# THE REAL ESTATE (REGULATION AND DEVELOPMENT) ACT, 2016 – REGISTRATION OF REAL ESTATE PROJECT

THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA

REFRESHER COURSE ON MAHARERA PRACTICE & PROFESSIONAL OPPORTUNITIES (VIRTUAL)

6<sup>TH</sup> JULY 2021

**CA SUMIT C KAPURE** 

B.COM, FCA

### CHAPTER II – REGISTRATION OF REAL ESTATE PROJECT AND REGISTRATION OF REAL ESTATE AGENT

SECTION NO. 3 TO SECTION NO. 10

### WHO IS LIABLE TO REGISTER

- ► Every "Real Estate Project"
- Conditions for exemption from registration.
- ► Other Exemptions
- ► Why registration is necessary?
- ▶ When the Project can be registered?

# OTHER THINGS ABOUT REGISTRATION

- STATUTORY FEES FOR REGISTRATION
- VALIDITY OF THE PROJECT REGISTRATION
- EXTENSION OF THE PROJECT
- REVOCATION OF REGISTRATION
- WEBSITE FOR REGISTRATION OF THE PROJECT https://maharera.mahaonline.gov.in/
- ▶ 100% PROCEDURE IS ONLINE.
- DOCUMENT SIZE CONSTRAINT

#### ► IN CASE OF PROPRIETOR

- PAN CARD OF PROPRITOR
- ► PASSPORT SIZE PHOTO, ADDRESS, AADAHAR NUMBER, CONTACT DETAILS AND EMAIL ID OF PROPRIETOR.

#### ► IN CASE OF PARTNERSHIP FIRM

- PAN CARD OF THE PARTNERSHIP FIRM.
- NAME OF THE CONTACT PERSON, CONTACT NUMBER AND EMAIL ID FOR FIRM.
- PASSPORT SIZE PHOTO, ADDRESS, AADAHAR NUMBER, CONTACT DETAILS AND EMAIL ID OF EACH PARTNER.

#### ► IN CASE OF COMPANY

- PAN CARD OF THE COMPANY.
- NAME OF THE CONTACT PERSON, CONTACT NUMBER AND EMAIL ID FOR COMPANY.
- ► PASSPORT SIZE PHOTO, ADDRESS, AADAHAR NUMBER, CONTACT DETAILS AND EMAIL ID OF EACH DIRECTOR.

- ► LEGAL TITLE REPORT. (CIRCULAR NO.27 DATED 8<sup>TH</sup> MARCH 2021.
- DEVELOPMENT AGREEMENT IN CASE OF JOINT DEVELOPMENT.
- ► INFORMATION OF THE ENCUMBRANCE.
- ► COMMENCEMENT CERTIFICATE
- ► BUILDING PLAN APPROVAL (BLUEPRINT)
- ► COPY OF THE LAYOUT APPROVAL (IN CASE OF LAYOUT)
- ► FLOOR SPACE INDEX (FSI) PROPOSED AND SANCTIONED
- PROPOSED NUMBER OF BUILDINGS/WINGS TO BE CONSTRUCTED AND SANCTIONED NUMBER OF BUIDINGS OR WINGS
- Aggregate area in square meters of the recreation space
- the number of covered parking spaces

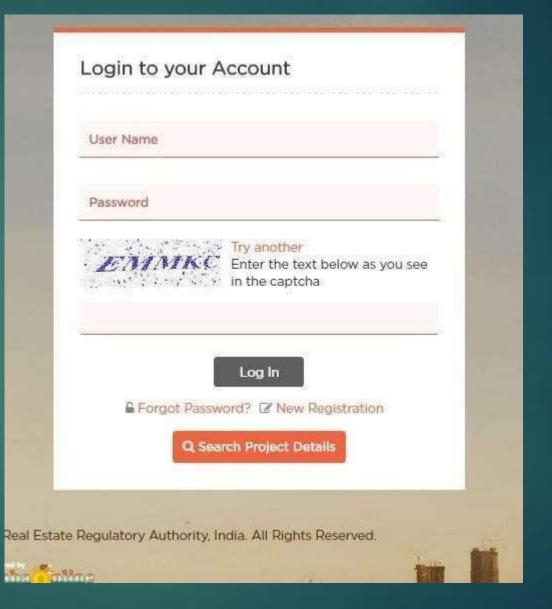
- ► Membership of any of the SRO (Self Regulatory Organization) as prescribed by MahaRERA CREDAI MAHARSHTRA, CREDAI-MCHI, NAREDCO, ETC
- ▶ Flat Inventory RERA area of the flat, Its type and its ready reckoner value.
- Litigation Details, If any
- ▶ In case of Land Owner/ Joint Development details of land owner like Name. Address Contact details & Form B of the Land Owner/ Joint Developer.
- Name & Contact Number of Authorized Person of Promoter
- Past Experience of Promoter
- Declaration about Commencement Certificate. (Circular No.32/2021)

- AFFIDAVIT CUM DECLARATION IN THE FORM B GIVING DATE OF COMPLETION OF THE PROJECT.
- RERA BANK ACCOUNT DETAILS.
- PROJECT AGENT DETAILS.
- PROJECT ARCHITECT DETAILS.
- PROJECT ENGINEER DETAILS.
- PROJECT CONTRACTOR DETAILS.
- DRAFT AGREEMENT FOR SALE.
- DRAFT ALLOTMENT LETTER.
- CERTIFICATE FROM ARCHITECT IN FORM 1.
- ► CERTIFICATE FROM CHARTERED ACCOUNTANT IN FORM 3.
- ► CERTIFICATE FROM ENGINEER IN FORM 2.

