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OFFICIAL GOVERNMENT OF GOA GAZETTE



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NOTE

There are three Extraordinary issues to the Official Gazette, Series I No. 44 dated 1-2-2018 namely:-

(1) Extraordinary dated 2-2-2018 from pages 2057 to 2058 from Department of Power (Office of the Chief Electrical Engineer) Not. No. 120/03/JERC-FPPCA/CEE/TECH regarding the Levy of FPPCA for 1st Quarter of FY 2018-19.

(2) Extraordinary (No. 2) dated 5-2-2018 from pages 2059 to 2070 from Department of Finance (Revenue & Control Division) Notifications regarding the GST.

(3) Extraordinary (No. 3) dated 6-2-2018 from pages 2071 to 2072 from Department of Law & Judiciary (Legal Affairs Division) Not. No. 7/25/2017-LA regarding the Goa Town & Country Planning (Amendment) Act, 2017 and Not. No. 7/26/2017-LA regarding the Goa Tax on Infrastructure (Amendment) Act, 2017.

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GOVERNMENT OF GOA

Department of Animal Husbandry & Veterinary Services

Directorate of Animal Husbandry & Veterinary Services

Notification

3-1(13)/2017-18/6430

Varah Palan Scheme

Introduction.— Among the various livestock species, piggery is most potential

source of meat production and pigs are more efficient feed converters after the broiler. Apart from providing meat, it is also a source of bristles and manure. Pig farming will provide employment opportunities to seasonally employed rural farmers and supplementary income to improve their living standards. The advantages of the pig farming are:-

(1) They are prolific with shorter generation interval.

(2) A sow can be bred as early as 8-9 months of age and can farrow twice in a year. They produce 6-12 piglets in each farrowing.

(3) Pig farming requires small investment on buildings and equipments.

(4) Pigs are known for their meat yield, which in terms of dressing percentage ranges from 65-80 in comparison to other livestock species whose dressing yields may not exceed 65%.

(5) Pork is most nutritious with high fat and low water content and has got better energy value than that of other meats.

(6) It is rich in vitamins like thiamin, Niacin and riboflavin.

(7) Pig manure is widely used as fertilizer for agriculture farms and fish ponds.

(8) Pigs store fat rapidly for which there is an increasing demand from poultry feed, soap, paints and other chemical industries.

(9) Pig farming provides quick returns since the marketable weight of fatteners can be achieved within a period of 6-8 months.

(10) There is good demand from domestic as well as export market for pig products such as pork, bacon, ham, sausages, lard etc.

Objective.— (1) To provide financial assistance for purchase and rearing of exotic/crossbred Pigs.

(2) To augment the pork production in the State & to make the State self sufficient in pork production.

(3) To provide subsidiary occupation to unemployed youth.

(4) To motivate farmers to undertake scientific & intensive pig farming.

(5) To upgrade local stock to make piggery farming profitable.

Eligibility.— (1) Any farmer residing for minimum 05 years in the State.

(2) Should have undergone training in Piggery Management.

(3) The scheme is applicable for any individual in the State however, area of operation shall be only Panchayat.

Documents to be produced.— (a) Residence Certificate (05 years residence) from Mamlatdar/or his name in election roll for more than five years/driving licence issued in the State of Goa of more than five years/passport more than five years/Scheduled or Nationalised Bank Acct. of more than five years/or any other Government documents indicating his residence in the State for atleast 05 years.

(b) Certified copy of Aadhar Card.

(c) Certificate of training in Piggery Management.

(d) Documents indicating the ownership of land in Form No. I & XIV/Kisan Card or copy of lease deed for 6 years or NOC from the Land Owner for 6 years or evidence of Tenancy.

(e) Survey site plan/plan of the proposed Unit.

(f) N.O.C. from respective Village Panchayat.

(g) Caste certificate issued by competent authority if the applicant belongs to SC/ST/OBC community.

(h) Passport size photograph of the applicant.

Pattern of Assistance.— An individual farmer can purchase piglets or adult sows/boars as specified below:—

Details	Particulars		Weight
Piglets (Max 20 Nos. + 2)	Females	Males	Maximum 20 kgs. body weight per piglet
Permissible Male/Female ratio as indicated in particulars Column (2)	05-10	01	
	11-20	02	
Adult sows and boars (Max 20 Nos. + 2)	03-10	01	Maximum 90 kgs. body weight per adult sow
Permissible Male/Female ratio as indicated in Column particulars	11-20	02	Maximum 120 kgs. body weight per adult boar

The cost will be Rs. 120/- per kilo live body weight per piglet/adult sow/adult boar with a subsidy component @ 62.5% for males to a maximum of Rs. 9,000/- each and @ 74% for females to a maximum of Rs. 8,000/- each. Proportionate subsidy will be released depending on number and weight of the piglets/sows/boars purchased by the beneficiary. Subsidy will be available to farmers to a maximum of 20 females and 02 males piglets/adult pigs.

For shed construction the subsidy for infrastructure will be maximum Rs. 2,000/- (Rupees two thousand only) per pig.

For Gobar Gas Unit, the maximum permissible unit cost will be Rs. 50,000/- including accessories and installation. The subsidy component will be @ 75 % i.e. Rs. 37,500/-. Provided that no such benefit for Gobar Gas Plant is obtained from any other Government Agencies/Department.

For other equipment as per list at Annexure III, the maximum permissible cost will be Rs. 42,100/-. The subsidy component will be @ 75% i.e. Rs. 31,575/-.

Subsidy amount shall be credited to the bank account of the beneficiary through DBT Platform only.

