

## **MUNICIPAL ADMINISTRATION DEPARTEMENT**

*Office of the Commissioner & Director of  
Municipal Administration, Hyderabad*

### **CIRCULAR**

**Roc.No.9292/2010/M1**

**Dated:12.03.2015**

Sub:- Municipalities & Municipal Corporation – Property Tax Collections from the Buildings belonging to Central Government – Expedition of dues – Certain instruction – Issued.

Ref:- 1.Hon'ble Supreme Court orders in Civil Appeal No.9457, 9464, 9465 of 2003 filed by Rojkot Municipal Corporation & other Vs Union of India (UOI) & others Govt. of India  
2.Lr.No.11025/26/2003-UCD Dated:17.12.2009 of MOUD, New Delhi.  
3.Govt.Memo.No.170/TC.I/2010-1 Dated:05.05.2010  
4.This office Endt. Roc.No.9292/12-F1, Dated:13.07.2010.

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The attention of the Commissioners of all Urban Local Bodies in the State are invited to the references cited, wherein Government have communicated the Supreme Court orders in Civil Appeal No.9458, 9463 of 2003 filed by Rojkot Municipal Corporation & other Vs Union of India (UOI) & others (copy enclosed) in pursuance of the orders of the Supreme Court in this matter, the following instructions are issued for regulating payment of service charges in respect of Central Government Properties to ULBs.

- Copy of letters I:26.04.1994 and 17.12.2009 of Ministry of Urban Development, GOI and order dated:19.11.2009 of Hon'ble Supreme Court in Civil appeal no.9458-9463 of 2003 shall be communicated to all Heads of Central Government Departments including Railways in their jurisdiction for regulating the payment of service charges by Central Government Departments to the ULBs.
- While communicating the material in Para 3 (i), Commissioners of ULBs shall, intimate the Head of Central Government Departments about the civic services provided by the ULBs in the vicinity of concerned Central Government Properties and request them to furnish full data regarding their properties to enable the ULB to work out the service charges payable as per para6,7 and 8 of the order dated:19.11.2009 of Hon'ble Supreme Court of India. After receipt of the required data, the Municipal Commissioner shall calculate the service charges payable on these properties at 75%, 50% or 33 1/3% of property tax levied in the case of private property owners based on the civic services availed by Central Government Properties.
- To issue a self contained, order to the Heads of Central Government Departments indicating the process followed in working out the service charges payable by

them and the amount of service charges payable per annum as per para 6,7 and 8 of the order Dated:19.11.2009 of Hon'ble Supreme Court of India.

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- 2 -

- To enter into a Memorandum of agreement or understanding with Heads of Central Government Department for payment of service charges to the ULBs till the next general revision of property tax.
- In the event of disagreement on any issue, the Municipal Commissioner shall submit proposals to the Government for constituting a three member mediation committee consisting of the following officers for resolving the issue:
  - i. Representative of Central Government
  - ii. Representative of concerned ULB
  - iii. Representative of MA&UD Department.
- In the event of any Central Government Department or Railways owning a property changes the Agreement unilaterally or fails to reach settlement through Mediation Committee, the ULB concerned could take such action as it deems fit by approaching courts for reliefs.
- The ULBs shall not resort to coercive steps (Such as stoppage of services) nor resort to revenue recovery proceedings for recovery of service charges from central Government Departments.
- The Service charges payable by Central Government Department shall not be more than the service charges (i.e property tax) paid by State Government for its properties. Wherever exemptions or concessions are granted to the properties belonging to the State Government, the same shall also apply to the properties of Union of India.

2. The above, instruction shall be strictly adhered and immediate action shall be taken by all the Commissioners of ULBs in the State and in case if there is any difficulty, the Municipal Commissioner shall bring it to the notice of the Regional Director-cum-Appellate Commissioner of Municipal Administrations Warangal and Hyderabad followed by Commissioner & Director of Municipal Administration without fail.

Yours faithfully

**Sd/-B.JANARDHAN REDDY**  
**COMMISSIONER & DIRECTOR**

To

All the Commissioners of Municipal Corporations and Municipal Commissioners of Municipalities in the State.

Copy to the Regional Director-cum-Appellate Commissioners of Hyderabad and Warangal with a request to Co-ordinate with Municipal Commissioners of respective regions for regulating the service charges by central Government Department to the ULBs and implement the above instruction of the State Government/Government of India.

//t.c.f.b.o//

*G. Uma Prakash*  
**SUPERINTENDENT**