# PROCEDURE OF REGISTRATION OF REAL ESTATE PROJECT

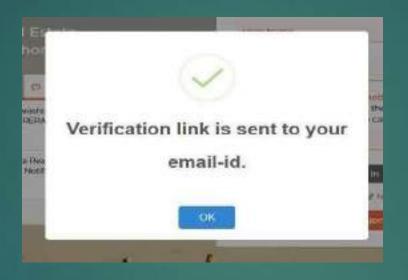
Go to Website - <a href="https://maharerait.maha">https://maharerait.maha</a> online.gov.in/

LOGIN - Click on New Registration to create a user .



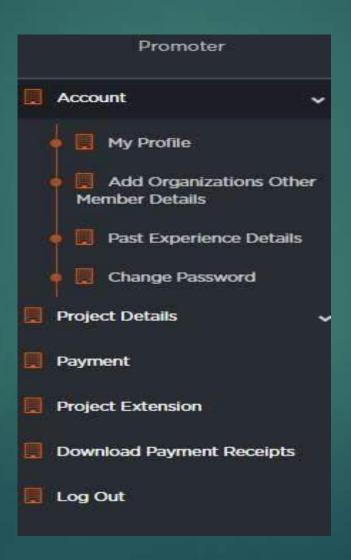
### Create New Account Select User Type \* Promoter Real Estate Agent Citizen Username \* UserName Password \* Confirm Password \* Enter New Password Confirm New Password Mobile Number \* E-mail ID \* Mobile Number Email ID Try another Enter the text you see Create User

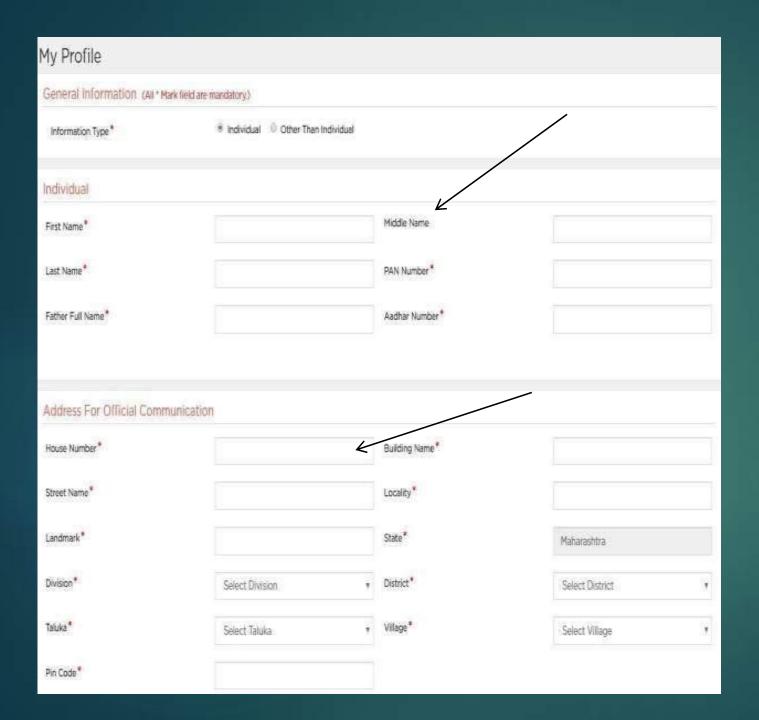
Enter all the details and create user below message will be displayed as soon as user is created.



Only after an email is verified, then only one can login in to account.

