

Chhattisgarh Audyogik Nivesh Protsahan Niyam, 2004

CHHATTISGARH

India

Chhattisgarh Audyogik Nivesh Protsahan Niyam, 2004

Rule

CHHATTISGARH-AUDYOGIK-NIVESH-PROTSAHAN-NIYAM-2004 of 2004

- Published on 15 December 2004
- Commenced on 15 December 2004
- [This is the version of this document from 15 December 2004.]
- [Note: The original publication document is not available and this content could not be verified.]

Chhattisgarh Audyogik Nivesh Protsahan Niyam, 2004Published vide Notification No. F7-1/2004/11 (6), dated 15.12.2004Last Updated 21st October, 2019Notification No. F 7-1/2004/11 (6) dated the 15th December, 2004. - In exercise of the powers conferred by sub-section (i) of section 20 of the Chhattisgarh Audyogik Nivesh Protsahan Adhiniyam, 2002 (No. 7 of 2002), the State Government hereby makes the following rules, namely : -

1. Short title and commencement.

(1)These rules may be called the Chhattisgarh Audyogik Nivesh Protsahan Niyam, 2004.(2)These rules shall come into force with effect from the date of their publication in the Chhattisgarh Gazette.

2. Definitions.

- In these rules, unless the context otherwise requires : -(i)"Act" means the Chhattisgarh Audyogik Nivesh Protsahan Adhiniyam, 2002 (No. 7 of 2002) ;(ii)"Table" means a table of these rules ;(iii)"Section" means a section of the Act;(iv)"State" means the State of Chhattisgarh;(v)The words and expressions used in these rules but not defined therein shall have the meaning respectively as assigned to them in the Chhattisgarh Audyogik Nivesh Protsahan Adhiniyam, 2002 (No. 7 of 2002).

3. Services to be provided by nodal agencies.

- District level and the State level nodal agencies shall provide to the investor the services given in Table-1 within the time period mentioned against them.

4. Application for clearances.

(1)After selecting the site for setting up industrial undertaking an investor shall, in consultation with the appropriate nodal agency, apply to the appropriate nodal agency for obtaining the clearances required for proposed investment under various laws, rules, regulations, bye-laws, etc.(2)An investor seeking clearances for establishment of industrial undertaking shall apply in a Common Application form which shall comprise of Form-I and the forms given in Table-2 and Table-3.(3)Printed copies of the Common Application Form shall be made available by the nodal agency on request to the investor on payment of such fees as may be notified by the State Government from time to time.(4)If any clearance is not covered by the Common Application Form, the investor shall submit an additional application in the form prescribed under the relevant laws for such clearance.(5)The Common Application Form and the additional application form, if any, along with fee receipts, enclosures, certificates, and check lists shall be duly completed and signed by the investor.(6)The Common Application Form and the additional application form, if any, duly filled in, shall be submitted in required number of copies to the District level or the State level nodal agency, as the case may be.(7)At the time of submission of the Common Application Form and the additional, application form by the investor to the nodal agency, the authorized representative of the nodal agency shall satisfy himself/herself that:(i)the application forms are complete in all respects ;(ii)required number of copies of the application forms have been submitted; and(iii)all specified documents have been filled in and enclosed with the application forms;and issue acknowledgement in Form-II to the investor as a proof of receipt of application by the nodal agency.

5. Processing of application for approvals.

(1)Immediately after the issue of acknowledgement to the investor, the authorized representative of the nodal agency shall enter particulars of the application in the register of applications to be maintained in Form III.(2)The register of applications shall be scrutinized and initialled by an officer of the nodal agency authorized for this purpose.(3)The nodal agency shall within three working days from the date of receipt of the application by it, serve the relevant forms of the application to the concerned competent authorities and obtain acknowledgement from them in Form IV.(4)Every competent authority shall expeditiously process the application for clearance and communicate its decision to the nodal agency within the time period specified in Table-1.(5)The competent authority may ask for any necessary additional information from the investor before the expiry of the time period specified in Table-1 under intimation to the nodal agency ;Provided that such additional information shall be asked for only once :Provided further that when any additional information is sought from the investor, the time period specified in Table-1 shall be applicable from the date of receipt of such additional information by the competent authority.(6)The Nodal agency shall communicate decisions of competent authorities to the investor in Form-V.

