

**MINUTES OF THE FIFTH MEETING OF THE BUSINESS FACILITATION COUNCIL (BFC) HELD ON 9<sup>TH</sup> JULY, 2010 AT 11.00 a.m.**

Fifth meeting of the Business Facilitation Council, constituted to facilitate entrepreneurs in obtaining clearances from various departments / agencies for setting up industrial enterprises in the NCT of Delhi, was held under the Chairmanship of Additional Commissioner of Industries (Policy), on 9<sup>th</sup> July, 2010 at 11.00 a.m. in the Conference Room of Chairman-cum-Managing Director – DSIIDC at Udyog Sadan, FIE, Patparganj Industrial Area, Delhi. The list of members/participants who attended the aforementioned meeting is placed at **Annexure – I**.

At the outset, Chairman while welcoming the members and other participants to the fifth meeting of the Business Facilitation Council observed that the members should be punctual and regular in attending the BFC meetings. He also observed that in order to maintain continuity only the Nodal Officers designated by their respective departments / agencies should attend the BFC meetings. Thereafter, agenda points were discussed as per details given below:-

**1. Review of Action Taken on the decisions taken in the 4<sup>th</sup> meeting of the BFC**

**(1) MCD related issues**

**(a) Grant of Factory Licence at all floors and basement :**

Administrative Officer (Factory Licensing) ,MCD informed that report of the sub-committee, constituted by the Standing Committee of MCD, regarding grant of factory licence to run manufacturing activities on all floors, including basement, was yet to be finalized. He further informed that vide letter dated 16<sup>th</sup> June, 2010, the MCD has sought clarification from the DDA on the issue whether or not licence for running industrial activities on all authorized built floors in addition to that of ground floor be permitted in conforming industrial areas, keeping in view of the provisions of MPD – 2021, DMC Act, Building Bye-Laws, Labour Act, Delhi Fire Service Act, Explosive Act and Water & Air Pollution Act.

Representative of DDA was requested to get the reply to the aforementioned letter of MCD sent within 15 days and thereafter MCD may take a view in the matter within next 15 days.

**(Action: DDA and Administrative Officer – MCD)**

(b) **Approval of building plans in respect of DSIIDC built industrial sheds. :**

Representative of MCD had informed in the earlier meetings that Town Planning Department of MCD had requested DDA to provide development control norms in respect of DSIIDC industrial sheds. Chairman desired to know whether the requisite reply had been received from the DDA or not. The representative of MCD suggested that Shri Shamsheer Singh, Senior Town Planner, MCD should be invited to brief the members about the issues involved and the status regarding approval of building plans in respect of DSIIDC built industrial sheds.

**(Action : MCD)**

(c) **Grant of NOC / Licence under household category to Khadi & Village Industries :**

It was decided in the last meeting that the concerned officer in DKVI Board should coordinate with Factory Licensing Department of MCD for expeditious processing of applications received for grant of NOC / licence from entrepreneurs intending to set up household industries in the trades covered under Khadi & Village Industries.

Chairman requested Administrative Officer (Factory Licensing), MCD to organize meeting of the High Power Committee , constituted for grant of NOC for setting up household category industries, by the end of July, 2010

**(Action : AO (Factory Licencing) MCD and DKVIB)**

(d) **Approval of building plans in respect of industrial plots allotted under the Relocation Scheme :**

The Chairman desired to know the latest status regarding the total number of applications received for grant of approval of building plans and the number of applications cleared by the MCD. Representative of MCD informed that as on 7<sup>th</sup> July, 2010, a total number of 4200 applications had been received for grant of approval of building plans in respect of industrial plots allotted under the 'Relocation Scheme'. He further informed that out of 4200 applications, building plans of 2800 applicants had been cleared. Chairman requested representative of MCD to endorse copy of the weekly reports being sent to DSIIDC to BFC also.

**(Action : MCD)**

**(2) DPCC related issues**

**(a) Issue of Acknowledgement Number in terms of MSMED Act, 2006**

The matter regarding grant of Acknowledgement Number in terms of MSMED Act, 2006 without insisting for renewal of consent to operate was again discussed. The representative of the DPCC had informed in the last meeting that requisite clarification regarding the provisions of the Act alongwith activities listed in Green / Orange categories had already been sent to the Industries Department. It was informed that the clarification received from DPCC has been processed by the Industries Department and it has been decided that in case of service enterprises, the Industries Department will not insist for DPCC consent.

DCI (MSME) also informed that Acknowledgement Number in terms of MSMED Act can be issued only if the applicants are in possession of valid consent to operate.

Representative of DFOF again informed that Member Secretary - DPCC, during the meeting the representatives of DFOF had with him, had informed that all the applications for grant of Consent to establish received prior to August, 2009 and the applications for grant of consent to operate received after August, 2009 had been cleared. Chairman desired that status of disposal of applications for grant of consent to operate received prior to August, 2009 may be obtained from DPCC.