### PROMOTER INFORMATION





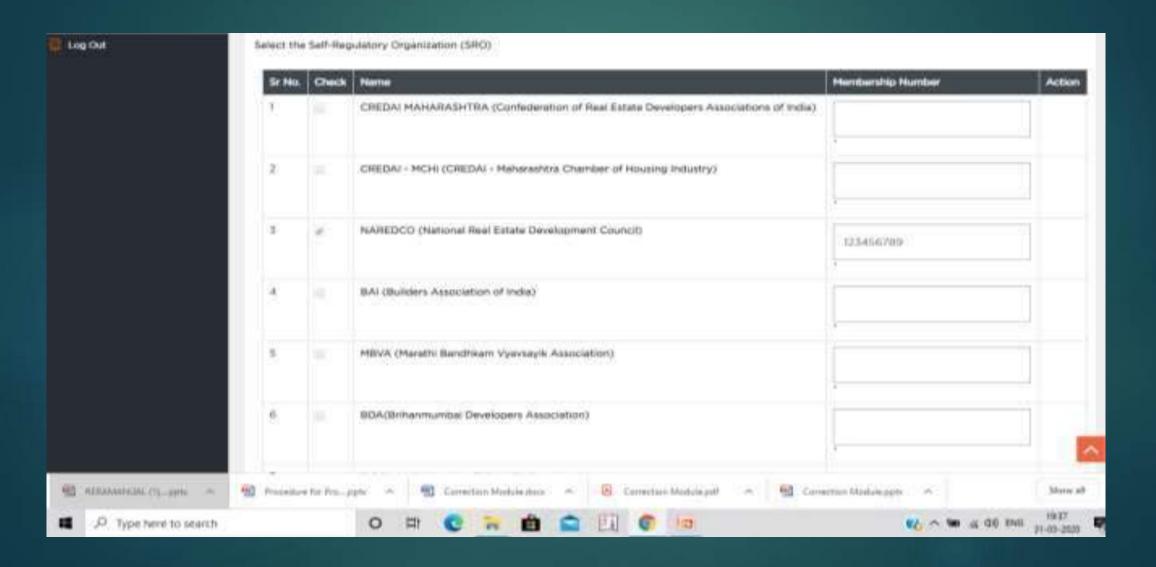
- > SELECT THE INFORMATION TYPE.
- > INDIVIDUAL.
- > OTHER THAN INDIVIDUAL.
- > FILL IN DETAILS OF THE PROMOTER AND ADDRESS OF THE PROMOTER

Contact Details		,	
Mobile Number *	7706399027	Office Number*	
Fax Number		Erui D*	abcitgmalizon
Workste URL			
- Age in the - Age in - Age in the - Age in - Age in the	Instruction for Uplace # Protograph Formul show		
Upload Profile Image <sup>8</sup>   Doose File   No No chosen			
Save Profile			

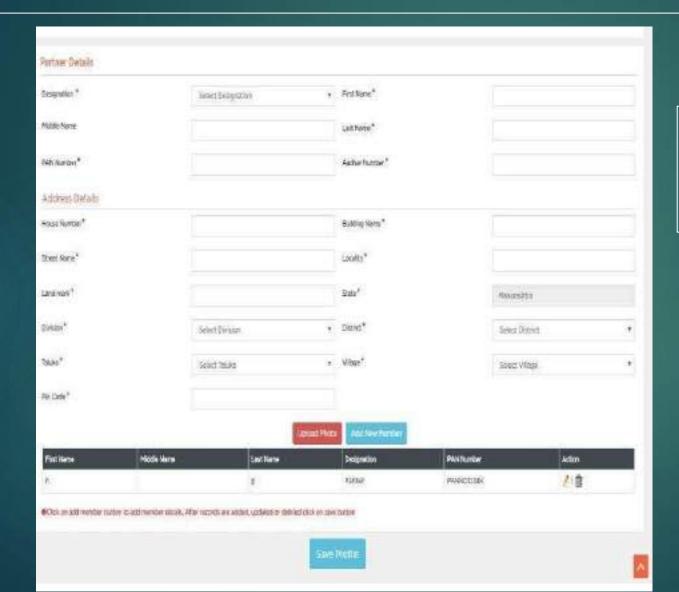
Photo of the Proprietor should be uploaded here and it must be less than 1 MB and in JPG Format.

- CONTACT DETAILS ARE VERY IMPORTANT.
- > EMAIL ID AND CONTACT NUMBER GIVEN AT THE TIME OF REGISTRATION IS USED BY MAHARERA FOR ALL FURTHER CORRESPONDANCE.
- CLICK IN SAVE PROFILE ONCE ALL INFORMATION IS FILLED IN.

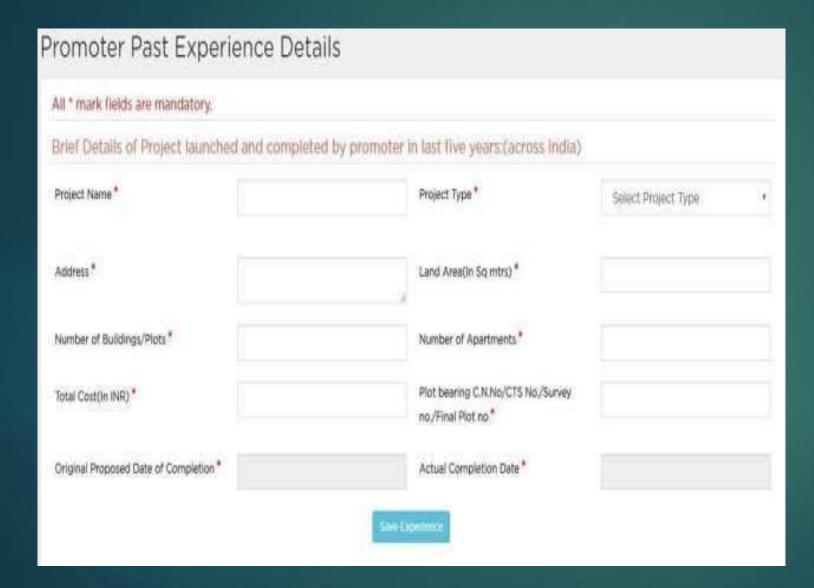
### SRO MEMBERSHIP



## IN CASE AN ORGANIZATION IS OTHER THAN PROPRIETOR, THEN FOLLOWING DETAILS ARE TO BE SUBMITTED



ONE OF THE PARTNER/ DIRECTOR SHOULD BE AUTHORIZED SIGNATORY.