6. Deemed approval.

- If any competent authority fails to pass final order on investor's application in respect of any of the following clearances within the time period specified in Table-1, it shall be deemed that such clearance has been granted by the competent authority : -(i)Provisional registration of small scale

industry by the District Trade and Industries Centre;(ii)No objection certificate/permission from the Gram Panchayat for building construction for establishment of industrial undertaking required under the Chhattisgarh Panchayat Raj Adhiniyam, 1993;(iii)No objection certificate from the Municipality or Municipal Corporation for establishment of industrial undertaking required, as the case may be, under the Chhattisgarh Nagarpalika Adhiniyam, 1961 or the Chhattisgarh Nagarpalik Nigam Adhiniyam, 1956;(iv)Permission for using land for industrial purpose required under the Chhattisgarh Nagar Tatha Gram Nivesh Adhiniyam, 1973;(v)Permission for diversion of land for industrial purpose required under the Chhattisgarh Land Revenue Code, 1959;(vi)Registration of industrial undertaking under the Chhattisgarh Vanijyik Kar Adhiniyam, 1994 and The Central Sales Tax Act, 1956; and(vii)Certificate from the Chhattisgarh State Electricity Board regarding availability of power.

7. Monitoring.

(1)The District level nodal agency shall submit a monthly report in the form to be specified by the state level nodal agency in regard to disposal of applications by the District Committee to the State Board.(2)Conveners of the District Committee and the State Board shall place before the Committee or the Board, as the case may be, a status report of pending applications at every meeting of the Committee and the Board.Table 1(See Rule 3, 5 (4) (5) and Rule 6)

Sl. No.	Name of the Clearance/Activity	Time Limit Prescribed
1	2	3
1.	Preliminary meeting with the Convener after expression of intent by investor	7 Days
2.	Arranging site visit for identification of land for investor's project after preliminary meeting	21 Days
3.	Provisional registration of small scale industry at district Trade & Industries Centre	3 Days
4.	Issuance of letter of Intent for allotment of CSIDC industrial land	21 Days
5.	Forwarding of investor's proposal by CSIDC/Directorate of Industries to District Collector for transfer of government land	21 Days
6.	Forwarding of investor's proposal by CSIDC/Directorate of Industries for acquisition of private land to the Government	21 Days
7.	Approval by Government to land acquisition proposal	30 Days
8.	Issuance of notification by the District Collector under section 4 of the Land Acquisition Act, 1894 :	30 Days
	(A) Intimation of anticipated compensation amount to the investor	30 Days
	(B) Publication of section 4 notification after deposit of anticipated compensation amount	7 Days
9.	Issuance of Certificate for exemption from payment of stamp duty by :	
	(A) District Trade & Industries Centre	7 Days

	(B) Directorate of Industries	15 Days
10.	Issuance of No Objection Certificate from localbodies for establishment of industry	30 Days
11.	Grant of permission for building constructionfrom Gram Panchayat	30 Days
12.	Grant of permission for development of landunder the Chhattisgarh Nagar Tatha Gram Nivesh Adhiniyam, 1973	60 Days
13.	Grant of permission of Land Diversion	90 Days
14.	Grant of permission to develop, erect, re-erector to make alteration in any place in a Building underChhattisgarh Nagar Tatha Gram Nivesh Adhiniyam, 1973	30 Days
15.	Sanction of allotment of water from WaterResource Department:	
	(A) At the applied site	60 Days
	(B) At different site	90 Days
16.	Issuance of Power availability certificate byCSEB	30 Days
17.	Sanction of power supply for L.T. connection byCSEB	45 Days
18.	Sanction of power supply for H.T. connection byCSFB	60 Days
19.	Approval of drawings by Electrical Inspector	15 Days
20.	Environment consent for Small Scale Industryunder simplified procedures by District Trade & IndustriesCentre	10 Days
21.	Consent for Establishment of Industry underWater (Prevention & Control of Pollution) Act, 1974	120 Days
22.	Consent for Establishment of Industry under TheAir (Prevention & Control of Pollution) Act, 1981	120 Days
23.	Registration & grant of licence under TheFactories Act, 1948	90 Days
24.	Approval of plans & permission toconstruct/extend/or take into use any building as a factory underThe Factories Act, 1948	90 Days
25.	Approval of site for hazardous process factoryunder The Factories Act, 1948	90 Days
26.	Registration of establishment under the CentralLabour (Regulation & Abolition) Act, 1970	30 Days
27.	Registration of Boiler Under Indian Boiler Act,1953	30 Days
28.	Registration under Chhattisgarh Vanijyik KarAdhiniyam, 1994	1 Day
29.	Registration under The Central Sales Tax Act,1956	1 Day
30.	Permission for use of forest land for non-forestpurposes under Forest (Conservation) Act, 1980	
	(A) New application	90 Days
	(B) Renewal of application	30 Days
31.	Permanent registration of Small Scale Industryat District Trade & Industries Centre	21 Days
32.		21 Days