Procedure.—

(1) Beneficiary should submit the application for purchase of piggings to the Directorate of Animal Husbandry & Veterinary Services, Panaji in the prescribed form through the respective Veterinary Officer/Assistant Director of his/her jurisdiction.

(2) N.O.C. from the respective Village Panchayat for setting up the Piggery unit should be enclosed along with application form.

(3) The Beneficiary can set up the Piggery unit with his own finance or by taking loan from any financing Institutions of his/her choice.

(4) The beneficiary shall purchase the piggings from the Government Piggery Farm, Curti, Ponda-Goa. In case the piggings are not available in the Government Piggery Farm, the required number of piglings can be purchased from any other registered Pig Farm after obtaining NOC from the in charge of Government Piggery Farm, Curti, Ponda-Goa and with prior permission from the Director, Directorate of Animal Husbandry & Veterinary Services, under intimation to the area Veterinary Officer/Assistant Director.

(5) The beneficiary should set up the unit within 6 months from the date of sanction of the application.

(6) Only on receipt of utilization certificate and all other required receipts from the respective Veterinary Officer/Assistant Director the subsidy shall be released to the beneficiary. In case he has availed Bank finance for setting up the unit, the subsidy shall be released to the Bank to be credited to the Beneficiary's loan account.

(7) Before release of the subsidy the beneficiary has to execute an Agreement Bond on a prescribed Stamp Paper, stating that the unit shall not be closed for a minimum period of 5 years from the date of release of subsidy in a prescribed format. Prorata recovery of subsidy in case unit closed before 5 years for any reason which will be recovered as arrears under land revenue code.

(8) The beneficiary should get the pigs vaccinated regularly as per recommended vaccination schedule under the guidance of the local Assistant Director/Veterinary Officer.

(9) The insurance of the pigs is optional and the beneficiary can insure the pigs, if he/she so desires, at his/her own cost.

(10) The subsidy shall be released only on completion of the entire unit.

The following Documents are required for release of subsidy:—

(1) Utilisation Certificate certified by Area Assistant Director/Veterinary Officer.

(2) Bills/vouchers pertaining to the construction of Pig Sty, store room, Biogas plant, waste pit etc. duly certified by Area Officer. V.O./Assistant Director to certify availability of structure for the purpose.

(3) Purchase receipt of sows/boars/pigglings with health certificate from the area Veterinary Officer/Assistant Director.

(4) Cash receipt of equipments purchased (Subsidy will be admissible for new equipments only) duly certified by Area Assistant Director/Veterinary Officer.

(5) Undertaking that the unit will run for 5 yrs. Prorata recovery of subsidy in case unit closed before 5 years for any reason which will be recovered as arrears under land revenue code.

(6) An agreement has to be signed in a prescribed format on stamp paper by the beneficiary with the Department/Government.

(7) One time subsidy will be released after the completion of the unit in all respect and only after inspection by the committee constituted by the Department of Animal Husbandry and Veterinary Services, the subsidy amount shall be credited by DBT mode to the account of the beneficiary.

ANNEXURE I

Sr. No.	Particulars	Maximum Subsidy
1.	For piglets (Maximum 20 kgs. body weight) @ Rs. 120/- per kg. body wt.	@ 62.5 % of Unit Cost for male piglet & @ 74% of the Unit Cost for female piglet.
2.	For sows (Maximum 90 kgs. body weight) @ Rs.120/- per kg. body wt.	Max. subsidy Rs. 8,000/- per sow.
3.	For Boars (Maximum 90 kgs. body weight). @ Rs. 120/- per kg. body wt.	Max. subsidy Rs. 9000/- per boar.
4.	For infrastructure a maximum of Rs. 2,000/- per pig.	Max. Rs. 44,000/-.

ANNEXURE II

Sr. No.	Particulars	Details	Maximum permissible cost Rs.	Subsidy @ 75% Rs.
1.	Gobar Gas Unit	Maximum unit cost being Rs. 50,000/- including accessories and installation	50,000/-	37,500/-
2.	Other Equipments	List of equipments as per annexure III	34,800/-	26,100/-

ANNEXURE III

(Other items under Varah Palan Scheme)

Sr. No.	Particulars	Description	Permissible UNIT Cost in Rs.	Permissible Nos.	Eligibility	Subsidy @ 75% in Rs.
1.	Shed Washer	1.5 H.P Motor Power Operated	20,000	1	Unit of minimum 20 pigs	15,000/-
2.	Spray Pump	15 Ltrs. capacity	2,000	1	Unit of minimum 10 pigs	1,500/-
3.	Fans	Ceiling fans/ /Wall fans	2,400	2	Unit of minimum 20 pigs	1,800/-
4.	Wheel Barrow with Zinc Metal Bucket	Two wheels 25" x 22" of 16 C	5,500	1	Unit of minimum 10 pigs	4,125/-
5.	Water Storage Tank	500 Ltrs. capacity	3,500	1	Unit of minimum 20 pigs	2,625/-
6.	Spades	Medium size	200	1	Unit of minimum 10 pigs	150/-
7.	Ghamelas	Ghamelas medium size	500	2	Unit of minimum 10 pigs	375/-
8.	Steel Buckets	10 Ltrs. capacity	700	2	Unit of minimum 10 pigs	525/-

