

**Report of Administrator R&R for Rehabilitation and Resettlement Scheme u/s 16 of The Right to Fair Compensation and Transparency in Land Acquisition Act, 2013 of families affected for the proposed acquisition of Land of an area of Ac. 4.174 Dec. of village Basulisahi, Chudanga Sahi, Manikarnika Sahi, Kalikadevi sahi and Dolamandapsahi for the project "Development of security heritage Corridor around Shree Jagannath Temple, Puri"**

**Preface-**

The state cabinet in its third meeting held on 16.08.2019 has taken the decision to maintain a Security Zone around Shree Jagannath Temple, Puri as per the recommendation of the Hon'ble Justice B.P Dash commission. In the process, the state Government authorized Collector, Puri to prepare an action plan for the Project "Development of Heritage Security Corridor around Shree Jagannath Temple, Puri. Accordingly the Collector & District Magistrate, Puri prepared an action plan along with a Rehabilitation & Resettlement plan and submitted to Govt. through R&R Commissioner i.e RDC (CD), Cuttack. The same was approved and Communicated vide notification No. 26254 dated 04.09.2019. In the process U/s 4(1) of RFCTLAR&R Act-2013 was published by Govt. in R&DM Department vide notification No. 28897/R&DM dated 24.09.2019 to acquire area Ac-15.191 dec of Land belonging to five Mouza- Chudangasahi, Manikarnikasahi, Kalikadevisahi, Basulisahi & Dolamandapsahi under Puri Municipality. For expeditious completion of the Project, Acquisition through direct purchase route from intending parties was under taken by the District Administration. The public hearing on draft SIA report was conducted on 09.10.2020 and preliminary notification U/s 11(1) of RFCTLAR&R Act-2013 was notified vide notification number 1384 dtd. 16.11.2020 by the Appropriate Government for the acquisition of the land of an area Ac 4.174 Dec. of village Basulisahi, Chudangasahi, Manikarnika sahi, Kalikadevi sahi and Dolamandap Sahi under Puri Tahasil for the project "Development of Heritage Security Corridor around Shree Jagannath Temple ,Puri". Land Acquisition Officer(R&R) is the land acquisition collector under the RFCTLARR Act 2013 Vide R & DM Department Notification No-29054, dated 25.09.2019 and the Sub-Collector, Puri was appointed as the R & R Administrator under sub section (1) of Section 43 of the said act for Rehabilitation and Resettlement of affected families due to acquisition of the said land as per R & DM Department Notification No-34160, Dated 17.11.2014.

As per section 16 of RFCTLARR Act 2013, Preparation of Rehabilitation and Resettlement Scheme by the Administrator should be done and the same is reproduced as below: -

16. Preparation of Rehabilitation and Resettlement Scheme by the Administrator

1. Upon the publication of the preliminary notification under sub-section(1) of section 11 by the collector, the Administrator for Rehabilitation and Resettlement shall conduct a survey and undertake a census of the affected families, in such manner and within such time as may be prescribed, which shall include -

(a) Particulars of lands and immovable properties being acquired of each affected family;

(b) Livelihoods lost in respect of land losers and landless whose livelihoods are primarily dependent on the lands being acquired;

(c) A list of public utilities and Government buildings which are affected or likely to be affected, where resettlement of affected families is involved;

(d) Details of the amenities and infrastructural facilities which are affected or likely to be affected, where resettlement of affected families is involved; and

(e) Details of any common property resources being acquired.

2. The Administrator shall, based on the survey and census under subsection (1), prepare a draft Rehabilitation and Resettlement Scheme, as prescribed which shall include particulars of the rehabilitation and resettlement entitlements of each land owner and landless whose livelihoods are primarily dependent on the lands being acquired and where resettlement of affected families is involved -

(i) A list of Government buildings to be provided in the Resettlement Area;

(ii) Details of the public amenities and infrastructural facilities which are to be provided in the Resettlement Area.

3. The draft Rehabilitation and Resettlement scheme referred to in subsection (2) shall include time limit for implementing Rehabilitation and Resettlement Scheme.

4. The draft Rehabilitation and Resettlement scheme referred to in subsection (2) shall be made known locally by wide publicity in the affected area and discussed in the concerned Gram Sabhas or Municipalities.

5. A public hearing shall be conducted in such manner as may be prescribed, after giving adequate publicity about the date, time and venue for the public hearing at the affected area:



Therefore, the team of LA cell under supervision of R&R Administrator conducted field survey on various dates between 17.12.2020 to 15.01.2021 along with Revenue field officials of the project "Development of Heritage Security Corridor around Shree Jagannath Temple, Puri". An Order vide 1458, dated 11.12.2020 was issued to obtain a report on the details regarding affected families, displaced families, livelihood lost, particulars of land and immovable property acquired etc. The report of the field survey referred in depth for preparation of draft R & R scheme for the affected families of the project.

