

TERMS & CONDITIONS OF ADOPTION OF PARKS / PLAY GROUND / ROUND ABOUT /
CENTRAL ISLAND / OPEN SPACE ETC.

1. Any person/organisation hereinafter called as donor with the formal approval of Karachi Metropolitan Corporation may develop a Park/Play ground/Round about/Central Island/open pace hereinafter called as a "park site" (allocated for the purpose) and maintain the same as well as structures, fittings, fixtures and machineries therein for a given period of time in accordance with provisions of the Sindh Local Govt. Ordinance, 1979 and Rules/Regulations/Bye laws framed thereunder, for public recreation or beautification of the premises as a public park or public recreation spot.
2. The adopted Park/Play ground/Roundabout/Central Island herealso shall carry the same meaning as defined in the Sindh Local Government Ordinance, 1979 and rules framed there-under, and the rules, regulations by laws applicable there to shall also apply to the adopted parks, play-ground, central Islands, open spaces etc.
3. All expenditure incurred by the donor on the development maintenance of the adopted public Park / Playground / Roundabout /Central Island, plantation and greenery shall be deemed to have been incurred as a charity for the Welfare of the fellow citizens of the city of Karachi and such expenditure shall not create any right in favour of the donor, for its ownership, and land & the developments as carried out shall be & continue to be the property of KMC / citizens of Karachi.
4. The donor shall submit feasibility and details of funds, expenditure proposed to be incurred on the development & maintenance of the park.
5. The development of the adopted "site" shall be carried out strictly in accordance with the plan as approved by the K.M.C. The donor shall obtain such approval by submitting master plan, lay-out plan, building plans, architectural, structural plans etc. in scale and in detail.
6. A suitable acknowledgment of the work done only may however be displayed at an appropriate place to be decided by the Director General, Parks Recreation Wildlife and Environment Department, K.M.C. Indicating the name of the donor individually or of the organisation / company / adopter / donor, for which no tax will be levied by K.M.C. The insignia of the Corporation shall however be displayed at all such acknowledgment boards invariably.
7. The Opening and closing time of Park/Play Ground & its mode of usage etc. shall be determined by the corporation and donor mutually. The usage mode should be reduced in writing.
8. Electric, water and other service / utility charges in respect of the site so developed shall be paid by the donor during the period of maintenance allowed, regularly.
9. All products/by-products of the park like plant, lawns, animals, birds etc. shall be public property and the donor shall take due care of them. Park/Play ground use charges, if any shall be as prescribed by K.M.C. All the income however shall be used preferably on the same Park. The income so generated shall be deposited in K.M.C.'s account.

Contd....P/2....

(2)

10. The Karachi Metropolitan Corporation shall have the right to resume the site if the same is not maintained properly or has been put for use other than the one allowed/approved or for breach of any of the terms and conditions.
11. The Karachi Metropolitan Corporation may remove any structure, construction etc from the site in public interest or if the same is in violation of approved plans and terms & conditions.
12. On the expiry of the given period of maintenance, the donor shall not interfere in peaceful physical resumption of the site together with furniture, fixture, tools, implements, fittings, equipments, construction etc like fences, gates, seats, path-ways, fountains, plantation etc and shall not claim any cost thereof or any other compensation in this behalf, which shall become the property of the corporation. If not prescribed specifically such period of adoption shall be 3 years. A formal renewal shall be required to extend the term.
13. The donor shall be issued a certificate for donation and logo of the Corporation after successful completion of the development / maintenance period of the site.
14. The donor shall enjoy the rights of free entry and parking in K.M.C. parks where such fee is levied.
15. The donor who spends more than Rs. 2.5 million for the development and maintenance of a Public / Municipal Park shall be awarded the title of "A Friend of Environment".
16. The donor shall submit a phase-wise development plan and time table for completion and commissioning of the site. No change in time table shall be permissible unless particularly granted by competent authority. In case of failure to abide by the timetable, beyond 6 months, the agreement shall stand revoked and K.M.C. may resume the charge of the park without giving any notice.
17. The donor shall not object to inspection of the site by the KMC authorised staff to see whether site is being used properly and whether development & maintenance of site is being carried out in accordance with approved plan & agreement.
18. No commercial activity shall be allowed at the site. Any violation in this regard shall tantamount to automatic cancellation of the agreement.
19. No entry fee or any other restriction would be imposed on the public for access to or from the space/ roundabout except that applicable under the law.
20. Franchise for vending of snacks/drinks or any other commercial / residential use by the Sponsor will not be allowed.