

**DELHI URBAN SHELTER IMPROVEMENT BOARD
GOVT. OF NCT OF DELHI
PUNARVAS BHAWAN, NEW DELHI – 110002**

NO: Meeting Cell/DUSIB//DD(Admn)2015/D-53

Dated: 23.10.2015

**Sub: Minutes of the 14th Meeting of Delhi Urban Shelter
Improvement Board held on 05.10.2015.**

Sir/Madam,

Please find enclosed herewith minutes of the 14th Meeting of Delhi Urban Shelter Improvement Board (DUSIB) held on 05.10.2015 duly approved by Hon'ble Chairperson, DUSIB for kind information.

Encl: as above


Dy. Director (Admn.)

Copy for information to:

1. Secy. to Chief Minister, GNCT of Delhi.
2. Secy. to Dy. Chief Minister, GNCT of Delhi.
3. Shri Sahi Ram, MLA, Tughlakabad (AC. No. 52).
4. Shri Akhilesh Pati Tripathi, MLA, Model Town (AC No. 18).
5. Shri Hazari Lal Chauhan, MLA, Patel Nagar (AC No. 24).
6. Shri Ram Kishan Bansiwala, Municipal Councillor, NDMC (Ward No. 5)
7. Shri Chander Prakash, Municipal Councillor, SDMC (Ward No.195)
8. Shri Sunil Kumar Jha, Municipal Councillor, EDMC (Ward No.242)
9. Vice Chairman, DDA.
10. Pr, Secretary(UD), UD Deptt, GNCT of Delhi.
11. Director (Local Bodies), GNCT of Delhi.
12. CEO, Delhi Jal Board.
13. CEO, DUSIB.
14. Chairperson, NDMC.
15. Shri Dharmendra, Jt. Secretary(L&W), M/o UD, Gol, Nirman Bhawan-
representative of M/o UD.
16. Shri A.Anbarasu, Divisional Commissioner, 5 Shamnath Marg, Delhi.
17. Shri A.K. Puthia, General Manager, Northern Railways, Baroda House, ND.
18. Shri Gopal K. Saxena, BSES, Member(Power).
19. Member(Admn), DUSIB.
20. Member(Finance), DUSIB.
21. Member(Engineering), DUSIB.
22. Shri Bipin Kumar Rai, Expert (non-official).
23. Shri A.K. Gupta, Expert (non-official).
24. Concerned Officers of DUSIB / Office copy.

DELHI URBAN SHELTER IMPROVEMENT BOARD
PUNERVAS BHAWAN, I.P. ESTATE,
NEW DELHI- 110002
delhishelter@gmail.com

No.Meeting Cell/DUSIB/DD(Admn.)/2015

Dated:

Sub: Minutes of the 14th Meeting of the Delhi Urban Shelter Improvement Board held under the Chairmanship of Hon'ble Chief Minister on 05.10.2015 at 11.00 A.M. in the Conference Hall No.2, Delhi Secretariat, New Delhi.

List of the participants is enclosed.

At the outset, CEO, DUSIB welcomed all the participants and briefed about the agenda. He further sought the permission of the Chair to start the meeting. After deliberations on the items contained in the Agenda already circulated to the members, the following decisions were taken:

Agenda Item No. 14/1

Confirmation of Minutes of the 13th Meeting of the Board

The minutes of the 13th Meeting of the BOARD held on 22.9.2015 were approved by the Chairperson/Hon'ble Chief Minister, Govt. of NCT of Delhi and were circulated vide letter No. Meeting Cell/DUSIB/DD (Board) 2015/D-50 dated 28.9.2015 for the kind information of all the Members of the Board. Since no observation/comment has been received from any member, the Board approved and confirmed the minutes of the 13th Board meeting.

Agenda Item No. 14/2

Action Taken Report on the Minutes of the 13th Board Meeting

CEO, DUSIB informed that action on all the items, decided in the last meeting, is under process and detailed ATR would be tabled in the next Board Meeting. He further informed that progress has not been substantial because of very little gap between 13th & 14th meeting.



Preliminary Observations:

At the outset, it was observed that VC, DDA who is the ex-officio member of the Board, is not present in the meeting and has sent Shri J.P. Agrawal, Pr. Commissioner (Land Disposal), DDA as his representative.