**1. Particulars of Lands and immovable properties being acquired of each affected family:**

**(a) List of land holdings in the affected area: -**

Total land proposed for acquisition: Ac 4.174 Dec.

Nature of land: Gharabari used for residential or commercial purpose.

**(b) List of tree, building, other immovable property assets attached to the land or building to be acquired:** Will be reflected in Final Award for Compensation.

**(c) List of Affected families (including tenants on the land):**

Total Affected family : -69

Name of members of the affected family- Refer Summary of Rehabilitation and Resettlement Scheme.

**2. Livelihoods lost in respect of land losers and landless whose livelihoods are primarily dependent on the lands being acquired:**

List of trade or business in the affected area:

No. of Lodges	No. of Shops
06 lodges	34

**3. A list of public utilities and Government buildings which are affected or likely to be affected, where resettlement of affected families is involved:**

1. Primary Aid center near Dolabedikona
2. Water effluent treatment plant (Pejnala)
3. Water tank

**4. Details of amenities and infrastructural facilities which are affected or likely to be affected where resettlement of affected families is involved:**

Nil

**5. Details of any common property resources being acquired: Nil**

**6. List of Displaced families**

Name of members of the displaced family- Refer R&R Summary of Rehabilitation and Resettlement Scheme

**Rehabilitation and Resettlement Scheme**

As per chapter VI, Procedure and manner of Rehabilitation and Resettlement- Section 43 of RFCTLARR Act 2013, the undersigned has been appointed as the Administrator for drafting Rehabilitation and Resettlement scheme for the project. This Rehabilitation and Resettlement scheme (R&R scheme) is being drafted in consonance with section 16, 17, 18, 19, 31, 43, Second Schedule of RFCTLAR&R Act- 2013 and Rules 30 & 31 of Odisha RFCTLARR Rules 2016.

It is added here that due to importance and time bound completion of the project, the State Government already declared a R & R plan for the project affected families and communicated vide letter no-**26254/R&DM, Dt.04/09/2019 & Letter No.32242/R&DM Dt.21/10/2019 & Letter No.5754/R&DM Dt.05/02/2020** which is in consonance with RFCTLAR&R Act-2013 but much better R & R entitlements. As per section-108 of RFCTLAR&R Act-2013, The R&R administrator after preparation R&R Scheme for the project affected families as per the provision of the act gives opportunity to opt the R&R assistance out of Second schedule of RFCTLAR&R Act-2013 and R&R plan declared by the state Govt. for this project.

**"Section 108 of Land Acquisition Act 2013 "Option to affected families to avail better compensation and rehabilitation and resettlement"**

(1) Where a State law or a policy framed by the Government of a State provides for a higher compensation than calculated under this Act for the acquisition of land, the affected persons or his family or member of his family may at their option opt to avail such higher compensation and rehabilitation and resettlement under such State law or such policy of the State.

(2) Where a State law or a policy framed by the Government of a State offers more beneficial rehabilitation and resettlement provisions under that

Act or policy than under this Act, the affected persons or his family or member of his family may at his option opt to avail such rehabilitation and resettlement provisions under such State law or such policy of the State instead of under this Act”.

A public hearing was held as per sub-section (5) of section 16 of RFCTLAR&R Act-2013 on dated 10.02.2021 at Niladri Bhakta Niwas, Badadanda, Puri. The proceedings of the public hearing is attached at “Annexure-A”. A copy of comparative R & R entitlements was provided to each affected persons present in the public hearing held u/s 16(5) of the said Act. The comparative statement is attached at “Annexure-B”. The affected persons present in the meeting were requested to exercise their option for their R & R. A total number of 26 project affected persons were present in the public hearing and all exercised their option to opt the R & R plan declared by the State Government for this project.

The Rehabilitation & Resettlement Scheme was prepared based on the R&R plan approved by the State Government for the project and second schedule [ELEMENTS OF REHABILITATION AND RESETTLEMENT ENTITLEMENTS FOR ALL THE AFFECTED FAMLIES (BOTH LAND OWNERS AND THE FAMILIES WHOSE LIVELIHOOD IS PRIMARILY DEPENDENT ON LAND ACQUIRED) IN ADDTION TO THOSE PROVIDED IN THE FIRST SCHEDULE]. Based on the second schedule the Rehabilitation and Resettlement Scheme is drafted and summarized in the format (enclosed) and recommended for review by Collector u/s 17 of RFCTLARR Act 2013.

*Muk*  
*18/2/21*  
**R&R Administrator-cum-  
Sub-Collector, Puri**