

Ministry of Civil Aviation
Rajiv Gandhi Bhawan, New Delhi-110003
Appellate Committee

**Minutes of the Meeting of the Appellate Committee for height clearance held on
16th July, 2019**

Reference Ministry of Civil Aviation Letter No. AV.20036/66/2000-AAI dated 15-10-2012 and GSR-751(E), Rule-11, the Appellate Committee, constituted to consider appeal/grievance of the appellants aggrieved with the decision of the Designated Officer of AAI w.r.t. the height permissible under GSR-751(E), held its meeting on 16th July, 2019 chaired by Mrs. Usha Padhee IAS, Joint Secretary, Ministry of Civil Aviation (MOCA). Sh. Vineet Gulati, Member (ANS), AAI was present. Shri J S Rawat, Jt. DGCA, member Appellate Committee did not attend the meeting.

The Committee was assisted by the following officers –

- i) Shri Sulakshan Chaddha, ED (ATM) AAI;
- ii) Shri Ravi Kant, General Manager (CNS) AAI;
- iii) Shri D. Moitra, Jt. General Manager (FPD) AAI;
- iv) Shri D. Guha Roy, Dy. General Manager (DoAS) AAI;
- v) Shri M. P. Aggarwal, Dy. General Manager (DoAS) AAI;
- vi) Shri Prabhat Mahapatra, Sr. Vice President Airside Management, MIAL;

The cases were presented by Shri R. K. Singla, General Manager (DoAS), AAI. A detailed case-by-case presentation was made before the Committee for due appraisal. The decisions are listed as below:

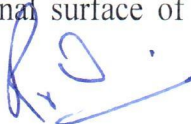
A. AERONAUTICAL STUDY CASES:

The Aeronautical Studies were conducted for the following appeal cases as per the Guidelines for Aeronautical Study dated 11.07.2014 and Guidelines on Allowable Penetration of OLS dated 26th March 2015. The Appellate Committee has considered recommendations made in the Aeronautical Study Reports before approving the permissible top elevation in each case.

1. M/s AUM Developers, Mumbai.

CHQ File No.: AAI/20012/220/2018
NOCAS ID: JUHU/WEST/B/073018/323839
Site Address: CTS No G/624/7, of Village Bandra, At Jun. of Ramakrishna Mission Marg and 17th Road Corner, Santacruz (W), Mumbai.

The proposed site lies in Inner Horizontal Surface at a distance of 808.6m from end of the Transitional surface of runway 09/27 of Santacruz Airport. The applicant was granted an



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elevation of 56.9m AMSL vide AAI NOC letter dated 27.08.2018. The applicant requested an elevation of 77.10m AMSL vide letter dated 15.10.2018.

On the approval of the Competent Authority, the Aeronautical Study was carried out. The Committee was informed that Aeronautical Study has recommended the elevation of 67.39m AMSL, the minimum as derived from allowable penetration of OLS (through Aeronautical Study), CNS and PANS-OPS criteria.

Committees' Decision:

The permitted top elevation (P.T.E.) of 67.39m AMSL is approved.

2. M/s Gamma Construction Pvt. Ltd., Mumbai.

CHQ File No.: AAI/20012/216/2018
NOCAS ID: SNCR/WEST/B/080418/325986
Site Address: CTS No. 193(pt) of Village Tungwe and CTS No. 2(pt) of Village Saki,
Taluka Kurla Village, Tungwe/Saki, Mumbai.

The proposed site lies in Inner Horizontal Surface at a distance of 2261m from end of the Transitional surface of runway 09/27 of Santacruz Airport. The applicant was granted an elevation of 56.9m AMSL vide AAI NOC letter dated 31.08.2018. The applicant requested an elevation of 81.42m AMSL vide letter dated 01.10.2018.

On the approval of the Competent Authority, the Aeronautical Study was carried out. The Committee was informed that Aeronautical Study has recommended the elevation of 81.42m AMSL, as derived from allowable penetration of OLS (through Aeronautical Study), CNS and PANS-OPS criteria.

Committees' Decision:

The permitted top elevation (P.T.E.) of 81.42m AMSL is approved.

3. M/s LAK & Hanware Realty LLP, Mumbai.

CHQ File No.: AAI/20012/189/2018
NOCAS ID: JUHU/WEST/B/051118/305408
Site Address: CTS No.520, 520/1to8, Kevani pada Cross Road, Off S V Road,
Jogeshwari (West), Village Ambivali, Mumbai.

