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**GOVERNMENT OF ODISHA  
REVENUE AND DISASTER MANAGEMENT DEPARTMENT**

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**No.GE (GL)-S-56/2013- 33503 / R&DM Dated 31-8-13**

From

Dr. Taradatt,  
Additional Chief Secretary to Government

To

All Collectors

**Sub: Principles regarding temporary allotment of Government land for private purposes**

Madam/ Sir,

I am directed to say that instances have come to the notice of Government that requests are being received by several district revenue authorities from private organizations/ Companies for grant of temporary lease of Government land for a short period for a specific purpose on the ground that long period of lease i.e for 99 years is not required by them since the purpose of lease is for a short period. For instance, certain Companies who have undertaken construction of road-work in Kandhamal and Keonjhar districts have applied for lease of Government land before the concerned revenue authorities for a short period till completion of the road project, for establishment of stone crusher units.

2. However, in absence of specific guidelines issued by Government regarding temporary lease of Government land for private purposes, the respective Collectors have sought clarifications from this Department as to

whether such temporary lease can be granted and if so, under what terms and conditions such lease should be granted.

3. It may be noted that under rule 9 of the OGLS Rules, 1983, where a plot has been reserved under section 3 of the Act for any purpose, but no immediate settlement for that purpose is contemplated the Collector, with the prior approval of the RDC, may give temporary lease of the whole plot or any portion thereof for any specific purpose, within the terms and conditions as may be prescribed by Government from time to time.

4. Keeping the above facts in view, Government, after careful consideration, have been pleased to lay down the following principles for temporary allotment of Government land for private purposes:-

(i)The Collector may, with prior permission of the RDC, allow temporary use of Government land in favour of a private organisation/ Company for a specific purpose if such land is not contemplated for immediate settlement for the purpose for which it has been reserved.

(ii)The temporary lease shall be a licence only and the user agency shall have no right, title, interest or exclusive possession over the land. It shall be allowed only to use the land for the specific purpose. If, during the subsistence of such permission, the land is required to be leased out by Government for any particular purpose, the user agency shall have to vacate the land without claiming for any compensation.

(iii)The user agency shall have to pay to the State Government, a licence fee equivalent to 1/10<sup>th</sup> of the market value of the land payable each year for use of such land.

(iv)Permission to use the land will be given/ extended on year to year basis on payment of licence fee in advance. In case of extension, the

licence fee shall be calculated on the basis of the market value of the land prevailing on the date of according permission for extension.

(v) The user agency will be accountable for the damages, if any, caused to the land and will be liable to pay compensation for the said damage which shall be determined by the Collector. The compensation, if not paid, shall be recoverable as a public demand under the OPDR Act, 1962.

(vi) The user agency will abide by all laws, Rules and Regulations governing the field.

Appropriate action may be taken in such cases accordingly.

Yours faithfully,

*Handwritten signature*  
31-8-13

Additional Chief Secretary to Government

By FAX

Memo No. 33504 /RDM dated 31-8-13

Copy forwarded to Secretary, Board of Revenue, Odisha, Cuttack/ all RDCs for information and necessary action.

*Handwritten signature*  
31-8-13

Additional Chief Secretary to Government

Memo No. 33505 /RDM dated 31-8-13

Copy forwarded to Under Secretary to Government (IMU Cell)/ all seats of LR&GE (A)/ (B)/ (C) Branch of Revenue & DM Department for information and necessary action.

*Handwritten signature*  
31/8/13

Joint Secretary to Government