GOVERNMENT OF GOA
DIRECTORATE OF ANIMAL HUSBANDRY AND VETERINARY SERVICES, PASHU SAMVARDHAN BHAVAN,
PATTO PANAJI - GOA

VARAH PALAN SCHEME

Application for Setting up Piggery Unit

1. Name of the applicant in:-
Block Letters
2. Father's/Husband's Name:
3. Permanent Address:
(a) House No.:- (b) Ward/Locality:-
(c) Village/Town:- (d) Taluka:-
(e) District:- (f) Telephone No.:-
4. Address of the proposed Piggery Unit:
(a) Survey No.:- (b) Ward/Locality:-
(c) Village/Town:- (d) Taluka:-
(e) District:-
5. Size of the proposed Unit:
6. Whether Employed/Unemployed:-
Profession and Occupation if any
7. Age :-
8. Educational Qualification:-
9. Whether the unit shall be set up
with own finance or with assistance from Bank
10. Name of the Bank/Financing Institutions
11. Whether the applicant or any:-
Member of his/her family have
availed subsidy from this Department for
setting up of Piggery Unit or any other Animal
Husbandry Schemes earlier if so,
details may be indicated
12. Whether having any Piggery unit at present:
if so, type and number to be indicated:
13. Whether the applicant has own land:-
for construction of the unit, if yes,
Form I & XIV may be produced.
In case of Lease such a deed copy
may be enclosed.
14. Whether willing to execute a bond: -
as per terms and conditions of this
Department for payment of subsidy.
15. Annexures to be attached:-
(a) Residence Certificate (05 years residence) from Mamlatdar.
(b) Certified copy of Aadhar Card.
(c) Certificate of training in Piggery Management.
(d) Documents indicating the ownership of land in Form No. I & XIV or copy of lease deed for 6 years or
NOC from the Land owner for 6 years in case of Tenants for the purpose of Piggery farming.
(e) Survey site plan/plan of the proposed Unit.
(f) Project report in details.
(g) N.O.C. from respective Village Panchayat/ Municipal Council.
(h) Caste certificate issued by competent authority if the applicant belongs to SC/ST community.
(i) Passport size photograph of the applicant.

DECLARATION

1. I hereby certify that I am aware of the entire scheme containing its rules, regulations and guidelines and have enclosed all the required documents. I also hereby agree to abide by all rules and regulations of the scheme and to any changes, which the Government may effect from time to time.

2. I, hereby declare that the above information given by me is true to the best of my knowledge and belief and in case it is found false, I shall be liable for any action as the Government may deem fit and appropriate to impose upon me.

Signature of the applicant

(NAME IN FULL)

Place:-

Date:-

FOR OFFICE USE ONLY

Form to be verified and recommended within 15 days of receipt of application by the area Veterinary Officer/Assistant Director:

Certified that I have personally visited the site of proposed Piggery Unit under the VARAH Scheme by (name of the applicant) and found that the information given above is correct. The applicant is having/not having the required land for the proposed unit. The project submitted is verified and countersigned by me. In my opinion the project submitted is viable/not viable and the application is recommended/not recommended for further consideration and necessary sanction.

Any other information and comments:

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

Dr. Santosh V. Desai, Director & ex officio Jt. Secretary (AH).

Panaji, 25th January, 2018.

Department of Industries

Goa Industrial Development Corporation

Notification

11/19/2018-IND

Goa-IDC (Transfer & Sub-Lease Regulations), 2018

In exercise of the powers conferred by clause (d) of sub-section 1 of section 51 of the Goa Industrial Development Corporation Act, 1965, the Goa Industrial Development Corporation, with prior approval of the Government, hereby make the following regulations:-

Preamble.— The Government of Goa, reacting to industry grievances relating to allotment, transfer and sub-lease of plots in GIDC industrial estates, brought in The Goa Industrial Development Corporation Allotment Regulations, 2012 and The Goa Industrial Development Corporation Transfer and Sub-Lease Regulations, 2013 to make the process of allotment, transfer and sub-lease transparent and fair. Further amendments were made with the introduction of The Goa Industrial Development Corporation Allotment, Transfer and Sub-Lease Regulations, 2014 and The Goa Industrial Development Corporation Allotment, Transfer & Sub-Lease Regulations, 2016.

Industry, however, has represented to the Government of Goa that the process of allotment, transfer and sub-lease of GIDC plots continues to be affected by inordinate delay, indecision, misinterpretation, confusion, heavy levies and penalties. This has adversely affected industrial activity and development in Goa. Ease of doing business has also suffered.

In order to rejuvenate industrial activity and development in Goa, which is the purpose of GIDC, and to attract new industrial investment, the Government of Goa has

decided to amend regulations relating to transfer and sub-lease of GIDC plots with the following in mind:

* Expedite approval of bonafide applications for transfer and sub-lease of plots.

* Eliminate speculative and unauthorized transfer and sub-lease of plots.

* Provide one-time opportunity for regularizing unauthorized transfer and sub-lease transactions by payment of fees and penalty.

* Ensure bonafide applicants for transfer or sub-lease of plots who have occupied the plot or premises in expectation of transfer or sub-lease are not penalized on account of delay in approval of application by GIDC.

* Ensure processes, procedures and functioning of GIDC serve the paramount goal of supporting industrial activity, growth and development, and the creation and sustaining of jobs and employment in the State of Goa.

Regulations.— 1. These regulations may be called as the Goa Industrial Development Corporation (Transfer and Sub-Lease) Regulations, 2018. These regulations shall come in force from the date of publication in the Official Gazette.

2. These regulations shall apply to the properties in all industrial estates/areas owned and controlled by the Corporation and used for granting lease or sub-lease in the State of Goa, in the interest of its primary objectives envisaged under the Goa Industrial Development Act, 1965 and shall not apply to the properties commercially acquired by it.

