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## REVENUE & DISASTER MANAGEMENT DEPARTMENT

### NOTIFICATION

The 8th December, 2017

No.42581-LA(A)-01/2017/Misc/R&DM.— Whereas, the draft of certain rules to amend the Odisha Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Rules, 2016, which the State Government propose to make in exercise of the powers conferred by sub-section (1) of Section 109 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013(30 of 2013) was published, as required under section 112 of the said Act, in an Extraordinary issue of the *Odisha Gazette* No.1870, dated the 9th November, 2017 issued under the notification of the Government of Odisha in Revenue & Disaster Management Department No.35884/LA(A) -01/2017 Misc, dated the 28th October, 2017, inviting objections and suggestions from all persons likely to be affected thereby till the expiry of a period of fifteen days from the date of publication of the said notification in the *Odisha Gazette*;

And, whereas, no objection or suggestion on the said draft has been received by the Government during the stipulated period;

Now, therefore, in exercise of the powers conferred by sub-section (1) of Section 109 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013(30 of 2013), the State Government do hereby make the following rules, namely:—

1. Short title and commencement:— (1) These rules may be called the Odisha Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Amendment) Rules, 2017.

(2) They shall come into force on the date of their publication in the *Odisha Gazette*.

2. In the Odisha Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Rules, 2016(hereinafter referred to as the said Rules), in rule 24,

(a) for sub-rule (2), following sub-rule shall be substituted, namely: —

*“(2) The administrative cost shall be deposited by the Requiring Body with the District Collector, which shall be distributed in the following manner, namely:—*

*(a) in case of the project in which requisition is filed by the Odisha Infrastructure Development Corporation, hereinafter called IDCO, fifty per centum of the administrative cost shall be retained by the District Collector which shall be kept in the Joint Savings Bank Account of the District Collector and the Land Acquisition Collector in any Scheduled Bank and the balance fifty per centum of the administrative cost shall be deposited in the Government treasury under the appropriate receipt Head of Account.*

*(b) in case of the project in which requisition is filed by person other than IDCO, twenty-five per centum of the administrative cost shall be retained by the District Collector and shall be kept in the Joint Savings Bank Account of the District Collector and the Land Acquisition Collector in any Scheduled Bank and the balance seventy-five per centum shall be deposited in the Government treasury under the appropriate receipt Head of Account.*

*(c) the amount kept in the Joint Savings Bank Account shall be utilized for the day-to-day expenditure on account of land acquisition, rehabilitation and resettlement works as per the guidelines to be issued by the State Government, from time to time”, and*

*(b) for sub-rule (3), following sub-rule shall be substituted, namely:—*

*“(3) Out of the amount kept in the Savings Bank Account as per sub-rule (2), the District Collector shall transfer such per centum of the amount to the State Government or the Revenue Divisional Commissioner, as may be notified by the State Government, from time to time, which shall be spent towards the expenses on monitoring of land acquisition, rehabilitation and resettlement.”.*

**3.** In the said rules, in rule 42, sub-rule (1) shall be renumbered as clause (a) thereof and after clause (a), so renumbered, following clause (b) shall be inserted, namely:—

*“(b) The State Government may, by notification, declare IDCO as the Land Bank in respect of lands allotted to or acquired through IDCO.”.*

By Order of the Governor

Dr. C. S. KUMAR

Principal Secretary to Government