



ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ

ಅಧಿಕೃತವಾಗಿ ಪ್ರಕಟಿಸಲಾದುದು

ವಿಶೇಷ ಪತ್ರಿಕೆ

ಭಾಗ -IV-A

ಬೆಂಗಳೂರು, ಶುಕ್ರವಾರ, ಆಗಸ್ಟ್ ೬, ೨೦೦೪ (ಶ್ರಾವಣ ೧೫, ಶಕ ವರ್ಷ ೧೯೨೬)

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Commerce and Industries Secretariat

Notification

No. CI 208 SPI 2002, Bangalore, dated 4th August, 2004

Whereas the draft of the Karnataka Industries [Facilitation] Rules, 2004 which the Government of Karnataka proposes to make was published as required by sub-section (1) of section 21 of the Karnataka Industries (Facilitation) Act, 2002 [Karnataka Act 45 of 2003] in Notification No.CI 208 SPI 2002 dated 12th January 2004, published in Part-IVA of the Karnataka Gazette Extraordinary, dated 14th January 2004, inviting objection or suggestions from all the persons likely to be affected thereby within thirty days from the date of publication in the Official Gazette.

And whereas the said notification was made available to the public on 14th January 2004.

Now, therefore, in exercise of the powers conferred by section 21 of the Karnataka Industries (Facilitation) Act, 2002 [Karnataka Act 45 of 2003], the Government of Karnataka hereby makes the following rules, namely:

1. **Title and commencement:-** (1) These rules may be called the Karnataka Industries (Facilitation) Rules, 2003.

(2) They shall come into force from the date of their publication in the official Gazette.

2. **Definitions :-** In these rules, unless the context otherwise requires

a) "Act" means the Karnataka Industries (Facilitation) Act, 2002 (Karnataka Act 45 of 2003)

b) "Combined Application Form" means a form referred to in section 14 of the Act duly filled and complete in all respects

c) "Form" means a form appended to these rules

d) "Section" means a section of the Act

e) "Self Certification" means an undertaking given by an entrepreneur from time to time under section 15 of the Act.

3. **Meeting of the State High Level Clearance Committee (SHLCC) etc. :-**

(1) The State High Level Clearance Committee (SHLCC) shall meet at least once in two months at Bangalore or such other place as the Chairman may specify from time to time to transact its business.

(2) Eligible proposals received from entrepreneurs at least 21 days prior to the ensuing SHLCC meeting shall be placed before the committee.

- (3) The Member –Secretary shall by issuing a meeting notice, convene a meeting of State High Level Clearance Committee indicating the date, time and place of the meeting. He shall enclose agenda and notes on the projects highlighting therein the proposal in brief and assistance, support or infrastructure facilities, which are required by the entrepreneur to the meeting notice for the transaction of business in the said meeting. He shall send a notice of meeting at least seven days in advance.
 - (4) Member Secretary shall also send communication intimating the date, time & place of the SHLCC meeting to the entrepreneurs, whose proposals are included in the Agenda.
 - (5) All the Members and invitees of the State High Level Clearance Committee shall attend the meeting. In case the Principal Secretary or Secretary or The Head of Department or Chief Executive of a Government agency is pre-occupied with other important engagements or business, he shall depute the senior most officer to attend the meeting on his behalf with full briefing of the departmental views
 - (6) The State High Level Clearance Committee shall examine all the proposals placed before it and take appropriate decisions
 - (7) The Member-Secretary of the Committee shall within seven days prepare the proceedings of the State High Level Clearance Committee taking into account the departmental opinion or concurrence given by the Departments in the meeting.
 - (8) After getting approval from the Chairman of State High Level Clearance Committee, the Member-Secretary shall circulate the proceedings among all the members. If no comments are received within 15 days of dispatch of proceedings it shall be presumed that the proceedings are confirmed.
 - (9) Within 15 days after confirmation of the proceedings of the State High Level Clearance Committee, the Commerce and Industries Department, shall take further action to issue Government Order sanctioning infrastructural assistance and incentives and concessions if any, without any further consultation with the concerned Departments.
Provided that in case of sectors other than Commerce & Industries, the concerned Administrative Department of the State Government shall initiate similar action by issuing Government Orders within fifteen days.
 - (10) Copies of the order shall be sent to all the field departments and entrepreneurs concerned.
 - (11) Within thirty days from the date of receipt of the formal Government Order by the Department concerned, the other departments shall take action for issue of consequential orders or notifications, as the case may be.
- 4 Meeting of the State Level Single Window Clearance Committee (SLSCC) etc.:-**
- (1) The State Level Single Window Clearance Committee (SLSCC) shall meet ordinarily on 3rd Monday of every month at Bangalore or such other place as the Chairman may specify to transact business of the Committee.
 - (2) The Member-Secretary shall issue a meeting notice convening a meeting of the State Level Single Window Clearance Committee indicating the date, time and place of meeting. He shall enclose agenda to the meeting notice for transaction of business in the said meeting. He shall send notice of meeting at least seven days in advance of the meeting. Member Secretary shall also send notice intimating the date, time & place of the SLSCC meeting to the entrepreneurs, whose proposals are included in the Agenda.
 - (3) He shall place all the proposals received before the committee for its consideration.
 - (4) The State Level Single Window Clearance Committee shall examine all the proposals placed before it and take appropriate decisions
 - (5) The Member–Secretary shall prepare proceedings and obtain the approval of the Chairman of State Level Single Window Clearance Committee within seven days of the meeting.

