

GOVERNMENT OF JHARKHAND
DEPARTMENT OF INDUSTRIES

Resolution

Jharkhand Industrial Policy 2012 has been notified vide no. 1958 dt. 16.6.2012 and is effective from 1st April 2011. In para-37.3 provision for doubts resolution and in para-39 power of the State Govt. has been explained. In view of these provision this clarification is being issued, after considering the series of representation received by several Industry Association, Chamber of Commerce, individual entrepreneurs and Industrial area Authorities. After careful consideration following clarification is issued :

2. Jharkhand Industrial Policy-12 para 12.11.2 will now be read as **"15% of present value of land for MSME and 25% for others will be charged as transfer fee and all attendant expenses in connection with such transfer including payment of all statutory and Government dues shall be borne by the new entrepreneur to whom the lessee wants to transfer the leasehold right."**

3. Under the provision of above paras, provisions made in para 12.11.2 and 12.15 of Jharkhand Industrial Policy-2012 in regard to land transfer, following detailed clarification is made :-

- i.* If, at any stage, holding/ownership interest of proprietor/promoter partners, their in the firm at the time of plot and land allotment as the case may be, goes down below 51% in the firm, the same will be treated as transfer of allotted plot for the purpose of these rules and transfer fee as prescribed will be charged.
- ii.* Transfer of ownership for all kinds of firms, on account of succession or inheritance, process charge shall be levied as per para-12.15 of the JIP-2012 along with payment of old dues.
- iii.* The above policy will be applicable to partnership firm as well.
- iv.* Any change in Directors has to be informed in writing to the authority by all the allottees/lessee within 30 days of induction of the new director/ directors.
- v.* Dues of rent, development charge or any statutory dues will not constitute contravention at the time of transfer, once the new entrepreneur/or old allottee is willing to settle it with interest as the practice exist in IADAs.
- vi.* Transfer will only be allowed after making full payment of the premium of the plot and other dues, if any, as explained in para-12.11.2 and conditions explained in this too.



vii. These facilities shall be available to only those units which have not violated the conditions of allotment, set up the plant & made functional & operational, obtained EM-II/DOP etc. and signed duly approved lease deed with concern IADAs.

4. Above clarification shall be applicable with effect from 1st April 2011.

5. This resolution will be part of Jharkhand Industrial Policy-2012 as clarification of relevant provisions and rest other provisions of para-12 remain the same.

Order : It is ordered that a copy of the resolution should be sent for publication in the special edition of the Jharkhand Gazette, Reputed Journals and Newspapers and be circulated among all the Departments / Departmental heads and Subordinate office of the Government.

By the Order of the Governor of Jharkhand,

Sd/-

(Vandana Dadel)

Secretary,

Industries Department

Government of Jharkhand

Memo No: _____/Ranchi, dated

6/उनि०/औनीति-2012 (प्राधिकार)

Copy to: Superintendent, Govt. Press Doranda, Ranchi for information and necessary action and requested to publish this notification in Extra ordinary Gazette and send 200 copies to department of Industries.

Sd/-

Secretary,

Industries Department

Memo No: 3204 /Ranchi, dated 29/11/2013

6/उनि०/औनीति-2012 (प्राधिकार)

Copy to: Principal Secretary to Hon'ble Chief Minister, Jharkhand, Ranchi/Chief Secretary, Govt. of Jharkhand, Jharkhand, Ranchi/Development Commissioner, Govt. of Jharkhand /Additional Chief Secretary, Govt. of Jharkhand, Jharkhand, Ranchi/ Resident Commissioner of Jharkhand Bhawan, New Delhi/Principle Secretaries/Secretaries,/ All Commissioners, /All Dy. Commissioner, Jharkhand,/Managing Director of AIADA, BIADA, RIADA, SPIADA/General Manager of All District Industries Centre Jharkhand/ Director, MSME, Kokar, Ranchi/All Industries Association of Jharkhand/All Deputy Director of Industries, Directorate for information necessary action.


Secretary

Industries Department