3. *Definitions.*— In these regulations, unless the context otherwise requires.

A. The terms “Corporation”, “Allottee”, “Industrial Estates/Areas”, “Managing Director”, “Government”, “Industrial

Undertaking”, “Institutions”, “Service Industry”, “Utilities”, “Commercial Activity”, “Commercial Operations or Date of Commercial Operations”, “Relative” shall have the meaning as defined under the Goa Industrial Development Corporation Allotment Regulations as in force.

B. *Transfer of lease hold rights shall mean and include following acts.*—

(i) Conveyance of lease hold rights over the plot allotted to such allottee entity by the Corporation to any other entity or transfer by way of lease, will, gift, mortgage or any other financial arrangement.

(ii) Any change in the shareholding structure of the allottee which results in the original promoter’s shareholding percentage being reduced below 26%.

Provided that, where the entity is a publicly listed limited company, any change in the shareholding of the promoters shall not be considered as a transfer unless there is a change in the management control of such listed public limited company. Management control of publicly listed company shall be as defined under SEBI guidelines. (Shareholding pattern shall be reckoned as existing on the date of allottee unit starting commercial production or the latest shareholding pattern as approved by the Corporation).

C. *“Associate/Sister Companies” for the purpose of these regulations shall mean and include:*—

(i) Companies which are owned by the same entity/s.

(ii) Where the same promoters or group of promoters, and their relatives, control a minimum of 26% stake or where the same entity/s hold management control in case of publicly listed limited

companies. Such shareholding could be direct holding or indirect holding through a holding company, as certified by a Company Secretary/Chartered Accountant.

D. "Associate/Sister Firms" for the purpose of these regulations are such proprietorship firms which are owned by the same proprietor or such partnership firms (including limited liability partnership firm) in which the same group of partners or their relatives control a minimum of 26% stake. Such shareholding could be direct holding or indirect holding through a holding firm, as certified by a Chartered Accountant.

E. "Captive Warehousing" means use of built up area, by a manufacturing unit for the purpose of storing raw materials, packing materials used in the manufacturing process, semi-finished goods and finished goods manufactured at its manufacturing unit/s located in the State of Goa.

Captive Warehousing shall also include use of built up area for the purpose of warehousing and distribution of such products by authorised distributors or franchises of manufacturers with manufacturing units located in the state of Goa. This clause shall be in force until such time the authorised distributor or franchisee continues to enjoy the right to distribute the products of units manufactured in the state of Goa. Should such rights end/be terminated, the right of the occupant to continue using the premises as captive warehousing shall cease.

F. "Entity" shall mean and include an individual, a company, a partnership firm or a limited liability partnership, Hindu undivided family, a society, a trust or associations or body of individuals, whether incorporated or not.

G. "Holding Company" shall mean a holding company as defined under the Companies Act in force.

H. "Permissible Transfers" shall mean transfers other than prohibited transfers.

I. "Plot Rate" shall mean and include the prevailing premium rate per sq. mt. as on date of receipt of the application by the Corporation.

J. "Plot Without Building construction" shall mean a barren plot with or without a compound wall and/or a security cabin constructed thereon.

K. "Plot With Substantial Building Construction" shall mean a plot in which the allottee has invested in construction of the building an amount equal to or more than Rs. 2000 per sq. mtr., excluding the cost invested on compound wall and security cabin, calculated on gross plot area.

(*Example:* For a plot of 1000 sq. mtrs., the minimum value of investment of building should be Rs. 2000 x 1000 which equals to Rs. 20 Lakhs).

This concept of building with substantial construction shall not be applicable to the plots where the units have commenced commercial operation.

However the Board may review the above rate periodically, if it so desires with prior approval of the Government.

L. "Prohibited Transfers" shall mean transfers prohibited as mentioned in Section 5 of these regulations.

M. "Promoter" shall mean that entity/s which holds single largest majority stake (minimum of 26%) at the time of going in to commercial production in case of all individual/s or entity/s and those entities which are in management control in case of publicly listed limited company at the time of going into commercial production.

N. "Promoter's Stake" shall mean the share of ownership held by the promoters.

O. "Related Entity" shall mean those entities:

(i) In which the same promoters or their relatives hold more than 26% share of ownership either directly or indirectly, including through holding entities.

Or

(ii) In which the same promoter along with their associates acting in concert hold management control in case of publicly listed limited companies.

P. "Sub-Lease" shall mean an act by which an allottee leases the built up area constructed over the plot allotted to him by the Corporation to any other party, partially or fully.

Q. "Subsidiary Company" shall mean a subsidiary company as defined under Companies Act in force.

R. "Tripartite Deed" is a deed between the Corporation, Allottee and Transferee which is required to be executed when the allottee intends to transfer the lease hold rights to any other entity; barring those covered under Schedules A & B.

4. *Transfer and Sub-Lease.*— (i) No allottee shall be permitted to convey/transfer the leasehold rights of the plot allotted to it by the Corporation either to a third party or such individuals or entities without the due approval of the Corporation, subject to conditions as defined under these regulations.

(ii) The transfer of the plot allotted by the Corporation shall be valid and effective between the Corporation, Allottee and Transferee as provided for these regulations only upon the execution of tripartite deed, except those which are covered under Schedules A & B.

(iii) No sub-lease of the plot allotted by the Corporation shall be valid and legal without obtaining a letter/consent/order of

approval/deemed approval from the Corporation as provided in these regulations.

Provided that for the purpose of Sub-letting the plot by the allottee, no tripartite deed is required.

