

**Notice of the 6<sup>th</sup> Managing Committee Meeting of MCHI-CREDAI for the term 2012 – 2013**

**To  
All Managing Committee Members**

**Dear All,**

Notice is hereby given that a meeting of the Managing Committee of MCHI-CREDAI will be held on **Tuesday, November 27, 2012 at 06.00 P.M. at Mumbai Cricket Association (MCA), Attic Floor Conference Hall, BKC, Bandra, Mumbai – 400 051**, to transact the following business

**SR. No.**

**AGENDA ITEM**

Refreshments and Networking.

1. To read and confirm the Minutes of the meeting held on October 9, 2012  
(Annexure – I, Pg. No. 3 to 7 )
2. To grant leave of absence to members.
3. Update on Legal Matters for discussions.
4. To review updates on the following matters.
  - a. VAT
    - Review updates on correspondence with Government Officers regarding VAT.
    - To discuss issues related to the VAT in Supreme Court of India and refer the matter to the larger bench.
  - b. Service Tax

To review the representation prepared by ERNST & YOUNG to CBEC regarding Service Tax on rehab construction which will be handed over to Shri R Sekar, Commissioner Service Tax at Mumbai who has also invited Managing Committee members to attend National Conference on Service Tax organized by ASSOCHAM, on November 30, 2012 at Hyatt Regency, Mumbai.
  - c. MoEF

New Writ Petition to be filed by MoEF issues and engaging advocate M/s. Parimal Shroff & Co.
  - d. DP

To approve the cost of donating Wide Format Plotter & A-3 printer towards adopting new technology in the Development Plan Department.
  - e. ULC Matter

To discuss the opinion received from Senior Counsel Shri Iqbal Chagla and sent to Dr. Nitin Kareer, Secretary (I) to Hon'ble Chief Minister.
  - f. RTI

To discuss RTI applications sent asking for copies on all clarification sent by MoEF to Maharashtra Government on notification related to CRZ dated 06/01/2011.
5. Shri Bandish Ajmera, Chairman, Exhibition Committee to give a brief report on the Property 2012 Exhibition held from 1<sup>st</sup> to 4<sup>th</sup> November 2012 in Mumbai.

**SR. No.****AGENDA ITEM**

6. Seek approvals for endorsing
  - a. RAGC's 1st certification program for Asst. Engineers to achieve Execution Excellence at construction site from Saturday 8th December 2012.
  - b. FICCI jointly with DMG events Dubai are organizing Big 5 Construct India 2013, the 1st International Exhibition and Conference on Building and Construction from September 2 - 4, 2013 at Mumbai Exhibition Centre, Goregaon, Mumbai
7. To review and decide follow up actions.
  - a. Follow up meeting with Dr. Nitin Kareer (I.A.S) Secretary (I) to Hon'ble Chief Minister of Maharashtra.
  - b. Follow up meeting with Shri Manu Kumar Srivastava (I.A.S.), Principal Secretary (I), Urban Development Department.
  - c. Meeting with Shri Ujwal Uke, (I.A.S), Principal Secretary, Women and Child Development department.
  - d. Meeting with Dr. K. C. Chakrabarty, Dy Governor, RBI.
8. New Membership approved on October 26, 2012  
Patron Corporate Membership
  - Ashapura Housing Corporation Ltd., (Rep. Mr. Himmat S. Bhadra / Mr. Lehrikant S. Bhadra)
  - Vijay Laxmi Developers Pvt. Ltd., (Rep.: Mr. Shantilal Kawar/ Mr. Vikash Kawar)Life Corporate Membership
  - K. N. Pokar Construction Pvt. Ltd., (Rep: Mr. Haresh Kanji Pokar/ Mr. Bhavin Kishor Pokar)
  - M/s. Mahaveer Construction, (Rep. Mr. Pinakin D. Shah)
  - Everest Heights (Rep. Mr. Narendra Kumar Agarwal/ Mr. Ravi Gehi)
  - Brite Tools Company Pvt. Ltd. (Rep. Mr. Ajay N. Gogri/ Mr. Dhiraj L. Shah)
9. Any other matter with permission of Chair.

Meeting followed by Dinner hosted by 'Kokan Bhumi Pratishthan'.

All Members of the Managing Committee are requested to kindly make it convenient to be on time and be present for the meeting.

Attendance is mandatory for all Meetings.

