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GOVERNMENT OF ANDHRA PRADESH

OFFICE OF THE DIRECTOR OF
TOWN AND COUNTRY PLANNING:
GOVT. OF ANDHRA PRADESH:
GUNTUR.

Circular Memo No. 6787/2018/P, Dt. -12-2018

Sub: O/o DT&CP, A.P, Guntur – MA&UD Department – The Municipal Corporations, the A.P. Municipalities, A.P. CRDA and the A.P. Metropolitan Region and Urban Development Authorities (Amendment) Act, 2018 (Act No.34 of 2018) – Commencement of Act – Orders – Communicated - Regarding.

Ref: 1. G.O.Ms.No.366 MA&UD, dated 19-11-2018 along with Gazette notification.

A copy of the G.O.Ms.No.366 MA&UD Dt.19.11.2018 along with Gazette Notification is herewith communicated with regard to the commencement of Act on The Municipal Corporations, the A.P. Municipalities, A.P. CRDA and the A.P. Metropolitan Region and Urban Development Authorities (Amendment) Act, 2018 (Act No.34 of 2018) for taking necessary action.

for Director of Town and
Country Planning

To
All UDAs/ all ULBs / all RDDTPs/all DTCPOs

The Commissioner,
A.P. CRDA, Vijayawada,

The Commissioner,
VMRDA, (VUDA Premises), Visakhapatnam.

Signature valid

Digitally signed by B
SRINIVASULU
Date: 2018.12.03 10:16:53 IST
Reason: Approved



GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

MA & UD Department – The Municipal Corporations, the Andhra Pradesh Municipalities, the Andhra Pradesh Capital Region Development Authority and the Andhra Pradesh Metropolitan Region and Urban Development Authorities (Amendment) Act, 2018 (Act No.34 of 2018) – Commencement of Act – Orders – Issued.

MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT (M) DEPARTMENT

G.O.Ms.No. 366

Dated: 19 .11.2018
Read the following:

1. G.O.Ms.No.81, Law (I) Department, Dated: 12.11.2018.
2. The Municipal Corporations, the Andhra Pradesh Municipalities, the Andhra Pradesh Capital Region Development Authority and the Andhra Pradesh Metropolitan Region and Urban Development Authorities (Amendment) Act, 2018 (Act No. 34 of 2018).

* * *

ORDER:-

In the reference 1st read above, the Municipal Corporations, the Andhra Pradesh Municipalities, the Andhra Pradesh Capital Region Development Authority and the Andhra Pradesh Metropolitan Region and Urban Development Authorities (Amendment) Act, 2018 (Act No. 34 of 2018) was published on 12th November, 2018 in the Andhra Pradesh Gazette for general information.

2. The following notification shall be published in the Extra- ordinary issue of Andhra Pradesh Gazette dated: 19.11.2018. The Commissioner, Printing Stationery & Stores Purchase, Andhra Pradesh, Vijayawada is requested to furnish 150 copies of the notification to the Government.

NOTIFICATION

In exercise of the powers conferred by sub-section (2) of section 1 of "The Municipal Corporations, the Andhra Pradesh Municipalities, the Andhra Pradesh Capital Region Development Authority and the Andhra Pradesh Metropolitan Region and Urban Development Authorities (Amendment) Act, 2018 (Act No. 34 of 2018)", the Governor of Andhra Pradesh hereby appoints the 19th day of November, 2018 as the date on which the provisions of the said Act, shall come into force.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R. KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner, Printing, Stationery & Stores Purchase, A.P., Vijayawada.
The Director of Town & Country Planning, A.P., Guntur.
The Director Municipal Administration, A.P., Guntur.

[P.T.O.]

:2:

The Commissioner, Andhra Pradesh Capital Region Development Authority, Vijayawada.
The Metropolitan Commissioner, Visakhapatnam Metropolitan Region Development Authority, Visakhapatnam.

All the Vice Chairmen of all Urban Development Authorities.

All the Commissioners of Municipalities/Corporations/Nagar Panchayats
through Director Municipal Administration, A.P., Guntur.

The Managing Director, Andhra Pradesh Housing Board, Vijayawada.

The Director General, Fire Services, Andhra Pradesh, Vijayawada.

The Managing Director, APTRANSCO, Vijayawada

The General Manager, Airport Authority of India, Gannavaram Airport, Vijayawada.