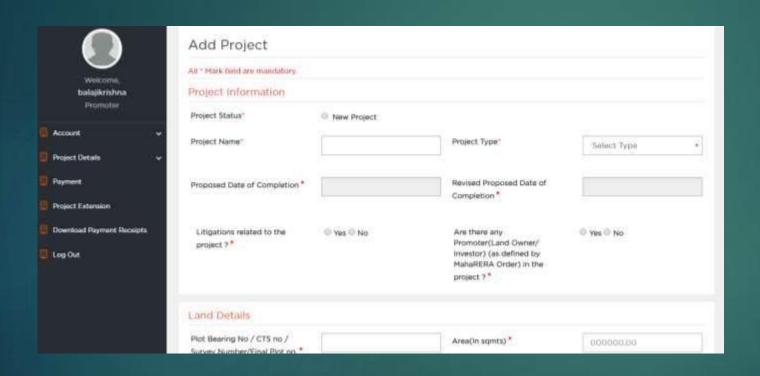
If promoter has launched the projects in last five years, then click on the past experience details under My Profile tab.

After filling the form click on save experience. Promoter can edit and delete the form after saving.

### CHANGE PASSWORD

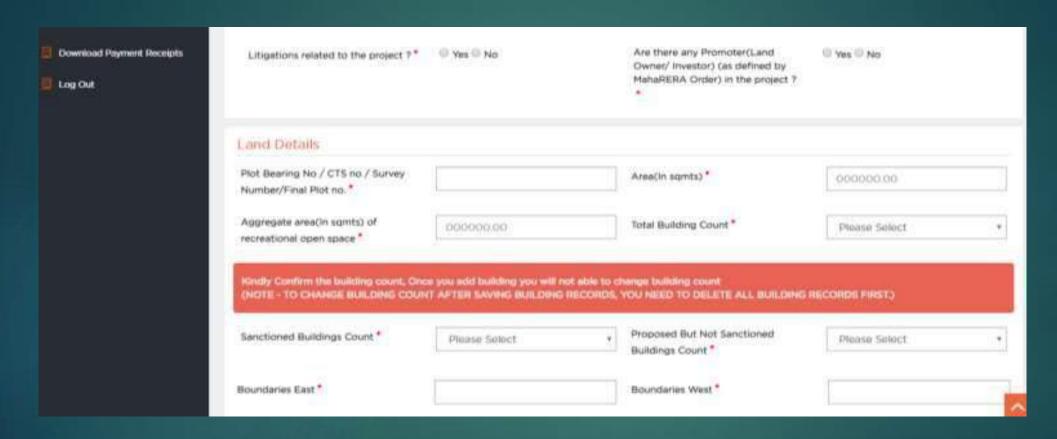


### PROJECT DETAILS



- > PROJECT NAME BE CAREFUL
- ➤ DATE OF COMPLETION SHOULD BE SAME AS GIVEN IN FORM B – AFFIDAVIT
- > LITIGATION
- > JOINT DEVELOPER/ LAND OWNER DETAILS