- (6) After the proceedings are approved, the Member-Secretary shall communicate the decision of the committee within a period of seven days from the date of such approval, to the authorities or departments concerned and to the entrepreneurs concerned.

5 Composition of District Level Single Window Clearance Committee:

The District Level Single Window Clearance Committee shall consist of following members, namely:-

(i)	The Deputy Commissioner of the district concerned	Chairman
(ii)	The Chief Executive Officer, Zilla Panchayat of the district concerned	Vice Chairman
(iii)	The Jurisdictional Executive Engineer, Electricity Supply Company Ltd.	Member
(iv)	District level officer of the Karnataka State Pollution Control Board	Member
(v)	The Jurisdictional Representative of the Karnataka State Financial Corporation	Member
(vi)	The Lead District Manager of the Lead Bank	Member
(vii)	District Level Officers of Tourism, Agriculture, Horticulture and Information Technology Departments	Member
(viii)	The Jurisdictional Joint or Deputy Commissioner of Commercial Taxes	Member
(ix)	The Branch Manager, Karnataka Small Scale Industries Development Corporation	Member
(x)	The Representative of Karnataka Industrial Areas Development Board	Member
(xi)	The Commissioner, Urban Development Authority	Member
(xii)	The Assistant Director, Town Planning	Member
(xiii)	The Commissioner or Chief Officer of City Municipal Corporation or Municipal Council	Member
(xiv)	The Deputy Chief Inspector of Factories and Boilers	Member
(xv)	The Assistant Director, Kannada and Culture Department	Member
(xvi)	Representatives from District Industries Associations	Member
(xvii)	District level officer of Khadi and Village Industries Board	Member
(xviii)	Regional Director, Dept. of Ecology & Environment	Member
(xix)	The Joint Director of the respective District Industries Centre	Member Secretary

Chairman can invite any other members if necessary.

6 Meeting of the District Level Single Window Clearance Committee etc.:-

- (1) The District Level Single Window Clearance Committee (DLSWCC) shall meet at least once in a month at District Headquarters or such other place or places as the Chairman may specify to transact business of the Committee.
- (2) The Member Secretary shall issue a meeting notice, convening a meeting of the District Level Single Window Clearance Committee (DLSWCC) indicating a date, time and place of the meeting. He shall enclose agenda to the meeting notice for the transaction of the business in the said meeting. He shall send notice of meeting at least seven days in advance.
- (3) He shall place all the proposals received before the committee for its consideration.
- (4) The District Level Single Window Clearance Committee shall examine all the proposals placed before it and take appropriate decisions.

- (5) The Member-Secretary shall prepare proceedings and obtain the approval of the Chairman of District Level Single Window Clearance Committee within seven days of the meeting.
 - (6) After the proceedings are approved, the Member –Secretary shall communicate the decision of the Committee within a period of seven days of such approval to the authorities or department concerned and to the entrepreneurs concerned.
 7. **Combined Application Form (CAF):-** There shall be a Combined Application Form (CAF), as specified in Form I.
 8. **Form of undertaking:** - The undertaking that every entrepreneur shall furnish shall be in Form II.
 9. **Rationalisation of Inspections :-** Rationalisation of Inspections under Section-16 of the Act shall be coordinated by Directorate of Factories & Boilers.
 - 10 **Appeal:-** An appeal under sub-section (i) of Section 18 shall lie-
 - (i) to the State Government against decision of the State High Level Clearance Committee.
 - (ii) to the State High Level Clearance Committee against the decision of the State Level Single Window Clearance Committee.
 - (iii) to the State Level Single Window Clearance Committee against the decision of the District Level Single Window Clearance Committee.
- (2) Every appeal shall be made in form-III and shall be accompanied by a fee of rupees five hundred payable in cash. The appeal shall be presented either in person or by an agent duly authorised.
- (3) The Appellate authority shall, after giving a reasonable opportunity of being heard to the appellant, pass such order, as it deems fit. The orders of the Appellate Authority shall be final.
- (4) Every order passed by the Appellate Authority shall be communicated to the Appellate within fifteen days from the date of the order.

By Order and in the name of the Governor of Karnataka

M.Shivalingaswamy

Under secretary to Government (ID)
Commerce & Industries Department.

FORM – I

(See Rule 7)

Combined Application Form Instructions

1. The Combined Application Form (CAF) will be used by those entrepreneurs whose projects are approved by the State High Level Clearance Committee, known as SHLCC or State Level Single Window Clearance Committee, known as SLSCC or District Level Single Window Clearance Committee known as DLSCC as the case may be.
2. Nodal Agency (KUM / DIC) is the first contact point for the Entrepreneurs/ Investors.
3. Entrepreneurs / Investors may discuss with the Nodal Agency and avail the assistance in identifying a suitable land / shed / location, to know the pros and cons of their project, procedures and formalities to be followed at the entry and implementation stage of the project.
4. Nodal Agency will issue a copy of the Hand Book and a set of CAF to the Entrepreneurs / Investors against a payment.
5. Nodal Agency will receive the CAF after proper scrutiny and issue the acknowledgement.