(iv) All allottees whose applications for transfer or sub-lease are pending with the Corporation for approval as on the date of these regulations coming in force shall be dealt with and decided in accordance with the provisions of these regulations, including the fee structure. Any access provided by such applicants to the intended transferee or sub-lessee shall not be treated as unauthorized access and therefore no penalties shall be levied. However transfer fees as applicable will be recovered with simple interest.

For sub-lease, fees as stipulated in these regulations shall be recovered for the retrospective period along with interest. Interest shall be applicable for the period from the date of providing actual access until the date of these regulations at the rate specified under Clause 11 of these regulations. The date of providing access shall be determined on the basis of declaration to be jointly signed by the allottee and transferee/sub-lessee. If such declaration is proved to be incorrect at any point of time, the Corporation shall levy penalty equal to twice the interest as stipulated for the said period.

(v) No Land/Plot allotted to the allottee for a Kiosk under any scheme of the Government shall be permitted to be transferred except to those legal representatives as listed in Schedule A of these regulations.

(vi) No dues of any kind shall be pending and shall be duly cleared by the allottee prior to obtaining approval of sub-lease or transfer application. In case of any dispute over the pending dues, the allottee can

approach a special committee as notified under clause 10, which shall have the sole jurisdiction to adjudicate over the matter within 30 days. The decision of the special committee shall be final and binding on the Corporation and the allottee. In case the committee fails to take a decision within the stipulated period of 30 days, the matter shall stand referred to the Government.

(vii) Allottee shall be permitted to sub-lease the shed/built-up area/factory to a maximum of three units at a time.

5. *Prohibited transfers and sub-leases.*— Notwithstanding anything contained in these Regulations, the following types of leases are prohibited from being transferred or sub-let:—

(i) Transfer or sub-lease of plots without substantial building construction, except in case of transfers covered under Schedules A & B.

(ii) Transfer or sub-lease to marble and stone-cutting unit, except in cases covered under Schedules A & B.

(iii) Transfer or sub-lease for tobacco manufacturing unit, except in cases covered under Schedules A & B.

(iv) Among the categories (a), (b), (c), (d) and (e) listed below in descending order:—

- (a) Industrial Undertaking.
- (b) Institutions.
- (c) Service Industry.
- (d) Utilities.
- (e) Commercial activity.

Explanation to the clause above:—

Transfers or sub-lease are permitted within the same defined category. Therefore, category (a) cannot transfer or sub-lease to categories (b), (c), (d) and (e). Category (b) cannot transfer or sub-lease to categories (c), (d) and (e). Category (c) cannot transfer or sub-lease to categories (d) and (e). Category (d) cannot transfer or sub-lease to category (e).

These restrictions stated herein above shall not be applicable to captive warehousing, as defined under these regulations, for products manufactured in Goa.

Provided that for any Industrial Undertaking unit which is or was utilised as Industrial Undertaking unit by the original allottee/ transferee/sub-lessee cumulatively for a minimum of 15 years, having a plot area not exceeding 2000 sq. mtrs., shall be allowed to change the use from Industrial Undertaking unit to Service Industry unit, either for itself or for use of sub-lessee/transferee as the case may be.

6. *Procedure for Transfer.*— (i) Any allottee who intends to make such transfer/lease rights, other than prohibited category as per clause 5 of these regulations, to other party shall make an application to the Corporation in prescribed format, including the documents enlisted below:—

Sr. No.	Type of Transfer	Documents to be attached
1.	Plot with only substantial building construction which was never in commercial operation	<ol style="list-style-type: none"> a. Certificate from a Chartered Engineer or Registered Valuer or Registered Architect certifying that substantial construction exists on the plot as defined under these regulations. b. No Objection Certificate from Bank or Public Financial Institution, in case the land is mortgaged. c. Any other document as may be specified in the prescribed format.
2.	Plot where the unit is or was in commercial operation	<ol style="list-style-type: none"> a. Certificate from Chartered Accountant certifying the number of years the unit has been in commercial operation.

- b. No Objection Certificate from Bank or Public Financial Institution, in case the land is mortgaged.
- c. Any other document as may be specified in the prescribed format.

Note: The documents specified in 1. a and 2. a above will not be required to be submitted in event of transfers covered under Schedules A&B.

(ii) The completed application along with the processing fees, if any, shall be submitted to the Managing Director of the Corporation, who shall decide upon the said application. Upon approval from Managing Director, the Corporation shall issue transfer order with demand for payment of transfer fee and facilitate the signing of tripartite deed of lease upon the payment of transfer fee and pending dues, if any.

(iii) The Corporation shall within 21 days communicate the approval of transfer application or otherwise, failing which it shall be deemed to have been approved, except for those covered under clause 6.v, subject to payment of pending dues. Upon the expiry of 21 days, the Managing Director of Corporation shall within next 10 days raise demand towards transfer fee. On payment of fees, Managing Director shall issue transfer order thereafter within 10 days.

(iv) The allottee shall make the payment within a period of 14 days from the date of issue of order by the Corporation. If the allottee fails to pay the fees within 14 days, an interest @ 12% per annum shall be charged on the fees payable. If the allottee fails to pay within 90 days, the transfer shall stand cancelled.

Notwithstanding anything contained herein above, the deeming provision shall apply only if pending dues and transfer fee are paid.

(v) Deemed transfer shall not apply to transfers which are under the prohibited category, and such applications would automatically be rejected and closed.

(vi) If an application is submitted online through the official website of the Corporation the same procedure shall be followed.

