

# NAVI MUMBAI MUNICIPAL CORPORATION

NO. NMMC/TPD/ADTP/ 414 / 2016,

Date : 27/01 /2016

## C I R C U L A R

**Subject : Sanctined Development Control Regulation for NMMC**

Ref : The order dt. 08/12/2016 passed by Hon,ble H.C. in PIL No. 159/2015 (Shri Sandeep Thakur v/s NMMC & Others

The DCR for NMMC has been sanctioned by the Govt. vide Urban Development Department Notification bearing No. TPB – 4306/564/CR-55/06/UD-11 dated 12th Dec. 2007 & TPB/4306/564/CR-55/06/UD-11, dt. 21st July, 2008.

Regulation No. 27.1 stipulate that " *The open recreational spaces required to be provided in the lands allotted outside the Action Area for predominantly residential purpose shall be as per the relevant clause of the Agreement to Lease or 15% of the total plot area, whichever is more. The open recreational space provided shall be accessible and be at one place as far as possible.*"

The petitioner namely Shri Sandeep Thakur had filed a PIL No. 159/2015 against NMMC for non- implementation of Regulation No. 27.1 & sought directions from the Hon'ble High Court to issue direction to NMMC for implementation of said Regulation No. 27.1. However, the definition of " Action Area " has not been mentioned in said DCR. The Govt. vide its letter No. TPB 4316/UOR-141/2015/CR-102/2016/UD-11, dated 26/07/2016 have now cleared that the definition of " Action Area " as mentioned in GDCR of CIDCO will also be applicable to NMMC.

The Hon'ble High Court in its order dated 08/12/2016 issued directions to NMMC to implement Regulation No. 27.1 of DCR so for as term " Action Area " is concerned.

Considering the order passed by Hon'ble High Court on 08/12/2016 & the clarification issued by Govt. on 26/07/2016, following directions are issued.

### DIRECTION

All Officers/Staff working in Town Planning Department of NMMC is hereby directed to implement Regulation No. 27.1 of DCR so far as term " Action Area " is concerned & Accordingly, proposals may be scrutinized.

  
Commissioner,

Navi Mumbai Municipal Corporation

To,

- 1) Asst. Director of Town Planning, NMMC,
- 2) Town Planner, NMMC.
- 3) Deputy Engineer/Sectional Engineer/Junior Engineer, NMMC

Copy to :

- 1) Shri Sandeep Thakur,  
F8/RH6/Sector No. 06, Vashi, Navi Mumbai.
- 2) Jr. Law Officer, NMMC