**(Action :MCD and DPCC)**

**(b) Review of negative list of industries**

Representative of DPCC had informed in the last meeting that necessary comments on the report of IIT regarding functioning of stainless steel industrial units engaged in the activity of pickling had been sent to the Commissioner (Industries) vide letter dated 17<sup>th</sup> May, 2010. Addl. C.I. (Policy) informed that the clarifications sought by the DPCC are being examined by the Industries Department and appropriate action shall be taken in the matter within 15-days.

**(Action : Industries Department)**

**(c) Allotment of land for development of site for disposal of hazardous waste**

Chairman had requested representative of DPCC in the last meeting to expedite response to the letter from Commissioner of Industries regarding the quantum of land required for development of site for disposal of hazardous waste. Matter could not be further discussed because representative of DPCC was not present in the meeting.

**(Action : DPCC)**

**(d) Functioning of CETPs**

It was reiterated that the CETP societies / associations of industries would be involved before any final view is taken on the recommendations of the Shriram Institute for Industrial Research regarding measures to improve functioning of CETPs in the industrial areas of Delhi

**(Action : Industries Department & DPCC)**

**(f) Closure of polluting industries and industries covered under negative list**

Representative of DPCC had informed in the last meeting that DPCC had made its stand clear vide letter dated 17<sup>th</sup> May, 2010 on the issue of closure of polluting industries and industries covered under the negative list. DCI (Policy) informed that the matter was being examined by the Industries Department.

**(Action : Industries Department)**

**(3) DDA related issues**

**(a) Redevelopment of planned / unplanned industrial areas in Delhi**

Guidelines for redevelopment of planned / unplanned industrial areas formulated by the DDA had already been sent to the Government of India, Ministry of Urban Development for approval . Chairman informed that DDA has been requested to link redevelopment of industrial areas with Transfer of Development Rights

(TDRs) and for incorporation of suitable provision in this regard in the draft guidelines formulated by the DDA.

Representative of DDA informed that guidelines governing redevelopment of existing planned industrial sheds had been formulated by the DDA and sent to Government of India, Ministry of Urban Development for approval. It was also informed that the Government of India has sought comments / suggestions from MCD and Government of Delhi. Urban Development Department of Government of NCT of Delhi is in the process of finalizing the requisite comments in consultation with all the concerned departments and agencies.

**(Action : DDA)**

**(b) Maximum number of workers allowed in industrial areas .**

Under para 7.3 of MPD – 2021, the maximum number of workers in industrial use premises where plotted development is there has been mentioned as “as per need” whereas para 7.8 puts a limit of 50 workers in such areas. Chairman in the last meeting had desired that the Apex Chamber should give a self-contained note on the subject for examination and taking up the matter with DDA and Government of India. Accordingly, copy of the note submitted by Sh. D.K.Kapur, representative of PHDCCI was handed over to the representative of DDA for comments. Representative of DDA informed that the matter was under examination by the Master Plan Division of DDA and necessary reply in this regard shall be sent shortly.

**(Action : DDA)**

**(c) Review of parameters governing establishment of household industries**

Representative of PHDCCI raised the issue regarding upward revision of parameters relating to power and no. of workers prescribed for household industries in MPD – 2021. Copy of the note submitted by Shri Kapur was handed over to the representative of DDA for comments.. Representative of DDA informed that the matter was under examination by the Master Plan Division of DDA and necessary reply in this regard shall be sent shortly.

**(Action : DDA)**

**2. Measures to improve ranking of NCT of Delhi as business destination in India**

Members took note of the measures taken to improve ranking of NCT of Delhi as business destination in India. Members were again requested to suggest measures to further improve the ranking.

**3. Non-issuance of three phase industrial power connection in residential / non-conforming areas:-**

The members of BFC supported the suggestion given by SDM – Punjabi Bagh. Representative of DISTCOM stated that industrial power connections were being given only to the entrepreneurs holding valid Municipal Corporation licence issued by the MCD. However, representative of MCD informed that factory licences were not being issued in residential / non-conforming areas. He also stated that new licences were not being issued even in non-conforming industrial clusters notified for redevelopment. Chairman desired that a status note in this regard may be placed before the BFC in the next meeting by the MCD.

**4. Conversion charges from industrial to commercial / Banquet Hall**

Representatives from industry stated that the conversion rates / charges notified, vide order dated 5<sup>th</sup> February, 2010 by the MCD for conversion of industrial land to commercial/Banquet Hall are very much on the higher side. They also stated that since the parking facility is already available in the industrial areas, no parking charges should be levied in industrial areas. The industry also reiterated its earlier demand that the land which would become available as a result of closure of industries covered under the list i.e. prohibited industries should be allowed to be use for commercial purposes without levy of conversion charges.

Chairman desired that DFOF may give a self-contained note on the subject for taking up the matter with the concerned agency/department.

**(Action : DFOF)**

Meeting ended with a vote of thanks to the Chair.