### PROJECT DETAILS



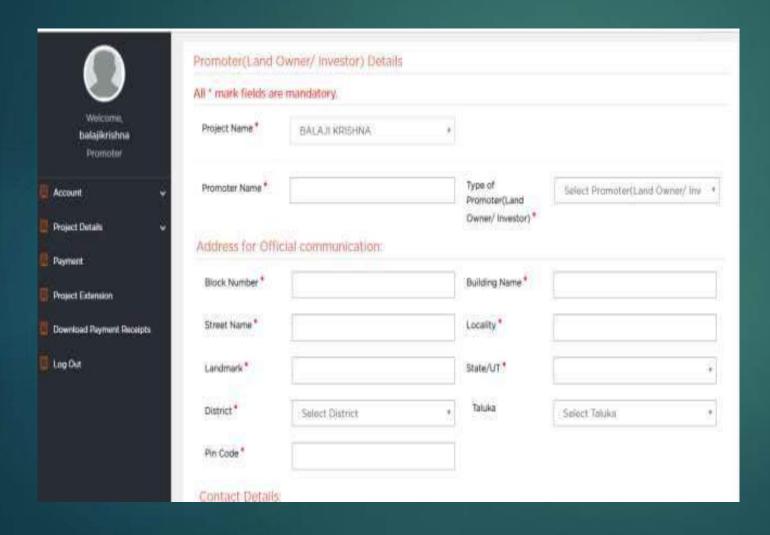
- > PLOT NUMBER
- > AREA OF PLOT

- > SANCTIONED BUILDING COUNT
- > TOTAL BUILDING COUNT

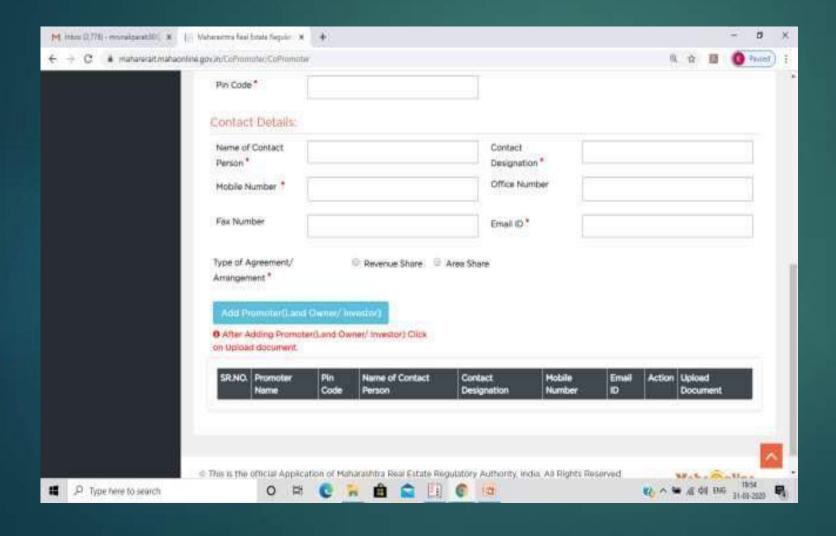
### PROJECT DETAILS

FSI Details					
Built-up-Area as per Approved FSI sigmts)	Clin	sqmts) ( Prop ( As soon as a	as per Proposed FSI losed but not sanction approved, should be apdated in Approved	ned)	
TotalFSI *					
Address Details					
State *	Maharashtra	Division *		Select Division	(*)
District *	Select District	, Tal\aka*		Select Talluka	
Village *	Select Village	₹ Pin Code *			
Details of separate bank ac	count as per section 4 (2)	(I)(D) of the Act			
Bank Name *		Branch Name			
IFSC Code *		Bank A/c Nun	nber*		
Bank Address *					^
Add Project					

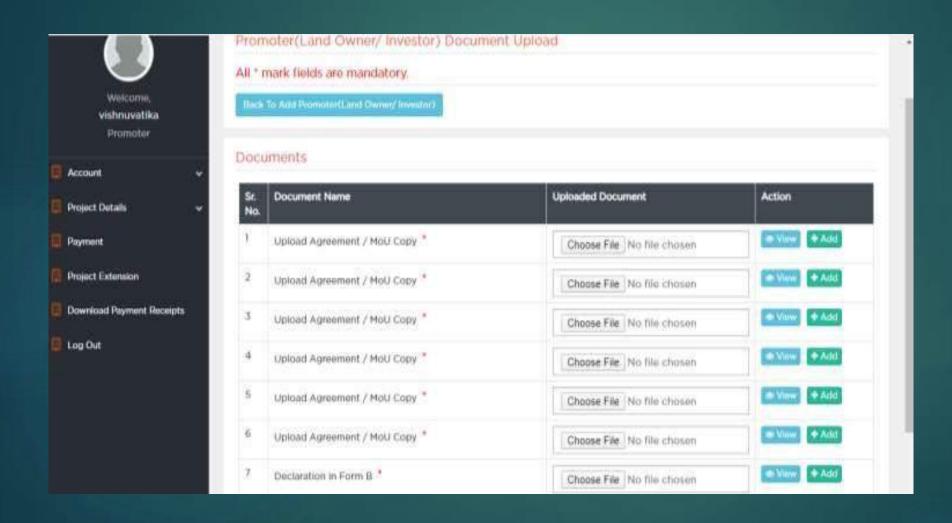
### ADD PROMOTER/ LAND OWNER



### ADD PROMOTER/ LAND OWNER



### ADD PROMOTER/ LAND OWNER



Main field are mandators			
oject		920	
Project Name *	and	-	
ding Details			
Building Details			
Nome *		Number of Bosement's *	
Number of Pints*		Number of Podium's *	
Number of Shib of Super Structure *		Number of Stitls.*	
Number of Open Parking*		Number of Closed Perking *	
Apartments Type Details			
Apartment Type *		Carpet Area(In sombs)*	00000000
Proposed number of apartments *		Number of apertments trooked/sold /allotted *	000000
fall fautient fax Bret Add Ad	partment Type Details by u	sing - 'Add Aportment Type', then Clink Add Building But	ton to Save Record.

