

Department of Revenue

Notification

1/2/2023/RD-I/267

Whereas, the draft Rules, namely, the Goa Agricultural Tenancy (Special Rights and Privileges of Tenants) (Amendment) Rules, 2024 which the Government of Goa proposed to make in exercise of the powers conferred by section 61 read with section 18L of the Goa Agricultural Tenancy Act, 1964 (Act No. 7 of 1964), so as to further amend the Goa Agricultural Tenancy (Special Rights and Privileges of Tenants) Rules, 1977 were pre-published as required by sub-section (2) of section 61 of the said Act vide Government Notification No. 1/2/2023/RD-I/26 dated 05-01-2024 of the Revenue Department, in the Official Gazette, Extraordinary No. 2, Series I No. 40, dated 08-01-2024, inviting objections and/or suggestions from all persons likely to be affected thereby within a period of fifteen days from the date of publication of the said Notification in the Official Gazette;

And whereas, the said Official Gazette was made available to the public on 08-01-2024;

And whereas, objections/suggestions received from the public on the said draft Rules have been considered by the Government;

Now, therefore, in exercise of the powers conferred by section 61 read with section 18L of the Goa Agricultural Tenancy Act, 1964 (Act No. 7 of 1964) and all other powers enabling it in this behalf, the Government of Goa hereby makes the following rules so as to further amend the Goa Agricultural Tenancy (Special Rights and Privileges of Tenants) Rules, 1977, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Agricultural Tenancy (Special Rights and Privileges of Tenants) (Amendment) Rules, 2024.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. *Amendment of rule 6.*— In rule 6 of the Goa Agricultural Tenancy (Special Rights and Privileges of Tenants) Rules, 1977, after clause (h), the following clauses shall be inserted, namely:—

“(i) that the land is required for a public purpose as defined under clause (za) of section 3 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (Central Act 30 of 2023); and

(j) that the land is required for a community/public purpose by a local authority i.e. Village Panchayat, Municipal Council or Municipal Corporation.”.

By order and in the name of the Governor of Goa.

Avelina D'sa E Pereira, Under Secretary (Revenue-I).

Porvorim, 14th March, 2024.

Notification

1/1/2023/RD-I/269

Whereas, the draft rules, namely, the Goa Agricultural Tenancy (Discharge of Joint Responsibility of Tenants) (Amendment) Rules, 2023 which the Government of Goa proposed to make in exercise of the powers conferred by section 61 read with section 42-A of the Goa Agricultural Tenancy Act, 1964 (Act 7 of 1964), so as to further amend the Goa, Daman and Diu Agricultural Tenancy (Discharge of Joint Responsibility of Tenants) Rules, 1975 were pre-published as required by sub-section (2) of section 61 of the said Act vide Government Notification No. 1/1/2023/RD-I/1479 dated 22-12-2023 of the Revenue Department, in the Official Gazette, Series I No. 40, dated 04-01-2024, inviting objections and suggestions from all persons likely to be affected thereby within a period of fifteen days from the date of publication of the said Notification in the Official Gazette;

And whereas, the said Official Gazette was made available to the public on 04-01-2024;

And whereas, no objections and suggestions have been received from the public on the said draft Rules by the Government within the stipulated period;

Now, therefore, in exercise of the powers conferred by section 61 read with section 42-A of the Goa Agricultural Tenancy Act, 1964 (Act 7 of 1964) and all other powers enabling it in this behalf, the Government of Goa hereby makes the following rules so as to further amend the Goa, Daman and Diu Agricultural Tenancy (Discharge of Joint Responsibility of Tenants) Rules, 1975, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Agricultural Tenancy (Discharge of Joint Responsibility of Tenants) (Amendment) Rules, 2024.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. *Amendment of rule 6.*— In the Goa, Daman and Diu Agricultural Tenancy (Discharge of Joint Responsibility of Tenants) Rules, 1975 (hereinafter referred to as the “principal Rules”), in rule 6,—

(i) in sub-rule (1), the following proviso shall be inserted, namely:—

“Provided that if any office bearer of the Managing Committee is proved to be involved in misappropriation, he shall be disqualified from contesting further elections.”;

(ii) after sub-rule (5), the following sub-rule shall be inserted, namely:—

“(5A) The Managing Committee shall update Form III annually by following the procedure as specified below:—

(a) On the 5th day of January of each year, the Attorney of the Managing Committee shall publish a notice in Form IX hereto inviting applications for inclusion of members in the list of members of the Association. Such notice shall be published on the notice boards of the Offices of the concerned Village Panchayat, the Mamlatdar of the Taluka and the Block Development Officer (B.D.O.) of the Block and also in one local newspaper having wide circulation in the State of Goa.

