

DELHI URBAN HERITAGE FOUNDATION REGULATIONS, 1999

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Notification No. S.O. 791(E), New Delhi, the 28th September, 1999.- In exercise of the powers conferred by section 57 of the Delhi Development Act, 1957 (61 of 1957), the Delhi Development Authority hereby makes, with the previous approval of the Central Government, the following regulations, namely: -

1. Short title and commencement. - (1) These regulations may be called as the Delhi Urban Heritage Foundation Regulations, 1999.

(2) These Regulations shall come into force immediately from the date of their publication in the Official Gazette.

2. Definitions. - In these regulations, unless there is anything inconsistent with the context or meaning, -

(i) "Act" means the Delhi Development Act, 1957 (61 of 1957);

(ii) "Authority" means the Delhi Development Authority constituted under section 3 of the Act;

(iii) "Delhi Urban Heritage Foundation" means the Committee constituted by the Authority under section 5A of the Act;

(iv) "Members" shall mean the members of the Delhi Urban Heritage Foundation.

3. Aims and Objectives. -

(a) To frame and implement policies for conservation of Built and Natural heritage in the capital city (Delhi) which needs to be protected, nourished and nurtured by all citizens and pass it on to the coming generations.

(b) To promote conservation of the civic and urban heritage which includes

(i) Architecturally significant and Artisanary works;

(ii) Historical landmarks;

(iii) Focus on technical and scientific significance of civic and Urban heritage;

(iv) Living monuments having socio-cultural value; and

(v) Memorials and Historical Gardens; etc.

(c) To protect and improve environmental assets of the city such as Riverfront, city wall, gates, bridges, vistas, public places, edicts and rock cut formation.

(d) To conserve and improve historically significant streets and roof scapes.

- (e) To promote reuse of old buildings for appropriate utilisation.
- (f) To promote conservations as an attitude to the City's urban development process.
- (g) To provide assistance to individuals, institutions and NGOs in their efforts to save all or in parts components of urban heritage.
- (h) Conservation of heritage buildings, heritage zones and areas of significant value.
- (i) To recommend guidelines related to special areas as designated by the Foundation.
- (j) To review the policies and programmes of areas as designated by the Foundation of the Heritage and Development.
- (k) To prepare, examine and review the proposals and policies as related to the heritage.

4. Constitution. - The Foundation shall comprise the following: -

- (i) Lt. Governor of Delhi-----chairman
- (ii) Vice-Chairman, DDA -----Vice-Chairman
- (iii) Chief Secretary, National Capital Territory of Delhi-----Member
- (iv) Finance Member, DDA-----Member
- (v) Engineer Member, DDA-----Member
- (vi) Commissioner (Plg.), DDA -----Member
- (vii) Chief Architect, DDA-----Member-Secretary.

In addition, the Foundation shall co-opt members from eminent Historians, archeologists/Artists, NGOs, renowned citizens of Delhi and from DUAC, ITDC, DTTDC, Central Government, Government of N.C.T. of Delhi and others. The number of co-opted members shall not exceed ten.

The tenure of the co-opted members shall be two years.

5. Functions/Powers. - The Foundation shall perform the functions with reference to the Urban Heritage in the following manner: -

- (i) To alter, modify or relax provisions of existing regulations, with the approval of Government/ Authority if it is needed for protection, conservation, preservation or retention

of historical, aesthetic, cultural, architectural quality of any heritage building, heritage precincts or zones as well as natural assets of the Capital City such as river front, Ridge and Rock Formations, etc.

(ii) To permit major alterations to heritages buildings or areas excluding those which are under ASI, only in exceptional cases, without changing the character, architectural/historical features of the building or areas.

In addition, the Foundation shall also exercise the following powers:

(iii) To do all such other acts and things either alone or in conjunction with other organisations or persons as the Foundation may consider necessary incidental or conducive to the attainment of the objectives.

(iv) To form an Advisory Committee comprising members from DDA, Government and Local Bodies, Institutions and NGOs associated with heritage development of Delhi, to advice on matters related to the Foundation and its policies and proposals.

(v) Subject to such control and restrictions as may be prescribed by the Authority, the Foundation may post such number of administrative, technical, ministerial and other personnel as is the minimum required through Commissioner (Personnel), DDA by means of redeployment alone.

6. Powers of the Chairman. - The Chairman shall have the powers to take necessary steps as he may deem fit within the framework of these regulations. However, they shall be subject to the confirmation of the Foundation in its next meeting.

7. Meetings:- (i) The office of the Foundation shall be located in the office of the Chief Architect in Vikas Minar, IP Estate, New Delhi.

(ii) The Foundation shall meet as and when necessary and shall have the power to regulate its own procedure.

(iii) The meetings of the Foundation shall take place in the office of the Lt. Governor of Delhi at Raj Niwas, Delhi.

(iv) The Chief Architect of the Authority shall act as the Member- Secretary of the Foundation and shall keep the record of the meetings and the follow up action.

(v) The presence of seven members shall be necessary to form a quorum.

8. Fees and Allowances. -

(i) The members of the Foundation (other than the members of the Authority and official members) shall be paid out of Pocket Expenses @ Rs. 400 per day for attending the meetings of the Foundation and for any other works of the Foundation done by such members; and

(ii) Whenever a member, who is not a resident of Delhi, has to come from outstation to Delhi specially to attend a meeting of the Foundation, he shall be paid mileage allowance for the journey at such rate as is admissible to an officer of the Authority of the first grade:

Provided that in case of Member of Parliament, who is also a member of the Foundation, the said daily and mileage allowance will be admissible when the Parliament is not in Session and on production of certificate by the member that he has not drawn by such allowance for the same journey and halts from any other Government source.

9. Finance, Accounts and Audit. -

(i) The expenses for setting up the Foundation and its operational activities shall be met by the DDA from Urban Development Fund, other receipts from Central Government, G.N.T.D./ Local Bodies and donations, etc.

(ii) Separate Bank Account shall be opened to record various receipts and payments relating to Delhi Urban Heritage Account. The receipts and payments relating to urban heritages fund shall be classified under Nazul Account-11 as below:

Receipt Head

(a) Nazul A/c II

VII-C-Deposits and Advances.

(b) Other suspense items

(ii) Deposits

(c) Other advances-DDA Urban Heritage Fund

(1) Receipts from Central and State Government.

(2) Receipts from Urban Development Fund.

(3) Receipts from DDA - other agencies.

(4) Other receipts/donations.

Payment Head

(a) Nazul A/c II

9C-Deposits and Advances.

(iv) Advances.

(1) Other Advances - DDA Urban Heritage Fund.

(1) Payment of Awards

(2) Est. Expenses

(3) Other payments.

(iii) The Foundation shall maintain proper Accounts and other relevant records and prepare annual statement of accounts including the balance sheet in such form as the authority may prescribe.

10. Operation of accounts. - The Bank Account of the Foundation will be operated by an Officer so authorised by Finance Member.

11. Powers to incur expenses. - The Foundation shall have the power to sanction such expenses from time to time as it considers necessary for the promotion and achieving of the aims and objectives of the Foundation. The Member-Secretary shall have the powers to incur contingent expenses upto the limit from time to time as fixed by the Foundation.