Production Certificate for medium & largescale industry from District Trade
& Industries Centre

Form I(See Rule 4 (2))Common Application Form

Part 1 – A Investor's Information

1. Investor's Details

1.1 Name of Investor/Company.....

Address of

1.2 Read.Office.....

Tel.....Fax.....

Email.....

Website.....

1.3 Name ofChairman/MD.....

Address.....

Tel.....Fax.....

Email.....

1.4 Nature of Organization (Please lick)

1. Proprietary

2. Partnership

3. Pvt. Ltd.

4. Public Ltd.

5. Joint Sector

6. Co-operative Society

7. Public sector

8. NRI

9. FDI

10. Others

1.5 For Proprietary only. Do you belong to (Pleasetick)

1. SC

Part 1 – B Project Information

2. Project Details

2.1 Name ofUnit.....

Address ofCorrespondence.....

Tel.....Fax.....

E-mail.....

2.2 Nature of Proposed organization (please tick)

1. Proprietary
2. Partnership
3. Pvt. Ltd.
4. Public Ltd.
5. Joint Sector
6. Co-operative Society
7. Public sector
8. NRI
9. EDI
10. Others

2.3 Date of Incorporation of the Company.....

2.4 Regd.No.....

2.5 Name of M.D./Director with complete address &

Tel.....Fax.....E-mail.....

1.....

2.....

3.....

2.6 Local Office (contact person) Name.....

Address.....

Tel.....

E-mail.....

2.7 Registration for the Project.

(1) FIPB/RBI Approval No.....

(2) EOU Registration No.....

(3) IEM No.....

(4) Prov. SSI Registration No.....

2.8 Project Status (Please tick)

1. New Project
2. Expansion
3. Diversification

2.9 Nature of Activity (Please tick)

1. Manufacturing/Assembling
3. Job Work

2.10 Location of the Project.

(a) CSIDC Ind. Area.

Plot No.....

Area.....

Dist.....

(b) Out side CSIDC Ind. Area

Village.....

Tehsil

Distt.....(Chhattisgarh)

2.11 Items proposed to manufacture

Sr. No.	Name of product
------------	-----------------

1.

2.

3.

4.

5.

2.12 Details of manufacturing process

.....

2.13 Details of By-product

Sr. No.	Name
------------	------

1.

2.

3.

2.14 Requirement of Raw material

Sr. No.	Name of Product
------------	-----------------

1.

2.

3.

2.15 List of Proposed Plant & Machinery

Sr. No.	Name of Machine
------------	-----------------

1.

2.

3.

4.

5.

2.16 Estimated Project Cost.

1. Land

2. Land Devp. Charge

3. Building (Office)

4. Building (Factory)

5. Plant and Machine

6. Ele. Installation

7. Pollution Control Equipment

8. Other

9. Misc.

10. Preliminary and Pre-operative

(A) Total

(B) Working capital

Grand Total (A) + (B)

2.17 Proposal Means of Finance

1. Equity

2. Internal Accrual.

3. Public Issue

4. Foreign Equity

5. Term Loans From Bank/Financial Institutions

6. Unsecured Loan

7. Other Source Rs.

Total

2.18 Proposed Employment

Sr.
No. Particulars

1. Unskilled

2. Skilled

3. Supervisory

4. Managerial

Total

2.19 Project Completion Schedule

1. Date of commencement of Construction
2. Date of commencement of Trial Production
3. Date of commencement of Commercial Production

