

s/p

Lr.No.463/RTI/Plg/HMDA/2019,dt.18.06.2019

To

Sri. M. A. Lateef,
H.No.5-4-187/3 & 4, 2nd Floor,
Soham Mansion, M. G. Road,
Secunderabad

Sir

Sub: HMDA – Plg – Furnishing of information under RTI – Reg.

Ref: 1) Lr.No.Op.Tr/463/RTI/Admin PIO/HMDA/2019,dt.21.05.2019.
2) Your representation dt.15.05.2019

With the subject and references cited, it is to submit that the information sought by you in regard to providing copy of any order, memo, notification or correspondence with the fire department that has suspended or amended has been examined.

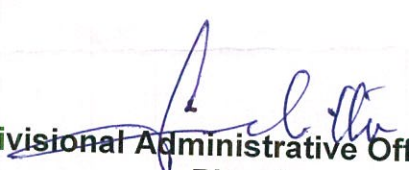
In this regard it is to submit as per the available records HMDA has not received any information from Fire Department.

Information issued under RTI Act 2005.



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

Yours faithfully
Sd/-
Director Planning –I


Divisional Administrative Officer (L)
Planning

Copy to the Admin PIO & LAO, HMDA

M.A.LATEEF
ADVOCATE

5-4-187/3 &4, 2ND Floor,
Soham Mansion, M.G. Road
Secunderabad-500003

Date: 15-05-2019

To
Chief Information Officer,
Hyderabad Metropolitan Development Authority
Tarnaka Hyderabad-500017.

Sub: Request for information regarding Environment Clearance under RTI Act.

The Ministry of Environment and Forest (MoEF), GOI has issued notification dated 14th September, 2006 (SO No. 1533) specifying rules for obtaining Environment Clearance. Under the said notification building and construction projects between 20,000 sq mtrs and 1,50,000 sq mtrs would require prior Environment Clearance from State Authorities. Buildings below the threshold limit of 20,000 sq mtrs, were exempt from obtaining Environment Clearance subject to compliance of certain conditions specified therein.

The threshold limit for obtaining environment clearance was increased to 50,000 sq mtrs vide notification dated 14th November, 2018 (SO 5733) i.e., buildings upto 50,000 sq mtrs are now exempt from obtaining Environment Clearance subject to compliance of certain conditions specified therein.

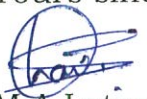
National Green Tribunal (NGT) has issued an order suspending the notification on 3rd December, 2018. However, the Honourable Supreme Court of India on 18th February, 2019 in Tamilnadu Pollution Control Board Vs Sterilite Industry & Others, Civil Appeal no. 4763/4764 of 2013 held that NGT only has appellate jurisdiction and it cannot entertain and exercise jurisdiction over the validity of notifications issued by MoEF. Applying this principle, NGT order suspending the notification dated 14.11.2018 is without any jurisdiction.

As per our understanding the notification by MoEF dated 14.11.2018 (SO 5733) is valid and in force.

Please provide a copy of any order, memo, notification or the like, received by GHMC, that has suspended or amended the MoEF notification dated 14.11.2018 (SO 5733).

Enclosed herewith Rs.10/- Postal Order towards fee.

Yours sincerely


M.A.Lateef
Advocate



अधपत्रा COUNTERFOIL

इसे फाड़कर प्रेषक अपने पास रख ले।
To be detached and kept
by the Sender.

पोस्टल आर्डर

₹ 10

POSTAL ORDER

किसे अदा करना
To whom payable CIO
HYMDA Hyd
किस डाकघर में
At what Office GPO
क्या इसे क्रॉस किया है
Whether crossed Yes
भेजने की तारीख
Date sent 17/5/19

46F 095326