(vii) Any denial of permissible transfer for reasons other than non-payment of dues, shall be a criminal complaint lodged by the Corporation against the allottee, prior to the filing of application by the allottee.

(viii) Notwithstanding anything contained herein above, an approval of transfer by the Corporation and the execution of tripartite deed shall not legalise any irregularity concerning the said land/plot. The Corporation shall reserve the right to remedy any such irregularities in respect of the same plot. However, the Corporation shall not stop such transfer merely because of such irregularity.

7. Fees for Transfer.—

(i) Fees for transfers not covered in Schedules A & B:—

Sr. No.	Status of Applicant	Period of operation of unit	Transfer fee	One time Processing Fees
1.	Transfer of plot with only substantial building construction where the unit was never in commercial operation	N.A.	40% of the prevailing plot rate per sq. mtr. of the plot area	Rs. 10000

2.	Transfer of plot where the unit is or was in commercial operation	Less than 5 years	30% of the prevailing plot rate per sq. mtr. of the plot area	Rs. 10000
3.	Transfer of plot where the unit is or was in commercial operation	Between 5 and 10 years	20% of the prevailing plot rate per sq. mtr. of the plot area	Rs. 10000
4.	Transfer of plot where the unit is or was in commercial operation	More than 10 years	10% of the prevailing plot rate per sq. mtr. of the plot area	Rs. 10000
5.	Transfer of plot initiated by any Bank or by any financial institution through attachment proceedings and auction.	N.A.	15% of the prevailing plot rate per sq. mtr. of the plot area	Rs. 10000
6.	Transfer of plot in between or to the Central, Union Territories or State Government owned companies, joint sector companies and associate companies promoted by the Central, Union Territories or State Government.	N.A.	15% of the prevailing plot rate per sq. mtr. of the plot area	Rs. 10000
7.	All transfers where the original plot/land was allotted under the auction process of the Corporation.	N.A.	Nil	Rs. 10000
8.	Creation of mortgage	N.A.	Nil	Rs. 5000
9.	Enforcement of mortgage wherein the mortgagee seeks to transfer the mortgaged plot to the mortgagee or any other entity.	N.A.	Fees as provided under Clause 7 (i) (1-7) as may applicable depending on the status	Rs. 5000
10.	Creation of will, gift or any other financial arrangement wherein the beneficiary entity intends to get the lease-hold rights of the plot transferred in the beneficiary entity's favour.	N.A.	Fees as provided under Clause 7 (i) (1-7) as may applicable depending on the status, with the exceptions provided under Schedules A & B.	Rs. 5000

Note: The period of commercial operation of the unit shall be determined on cumulative basis, taking into account the commercial operation of all users, including transferees/sub-lease holders of the particular plot/premises since the time of allotment of plot.

(ii) Fees for transfers covered under Schedule B:

Sr. No.	Area of plot (in Sq. Mtrs.)	Transfer fees	One time processing fees
1.	Upto 1500	Rs. 5000	Rs. 5000
2.	Between 1500 to 3000	Rs. 7500	Rs. 5000
3.	Between 3000 to 5000	Rs. 10000	Rs. 5000
4.	Between 5000 to 10000	Rs. 50000	Rs. 5000
5.	Above 10000	Rs. 100000	Rs. 5000

(iii) No transfer fees are applicable for transfers covered under Schedule A. However, the applicant shall be subjected to payment of processing fee of Rs. 5000/-.

(iv) An application with multiple requests made to the Corporation, the allottee shall be subjected to payment of only one processing fee.

(v) The Corporation shall be at liberty to change this fee structure from time to time upon concurrence with the State Government. It is made clear that Fee Structure prevailing as on date of decision to allow transfer would be relevant.

8. Procedure for Sub-Lease:

(i) An allottee who intends to sub-lease the plot/shed, except those covered under prohibited category as per clause 5, shall make an application in prescribed format, including the documents enlisted below, along with prescribed fees:

Sr. No.	Type of Sub-Lease	Documents to be attached
1.	All except those prohibited.	<p>a. Certificate from Certified Valuer/Registered Architect/Chartered Engineer certifying that substantial construction, as defined under these regulations exists on the plot, for sub-lease applications which have substantial construction but not in commercial operation.</p> <p>b. Certificate from Chartered Accountant certifying that the unit was or is in commercial operation, for sub-lease application of built up area which is in commercial operations.</p> <p>c. A notarised copy of the agreement between the two parties.</p> <p>d. Any other document which may be prescribed under the application format.</p>

(ii) The Corporation shall communicate the approval of sub-lease or rejection within 21 days from the date of application or resubmission, failing which the sub-lease shall be deemed to have been approved, subject to payment of fees as stipulated in clause 8(iii). This clause shall not be applicable to prohibited sub-leases, and all such applications under prohibited category shall be automatically rejected and closed.

(iii) The Corporation shall issue an order for sub-lease with demand for payment of sub-lease fees as stipulated below. Upon the payment of sub-lease fees, the sub-lease shall stand formalised. The period for payment will be 14 days from the date of issue of order by the Corporation. If the allottee fails to pay the fees within 14 days, a simple interest @ 12% per annum shall be charged on the fees payable. If the allottee fails to pay within 90 days, the sub-lease shall stand cancelled.

(iv) If the Corporation fails to raise a demand for fees upon approval, the sub-lease would be deemed to be approved and the allottee shall calculate the fees on the basis of these regulations and pay the same to the Corporation. However, the deeming provision shall apply only if pending dues are paid. On payment of fees, Managing Director shall issue sub-lease order thereafter within 10 days.