### ADD BUILDING

#### Common Areas and facillites Project Project Name \* test 1 All Field are Mandatory. Project Details Proposed Number Of Units Booked Progress Of Work Done (in %) Number of Garages ( In Numbers) 8787 Covered Parking ( In Numbers) 87 Development Work Common areas And Facilities, Amenities Details Proposed Percentage Of Completion Internal Floads & Footpaths: \* NO. NA: Water Supply: \* Sewerage (Chamber, Lines, Septic Tank, STP) . \* NA Storm Water Drains \*\* NA Landscaping & Tree Planting: \* Street Lighting: \* NO NA Community Buildings : \* NA Treatment And Disposal Of Sewage And Sullage Water: \* NA Solid Waste Management And Disposal: \* Water Conservation, Rain water Harvesting: \* NA. Energy management: \* NO NA Fire Protection And Fire Safety Requirements : \* Electrical Meter Room, Sub-Station, Receiving Station: \* NA Appregate area of recreational Open Space | \* NA Open Parking: \* NA NG: Common Areas and facilities

# COMMON AREAS AND FACILITIES

# DETAILS ARE GIVEN IN FORM -1 THAT IS FORM GIVEN BY ARCHITECT

IF SOME MORE COMMON FACILITIES ARE TO BE ADDED, IT CAN VERY WELL BE DONE.

#### Cost Details

#### Cost Details

Project Name *	Pro5 Pune project 1	

Total Estimated Cost of the Real Estate Project

#### All Fields are Mandatory.

Sr. No			Particular	Estimated Total Amount (in INR)	Actual Total Amount (in INR)
1			Land Cost :		
	à		Acquisition Cost of Land or Development Rights, lease Premium, lease rent, interest cost incurred or payable on Land Cost and legal cost *	00,000,00	00000000
	ь		Amount of Premium payable to obtain development rights, FSI, additional FSI, fungible area, and any other incentive under DCR from Local Authority or State Government or any Statutory Authority *	00.0000.00	00000000
	c		Acquisition cost of TDR (if any) *	00000000	00000000
	d		Amounts payable to State Government or competent authority or any other statutory authority of the State or Central Government, towards stamp duty, transfer charges, registration fees etc; and *	00000000	00.000000
	0		Land Premium payable as per annual statement of rates (ASR) for redevelopment of land owned by public authorities. *	00.00000	000000.00
	f		Estimated construction cost of rehab building including site development and infrastructure for the same as certified by Engineer.*  Actual Cost of construction of rehab building incurred as per the books of accounts as verified by the CA.*	000000:00	00.00000
		н	Cost towards clearance of land of all or any encumbrances including cost of removal of legal/illegal occupants, cost for providing temporary transit accommodation or rent in lieu of Transit Accommodation, overhead cost *	00000000	00.000000
		ш	Cost of ASR linked premium, fees, charges and security deposits or maintenance deposit, or any amount whatsoever payable to any authorities towards and in project of rehabilitation.*	00.00000	00000000
2			Development Cost/ Cost of Construction		
	a	1	Estimated Cost of Construction as certified by Engineer * Actual Cost of construction incurred as per the books of accounts as verified by the CA. *	00.00000	000000.00
		н	On-site expenditure for development of entire project excluding cost of construction as per (ii) above, i.e. salaries, consultants fees, site overheads, cost of services (including water, electricity, sewerage), cost of machineries and equipment including its hire and maintenance costs, consumables etc. All costs directly incurred to complete the construction of the buildings /wings of the project registered.*	00000000	00000000
	b		Payment of Taxes, cess, fees, charges, premiums, interest etc to any statutory Authority *	00.000000	00.000000
	c		Principal sum and interest payable to financial institutions, scheduled banks, non-banking financial institution (NBFC) or money lenders on construction funding or money borrowed for construction *	00000000	000000.00
120	1		\$100 PERSONAL PROPERTY AND STREET	57	

### **PROJECT COST**

DETAILS ARE GIVEN IN FORM
-3 THAT IS FORM GIVEN BY
CHARTERED ACCOUNTANT

BOTH THE AMOUNTS THAT IS ESTIMATED AND ACTUAL NEED TO FILL IN.

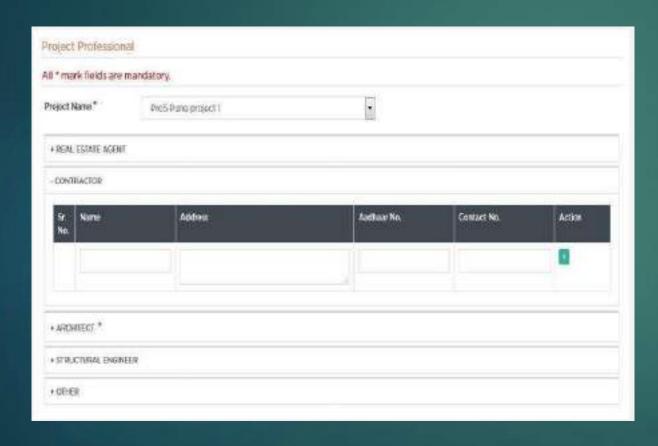
Document Upload		
All * mark fields are manda	itory.	
Project Name *	ProS Pune project I	