1. Sh. Hazari Lal Chauhan, Hon'ble MLA and member of the Board pointed out that the last meeting (13th meeting held on 22-09-2015) was an **urgent meeting** which was specifically called to decide '**Delhi Slum & JJ Rehabilitation & Relocation Policy, 2015**' and '**demolition of jhuggis by DDA and request for relocation of three JJ Clusters**'. Keeping in view the importance, it was felt that the personal presence of VC, DDA would be desirable to facilitate the Board in taking a view in these matters and therefore, these agendas were deferred in the last meeting and **another urgent meeting**(14th) was scheduled for 5th October, 2015. It is unfortunate that VC, DDA is not present even for this **re-scheduled urgent meeting** despite the fact that he was even given the liberty to get this meeting fixed as per his convenience.
2. At this stage, CEO, DUSIB stated that he has written a DO letter to VC, DDA expressing the sentiments of the Board and requesting him to attend this meeting personally. CEO also informed that DDA had written to DUSIB earlier expressing a desire for relocation of slums on three of its sites. CEO had convened these urgent meetings to discuss DDA's request. It is very strange & unfortunate that VC, DDA has repeatedly absented himself from these meetings.
3. The Chairman of the Board expressed his displeasure on the non-presence of VC, DDA personally and stated that this shows how little importance VC, DDA attaches to the rehabilitation of the JJ Clusters in Delhi. Special Provisions Act says that JJ Cluster can be relocated only in rare cases where the land owning agency requires land for specific public project. DDA had written to DUSIB that these three plots of land were required for specific public projects. The last urgent meeting of DUSIB was called on 22.09.2015 to discuss these specific projects. However, VC, DDA absented himself. Next date was tentatively fixed for 5th October. However, in its last urgent meeting, DUSIB went to the extent of suggesting that VC, DDA may indicate a date of his convenience. CEO communicated this to VC, DDA through his letter dated 28.09.2015. However, VC, DDA has neither suggested any date of his convenience nor attended today's meeting. Therefore, there could be only one conclusion that DDA had no proper justification for relocation of slums on these three sites and VC, DDA is deliberately avoiding attending these meetings.

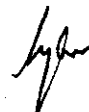


4. It was decided by the Board to allow Sh. J. P. Agrawal to remain present in the meeting as observer but he cannot participate in the proceedings as he is not a member of the Board and there is no provision in the Delhi Urban Shelter Improvement Board Act, 2010 to send a representative in the Board meetings. Sh. J.P. Agrawal was requested to convey the sentiments of the Board to VC, DDA.

Agenda Item No. 14/3

Delhi Slum & JJ Rehabilitation and Relocation Policy, 2015(Part – A)

1. As soon as the discussion on the agenda started, Joint Secretary, Ministry of Urban Development, Govt. of India, who was present in the meeting as a member of the Board, requested that the decision on the proposed Policy be deferred as the same is under examination with the Ministry.
2. At this stage, CEO, DUSIB informed the Board that he has received a letter from Ministry of Urban Development, Govt. of India; vide F.No.15-7(5842)-Enf. dated 5th October, 2015 with the request to withhold the policy till the receipt of the comments /views from the Ministry.
3. The chairman of the Board desired to know about the tentative time frame by which the Ministry is likely to send its views but the Joint Secretary, Ministry of Urban Development, GOI was unable to specify any definite time frame.
4. The matter was deliberated in the Board. CEO, DUSIB stated that DDA and a few other departments of Govt. of India are pressing hard for clearing some of the JJ Clusters where land is required for **specific public projects**. He further stated that the entire process of rehabilitation and relocation of JJ Clusters even for such kind of urgent cases is dependent on the finalization of this policy and is, therefore, held up.
5. The Board after deliberations decided to defer the decision on **the Policy** keeping in view the request received from the Ministry of Urban Development, Govt. of India.
6. It was also decided by the Board that **in the meanwhile no demolition of jhuggis/ clearance of JJ Clusters will take place in Delhi.**
7. At this stage, some of the members of the Board raised the issue of new jhuggis coming up in Delhi. It was desired that **no new jhuggi should be allowed to come up in Delhi.** It was decided by the Board that it will primarily be the responsibility of Land Owning Agencies to protect their lands from encroachments. The **Divisional Commissioner**, who was present in the meeting as **Special Invitee**, will get the new jhuggis demolished/clear the encroachments with the



help of Special Task Force. **It was decided that the office of the Divisional Commissioner, Delhi will be the nodal agency for the purpose.**

Agenda Item No. 14/4

Delhi Slum & JJ Rehabilitation and Relocation Policy, 2015(Part – B)

As explained above in Agenda Item No 14/3, this item was also deferred for the same reasons.