9. Fees for Sub-Lease.—

Sr. No.	Status of Applicant	Sub-Lease fee per year	One time processing fees
1.	Plot with only substantial building construction which has never been in commercial operation	10% of the prevailing plot rate per sq. mtr.	Rs. 5000
2.	Plot where the unit is or was in commercial operation.	8% of the prevailing plot rate per sq. mtr.	Rs. 5000
3.	i. Sub-lease from holding company to subsidiary company and vice versa. ii. Sub-lease between Associate/ /Sister Companies and Associate/Sister Firms.	NIL	Rs. 5000

(i) Only the actual building area to be sub-leased shall be considered while calculation of sub-lease fees.

(ii) If the sub-lease is for a period in fraction of a year, the fees are to be calculated and paid on the fractional component.

(iii) Irrespective of the period of sub-lease, the payment of sub-lease fees shall be made:

(a) In full if the sub-lease period is equal to or less than a year.

(b) Once in a year, within 1st month of the period, for the 12 month period or fraction thereof (pro-rata) should the period of sub-lease be more than one year.

(iv) Sub-lease fees shall be applicable as per the prevailing rate and the prevailing percentage applicable at the time of making payment, and shall be calculated on declared valid rates of that year.

(v) The Corporation shall be at liberty to change this fee structure from time to time upon consultation with the State Government. It is made clear that Fee Structure prevailing as on date of decision to allow sub-lease would be relevant.

10. Creation of Special Committee:

(i) The Government shall constitute a Special Committee under these regulations and shall duly notify creation of a special committee to resolve the following issues:

(a) To settle all disputes/difficulties/clarifications raised by either the Managing Director of the Corporation against allottee and vice versa pertaining to any matter concerning transfer/sub-lease of plots as provided under these regulations.

(b) To settle any dispute on dues raised by the Corporation and referred to the committee either by the allottee or the Corporation.

(ii) This committee shall adjudicate upon the dispute within 30 days from the date of application.

(iii) This committee shall have a tenure of 3 years from the date of its constitution. However, if a fresh committee is not notified, the existing committee will continue to operate until new committee is notified. Government may however change the composition of the committee anytime during the validity of the committee in the interest of industry and public interest.

(iv) Subject to sub-clause (iii) above, the special committee shall comprise of the following members:—

(a) Chairman of Goa Industrial Development Corporation.

(b) Director of Industries, Trade and Commerce or any other Gazetted Officer, to be nominated by the Government.

(c) Chief Executive Officer of Goa Investment Promotion & Facilitation Board, who shall be the Member Secretary of this Committee.

(d) Nominee of Goa State Industries Association.

(e) Nominee of Goa Chamber of Commerce & Industries.

However, the Government may change the composition on its own accord or based on resolution by Board of Goa-IDC.

The quorum for the special committee shall be 4 members present with at least one of the members present being among the two specified under (d) and (e).

(v) The special committee may refer any matter which it is unable to resolve, or which it considers to be beyond its mandate, to the Government for decision or direction.

(vi) Guidelines for the special committee shall be issued separately with the approval of the Government.

(vii) The decision of the special committee shall be final and binding on the Corporation and the allottee. However, in case the value of financial write off exceeds Rs. 10.00 Lakhs, the Managing Director of the Corporation shall refer the matter to the Government.

11. *Penalty and Regularisation:—*

(i) The Corporation shall offer a 180 days window for regularising cases where unauthorised access/usage has been given to the plot and/or premises of the allottee to a third party or there has been any transfer as has been defined in these regulations. The procedure for regularisation is as follows:—

The allottee shall apply to Corporation in the prescribed format, specifying the date on which such unauthorised access was provided to a third party. The allottee shall also specify whether it intends to regularise the transaction with the third party by way of sub-lease or transfer. The Corporation shall scrutinize such applications and raise demand for fees within 90 days of application as per following:—

Type of Application	Fees	Penalty
(1)	(2)	(3)
Transfer	(i) Sub-lease fees applicable as per these regulations for the period of unauthorised possession (i.e. Period up to the date of application for regularisation). (ii) Transfer fee as applicable on the date of regularisation. Note: Fees applicable shall be a sum of (i) and (ii) above.	10% penalty on (i) as in column 2.
Sub-Lease	(i) Sub-lease fees applicable as per these regulations for the period of unauthorised possession (i.e. Period up to the date of application for regularisation). (ii) Sub-lease fees for prospective period from the date of application. Note: Fees applicable shall be a sum of (i) and (ii) above.	10% penalty on (i) as in column 2.

(ii) If the allottees have given access/usage to third party after making an application for transfer/sub-lease to the Corporation as on the date of the notification of these regulations and where transfer/sub-lease applications are pending with the Corporation, the said access/usage shall not be treated as an unauthorised access. However they will have to pay the transfer/sub-lease fees as per these regulations along with a simple interest of 12% per annum from the date of occupation of the premises.

(iii) Upon the completion of the six months regularization period, the Corporation shall proceed to repossess the plots where there is an unauthorised access granted or possession handed over to a third party by the allottee without Corporation's consent.

12. Change in Name/Constitution/Shareholding Structure/Trade:

(i) The allottee shall by way of an application in writing to the Corporation specify if there is a change in name or constitution or shareholding structure or trade for updating the records, along with the following documents:-

For change in name:-

(a) Certificate issued by the Registrar of Companies in case of Limited Liability Companies, Private Limited Companies or

Certificate issued by the Registrar of Firms in case of Partnership or LLP.

(b) PAN Card of the allottee entity with the change in name.