The proposed site lies in Inner Horizontal Surface at a distance of 1496m from end of the Transitional surface of runway 14/32 of Santacruz Airport. The applicant was granted an

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elevation of 56.9m AMSL vide AAI NOC letter dated 29.06.2018. The applicant requested an elevation of 90.00m AMSL vide letter dated 18.08.2018.

On the approval of the Competent Authority, the Aeronautical Study was carried out. The Committee was informed that Aeronautical Study has recommended the elevation of 76.12m AMSL, the minimum as derived from allowable penetration of OLS (through Aeronautical Study), CNS and PANS-OPS criteria.

Committees' Decision:

The permitted top elevation (P.T.E.) of 76.12m AMSL is approved.

4. Sh. Mohan T Kukreja, Mumbai.

CHQ File No.: AAI/20012/229/2018
NOCAS ID: SNCR/WEST/B/031416/122800
Site Address: CTS No. 128/B/5, of village Chembur at Sindhi Colony, Chembur, Mumbai.

The proposed site lies in Inner Horizontal Surface at a distance of 1314m from end of the Transitional surface of runway 14/32 of Santacruz Airport. The applicant was granted an elevation of 72.33m AMSL through Aeronautical Study vide AAI NOC letter dated 04.07.2018. The applicant requested an elevation of 78.87m AMSL vide letter dated 05.11.2018.

On the approval of the Competent Authority, the Aeronautical Study was carried out. The Committee was informed that Aeronautical Study has recommended the elevation of 73.81m AMSL, the minimum as derived from allowable penetration of OLS (through Aeronautical Study), CNS and PANS-OPS criteria.

Committees' Decision:

The permitted top elevation (P.T.E.) of 73.81m AMSL is approved.

5. M/s Darshana Atul Patel, Mumbai.

CHQ File No.: AAI/20012/199/2018
NOCAS ID: JUHU/WEST/B/041118/295950
Site Address: CTS No. E 557 of Village Bandra 9th and 11th Road Junction Khar West, Mumbai.

The proposed site lies in Inner Horizontal Surface at a distance of 1047m from end of the Transitional surface of runway 09/27 of Santacruz Airport. The applicant had been granted



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NOC for 56.9m AMSL vide AAI letter dated 10.05.2018. The applicant requested an elevation of 74.45m AMSL vide letter dated 25.07.2018.

On the approval of the Competent Authority, the Aeronautical Study was carried out. The Committee was informed that Aeronautical Study has recommended the elevation of 70.42m AMSL, the minimum as derived from allowable penetration of OLS (through Aeronautical Study), CNS and PANS-OPS criteria.

Committees' Decision:

The permitted top elevation (P.T.E.) of 70.42m AMSL is approved.

6. M/s Onesound Infraprojects Pvt. Ltd., Mumbai.

CHQ File No.: AAI/20012/50/2018
NOCAS ID: JUHU/WEST/B/110912/016
Site Address: C.T.S. No. 844/22, 844/26, 844/31, 844/32 of Village Ambivali at Andheri (West), Mumbai.

The proposed site lies in Conical Surface at a perpendicular distance of 262m upto IHS boundary. The IHS boundary point is at a distance of 1648m upto end of Transitional surface of runway 14/32 of Santacruz Airport. The applicant had been granted NOC for 82.1m AMSL through Aeronautical Study vide AAI letter dated 20.06.2014. The applicant requested an elevation of 112.6m AMSL vide letter dated 15.02.2018.

On the approval of the Competent Authority, the Aeronautical Study was carried out. The Committee was informed that Aeronautical Study has recommended the elevation of 88.82m AMSL, the minimum as derived from allowable penetration of OLS (through Aeronautical Study), CNS and PANS-OPS criteria.

Committees' Decision:

The permitted top elevation (P.T.E.) of 88.82m AMSL is approved.

7. Shri Ganesh Developers, Mumbai.

CHQ File No.: AAI/20012/57/2018
NOCAS ID: SNCR/WEST/B/080918/326205
Site Address: CTS No 5740(PT), Bldg No. 139, Alongwith Office Bldg No. 20 and R2 Plot, Known as Pantnagar Usha Kiran CHS Ltd., New Pantnagar, Ghatkopar East, Mumbai.

