

BY REGISTERED POST WITH ACK DUE

	<p align="center"><b>CHENNAI METROPOLITAN DEVELOPMENT AUTHORITY</b>          Thalamuthu Natarajan Building, No.1, Gandhi Irwin Road, Egmore,          Chennai - 600 008          Phone : 28414855 Fax: 91-044-28548416          E-mail: <a href="mailto:mcmda@tn.gov.in">mcmda@tn.gov.in</a>          Website: <a href="http://www.cmdachennai.gov.in">www.cmdachennai.gov.in</a></p>
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Letter No. PP/SB/N/147/2019

Dated: 24.10.2019

To  
**The Principal Chief Engineer**  
 Greater Chennai Corporation  
 Ribbon Building  
 Chennai – 600 003.

Sir,

Sub: CMDA – APU – Non High Rise Building (North Division) – Planning Permission Application for the existing construction of Stilt + 4 Floors Residential Building with 8 Dwelling Units at Old Door No.21, New Door No.36, Balfour Road, Kilpauk, Chennai-10 comprised in R.S.No.3135/4, T.S.No.3135/4, Block No.53 of Purasawalkam Village within the limit of Greater Chennai Corporation - Approved and forwarded to Local Body for issue of Building Permit - Regarding.

- Ref: 1. Your PPA received in SB.No. CMDA/PP/SB/N/0147/2019 dated 5.4.2019.  
 2. G.O.Ms.No.86, H&UD Department dated 28.03.2012.  
 3. G.O.Ms.No.85, H&UD Department dated 16.5.2017.  
 4. Govt. letter No.6188/UD4(3)/2017-8 received from H&UD Dept. dated 13.6.2017.  
 5. G.O.(Ms).No.18 MAWS Department, dated 04.02.2019 and published in Government Gazette No.43, Extraordinary Part-III, Section 1(a), dated 04.02.2019.  
 6. CMDA office order No.7/2019, dated.12.3.2019.  
 7. Earlier Planning Permission was issued by CMDA in PP.No.B/Spl.Bldg./183/2011 in letter No.B3/14022/2010 dated 10.03.2011.  
 8. WP (MD) No.8948 of 2019 & WMP (MD) Nos.6912 & 6913 /2019 dated 12.04.2019.  
 9. DC and other charges sent to the applicant in this office letter even No. dated 30.9.2019.  
 10. Undertaking dated 9.10.2019 for demolition of existing structure in Stilt Floor for accommodating parking before applying Completion Certificate.  
 11. Undertaking dated 9.10.2019 for safety precautions i.e. lift opening at Terrace Floor Plan.  
 12. The applicant's letters dated 10.10.2019, 14.10.2019 and 24.10.2019.

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The Planning Permission Application for the existing construction of Stilt + 4 Floors Residential Building with 8 Dwelling Units at Old Door No.21, New Door No.36, Balfour Road, Kilpuak, Chennai-10 comprised in R.S.No.3135/4, T.S.No.3135/4, Block No.53 of Purasawalkam Village within the limit of Greater Chennai Corporation received in the reference 1<sup>st</sup> cited has been examined and Planning Permission is issued subject to the conditions put forth by CMDA in the reference 9<sup>th</sup> cited.

2. The applicant has remitted the following charges in the reference 9<sup>th</sup> cited.

Sl.No	Charges / Fees / Deposits	Total Amount	Receipt No & date
i)	Development charges	Rs.16,000/-	B0014273 dated 3.10.2019
ii)	Scrutiny fee	Rs.3,000/-	
iii)	Regularization charges	-	
iv)	Open Space Reservation charges	-	
iv)	Security Deposit for Building	Rs.2,49,000/-	
v)	Security Deposit for Display Board	Rs.10,000/-	
vi)	Security Deposit for STP	-	
vii)	Infrastructure & Amenities charges	Rs.3,63,000/-	
Viii)	Metro Water Infrastructure Development charges	Rs.2,17,000/-	
ix)	Shelter fee	-	
x)	Flag Day charges	Rs.500/-	2762017 to 2762021 dated 1.10.2019

3. Two sets of approved Plans are Numbered as **B/NHRB/338/2019** dated **24.10.2019** in **Planning Permit No.12921** are sent herewith. The **Planning Permit** is valid for the period from **24.10.2019** to **23.10.2024**.