Agenda Item No. 14/5

Demolition of Jhuggis by DDA and request for Rehabilitation of three JJ Clusters.

This agenda item was deferred because the decision on Delhi Slum & JJ Rehabilitation & Relocation Policy, 2015 which was placed before the Board as Agenda Item No. 14/3 & 14/4 could not be taken in view of the request made by the Ministry of Urban Development, GOI to withhold the policy. The Board observed that no rehabilitation & relocation is possible till the finalization of the policy. It was also decided that no demolition will be undertaken by the DDA in the meanwhile.

Agenda Item No. 14/6

Regarding Relocation of JJ Cluster Jwala Puri Road No.5 in compliance of the order dated 15.09.2015 of Hon'ble High Court in Contempt Case (Civil) No.890/2011 Titled as Virat Cooperative Group Housing Society Ltd. & Others. Vs Commissioner, Municipal Corporation of Delhi & Ors.

Keeping in view the directions of the Hon'ble High Court of Delhi in this case, the proposal as contained in para 4 was approved by the Board subject to the condition that rehabilitation and relocation in this case would take place as per the provisions of Delhi Slum & JJ Rehabilitation & Relocation Policy, 2015 as contained in Agenda Items No. 14/3 & 14/4. For the purpose of this case, the said policy will be deemed to have been approved by the Board.

Agenda Item No. 14/7

Disposal of DUSIB Plots/Properties

1. CEO, DUSIB apprised the members of the Board that the process of identifying the plots/properties of DUSIB in various parts of Delhi has been started and is underway. As desired in the last meeting, he placed before the Board a list of 126 plots/properties as given in Annexure III at page 64 of the agenda which are proposed to be disposed of in phase I.



2. It was decided by the Board that the list be forwarded to the Department of Urban Development, GNCTD to explore whether some of the plots/properties can be utilized by the other government departments for some specific public projects. However, this process of offering the plots/properties of DUSIB to other departments of GNCTD should be concluded within a period of one month. If any plot/property is required by any department of GNCTD, the same would be transferred to the said department by DUSIB on receipt of the payment in advance at circle rates.
3. The remaining plots/properties would be disposed of after obtaining the approval of cabinet of GNCTD. The DUSIB will submit the proposal for cabinet decision to Department of Urban Development, GNCTD, after fixation of the reserve price as per the procedure followed by DDA.
4. In future also, the plots/properties of DUSIB will be disposed of from time to time in the same manner.

Agenda Item No. 14/8

Revision Petition of Sh. Qamaruddin S/O Sh. Amir Bakhsh, ex. Junior Engineer

CEO, DUSIB stated that in pursuance of the order of the Board in its last meeting held on 22-09-2015, a personal hearing was given by him to Sh. Qamaruddin, ex. Jr. Engineer (DUSIB) on 29-09-2015. The comments of CEO, DUSIB are placed at page 20 & 21 of the agenda. The members of the Board perused the representation of Sh. Qamaruddin as placed at page 70-76 of the agenda as well as the comments of CEO, DUSIB. After carefully considering the facts and circumstances of the case, the Board rejected the revision petition of Sh. Qamaruddin and desired that the decision of the Board be conveyed to him by the CEO.

Agenda Item No. 14/9

Rehabilitation / Relocation of 32 JJ Clusters (Under Process)

Since the policy is not yet finalized, the item was deferred.

Agenda Item No. 14/10

Salaries and Allowances to Two Experts (Non-Officials)/Members Nominated by the Chairperson, DUSIB under Clause (xv) of Sub Section 4 of Section 3 of DUSIB Act, 2010

The Board considered and approved the proposal.



Agenda Item No. 14/11

Nomination of Shri Sanjeev Kumar Mittal, Senior DANICS Officer as Member (Power) in Delhi Urban Shelter Improvement Board

The Board considered and approved the proposal.