The proposed site lies in Inner Horizontal Surface at a distance of 1068m from end of the Transitional surface of runway 09/27 of Santacruz Airport. The applicant had been granted

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NOC for 56.9m AMSL vide AAI letter dated 09.10.2018. The applicant requested an elevation of 80.04m AMSL vide letter dated 23.10.2018.

On the approval of the Competent Authority, the Aeronautical Study was carried out. The Committee was informed that Aeronautical Study has recommended the elevation of 70.69m AMSL, the minimum as derived from allowable penetration of OLS (through Aeronautical Study), CNS and PANS-OPS criteria.

Committees' Decision:

The permitted top elevation (P.T.E.) of 70.69m AMSL is approved.

8. M/s Snehal Tower, Mumbai.

CHQ File No.: AAI/20012/197/2018
NOCAS ID: JUHU/WEST/B/032717/204127
Site Address: CTS No.- 480A, 480A-3 to 14, 490, 375/11, Village Amboli, Yagnik Nagar, Kevini Pada, Andheri-West, Taluka/Andheri Mumbai.

The proposed site lies in Inner Horizontal Surface at a distance of 1587m from end of the Transitional surface of runway 14/32 of Santacruz Airport. The applicant had been granted NOC for 56.9m AMSL vide AAI letter dated 16.05.2017. The applicant requested an elevation of 83.46m AMSL vide letter dated 29.08.2018.

On the approval of the Competent Authority, the Aeronautical Study was carried out. The Committee was informed that Aeronautical Study has recommended the elevation of 77.28m AMSL, the minimum as derived from allowable penetration of OLS (through Aeronautical Study), CNS and PANS-OPS criteria.

Committees' Decision:

The permitted top elevation (P.T.E.) of 77.28m AMSL is approved.

9. M/s Agate Realtors & Developers, Mumbai.

CHQ File No.: AAI/20012/215/2018
NOCAS ID: SNCR/WEST/B/072318/321814
Site Address: CTS No 413(Pt), 412(Pt), 411(Pt), 410, 409, 406(Pt), 408, 407, 396(Pt), 397(Pt), 398(Pt), 399(Pt), 432, 436, Village-Marol, Marol Maroshi Road, Gavdevi Talav, Radhakrishna Mandir, Andheri/East, Mumbai.

The proposed site lies in Inner Horizontal Surface at a distance of 2251m from end of the Transitional surface of runway 09/27 of Santacruz Airport. The applicant had been granted

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NOC for 56.9m AMSL vide AAI letter dated 27.08.2018. The applicant requested an elevation of 100.21m AMSL vide letter dated 27.09.2018.

On the approval of the Competent Authority, the Aeronautical Study was carried out. The Committee was informed that Aeronautical Study has recommended the elevation of 85.71m AMSL, the minimum as derived from allowable penetration of OLS (through Aeronautical Study), CNS and PANS-OPS criteria.

Committees' Decision:

The permitted top elevation (P.T.E.) of 85.71m AMSL is approved.

10. Mr. Prem N Kalati, Mumbai.

CHQ File No.: AAI/20012/201/2018
NOCAS ID: JUHU/WEST/B/031018/286526
Site Address: F P No. 76 of TPS Bandra No. III, CTS No. F/681 of Village Bandra at 24th Road, Bandra(W), Mumbai.

The proposed site lies in Inner Horizontal Surface at a distance of 2373m from end of the Transitional surface of runway 09/27 of Santacruz Airport. The applicant had been granted NOC for 56.9m AMSL vide AAI letter dated 25.04.2018. The applicant requested an elevation of 82m AMSL vide letter dated 12.09.2018.

On the approval of the Competent Authority, the Aeronautical Study was carried out. The Committee was informed that Aeronautical Study has recommended the elevation of 82m AMSL, as derived from allowable penetration of OLS (through Aeronautical Study), CNS and PANS-OPS criteria.

Committees' Decision:

The permitted top elevation (P.T.E.) of 82m AMSL is approved.