For **MCHI-CREDAI**,

Sd/-

**Boman Irani**  
Hon. Secretary

## MINUTES

Name of the Meeting	5 <sup>th</sup> Meeting of Managing Committee 2012 - 13							
Meeting Chaired by	Shri Paras Gundecha							
Meeting Conducted by	Shri. Boman Irani, Hon. Secretary, MCHI-CREDAI							
Date of the Meeting	Tuesday, October 9, 2012			Time of the Meeting		6:00 pm		
Venue of the Meeting	MCHI-CREDAI – Conference Room							
Total Committee Members (42)	No. of Member Present	25	No. of Members Absent	8	Leave Granted to	9	Guest Attended	2
Member Present	1. Shri Paras Gundecha, President 2. Shri Vimal Shah, President-eletc 3. Shri Dharmesh Jain, Vice President 4. Shri Mayur Shah, Vice President 5. Shri Nayan Shah, Vice President 6. Shri Deepak Goradia, Vice President 7. Shri Boman Irani, Hon. Secretary 8. Shri Harish Patel, Hon. Jt. Secretary 9. Shri Nainesh Shah, Hon. Jt. Secretary 10. Shri Ashok Mohanani, Treasurer 11. Shri Mukesh Patel, Treasurer 12. Shri Sukhraj Nahar, Co-ordinator 13. Shri Sandeep Runwal, Co-ordinator 14. Shri Bandish Ajmera, Committee Member 15. Shri Sujal Shroff, Committee Member 16. Shri Rajan Bandelkar, Committee Member 17. Shri Jayesh Shah, Committee Member 18. Shri Nayan Bheda, Committee Member 19. Shri Rajendra Chaturvedi, Committee Member 20. Shri Mukesh Mehta, Invitee Member 21. Shri Rakesh Sanghvi, Invitee Member 22. Shri Suhail Khandwani, Invitee Member 23. Shri Shailesh Puranik, President, MCHI-CREDAI Thane 24. Shri Rajesh Prajapati, President, MCHI-CREDAI Raigad 25. Shri. Arvind Goel, President, MCHI-CREDAI Navi Mumbai							
Leave of Absence Granted to	1. Shri Sunil Mantri, Immediate Past President 2. Shri Rasesh Kanakia, Hon. Jt. Secretary 3. Shri Lakshman Bhagtani, Jt. Treasurer 4. Shri Pujit Aggarwal, Co-ordinator 5. Shri Parag Munot, Committee Member 6. Shri. Sanjay Chhabria, Committee Member 7. Shri. Pravin Doshi, Past President 8. Shri Mohan Deshmukh, Past President 9. Shri Rajni Ajmera, Past President							
Name of Members Absent	1. Shri Vikas Walawalkar, Committee Member 2. Shri Jagdish Ahuja, Invitee Member 3. Shri. Sandeep Raheja, Committee Member 4. Shri Shrikant Shitole, Secretary, MCHI-CREDAI Kalyan-Dombivli 5. Shri Shailesh Sanghvi, Secretary, MCHI-CREDAI Mira Virar City 6. Shri Mofatraj Munot, Past President 7. Shri Niranjana Hiranandani, Past President 8. Shri G. L. Raheja, Past President							
Guest Attended	1. Shri Jayesh B. Gandhi 2. Shri Hitesh J. Thakkar							