4. The Local Body is requested to ensure water supply and sewerage disposal facility for the proposal before issuing building Permit. It shall be ensured that all wells, overhead tanks are hermitically sealed with properly protected vents to avoid mosquito menace. Non provision of rain water harvesting structures shown in the approved plan to the satisfaction of the Authority will also be considered as a deviation to the approved plan and violation of Tamil Nadu Combined Development Building Rule 2019 and enforcement action will be taken against such development.

5. The Planning Permission for buildings is issued in accordance with the provisions of the Town & Country Planning Act, 1971 and the rules made there under. All other statutory clearance as applicable to this project shall be obtained by the project proponent from the competent Authority. The Town & Country Planning Act provision does not cover the Structural Stability aspect of the building including the safety during the construction. However, these aspects are covered under the provisions of the Local Bodies Act.



6. As far as, the Structural Stability aspect of the building is concerned, it falls within the jurisdiction of the Local Body concerned as stated in the Building Rules under the respective Local Body Act 1920, such as Madras City Municipal Corporation Act 1919, Tamil Nadu District Municipality Act, 1924, Tamil Nadu Panchayat Act, 1994. The Planning Permission issued under the provision of Tamil Nadu Town & Country Planning Act 1971, does not cover the Structural Stability aspect. However, it is the sole responsibility of the applicant / developer /Power Agent and the Structural Engineers / License Surveyor / Architects who has signed in the plan to ensure the safety during construction and after construction and also for the continued structural stability of the buildings. In this regard, applicant along with the Architect and Structural Engineer and Construction Engineer has furnished necessary undertakings for Structural Design Sufficiency as well as for supervision in the prescribed formats.

7. Issuance of Planning Permission by CMDA under the statutory provisions does not confirm any ownership or title over the property, in favour of the applicant. Before issuing Planning Permission for any development, CMDA in this regard, checks only the aspect of applicant's right over the site under reference to make the development thereon based on the copies of the documents (such as Sale Deed, Patta, Lease Deed, Gift Deed etc., and GPA ) furnished by the applicant along with his /her application to prove the same. Thus, CMDA primarily considers only the aspect whether the applicant prima facie has a right to carry out development on the site under reference.

Any person who acquires interest in the property shall ensure independently about the ownership and the applicant's right before acquiring the same. Further, if any individual claim right (or) title over the property he / she / they shall have to prove it before the appropriate / competent Court to decide on the ownership or get the matter settled in the Court of Law and CMDA is not the competent authority to decide on this matter.

8. This Planning Permission is not final. The applicant has to approach the **Principal Chief Engineer, Greater Chennai Corporation** for issue of **Building Permit** under the Local Body Act.

9. Applicant shall not commence construction without building approval from the Local Body concerned.

10. The Planning Permission was issued in the reference 7<sup>th</sup> cited above stands cancelled.



11. The Planning Permission issued under new Rule TNCD&BR, 2019 is subject to final outcome of the W.P.(MD) No.8948 of 2019 and WMP (MD) Nos.6912 & 6912 of 2019.

Yours faithfully,

*For*  
for SENIOR PLANNER (APU)

- Encl:** 1. Two sets of approved Plans  
2. Two copies of Planning Permit

Copy to:

1. **Applicant**  
**Thiru.P.Kasturi & others,**  
New No.36, Old No.21  
Balfour Road, Kellys  
Chennai – 600 010
2. **The Member**  
**Appropriate Authority**  
108, Uthamar Gandhi Salai  
Nungambakkam, Chennai – 600 034.
3. **The Chief Engineer**  
**CMWSSB,**  
No.1, Pumping Station Road,  
Chintadripet, Chennai - 600 002.
4. **The Commissioner of Income Tax**  
No.108, Mahatma Gandhi Road  
Nungambakkam, Chennai - 600 034.
5. **The Deputy Planner**  
Enforcement Cell (North)  
CMDA, Chennai – 600 008.