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GOVERNMENT OF ODISHA
REVENUE AND DISASTER MANAGEMENT DEPARTMENT

No: LA (A)-46/13 (Misc) 4080 /R&DM, Dated: 07.02.14

From:

Dr. Taradatt, IAS
Additional Chief Secretary
Revenue & D.M Department

To

All Collectors
All Spl LAOs/LAOs

Sub: Coming into force of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013-Making of Award in LA Cases initiated prior to 31.12.2013.

Sir/Madam,

This is regarding coming into force of the RFCTLAR&R Act-2013 w.e.f 01.01.2014 and continuance of certain LA proceedings already initiated under the LA Act-1894. In accordance with the provisions u/s-24(1) (a) of the new Act, this Deptt. has already issued clarifications to all Collectors/Spl LAOs/LAOs vide letter No. 1862 dt. 24.01.2014 that the LA proceedings initiated under the LA Act-1894 in which 4(1) Notification & 6(1) Declaration have been issued but where no award has been passed as on 31.12.2013; the provisions of the new Act. in relation to determination of compensation and award shall apply.

Now in those cases where no award has been passed as on 31.12.2013; the question of determination of compensation to make the award under the new LA R&R Act. is being clarified as follows.

- Sec 23 - Provides for enquiry and land acquisition award by Collector. This provision is almost similar to the provision under Sec 11 of the old LA Act.-1894.
- Sec-26 - Provides the criteria for assessment and determination of market value of land. Collector, while determining market value under this Section, shall also calculate additional market value @ 12% per annum on such market value as per provisions u/s-30(3) of the Act.
- Sec -27 Provides for calculation of total amount of compensation including all assets attached to land viz- structure, trees, other immovable properties.
- Sec-28 gives about the details of the considerations which the Collector should take into account while determining the amount of compensation.