B. OTHER ISSUES:

11. Non-payment of Aeronautical Study Fees in Appeal cases

This matter was already taken up in Appellate Committee meetings of 26.02.2019 and 23.04.2019, wherein it was decided that *"the appellants shall be given a 1Ind reminder of 30 days to pay the Aeronautical Study fees.*



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Accordingly, notices (IInd reminder) were given to the following appellants:

CHQ File No.	NOCAS ID	Appellant Name
1. AAI/20012/109/2018	JUHU/WEST/B/082417/240465	Goregaon Hotels & Reality Pvt Ltd.
2. AAI/20012/195/2018	SNCR/WEST/B/082416/169661	Better Builder & Infrastructure Pvt Ltd.
3. AAI/20012/60/2018	SNCR/WEST/B/033117/206336	Aishwarya Konshila Buildcon LLP, Mumbai
4. AAI/20012/235/2018	SNCR/WEST/B/082216/169143	S K Enterprises, Mumbai
5. AAI/20012/58/2018	SNCR/WEST/B/121417/267859	Zee Entertainment Enterprises Ltd, Mumbai
6. AAI/20012/22/2018	MUM/10/132	Shekar Arolkar & Associates
7. AAI/20012/194/2018	SNCR/WEST/B/051118/305412	Keemaya Build Pvt Ltd. Mumbai
8. AAI/20012/186/2018	SNCR/WEST/B/091217/245776	Shivnarayan SRA Sakhari Grihnirman Sanstha, Mumbai
9. AAI/20012/151/2018	SNCR/WEST/B/123016/189489	Kher Nagar Mayur Co-op Housing Society, Mumbai
10. AAI/20012/113/2018	JUHU/WEST/B/010618/273270	NMD Real Estate LLP, Mumbai
11. AAI/20012/92/2018	SNCR/WEST/B/073016/165539	Victory Realtors Pvt Ltd.
12. AAI/20012/73/2018	SNCR/WEST/B/091317/245870	Manibhadra Properties Pvt Ltd. Mumbai
13. AAI/20012/190/2018	THIR/SOUTH/B/010818/273545	Arcon Home Builders Pvt Ltd, Trivandrum.
14. AAI/20012/200/2018	SNCR/WEST/B/112117/263307	Sailash L Patel, Mumbai.
15. AAI/20012/194/2017	SNCR/WEST/B/111413/18115	Divine Light Co-operative Housing Society Ltd, Mumbai
16. AAI/20012/27/2017	BEHA/EAST/B/091516/171613	Dr. Kawna Chatterjee, Kolkata.
17. AAI/20012/100/2017	KOTA/NORTH/B/042917/217841	Sh. Rajesh Rathi, Kota.
18. AAI/20012/168/2017	JAIP/NORTH/B/051215/116425	A Gangwal Real Estate LLP, Jaipur.
19. AAI/20012/120/2017	SNCR/WEST/B/062715/140016	Arihant Realtors, Mumbai
20. AAI/20012/136/2014	JUHU/WEST/B/081413/15827	Accanoor Associates, Mumbai
21. AAI/20012/87/2016	SNCR/WEST/B/051716/127821	Mr V M Shah MD of Hub Town Ltd, Mumbai.

Committees' Decision:

Since the appellants mentioned above have not paid the Aeronautical Study fee in spite of the IInd reminder, their appeals are disposed of. If required later, the appellants shall apply afresh with appeal fees.

12. Verification of site Geo-data (provided by the applicant) by the Airport Operator

Appellate Committee has directed that in order to ensure the accuracy and integrity of the geo-data of sites for which appeal applications have been received, the following procedure shall be followed:

1. After verification of complete online appeal application, AAI, CHQ DoAS will forward the suitable site details to the Airport Operator through e-mail.
2. The concerned Airport Operator should survey the site and verify:



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- i) Plot coordinates and elevations.
 - ii) Building coordinated and elevations.
 - iii) Top elevation (Height) of the structure/building constructed.
 - iv) Any violation of issued NOC.
3. Airport Operator shall complete the site verification within 15 days of receipt of intimation from AAI, CHQ.
 4. The survey/verification report may be scrutinized and uploaded on the NOCAS Appeal portal.

13. Airport Operator to assist Aeronautical Study Team during site visit

Besides the site verification by the Airport Operator, Appellate Committee has directed that the Airport Operator should depute a suitable officer of Aerodrome Safeguarding Team along with the Aeronautical Study Team for providing the required inputs to the visiting Aeronautical Study Team of AAI, CHQ.



(VINEET GULATI)
MEMBER (ANS)
AAI



(USHA PADHEE)
JOINT SECY., MOCA
CHAIRPERSON, APPELLATE COMMITTEE

Place: New Delhi.

Dated : 25th July, 2019