#### Documents

Si. No	Document Name	Uploaded Document	Action
1	PAR Card *	Browse, No file solution	Amend
2	Copy of the legal bits report.*	Browner No File substant	(2)(1)(1)
ş	Details of encombrances *	Storge. No file selected.	Aures
4	Copy of Layout Approval (in case of layout) and Building Plan Approval (100). <sup>6</sup>	Books, Noticeletted	Access
5	Signed Proforma of the all-others letter and agreement for sale *	Space. No file selected.	Literal
ō	Declaration in FORM B *	Brown, No file selected.	21/200
Ť	Contificates of Architect (Form (X)Handatory for only ongoing project).*	Browse. No Tile selected.	Evented + Add
8	Contributes of Architect (Form 4)	Biose. No file solution.	Elipsid (AM)
9	Certificates of CA (Form 3) *	Brows. No file relocted	Externi +Attl
10	Certificates of CA (Form 5)	Scarse. No file selected	2 mad
II	Contributes of Engineer (Form 2)(Handatory for only ongoing project) *	Money. No file whoted	Attend
2	Commencement Contilitation	Erosse., No file substant	Control +A15

## DOCUMENTS UPLOAD

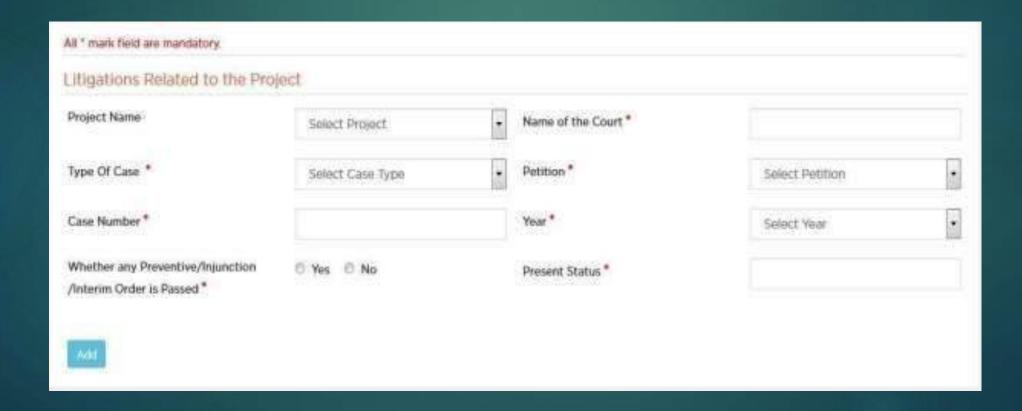
### PROJECT PROFESSIONAL DETAILS



### FOLLOWING PROJECT PROFESSIONAL DETAILS ARE TO BE FILLED IN.

- > REAL ESTATE AGENT
- > CONTRACTOR
- > ARCHITECT
- > CHARTERED ACCOUNTANT
- > ENGINEER

### LITIGATIONS DETAILS



#### **Activity Details** All Field are Mandatory. Project Project Name \* Building Name \* Pro5 Nagpur project 1 SR NO. Percentage of Work Tasks / Activity Excavation \* 2 X number of Basement(s) and Plinth \* 3 X number of Podiums \* Stift Floor \* X number of Stabs of Super Structure \* Internal walls, Internal Plaster, Floorings within Flats/Premises, Doors and Windows to each of the Flat/Premises \* Sanitary Fittings within the Flat/Premises Electrical Fittings within the Flat/Premises.\* Staircases, Lifts Wells and Lobbies at each Floor level connecting Staircases and Lifts, Overhead and Underground Water Tanks. \* 9 The external plumbing and external plaster, elevation, completion of terraces with waterproofing of the Building/Wing \* 10 Installation of lifts, water pumps, Fire Fighting Fittings and Equipment as per CFO NOC, Electrical fittings to Common Areas, electro, mechanical equipment, Compliance to conditions of environment /CRZ NOC, Finishing to entrance lobby/s, plinth protection, paving of areas appurtenant to Building/Wing, Compound Wall and all other requirements as may be required to Obtain Occupation /Completion Certificate \* Overall Percentage of Completion of the work done For the entire Building /Wing.\*

### **ACTIVITY DETAILS**

# DETAILS ARE GIVEN IN FORM -1 THAT IS FORM GIVEN BY ARCHITECT

# PAYMENT

### PROJECT UPDATES

- Further new permissions, CC, NOCs received.
- Project Cost (Actual Total Amount incurred) (Form 3 CA Certificate)
- Form 2A Quality Assurance Certificate
- Building Details (Number of apartments Booked/Sold/Allotted)
- Sold Inventory Declaration (Circular No.29/2021)
- Task/Activity (Percentage of Work) (From Form 1 Architect Certificate)
- Common Areas and Facilities (Work Completion Percentage)
- Project Professional Details (Real Estate Agent etc.)
- Promoter(Land Owner)/Investor Details
- FORM 5 RERA Audit form from CA annually within six months from the date of end of the Financial Year.

### PROJECT UPDATES

- ► HOW MUCH TO PAY?
- ► FREQUENCY OF UPDATES?
- ► ALL THE DETAILS CAN BE UPDATED?
- WHAT IS APPLICATION FOR CHANGE MODULE ON MAHARERA WEB PORTAL?

