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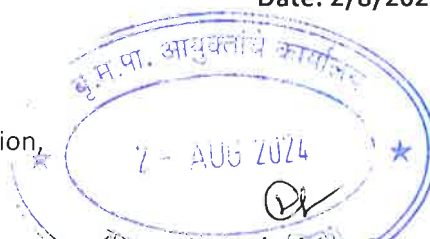
**PROCUREMENT CONVENOR**  
Nimish Ajmera

**WOMEN'S WING CHAIRPERSON**  
Jesal Shah

To,

**Dr. Bhushan Gagrani (I.A.S.),**

Municipal Commissioner,  
Brihanmumbai Municipal Corporation,  
Fort, Mumbai - 400 001



**Sub: Plantation of trees as per Maharashtra (Urban Areas) Protection and Preservation of Trees (Amendment) Act, 2021 (Maharashtra Act No. IX of 2021) dated 16.07.2021 issued by Government of Maharashtra.**

Respected sir,

This is with reference to our email dated June 14, 2024, requesting an appointment for a meeting to discuss the issue of Tree Cutting NOC. Accordingly, directions were given to AMC (Eastern Suburb) and DMC (Garden) from your esteemed office to look into the matter. Further, AMC (Eastern Suburb) directed DMC (Garden) to take necessary action via its email dated June 26, 2024. Subsequently, we approached Shri Kishor Gandhi, DMC (Garden), and conducted meetings on the 5th and 18th of July, 2024.

The matter of pending files for Tree Cutting NOCs and Tree Plantation/Compensatory Tree Plantation was discussed at length with Shri Kishor Gandhi. He assured us that most of the pending tree cutting NOCs would be resolved within the next 15 days. He also assured us that, under the guidance of the Hon. Municipal Commissioner, the BMC would be working on a new policy wherein either suitable land parcels would be identified by the BMC for tree plantation or a Green Fund would be collected in lieu of tree replantation at the said plot. Accordingly, the option of tree plantation in SGNP areas was suggested, and CREDAI-MCHI approached the SGNP area for further discussion. However, the meeting is yet to take place.

Sir, as it was assured to clear the pending files for Tree Cutting NOCs and to find alternatives for tree plantation/Compensatory Plantation, we, the stakeholders of the real estate sector of Mumbai, particularly CREDAI-MCHI, NAREDCO, and PEATA, hereby humbly present a joint representation regarding the issue of tree plantation as per the new Tree Act 2021.

With reference to the above, we humbly submit the following:

For all developments being carried out in Mumbai, a major issue has arisen regarding the plantation of trees as per the provisions in the new Tree Act dated 16.07.2021 issued by the Government of Maharashtra. Reg. No. 6, Sub-section (4)(b) states that twice the number of trees must be planted wherever tree cutting occurs. Additionally, the new trees to be planted must be equal in age to the tree being felled and must have a height of at least six feet above ground level, with a total height of 8 feet, including 2 feet below ground level.

The above clause has created a significant hurdle in all development/redevelopment projects, where the number of trees to be planted is more than 20 to 25 times the number previously required under the Maharashtra (Urban Areas) Protection and Preservation of Trees Act, 1975. Due to these provisions in the amended Tree Act, it is not feasible for plots to accommodate trees according to the age of the felled trees as stated in the amendment.

#### Maharashtra Chamber of Housing Industry

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CREDAI-MCHI CHAPTERS : THANE | KALYAN-DOMBIVLI | MIRA BHAYANDAR | RAIGAD | NAVI MUMBAI |  
BHIWANDI | PALGHAR BOISAR | SHAHAPUR-MURBAD | URAN-DRONAGIRI |  
VASAI VIRAR | ALIBAG | KARJAT-KHALAPUR-KHOPOLI | YOUTH NMR

A separate representation has already been made to the State Government to revise the Tree Act. However, in the meantime, we request the Hon'ble Municipal Commissioner to consider the tree plantation issue. In other corporations of Maharashtra, where there is no feasibility for plantation, the respective corporations recover a deposit amount for the trees, and plantation is carried out by the respective department. This issue was discussed with the Dy. Municipal Commissioner (Garden), who assured us he would bring it to your attention in the forthcoming meeting.

We would also like to draw your kind attention to the fact that, as per information available from various Municipal Corporations of Maharashtra, the maximum amount of fees being charged is Rs. 5000/- per tree. This fee can be paid by the developer while obtaining the Final Tree NOC, and accordingly, the corporation can plant several trees on recreation grounds, playgrounds, open spaces, or in the Sanjay Gandhi National Park in Mumbai City.

Sir, as you are aware, the real estate sector is already facing many issues, and the above issue is additionally creating a major hurdle in obtaining occupation permissions for all development proposals in Mumbai, indirectly affecting the handover of possession to end users.

In view of the above, we humbly request you to take the necessary action and issue a circular to this effect. This would allow developers/owners to deposit Rs. 5000/- per tree as a Green Fund, and BMC can accordingly carry out tree plantation at various suitable places in Mumbai City.

Furthermore, we request an appointment for a joint meeting with you and your team at your earliest convenience.

Thanking you,

Yours sincerely,  
For **CREDAI-MCHI**

**Domnic Romell**  
President

**Dhaval Ajmera**  
Hon. Secretary