



24 FEB 2014

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ABSTRACT

The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (No.30 of 2013) passed by the Government of India - Further action in cases where process under the Land Acquisition Act, 1894 initiated - Executive Instructions Issued.

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Revenue [LA-I(1)] Department

G.O. (Ms.) No.88

Dated: 21.02.2014.

Vijaya Varudam Masi 9,

Thiruvalluvar Andu 2045

Read:

From the Principal Secretary/Commissioner of Land Administration, D.O.Lr. No.M1/10236/2013, dated 23.01.2014.

PE

ORDER:

The Government of India has passed the "Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Re-settlement Act 2013". The Act has come into force with effect from 01.01.2014.

2. The provision laid down under Section 24(1) of the above new Land Acquisition Act reads as follows:-

"24. (1) Notwithstanding anything contained in this Act, in any case of land acquisition proceedings initiated under the Land Acquisition Act, 1894 (1 of 1894);

(a) Where no Award under Section-11 of the said Land Acquisition Act has been made, then, all provisions of this Act relating to the determination of compensation shall apply; or

b) where an Award under said Section 11 has been made, then such proceedings shall continue under the provisions of the said Land Acquisition Act, as if the said Act has not been repealed."

3. In all the Land Acquisition cases wherein the process under the Land Acquisition Act, 1894 has started i.e., the notification under Section 4(1) has been issued but the Award has not been made, the Government direct to take the following action as specified under section 24(1)(a) of the Right to Fair

Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013

i) Process initiated under the Land Acquisition Act, 1894, where notification under Section 4(1) has been issued, should be allowed to continue and declaration under Section 6 of the Land Acquisition Act, 1894, if not made, should be issued. However, the *interim* compensation should be determined based on the procedures already in vogue subject to additional compensation being paid as per the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act.

ii) Process initiated under the Land Acquisition Act, 1894, where the declaration under Section 6 of the Land Acquisition Act, 1894 has been made, **should be allowed to continue** and the *interim* compensation should be **determined as specified in Para 3 (i) above.**

(By Order of the Governor)

Gagandeep Singh Bedi
Secretary to Government

To

All the Principal Secretaries/ Secretaries to Government of all Departments.
The Additional Chief Secretary/Commissioner of Revenue Administration,
Chepauk, Chennai-5.
The Additional Chief Secretary /Commissioner of Land Administration,
Chepauk, Chennai-5.
The Principal Secretary/Commissioner of Land Reforms,
Chepauk, Chennai-5.
All District Collectors.
All District Revenue Officers.
SF/Sc.,

/Forwarded by Order/

lc Jayan
21/2/14
Section Officer.

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21-2-2014