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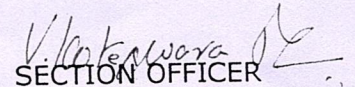
The Law (I) Department, AP Secretariat.

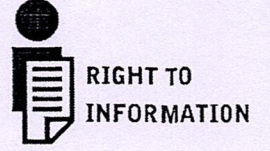
The PS to Special Chief Secretary to Hon'ble Chief Minister.

The OSD to Hon'ble Minister (MA & UD)

The P.S.to Principal Secretary to Government, (MA & UD)

//FORWARDED:: BY ORDER//


SECTION OFFICER



ఆంధ్రప్రదేశ్ రాజపత్రము
THE ANDHRA PRADESH GAZETTE
PUBLISHED BY AUTHORITY

PART I EXTRAORDINARY

No.901

AMARAVATI, MONDAY , NOVEMBER 19, 2018

G.824

NOTIFICATIONS BY GOVERNMENT

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MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (M) DEPARTMENT

THE MUNICIPAL CORPORATIONS, THE ANDHRA PRADESH MUNICIPALITIES, THE ANDHRA PRADESH CAPITAL REGION DEVELOPMENT AUTHORITY AND THE ANDHRA PRADESH METROPOLITAN REGION AND URBAN DEVELOPMENT AUTHORITIES (AMENDMENT) ACT, 2018 (ACT NO.34 OF 2018) – COMMENCEMENT OF ACT.

[G.O.Ms.No.366, Municipal Administration & Urban Development (M) Department, 11th November, 2018]

NOTIFICATION

In exercise of the powers conferred by sub-section (2) of section 1 of "The Municipal Corporations, the Andhra Pradesh Municipalities, the Andhra Pradesh Capital Region Development Authority and the Andhra Pradesh Metropolitan Region and Urban Development Authorities (Amendment) Act, 2018 (Act No. 34 of 2018)", the Governor of Andhra Pradesh hereby appoints the 19th day of November, 2018 as the date on which the provisions of the said Act, shall come into force.

R. KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT



RIGHT TO
INFORMATION

ఆంధ్రప్రదేశ్ రాజపత్రము
THE ANDHRA PRADESH GAZETTE
PART IV-B EXTRAORDINARY
PUBLISHED BY AUTHORITY

No. 34

AMARAVATI, MONDAY, 12th NOVEMBER, 2018.

**ANDHRA PRADESH ACTS, ORDINANCES AND
REGULATIONS Etc.,**

The following Act of the Andhra Pradesh Legislature received the assent of the Governor on the 1st November, 2018 and the said assent is hereby first published on the 12th November, 2018 in the Andhra Pradesh Gazette for general information :-

ACT No. 34 of 2018

AN ACT FURTHER TO AMEND THE MUNICIPAL CORPORATIONS ACT, 1955, THE ANDHRA PRADESH MUNICIPALITIES ACT, 1965, THE ANDHRA PRADESH CAPITAL REGION DEVELOPMENT AUTHORITY ACT, 2014 AND THE ANDHRA PRADESH METROPOLITAN REGION AND URBAN DEVELOPMENT AUTHORITIES ACT, 2016.

Be it enacted by the Legislature of the State of Andhra Pradesh in the Sixty-ninth Year of the Republic of India as follows:-

1. (1) This Act may be called the Municipal Corporations, the Andhra Pradesh Municipalities, the Andhra Pradesh Capital Region Development Authority and the Andhra Pradesh Metropolitan Region and Urban Development Authorities (Amendment) Act, 2018.

Short title and
Commencement.

(2) It shall come into force on such date, as the Government may by notification, appoint.

2. In the Municipal Corporations Act, 1955 in Section 455-AA, for the expression "as on 31.12.2014", the expression "as on 31.08.2018" shall be substituted.

Amendment of
section 455-AA,
Act No. II of 1956.

Amendment of
section 218-A.
Act No.6 of 1965.

3. In the Andhra Pradesh Municipalities Act, 1965, in section 218- A, for the expression "as on 31-12-2014", the expression "as on 31.8.2018" shall be substituted.

Amendment of
Section 108-A.
Act No.11 of 2014.

4. In the Andhra Pradesh Capital Region Development Authority Act, 2014, in Section 108-A, for the expression "as on 31st day of December 2014", the expression "as on 31st day of August 2018" shall be substituted.