(b) The Attorney of the Managing Committee shall receive such

applications till the 31st day of January of such year. He shall then display a list of such applications received on the notice boards of the Offices of the Village Panchayat, B.D.O and Mamlatdar of the Taluka for a period of five days i.e. from the 10th day of February upto 15th day of February.

(c) The Attorney shall place all the applications received under clause (b) before the Managing Committee during the meeting of the Managing Committee which shall be held on the 16th day of February, which shall decide such applications by recording reasons therefor.

(d) The Attorney shall include the new names in the list of members as per the decision of the Managing Committee and display the updated List of members of the Association on the notice boards of the Offices of the Village Panchayat, B.D.O and Mamlatdar of the Taluka and also submit such list of members to the Mamlatdar of the Taluka for the purpose of record, by the 25th day of February of the year.

(e) Any person aggrieved by the decision of the Managing Committee under clause (c) above may prefer an appeal to the respective Mamlatdar of Taluka, within a period of 15 days from the date of display of list of members under clause (d).”;

(iii) in sub-rule (15), after the existing proviso, the following proviso shall be inserted, namely:—

“Provided further that Mamlatdar shall impose a fine equivalent to five times of the amount misappropriated, against the present or erstwhile office bearer of the Managing Committee in the event the lapses are proved by inquiry. If any misappropriation is proved during the summary enquiry, the Mamlatdar shall recover such misappropriated amount and fine from such office bearer personally and the Mamlatdar shall maintain record of the same.”.

3. *Amendment of rule 7.*— In the principal Rules, in rule 7, in sub-rule (1),—

(i) for the expression “Rs. 50/-”, the expression “Rs. 500/-” shall be substituted;

(ii) for the expression “Rs. 5000/-”, the expression “Rs. 25,000/- per month, per association” shall be substituted.

4. *Amendment of rule 8.*— In the principal Rules, in rule 8, in sub-rule (1), for the expression “The auction amount shall be paid in four instalments payable on the 10th of January, 10th of April, 10th of July and 10th of October.”, the expression “The entire auction amount shall be deposited with the Tenants Association before signing the agreement in Form VIII. The Government shall have 20% of the income accrued from the lease of fishing rights of the sluice gates, lease of trees, to be deposited in Government treasury.” shall be substituted.

5. *Amendment of rule 9.*— In the principal Rules, in rule 9,—

(i) in sub-rule (1), for the expression “Rs. 5000/-”, the expression “Rs. 25,000/-” shall be substituted;

(ii) in sub-rule (2), for the expressions “Rs. 5000/-”, “Rs. 10,000/-” and “Rs. 20,000/-”, the expressions “Rs. 25,000/-”, “Rs. 1,00,000/-” and “Rs. 2,00,000/-” shall be respectively substituted.

6. *Amendment of rule 10.*— In the principal Rules, in rule 10,—

(v) the existing provision shall be numbered as sub-rule (1);

(vi) after sub-rule (1) as so numbered, the following sub-rules shall be inserted, namely:—

“(2) An appeal may be preferred to the Deputy Collector within a period of thirty days from any order passed by the Mamlatdar.

(3) A Revision may be preferred before the Administrative Tribunal of Goa within a period of sixty days from any order passed by the Deputy Collector.

(4) The provisions of sections 4, 5, 12 and 14 of the Limitation Act, 1963 (Central Act 36 of 1963) shall apply.”

7. *Insertion of new form IX.*— In the principal Rules, after Form VIII, the following new form shall be inserted, namely:—

“Form IX

[See rule 6 (5A)(a)]

(Notice for inclusion of names of new members in the list of members of Association)

To,

All members of the Association

Applications to update the list of members are hereby invited which shall be submitted to Shri _____, the Attorney of the Managing Committee of _____ Tenant Association at _____ from _____ a.m./p.m. to _____ a.m./p.m., on or before 31st January, _____.

Dated: _____

Seal

Attorney”.

By order and in the name of the Governor of Goa.

Avelina D’sa E Pereira, Under Secretary (Revenue-I).

Porvorim, 14th March, 2024.

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Department of Transport

Directorate of Transport

Notification

D.Tpt/EST/1940/DAPON-OFF/KTCL/
/Vol.III/2024/734

The Government of Goa is pleased to notify the “Automated Testing Station Policy of Goa, 2024”. The Policy will come into effect from the date of notification and will be applicable initially for 5 (five) years.

This Notification shall come into force from the date of publication in the Official Gazette.

By order and in the name of the Governor of Goa.

P. Pravimal Abhishek, IAS, Director of Transport.

Panaji, 14th March, 2024.