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കേരള സർക്കാർ
Government of Kerala
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കേരള ഗസറ്റ്
KERALA GAZETTE
അസാധാരണം
EXTRAORDINARY

ആധികാരികമായി പ്രസിദ്ധപ്പെടുത്തുന്നത്
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GOVERNMENT OF KERALA

Local Self Government (RD) Department

NOTIFICATION

G.O. (P) No. 181/2015/LSGD. Dated, Thiruvananthapuram, 28th May, 2015.

S. R. O. No. 362/2015.—In exercise of the powers conferred by sections 235A, 235B, 235F, 235P, 235W read with section 254 of the Kerala Panchayat Raj Act, 1994 (Act 13 of 1994), the Government of Kerala hereby make the following Rules, further to amend the Kerala Panchayat Building Rules, 2011 issued as G.O. (Ms.) No. 41/2011/LSGD dated the 14th February, 2011, and published as S.R.O. No. 127/2011 in the Kerala Gazette Extraordinary No. 351, dated 14th February, 2011, namely:—

RULES

1. *Short title and commencement.*—(1) These Rules may be called the Kerala Panchayat Building (Amendment) Rules, 2015.

(2) They shall come into force at once.

2. *Amendment to the Rules.*—In the Kerala Panchayat Building Rules, 2011,—

(1) In rule 3A, for the words, figures and bracket, “Kerala Town and Country Planning Ordinance, 2013 (Ordinance 51 of 2013)” the words, figures and bracket, “Kerala Town and Country Planning Ordinance, 2015 (Ordinance No. 3 of 2015)” shall be substituted.

(2) In rule 3D, for the words, figures and bracket, “Kerala Town and Country Planning Ordinance, 2013 (Ordinance 51 of 2013)” the words, figures and bracket, “Kerala Town and Country Planning Ordinance, 2015 (Ordinance 3 of 2015)” shall be substituted.

(3) In rule 5, in sub-rule (8), the proviso shall be numbered as sub-rule (8A) and for the words “Provided that, in” the words “In” shall be substituted.

(4) In rule 7, for sub-rule (8), the following shall be substituted, namely,—

“(8) In the case of an application to construct or reconstruct a building or make alteration or addition or extension within any security zone, the Secretary shall consult the District Collector concerned, before permission is granted and the District Collector shall furnish his reply, after obtaining the specific recommendations from the Director General of Police and the Secretary shall, while issuing the permit, comply with the objection, if any, raised and/or restriction and/or regulation, if any, suggested by the District Collector.

(8A) In the case of construction of new building or reconstruction for religious purpose or worship, prior approval or clearance or permission or concurrence, as the case may be, of the District Collector concerned, shall be obtained and the conditions stipulated in the ‘Manual or Guidelines to Prevent and Control Communal Disturbances and to Promote Communal Harmony’ which is in force be complied with. Applications for renovation without involving additional built-up area or structural alterations of existing buildings for religious purpose or places of worship may be considered by the Secretary

after informing the District Collector in the Form as provided in Appendix-N, duly filled in by the applicant and verified by the Secretary. However, the permit shall be issued only after the receipt of the concurrence of the District Collector."

(5) In rule 59,—

(a) in sub-rule (2),

- (i) before the provisos, for the portion commencing with the words "Approval of" and ending with the words and figures "above 1000 sq. metres in floor area:", the following shall be substituted, namely:—

"In the case of Group G1—Low and Medium Hazard Industrial and Group G2—High Hazard Industrial, approval of the District Town Planner shall be obtained for the usage of plot and/or layout of buildings with total floor area exceeding 300 sq. metres and up to 1000 sq. metres and approval of the Chief Town Planner shall be obtained for usage of plot and layout of buildings with total floor area exceeding 1000 sq. metres";

- (ii) in the second proviso, the words "under Group G1 occupancy, irrespective of the plot area" shall be omitted.

(b) in sub-rule (4),—

- (i) the words and figures, "with built up area exceeding 500 sq. metres or where the power used exceeds 30H.P. or where the number of workers employed exceeds 20," shall be omitted;

- (ii) for the second proviso, the following proviso shall be substituted, namely:—

"Provided further that, in the case of industrial buildings for coir weaving, blacksmithy and carpentry, all up to 50 sq. metres of total floor area with height upto 10 metres, the width of open yard from all boundaries except front and that in between buildings shall be minimum 1.50 metres;"

- (c) in sub-rule (5), in Table 7, under Group G2 occupancy the symbol of bracket shall be omitted.

- (6) In rule 61,—
- (a) in sub-rule (1),
 - (i) for the word "industrial" the word "hazardous" shall be substituted;
 - (ii) the first proviso shall be omitted;
 - (iii) in the second proviso, the word "further" shall be omitted.
 - (b) in the first proviso to sub-rule (4), for the words and figures "building with total floor area up to 300 sq. metres", the word "vault" shall be substituted.
- (7) In 97C, in sub-rule (2), in the first proviso, for the words "above, it if" the words "above it, if", shall be substituted.
- (8) In rule 132,—
- (a) in item (ii), for the words and figures "150 sq. metres which includes existing" the words and figures, "100 sq. metres including the existing" shall be substituted;
 - (b) item (iii) shall be omitted.

By order of the Governor,

JAMES VARGHESE,
Principal Secretary to Government.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

As per G. O. (Ms.) No. 10/2014/LSGD dated the 10th January, 2014 the Government had notified the Kerala Panchayat Building (Amendment) Rules, 2014 which was published as S.R.O. No. 26/2014 in the Kerala Gazette Extraordinary No. 98 dated the 13th January, 2014. Later, as per letter No. E4/E210967/2011 dated 15-2-2014, the Chief Town Planner forwarded draft Amendment Rules proposing amendment to the Kerala Panchayat Building Rules, 2011 so as to make it par with the amendments made to the Kerala Municipality Building Rules, 1999 by the Kerala Municipality Building (Amendment) Rules, 2013. Government have examined the proposal and decided to make necessary amendments to the said Rules.

This notification is intended to achieve the above object.