2.20 Any other Information

Part 1 – C Project Requirement

3. Land

3.1.1 Own land (1) Details of Area..... (Khasra No./Rakba Hect.) (2) Village..... (3) Tehsil..... (4) District..... (Chhattisgarh) 3.1.2 CS land (1) Name of Ind. Area..... District..... (Chhattisgarh) (2) Area Applied..... (3) Construction Area (4) Open Area..... 3.1.3 Government land Requirement (1) Details of Area..... (Khasra No./Rakba Hect.) (2) Village (3) Tashil (4) District (Chhattisgarh) 3.1.4 Private Land for Acquisition (1) Details of Area..... (Khasra No./Rakba Hect.) (2) Village..... (3) Tahsil..... (4) District..... (Chhattisgarh) 3.2 Water requirement for project..... Million Cubic meter/Year (B) Source of Water..... (1) Village..... (2) Tehsil..... (3) District..... of Power..... KW/HP (2) Maximum Power Load..... KVA (3) Date of Power Requirement..... (4) Captive Power Plant..... 3.4 Men Power Requirement

Sr. No.	Grade	Branch Nos.
1.	ITI Trained	
2.	Diploma Engineer	
3.	Graduate Engineer	
4.	B.Sc./M.Sc.	
5.	Commerce Graduate	
6.	Graduate	
7.	Others	

Part 1 – D Declaration

I, Shri/Smt..... S/o/W/o Shri..... Aged..... Residing at..... (Designation)..... of M/s..... Regd. office at..... hereby declare that the information furnished by us to the SIPB/DIPC District..... Govt, of Chhattisgarh by, our company in this Common Application Form are true to the best of my knowledge, belief and record. We indemnify the above agencies or any other agency under the jurisdiction of Govt, of Chhattisgarh from liabilities of any nature that may arise

due to the decision taken based on the information contained in this application form which may be inadequate, inaccurate, erroneous etc. and the management of my company assumes complete responsibility in this regard. Further, my company undertake to provide any additional information or clarification as required by SIPB/DIPC Govt, of Chhattisgarh or its agencies during and after processing of our application. We undertake to pay the fees/charges payable to Govt. of Chhattisgarh and its agencies as prescribed under the rules for according approval and charges fixed for water, energy, etc. and other charges fixed by the Govt, of Chhattisgarh from time to time. We understand that this single window clearance facility through SIPB/DIPC is to assist our company in getting statutory clearances expeditiously. We indemnify SIPB/DIPC, Govt, of Chhattisgarh and its agencies from any liabilities whatsoever.

Place

Date

Official Seal of the Company Authorized Signatory

Name.....

For.....

Designation.....

Table 2(See Rule-4 (2))Application Forms prescribed under Acts and Rules

Sl. No.1	Name of clearance2	Rule under which formhas been prescribed3
1.	Consent for establishment of industry under theWater (Prevention and Control of Pollution) Act, 1974	Rule 3 of Chhattisgarh Water (Prevention &Control of Pollution) (Consent) Rules, 1975
2.	Consent for establishment of industry under theAir (Prevention and Control of Pollution) Act, 1981	Rule 3 of Chhattisgarh Air (Prevention &Control of Pollution) Rules, 1983
3.	Registration and grant of licence under theFactories Act, 1948	Rule 6, 7, 9 & 10 of the ChhattisgarhFactories Rules, 1962
4.	Approval of plans and permission toconstruct/extend/take into use any building as a factory underthe Factories Act, 1948	Rule 3-A of the Chhattisgarh Factories Rules,1962
5.	Approval of site for hazardous process factoryunder the Factories Act, 1948	Rule 3 of the Chhattisgarh Factories Rules,1962
6.	Registration of establishment under ContractLabour (Regulation and Abolition) Act,	Rule 17 (1) of the Chhattisgarh Contract Labour(Regulation & 1970 Abolition) Rules,

