



Government Of Maharashtra

## **Business Reform Action Plan 2016 Response by Government of Maharashtra**

**Area 1:** Access to Information and Transparency Enablers

**12:** Mandate and make arrangements to publish draft business regulation online and invite public comments/ feedback on the same prior to enactment

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**Response:** **Yes**

**Remarks:**

Recognizing the value of stakeholder opinion, in order to augment the transparency and efficiency in conceptualizing business regulations, the State has introduced a circular mandating government departments to publish the draft business regulations online, and invite public comments.

The highlighted areas in the circular below shows that the Government of Maharashtra has mandated all departments to make arrangements to publish draft business regulations online to invite public comments / feedback.

The circular can be accessed at <https://www.maharashtra.gov.in/>

**Supporting Documents:**



## **Business Reform Action Plan 2016 Response by Government of Maharashtra**

*Access to Information and Transparency Enablers  
under Business Reform Action Plan – 2016*

### **Government of Maharashtra**

**Industries, Energy and Labour Department**  
Mantralaya, Madam Cama Road,  
Hutatma Rajguru Square,  
Nariman Point, Mumbai – 400032.

**Government Circular No : E-biz 2016/C.R. 176/ Ind-8**

**Date: 28/06/2016**

### **GOVERNMENT CIRCULAR**

#### **Preamble -**

The Department of Industrial Policy & Promotion (DIPP) under Ministry of Commerce & Industry, Government of India, has issued a Business Reforms Action Plan 2016 for States/UTs. This initiative by the Government of India is taken to improve the Ease of Doing Business across the states in the country. The States will be evaluated based on their compliance with the parameters mentioned in the Action Plan 2016. DIPP will carry out the evaluation based on timely responses for approvals of various applications, the feedback given by investors about their experience of using the facilities and responses provided by the robust grievance redressal mechanism in place.

Regulatory certainty for business is enhanced when feedback from stakeholders on draft Business related Acts, Rules and Regulations is taken before they are enacted. Regulations that are compiled with stakeholder input tend to have a higher degree of compliance and consequently impose a lower burden in terms of enforcement. Allowing stakeholder inputs in business regulations is therefore a prerequisite for good governance.

Keeping in mind the importance of stakeholder input for business regulations, the Business Reform Action Plan – 2016, Part 1 - Access to Information and Transparency Enablers, point number 12 and 13 respectively states that *"Mandate and make arrangements to publish draft business regulation online and invite public comments/ feedback on the same prior to enactment"* and *"Mandate and make arrangements to publish the comments/feedback received on the draft regulation and how they were addressed in the final regulation"*.

Since various Acts/Rules/Policy are enacted/specified by different Administrative Departments of the State, Government has decided that all the Administrative Departments should follow the mentioned recommendation under BRAP 2016, while specifying Rules/Regulations.



## **Business Reform Action Plan 2016 Response by Government of Maharashtra**

The proposed activity will increase transparency and involve the citizens' point of view in taking decisions which affect them. This will also ease access to information under the Business Reforms Action Plan – 2016 for the State.

### **Circular**

Considering the facts mentioned above and as per the provision of Maharashtra Rules of Business First Schedule entry 2-A where in the subject "Overall State Policy for trade and commerce" has been allotted to the Department of Industries, here by directs that "Whenever any administrative Department proposes to make a rule or regulation with respect to Industries, Trade and Commerce it shall pre-publish such rule and regulation online and make arrangements to publish the comments received on such draft regulations".

The Circular is been issued in concurrence and opinion given by Law and Judiciary Department vide UOR R.I no. B-587 dated 23.06.1016.

By the Order and in the Name of Governor of Maharashtra,

(Saanjay Ingle)

Deputy Secretary To Government of Maharashtra

### **To,**

1. Principle Secretary to the Hon'ble Governor of Maharashtra.
2. Principle Secretary to the Hon'ble Chief Minister of Maharashtra.
3. Private Secretary to Hon'ble Minister (Industry) Maharashtra.
4. Private Secretary to Hon'ble Minister of State (Industry) Maharashtra.
3. All Private Secretaries to All the Hon Ministers / Ministers of the State.
4. Chief Secretary of Maharashtra.
5. Private Secretary to Hon'ble Leader of Opposition, Maharashtra Legislature Assembly, Vidhanbavan, Mumbai.
6. Private Secretary to Hon'ble Leader of Opposition, Maharashtra Legislature Council, Vidhanbavan, Mumbai.
7. All Additional Chief Secretaries/Principal Secretaries/Secretaries to the Government of Maharashtra.
8. Development Commissioner (Industries) Directorate of Industry, Mumbai.
9. All Departments of Mantralaya, Mumbai.
10. All Desk Officers in the Industries, Energy and Labour Department.
11. The industries, Energy and labour Department (Ind-8) Select file.