Sr. No. Agenda	DISCUSSION & DECISION
<b>1.</b>	<b>To read and confirm the Minutes of the meeting held on September 4, 2012</b>
	Minutes of the Managing Committee Meeting held on September 4, 2012, were read and confirmed.
<b>2.</b>	<b>To grant leave of absence to members</b>
	As mentioned on Page 1, leave of absence granted to names mentioned (Nos. 1 to 9)
<b>3.</b>	<b>Update on Legal Matters for discussion</b>
	Mrs. Anjana Chheda briefed the members
	<b>ULC:</b> ULC matter was adjourned to 3 <sup>rd</sup> October 2012 but Justice Shri Bobade was not sitting. Therefore, the matter was not listed on board. Justice Shri Bobade is likely to take charge as Chief Justice shortly. New bench will be formed in due course.
	<b>MOEF:</b> The writ petition appeared for admission before division bench consisting of Justice Kanade and Justice Kode JJ. The Union Government has not file reply so far. Their advocate applied adjournment of 3 months to file reply and to consider the legal position. The matter is adjourned to 23 <sup>rd</sup> October 2012.
	<b>VAT:</b> The writ petition by Marathi Bandhkam Vyavsaik Association and Builder Association has file writ petition challenging Trade Circulars issued by Sales Tax Department. The matter is likely to be listed on 11 <sup>th</sup> or 12 <sup>th</sup> October 2012. One conference was fixed with Shri Milind Sathe, Senior Council to discuss about filing writ petition challenging the Trade Circulars. Shri Parimal Shroff, Shri Vimal Shah attended the conference. It was advised that MCHI-CREDAI should file the writ petition but should not apply for interim relief.
<b>4.</b>	<b>To review the following meetings</b>
a.	<b>With Shri Prithviraj D. Chavan, Hon'ble Chief Minister of Maharashtra on September 18, 2012.</b>
	The minutes of the meeting will be mailed to all Core Committee Members of MCHI-CREDAI and finalized by them within 2 days. And after that it will be submitted to Mr. Suresh Mahajan, Joint Secretary to the CMO.  CMO will prepare official minutes of the said meeting with reference to the minutes which are prepared by MCHI-CREDAI
b.	<b>With Shri Rajeev Kukunur, Chief Engineer (DP) on September 24, 2012 to give Presentation of Fire Safety by Consultants on Glass Cladding.</b>
	All points discussed with Shri Kukunur, Chief Engineer (DP) as per presentation given to him. He was very positive and get back to us on all the issues raised. Next meeting scheduled on Tuesday, October 16, 2012.
c.	<b>With Shri Swadheen Kshatriaya (IAS), Addl. Chief Secretary, Revenue Department on September 25, 2012 on Automatic NA Permission.</b>
	It is decided that to follow up with ACS (Revenue) office to get the final date for the seminar/workshop with MCHI-CREDAI. In which Divisional Commissioner Kokan Division and all collectors within MMR will participate in the same. To follow-up for the next meeting with Shri Chandrakant Dalvi (IAS) Settlement

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		Commissioner of the Maharashtra State related to the issue of land records. For the said meeting the task owner of revenue department from MCHI-CREDAI and only owners will strictly attend this meeting.
5.	<b>To review updates from task owner on various Government issues and progress made on the following matters.</b>	
	a.	<b>Proposed Organization chart for internal working of Secretariat by Shri Dharmesh Jain</b>
		We appointed Aon Hewitt for restructuring of MCHI-CREDAI Secretariat at sum of Rs. 11 Lacs and they already commenced their work and they do presentation within next 10 days.
	b.	<b>Advantage MMR Conference by Shri Mukesh Patel</b>
		Shri Nayan Shah informed that he is preparing points to be take-up in the meeting with Chief Engineer, Development Plan which is scheduled on Tuesday, October 16, 2012.
	c.	<b>DCR implementations and issues by Shri Mayur Shah</b>
		It is decided that to fix up a meeting with Principal Secretary I for UD Department related to the various issues which are pending of High rise and etc.
	d.	<b>UD – Rental Housing Policy implementation by Shri Deepak Goradia</b>
		It is decided that to meet Principal Secretary, Housing Department and Commissioner of MMRDA to discuss the issues related to Rental Housing Policy Implementation.
	e.	<b>Ready Reckoner Rates rationalization by Shri Sanjay Chhabria</b>
		Due to absence of Shri Sanjay Chhabria this issue was not taken on the record for the discussion.
	f.	<b>MHADA 33 (5) policy to be decided by Shri Vimal Shah</b>
		Affordable Housing Scheme has been scraped by Urban Development Department and Housing Department and MHADA not intimating both Government Department about any decision and due to this correspondence exchanging is under process so 33(5) policy of MHADA is closed till further information.
	g.	<b>MoEF Office Memorandum &amp; CZMP plan by Shri Deepak Goradia</b>
		It is decided that to organized a meeting with Shri Ravi Budhiraja, (Retd. IAS), Chairman for SEAC II to discuss the issue related to the office memordum and high rise. Also it is decided that send a copy of writ petition to secretary environment department and insist her to submit their affidavit as state government is also party in this matter.
	h.	<b>High Rise by Shri Mayur Shah</b>
		It is decided that to collect a copy of the letter which is written by Hon'ble Municipal Commissioner of MCGM to Principal Secretary-I of Urban Development Department. In which Hon'ble Municipal Commissioner put some recommendation to the government about high rise committee.

