planning Act, 1977 (Act No. 12 of 1977), the Governor, Himachal Pradesh is pleased to make the following rules further to amend the Himachal Pradesh Town and Country Planning Rules, 2014, notified *vide* this Department Notification No. TCPA(3)-1/2014-I dated 1-12-2014 and published in the Rajpatra (e-Gazette) Himachal Pradesh on 1-12-2014, namely:—

1. **Short title.**—These rules may be called the Himachal Pradesh Town and Country Planning (Fourth Amendment) Rules, 2019.

2. **Amendments new of rule 35.**—In rule 35 of the said rules, at serial number 2 and 3 of sub-rule (3), the following rates of Composition fee shall be substituted, namely:—

Sl. No.	Offence	Composition Fee
1.	In case of building where plan was not approved but construction carried out is as per the Himachal Pradesh Town and Country Planning Act, 1977 (Act No. 12 of 1977) the Himachal Pradesh Town and Country Planning Rules, 2014 and Regulations of Interim Development Plan or Development Plan.	The structure so constructed shall be regularized on payment of composition fee equal to 4 times of fee as specified and applicable under sub-rule (2) of rule 16 of these rules.
2.	In case of building where plan was not approved and deviations have also been carried out beyond the permissible limits as specified under rules and Regulations to the extent of 10% over any or all the set backs on ground floor and all the subsequent floors.	The structure so constructed shall be regularized on payment of composition fee equal to the 6 times of fee as specified and applicable under sub-rule (2) of rule 16 of these rules.

By order,

KAMLESH KUMAR PANT,
Principal Secretary (TCP).