# PROJECT EXTENSION

# EXTENTION OF THE PROJECT UNDER SECTION 6

- MAXIMUM ONE YEAR EXTENTION CAN BE OBTAINED.
- SELF DECLARATION FROM PROMOTER CITING REASONS FOR EXTENTION.
- ► SELF CERTIFIED COPY OF THE PERMISSION / APPROVAL FROM THE COMPETENT AUTHORITY WHICH IS VALID FOR A PERIOD WHICH IS LONGER THAN THE PROPOSED TERM OF EXTENSION OF THE REGISTRATION SOUGHT FROM THE REGULATORY AUTHORITY.





#### MahaRERA



pinnaclejv Promoter

count

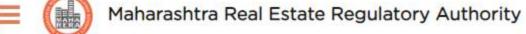
ject Details

yment

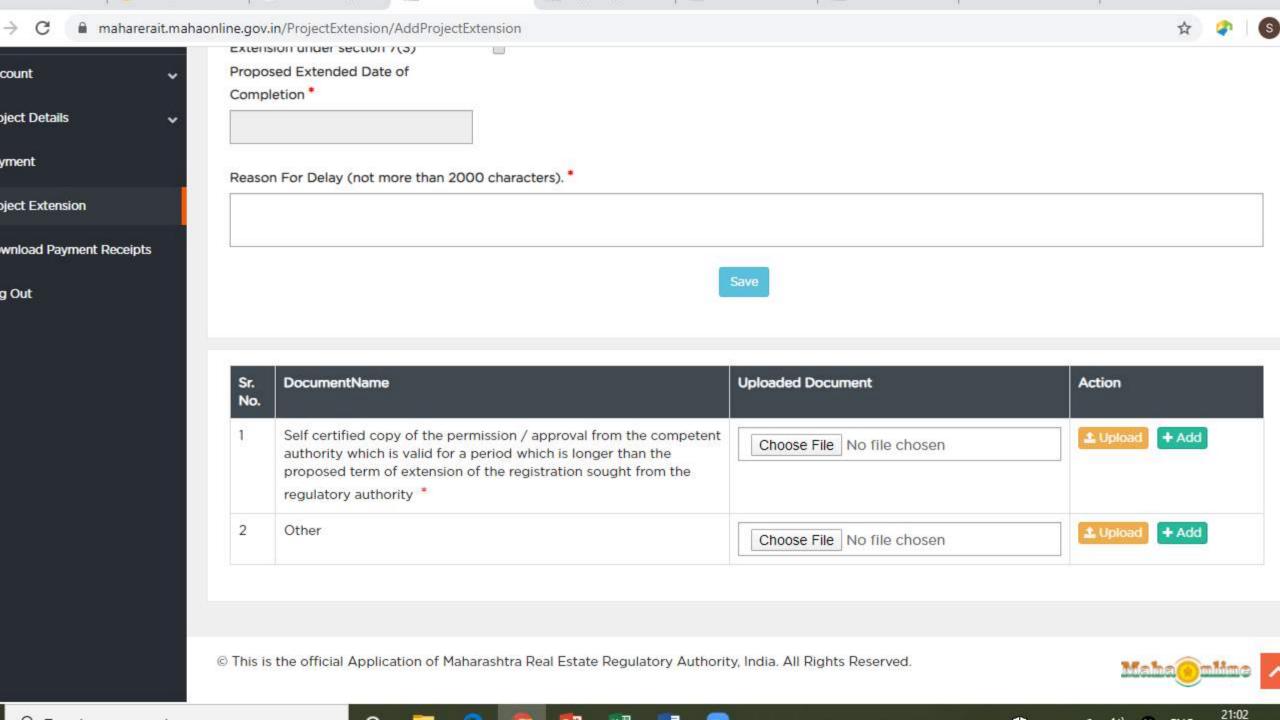
ject Extension

wnload Payment Receipts

g Out



Select Project *	Project Name *	Project Registration Number *	Project Expiry Date *
Select Project	*		
Extension under section 7(3)			
Proposed Extended Date of			
Completion *			
000 0000 0000 0000 0000 0000 0000 0000 0000			
Reason For Delay (not more than 2	2000 characters) *		



### EXTENTION UNDER SECTION 7(3)

- ► IF PROJECT IS INCOMPLETE EVEN AFTER RECEIVING AN EXTENTION UNDER SECTION 6, PROMOTER MAY APPLY FOR EXTENTION OF THE PROJECT UNDER SECTION 7(3).
- SELF DECLARATION FROM PROMOTER CITING REASONS FOR EXTENTION.
- WRITTEN CONSENT FROM AT LEAST 51% OF THE ALLOTTEES OF THE PROJECT.

### REAL ESTATE AGENT

- ▶ WHO NEEDS TO REGISTER?
- ► HOW REAL ESTATE AGENT SHOULD GET REGISTERED?
- ► FEES FOR REGISTRATION?
- VALIDITY OF REGISTRATION
- DOCUMENTS REQUIRED FOR REGISTRATION
- ► FUNCTIONS OF THE REAL ESTATE AGENT

# THANK YOU

**CA SUMIT C KAPURE** 

B.COM, FCA

cakapuresumit@gmail.com