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	i.	<b>Revenue Secretary follow up for all issues including auto NA by Shri Rajesh Prajapati</b>
		Shri Rajesh Prajapati the task owner of Revenue department will follow up the matter with ACS (revenue) office to organized workshop/seminar as earliest.
	j.	<b>SRA by Shri Vimal Shah</b>
		Shri Vimal Shah informed we should have a special session on SRA schemes with all developers within next 15 days and discuss all the issues faced by us on SRA.
	k.	<b>ULC – Court matter &amp; follow up by Shri Nainesh Shah</b>
		It is decided that Shri Nainesh Shah will co-ordinate with Smt. Anjana Chheda for the above matter.
	l.	<b>VAT by Shri Ashok Mohanani</b>
		One advisory note and FAQ issued by MCHI-CREDAI and the same uploaded on website of MCHI-CREDAI. One reminder letter sent to all MCHI-CREDAI members for the compliance of the registration, administrative relief and payment of the VAT liability within the time limit prescribed by the Sales Tax Department.
	m.	<b>DP Mumbai + RP MMR by Shri Nayan Shah</b>
		Shri Nayan Shah informed that he is preparing points to be take-up in the meeting with Chief Engineer, Development Plan which is scheduled on Tuesday, October 16, 2012.
	n.	<b>CSR by Shri Nayan Shah</b>
		Shri Rajesh Chaturvedi requested to managing committee that by his reference Shri Tiwari will conduct one lecture to give an introduction about CSR to all members of MCHI-CREDAI.
	o.	<b>Meeting with CM towards development issues in State by Shri Dharmesh Jain</b>
		It is decided that to organized follow up meeting with Dr. Nitin Karir (IAS) to discuss further development related to the meeting held on September 18, 2012 with Hon'ble Chief Minister of Maharashtra.
	p.	<b>33 (9) cluster development by Shri Rajendra Chaturvedi</b>
		The presentation of D.C.R. 33(5), 33(7) & 33(9) was made to the Principal Secretary Housing and Municipal Commissioner of Municipal Corporation of Greater Mumbai. The suggestions suggested by them, was incorporated and have been circulated to all the members of the Task Force appointed by the Chief Minister i.e. Chief Secretary, U.D.-Secretary, Housing Secretary, Municipal Commissioner, C.E.O. (S.R.A.), Joint Commissioner – Mr. Shrinivasan, MMRDA. The meeting took place and subsequently it was decided to again have a meeting on 12th October, 2012. All the above issues was prior circulated to our concerned Developers i.e. Mr. Purjit Agarwal, Mr. Kailash Agarwal, Mr. Deepak Goradia, Mr. Nayan Shah and all the views were also added and we have forwarded to the respective Secretary. Now the matter is being discussed amongst the Task Force itself.
	q.	<b>RTI by Shri Rajendra Chaturvedi</b>
		Regarding R.T.I., we have collected all the orders passed by the Chief Information Commissioner, Mumbai from 2007 onwards and some orders from Delhi Tribunal which were upheld in Supreme Court. All these above orders are being compiled

<b>Sr. No. Agenda</b>	<b>DISCUSSION &amp; DECISION</b>	
		and a detailed presentation would be made to Chief Information Commissioner, Mumbai with the view "the privacy of the private person cannot be made public unless there is a larger public interest involved."
	r.	<b>Assessment Issues by Shri Mukesh Mehta</b>
		Shri Mukesh Mehta informed Managing Committee that MCGM Could not implement the Policy as targeted i.e. from 1st October, 2012 and still are in process.  Since the Assessment Calculation is very tricky issue, I am trying to find Ex-Employee of MCGM with good acumen in Assessment calculations, who can be retained by MCHI-CREDAI as Consultant.
	s.	<b>Civil Aviation follow up by Shri Sanjay Chhabria</b>
		Due to absence of Shri Sanjay Chhabria this issue was not taken on the record for the discussion.
<b>6.</b>		<b>Presentation by Shri Dharmesh Jain on IIMB-CREDAI BUSINESS LEADERSHIP PROGRAMME to be held IIM-Bangalore Campus from 31st October - 4th November 2012.</b>
		Shri Dharmesh Jain gave presentation on IIMB Business Leadership Programme to be held IIM-Bangalore Campus from 31 <sup>st</sup> October – 4 <sup>th</sup> November 2012. He informed that the mailer has been sent to all MCHI-CREDAI Members and requested to Managing Committee Members to enroll their name for this programme as only limited seats are available.
<b>7.</b>		<b>Any other matter with permission of Chair.</b>
		No matter came up for discussion.

Meeting ended to the thanks to the chair.

Sd/-  
Boman Irani  
Hon. Secretary