Discussion on the issues Related to Night Shelter

1. Hon'ble Chairperson desired to know the action taken by DUSIB on the decisions taken in the last meeting pertaining to management of Night Shelters in Delhi.
2. CEO, DUSIB explained that inspection of Night Shelters has been carried out by the teams constituted in consultation with Sh. Bipin Rai, member of the Board and the inspection reports have been analyzed. The following actions are being taken :
 - a. Immediate change of management in about 66 Night Shelters; the Expression of Interest (EOI) is being floated to empanel the agencies and allot them the Night Shelters at a predetermined rate. A committee consisting of senior officers of DUSIB is vigorously working on this.
 - b. Review meeting with the remaining Shelter Management Agencies with a view to sensitize them and to ensure desirable performance.
 - c. Action plan for the forthcoming winter has been prepared.
 - d. The performance of all the Night Shelters will be reviewed after the winter.
3. Sh. Bipin Rai apprised the Board that regular meetings / inspections have been carried out in the last five days to assess and rectify the deficiencies wherever found, in the existing nights shelters.
4. Sh. Bipin Rai further suggested that an inter departmental meeting may be held under the chairmanship of Hon'ble Chief Minister to ensure smooth functioning of the Night Shelters in forthcoming Winter. The suggestion was accepted by the Hon'ble Chief Minister.
5. Hon'ble Dy. Chief Minister observed that the situation in Night Shelters become critical at times. It was desired that the possibility should be explored to involve the people from the nearby community for their active participation voluntarily to supplement the efforts of DUSIB. He also advised that the assessment about the requirement of extra tents, etc., should be made in advance

Other Issues raised by the Members

1. Shri R. K. Bansiwali, Municipal Councilor, N.D.M.C. and member of the Board raised the issue of unauthorized occupation of DUSIB tenements. He stated that a number of tenements developed by DUSIB for clearance of slums have been unauthorizedly occupied. He suggested that DUSIB should either clear the tenements



from unauthorized occupation or regularize the same by imposing damages, etc. on the occupants. The CEO stated that the DUSIB will examine the matter and place it before the Board.

2. Shri Sahi Ram, Hon'ble MLA and member of the Board stated that there are some JJ dwellers in his constituency whose Jhuggis have been demolished in the past but they have not been provided alternative accommodation despite the order of the court. It was desired by the Hon'ble Chairperson that matter be examined and appropriate action be taken.

The meeting ended with a vote of thanks to the Chair.



(V.K. Jain)
Chief Executive Officer
DUSIB

ANNEXURE

LIST OF MEMBERS/OFFICERS WHO ATTENDED THE DUSIB BOARD MEETING HELD ON 22.09.2015 AT 11.00 AM

1. Sh Arvind Kejriwal, Chairperson/ Hon'ble Chief Minister, Delhi
2. Sh Manish Sisodia, Vice Chairperson/Hon'ble Dy CM
3. Sh Sahi Ram, Hon'ble MLA
4. Sh Hazari Lal Chauhan, Hon'ble MLA
5. Sh R.K. Bansiwala, Hon'ble Councilor
6. Sh. Chetan B. Sanghi, Pr. Secretary, UD, GNCTD
7. Sh V.K. Jain, CEO, DUSIB
8. Sh Dharmendra, Jt. Secretary, Min. of UD, Govt. of India
9. Sh M.K. Tyagi, Member (Engg.), DUSIB
10. Sh Gopal K Saxena, Member(Power)
11. Sh Bipin Rai, Member
12. Sh A.K. Gupta, Member

LIST OF SPECIAL INVITEES

13. Sh. Anbarasu, Divisional Commissioner, Govt. of Delhi
14. Sh. P.K. Aggarwal ,CE(MRTS), Northern Railway, Govt. of India

LIST OF OFFICERS

15. Sh J.P. Agrawal, Pr Commissioner, DDA
16. Sh. Rakesh Chhabra, NDMC
17. Sh Sanjeev Mittal, Pr Director
18. Sh B.B. Sharma, Director
19. Sh P.K. Raghav, Director
20. Sh Brij Mohan, FA
21. Sh H.S. Nanra, B&FO
22. Sh Parveen Shukla, CLA
23. Sh S.K. Mahajan, OSD to CEO
24. Sh S.K. Dania, SE(NS)
25. Sh. Arun Sharma, SE(E&M)
26. Sh. Jeet Ram, Director (Town Planning)
27. Sh. MCT Pareva, Pr. Director(Projects)