

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Municipal Administration & Urban Development Department – Reserve open lands in Municipalities and Municipal Corporations – further instructions / guidelines – Orders – Issued.

Municipal Administration & Urban Development (G1) Department

G.O.Ms.No.72 M.A.

Dated: 20th February, 2002.
Read the following:

1. Govt. Memo.No.12/J1/86-3 Dt. 9.7.86.
2. Govt. Memo.No.2150/J1/88-4 Dt. 13.12.93.
3. Govt. Memo.No.21617/J1/95-7 M.A. Dt. 25.3.96.
4. Govt. Ms.No.419 M.A. Dt. 13.8.1996.

ORDER:

Government in the references 1st to 3rd read above have issued instructions to the Director of Municipal Administration to instruct the Municipalities in the State that in future the public lands have to be used for public purposes like parks, play grounds, schools etc;

In para 5 of G.O. 4th read above Government issued directions that open lands in the layout have to be used for parks, play grounds and other specific purposes mentioned therein and if the local Municipal Council proposes to use the Municipal lands other than the above purposes, such lands be used for remunerative purposes like shopping / office complexes.

In this regard, the High Court of Andhra Pradesh in its order in W.P.No.26276/96 based on Supreme Court Judgement in SC 1902 and SC – 577 had concluded that the Government have no jurisdiction to convert the site reserved for park or play ground for some other purpose. The court has also opined that any buildings or construction in such places necessarily affect the health, sanitation and the environment adversely affecting the residents of the locality.

Government have examined the matter and decided to take action as per the High Court and Supreme Court judgements on this issue. Government accordingly direct in continuation of references 1st to 3rd read above and in supersession of para 5 of G.O. 4th read above that all Nagar Panchayats / Municipalities / Municipal Corporations in the State shall not propose to utilise the reserved open spaces of a layout for the purpose other than the intended original use such as a park, play ground, community structure, urban forestry and similar eco-conservation programme. Alienation proposals in respect of Municipal vacant lands if any available which are other than the reserved open spaces can be proposed for remunerative purposes like shopping / office complexes etc.

The above instructions is to be followed scrupulously and no proposals in deviation to this policy be entertained.

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

M.SAHOO
SECRETARY TO GOVERNMENT

To

The Director of Municipal Administration, A.P., Hyderabad

The Director of Town and Country Planning, Hyderabad

The Engineer-in-Chief (Public Health), Hyderabad

All the District Collectors in the State

All Municipal Commissioners in the State through D.M.A., Hyderabad

All Regional Directors of Municipal Administration, through D.M.A., Hyderabad

All Regional Joint Directors of Town and Country Planning, through Director of Town and Country Planning, Hyderabad.

Copy to

The P.S. to Principal Secretary / The P.S to Minister (M.A) / The Chief Minister's office

All sections in M.A.&U.D. Department/ The Housing Department / Revenue Department

// t.c.f.b.o//

Section Officer