



**MUNICIPAL CORPORATION OF DELHI**  
**Public Health Department**  
**12<sup>th</sup> Floor, Dr. Syama Prasad Mukharjee,**  
**Civic Center, JLN Marg, New Delhi-110002.**

**No. MHO-III/MCD/2022/**351

**Dated:** 12-9-2022


**OFFICE ORDER**

The Special Officer exercising the power of Corporation/Standing Committee vide decision No. 97 & item No. 107 Dated-01.09.2022 has approved for Grant of special temporary permit to Guest House & other Health Trades which are in the protected area as per the Delhi Laws (Special Provision) Second (Amendment) Ordinance, 2020.

Henceforth, in the territorial jurisdiction of unified Municipal Corporation of Delhi, the following terms and conditions will be complied in grant of special temporary permit for Guest House & other Health Trades:

- a) For special area, unauthorized regularized colonies, unauthorized colonies, village Abadi area (including urban villages) and their extensions, which are protected under Delhi Laws (Special Provision) Second (Amendment) Ordinance, 2020 against any action till December, 2023, it has been decided to issue special temporary permits for a period up to 31<sup>st</sup> December 2023 on year to year basis for the Restaurant, Guest House & other Health Trades.
- b) Special permits will be issued in case they are functioning prior to 1<sup>st</sup> June 2014. The same is in order to regulate establishment for ensuring hygienic standard in the interest of the health of the public.
- c) The applicant will be required to submit proof of legal occupancy, PAN Card, ID Proof, Site Plan (internal details of premises), Structural Safety Certificate from registered structural Engineer empanelled with MCD, Govt./ Corporation proof of functioning of trade prior to 1<sup>st</sup> June, 2014 or affidavit of declaration to this effect.
- d) Health trade under 24 categories of trades operational in residential area (as per MPD 2021) up to 20 sq. mts is allowed.
- e) Fire NOC as per requirement for health license/ along with indemnity bond that they will comply with the provision of Master plan/ conditions as and when it is finalized for area protected under Delhi Laws (Special Provision) Second (Amendment) Act, 2017. Further they will not claim any benefit of special permit granted for running Guest House/Health Trade.
- f) Apart from the above requirements, guest houses and other trades will have to fulfill the laid down technical conditions for the trade. Guest Houses will have to comply with the condition of minimum ROW under Para 15.7.2, 15.7.3 of MPD-2021. For Eating Establishments running on less than 9 meters road, fire NOC is mandatory irrespective of seats.

- g) Further, the provision contained in Para 15.4, 15.6, 15.6.2 (e), 15.7.2 and 15.7.3 (V) of MPD-2021, should also be strictly adhered to. Besides there shall not be violation of any obligation imposed by or under DMC Act or any other laws for the time being in force. No Special permits shall be granted for the activities prohibited under Para 15.6.2 of MPD-2021.
- h) For proof of commercial activates running prior to 01.06.2014, commercial electricity connection paid bill/commercial property tax paid receipts will also be considered in addition to other government department as a proof.
- i) This special temporary permit may be considered for changed commercial activity.
- j) Grant of special temporary permit shall be subject to final policy which is being formulated and subject to orders that may be passed by Hon'ble Supreme Court of India in matter of M.C Mehta v/s Union of India W.P No. 4677/1985.
- k) The fee for special permit will be equivalent to fee charged for license of trade.
- l) Special permit will be issued with the condition that the permit so issued will not entitle any legal right to the activity for which permission is granted.

  
MHO-III  
Dr. D. Somashekar  
Municipal Health Officer - III  
Public Health Department  
Municipal Corporation of Delhi

Copy to:-

1. All Zonal DHOs
2. MHO-I & II
3. Addl. MHO-I & II
4. O/c

Copy for information to:

1. Addl. Commissioner (PH)
2. PS to Commissioner
3. PS to Special Officer