Insertion of new
Section.
Act No.5 of 2016.

5. In the Andhra Pradesh Metropolitan Region and Urban Development Authorities Act, 2016, after Section 90, the following Section shall be inserted, namely,-

**"Regulation and
Penalization of
buildings
constructed
without
sanctioned plan."**

90-A. (1) It is open to the Metropolitan Commissioner or Vice-Chairman to regularize constructions made without obtaining sanctioned plan subject to fulfilling the following conditions:-

- (a) Submission of building plans to the competent authority duly paying all categories of fees and charges.
- (b) The construction shall be subject to the condition that all parameters laid down in relevant statutes, Master plan, Zonal Development Plan, Building Bye-Laws, Building Rules and other relevant Government Orders including Andhra Pradesh Fire Service Act, 1999 and the National Building Code are satisfied.
- (c) Payment of penalty equivalent to Thirty Three Percent (33%) of the various categories of fees and charges payable by the applicant for obtaining building permission in addition to the regular fee and other charges payable."

(2) Any offence made punishable under this Act in respect of Non-High Rise buildings may be regularized by the Metropolitan Commissioner or Vice- Chairman or any officer authorized by the Metropolitan Commissioner or Vice-Chairman in this behalf to the extent of violations made to the setbacks on each side of each floor except building line up to 10% of the permissible setbacks, on payment of fine equivalent to one hundred percent of the value of the land as fixed by the Registration Department applicable at the time of regularization in respect of violated floor area, subject to the condition that the sanctioned plan has already been obtained in each case.

(3) Notwithstanding anything contained in the Act, in the case of Gram Panchayats falling in the Metropolitan Region or Urban Development Authority areas, the Metropolitan Commissioner or Vice- Chairman may regulate and penalize the construction of buildings, made by the owner, or by an individual as the case may be, unauthorizedly or in deviation of the sanctioned plan as on 31st day of August, 2018 as a onetime measure as per the procedure and by levying such penal amount as may be prescribed and upon payment of such amount, all pending or contemplated proceedings and action of enforcement shall be deemed to have been withdrawn and the competent authority shall issue necessary occupancy certificate to the owner or the individual as the case may be."

DUPPALA VENKATARAMANA,
Secretary to Government,
Legal and Legislative Affairs & Justice,
Law Department.

12-1988414

GOVERNMENT OF ANDHRA PRADESH
MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT (M) DEPARTMENT

6787
26 NOV 2018

Memo No. MAU01-28029/93/2018-M SEC-MAUD.

Dated: 20.11.2018

Sub:- MA&UD - BPS 2018- The Municipal Corporations, the Andhra Pradesh Municipalities, the Andhra Pradesh Capital Region Development Authority and the Andhra Pradesh Metropolitan Region and Urban Development Authorities (Amendment) Act, 2018 (Act No.34 of 2018) - Act Commenced - Draft rules called for - Reg.

- Ref:- 1. The Municipal Corporations, the Andhra Pradesh Municipalities, the Andhra Pradesh Capital Region Development Authority and the Andhra Pradesh Metropolitan Region and Urban Development Authorities (Amendment) Act, 2018 (Act No. 34 of 2018).
2. G.O.Ms. No. 366 MA&UD (M) Department, dated 19.11.2018.
3. Gazette No. 824, dated 19.11.2018 Published in AP Gazette.

* * *

P The attention of the Director of Town & Country Planning, AP, Guntur is invited to the references cited (copies enclosed). He is informed that, Government have commenced "The Municipal Corporations, the Andhra Pradesh Municipalities, the Andhra Pradesh Capital Region Development Authority and the Andhra Pradesh Metropolitan Region and Urban Development Authorities (Amendment) Act, 2018 (Act No.34 of 2018)" w.e.f 19.11.2018 vide ref. 2nd cited and published the same in the Extr ordinary Gazette vide ref. 3rd cited.

2. The Director of Town & Country is requested to prepare the draft rules for taking up of new BPS Scheme and furnish the same to Government, immediately, to take further necessary action in the matter.

A. SURESH
OFFICER ON SPECIAL DUTY

To
The Director of Town & Country Planning,
AP, Guntur (w.e)

//FORWARDED:: BY ORDER//

* Circulate to concerned UDAs and ULBs/MPs/DCPs.

V. Kotamraju
SECTION OFFICER

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26/11/18

17/11/2018 DL 3.12.18