		1973
7.	Registration under Chhattisgarh Vanijyik KarAdhiniyam, 1994	Rule 8 (1) of The Chhattisgarh Vanijyik KarNiyam, 1995
8.	Registration under the Central Sales Tax Act, 1956	Rule 3 of the The Central Sales Tax(Registration and Turnover) Rules, 1957
9.	Permission for development of land under theChhattisgarh Nagar Tatha Gram Nivesh Adhiniyam, 1973	Rule 12 of the Chhattisgarh Nagar Tatha GramNivesh Niyam, 1975
10.	Permission to develop, construct, re-construct a building or to make alteration any part thereof under theChhattisgarh Nagar Tatha Gram Nivesh Adhiniyam, 1973	Rule 17 (1) of the Chhattisgarh Bhumi VikasNiyam, 1984
11.	Permission for use of forest land for non-forest purposes under the Forest (Conservation) Act, 1980.	Forest (Conservation) Rules, 2003.

Table 3(See Rule 4(2))Application Forms prescribed by the Administrative Departments

Sl. No.1 Name of clearance2

1. Provisional Registration of small scale industry by District Trade & Industries Centre.
2. Allotment of industrial land of the Chhattisgarh State Industries Development Corporation.
3. Allotment of government land
4. Acquisition of private land
5. Certificate of exemption from stamp duty payment from District Trade & Industries Centre/Directorate of Industries
6. No objection certificate from municipality/municipal corporation for establishment of industrial undertaking.
7. No objection certificate/permission from Gram Panchayat for building construction for establishment of industrial undertaking
8. Permission for land diversion
9. Allotment of water by Water Resource Department
10. Power availability certificate by Chhattisgarh State Electricity Board or its successor undertaking
11. Sanction of L.T. power supply by Chhattisgarh State Electricity Board or its successor undertaking
12. Sanction of H.T. power supply by Chhattisgarh State Electricity Board or its successor undertaking
13. Approval of drawings by Electrical Inspector
14. Environment consent by District Trade & Industries Centre under the simplified procedure for small scale industries.

15. Registration of boiler under the Indian Boiler Act, 1953
16. Permanent registration of small scale industry by District Trade & Industries Centre
17. Certificate of production for medium & large scale industry by District Trade & Industries Centre.

Form II (See Rule 4 (7) (iii)) Acknowledgement The office SIPB/DIPC District hereby acknowledges the receipt of the following application forms mentioned as per list below :

-From

M/s.....Address.....

setting up (details of the

project).....

The reference number of your application is { |

SIPB/DIPC District...../.....

] } Please quote this number in your future correspondence with us. Authorized Representative

Date :

Place: Seal

List of application forms received :

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.
- 8.
- 9.
- 10.

Form III (See Rule 5 (i)) Register of Applications

(A) Application No. : SIPB/DIPC.....

(B) Name & Address of Investor/Company :

.....

Tel. No.

(C) Contact Person :

Tel. No. :

(D) Product :

(E) Investment : Rs.....

(F) Location of Plant :

(G) Receipt Details : No.....

Date

Amount

Sl. No.(1)	Type of Clearance(2)	Name of Competent Authority(3)	Date of Acknowledgement by Nodal Agency(4)	Date of Receipt by Competent Authority(5)	
	Date of Receipt by Competent Authority after Completion of short comings, if any	Date of Receipt of Decision from Competent Authority	Date of Communication of Decision by Nodal Agency	Type of Decision Communicated	Remarks
(6)	(7)	(8)	(9)	(10)	

Form IV(See Rule 5 (3))

The office of.....

Acknowledges the receipt of Application No. { |

SIPB/DIPC District

| filed by M/s.....Address.....for | - | (Name of clearance).....

on..... through SIPB/DIPC, District.....Chhattisgarh. | } The time limit for disposal of application is..... //200(Issued in duplicate).

Date : Signature Competent Authority/Authorized Representative

Place: Telephone No.....

Form V(See Rule 5 (6))Communication of Order for Application To, M/s.

.....

Please refer to your application No. obtaining following clearances, permission etc. { |

SIPB/DIPC District...../....dated.....

| submitted in Common Application Form for | - | | | } The original clearance, permission etc. issued by the Competent Authority enclosed herewith.

Place: Signature

Date : Authorized Representative

Nodal Agency