(c) Udyog Aadhar Memorandum if applicable.

For change in trade:

(a) Udyog Aadhar Memorandum if applicable.

For change in constitution/shareholding structure of an entity, following documents to be submitted:

(a) Copy of the latest shareholding structure certificate from Company Secretary/Chartered Accountant and the latest Memorandum and Articles of Association, partnership deed or any other such document evidencing change in constitution/shareholding of the entity.

(b) Documents certifying/evidencing change in constitution arising out of conversion of one form of entity into another form of entity.

(c) Documents certifying/evidencing change in status of a company from Private Limited to Public Limited or vice versa.

(ii) The Corporation shall acknowledge the change in name/constitution/

shareholding structure/trade within a period of fourteen working days.

(iii) A one-time processing fee of Rs. 1000 will be charged per application (with or without multiple requests).

(iv) Notwithstanding anything said above, in case the plot allotted on the direction of Government or Goa-IPB, should the original promoter's stake reduce below 26% prior to commercial production, shall require the special approval of the Government or Goa-IPB for effecting transfer under these regulations.

13. *Mortgage and Loan Defaults*

(i) Grant of permission for mortgage of leased plots/premises:

(a) No person/allottee shall mortgage the allotted/leased plot save as otherwise provided under these regulations.

(b) Upon receipt of an application, the Board of the Corporation or any official authorized to that effect and extent, may decide in respect of permitting an allottee to mortgage the lease hold rights over the plot allotted, over the machinery installed/to be installed and the factory building constructed/to be constructed on the said plot, to any Financial Institution for raising funds for setting up the project.

(c) Pursuant to the decision referred to under clause 13. i.a above, a letter conveying no objection shall be issued by the Corporation to the Financial Institution for financing the allottee for setting up the project, to have the First, Second or pari-passu charge over the lease hold rights of the plot allotted, over the machinery installed/to be installed and the building constructed/to be constructed on the said plot, provided the allottee regularly remits the annual lease rent fixed.

(d) On behalf of the Corporation, the letter to the financial institutions will be issued by the Managing Director, or any other officer authorized by the Corporation, within a period of 15 days from the receipt of the application and/ or from the date of payment of any outstanding dues by the allottee, whichever is later, provided the applicant submits, along with the application, the NOC from the Bank to whom NOC was earlier issued by the Corporation.

(e) In case of any unforeseen circumstances if the movable or immovable assets of the allottee are attached by the Financial Institution for recovery of dues and the said assets are put to auction, then the financial institution shall also recover the outstanding dues if any of the Corporation from the allottee and remit the same to the Corporation.

(f) No transfer shall be eventuated unless and until the outstanding dues of the Corporation are deposited with the Corporation either by the financial institution or the bidder parties. It would be incumbent upon the bidder parties and/or financial institutions to check the outstanding dues of the Corporation if any, against the said assets before bidding so as to avoid further complication to get the plot transferred in their names.

(g) Auction of the allottee's assets attached by the Financial Institution shall be only for use under category permitted by the Corporation to be set up by the prospective bidders.

(ii) For processing the applications in all the above categories, a processing fee of Rs. 5,000/- shall be charged. Processing fees shall also be applicable to the application of the allottees who have taken the plots/land etc. under auction.

(iii) The Corporation reserves its right to revise the Payment, Fees, Charges, Taxes, Deposits etc. as stipulated under these

Regulations and the allottee shall be bound to pay the Payment, Fees, Charges, Taxes, Deposits etc. on demand by the Corporation.

14. *Action against registered professionals for mis-declaration*

(i) If upon scrutiny the Corporation realizes mis-declaration of facts by Chartered Accountant, Chartered Engineer, Certified Valuer, Architect, Company Secretary or any other professional whose certificate is submitted to complete an application for transfer/sub-lease/change in trade/change in name/change in constitution, that person would be liable for blacklisting by Government of Goa. Such cases would be intimated to concerned regulatory authorities.

15. *Surrender of Plots*

Following surrender charges shall be deducted by the Corporation in the event an allottee intends to surrender his land/shed/shop/godown allotted to him:

(i) The amounts paid by the allottee towards the lease rent, interest on premium, penal interest, processing fees, service tax/GST to the Corporation, shall stand forfeited.

(ii) Any amount pending towards dues on account of lease rent, penal interest, interest on premium, processing fees, service tax/GST or any other dues shall be recovered from the premium amount and any shortfall after adjusting the premium amount shall be recovered as land revenue arrears.

(iii) The balance amount if any, to be refunded by the GIDC to the allottee without any interest thereon.

(iv) In case the allottee wants to surrender the plot due to access to road, electricity and water not provided/made available, the Corporation will refund the entire amount paid by the allottee without any deduction, except the processing fees collected.

However, the allottee shall not be entitled for any interest on the refunded/refundable amount.

16. All pending cases with the Corporation shall be scrutinised as per latest regulations. These regulations will be applicable to all pending transfers, sub-lease and change in name/constitution/shareholding cases. Fees, penalties and other charges to all pending cases will be levied on the basis of these regulations.

17. In case of a dispute in interpretation of these regulations, the matter shall be referred to the Government and the decision shall be final and binding.

18. The transfers and sub-leases done by the Corporation shall be made in terms and in consonance with the general policy of the Government, including the policy on environmental issues and prevailing guidelines.

19. Notwithstanding anything contained herein, these regulations shall not affect and/or have bearing over any directions issued to the Corporation by the Government in terms of section 16 of the Goa Industrial Development Act, 1965.

20. The Board of the Corporation, with prior approval of the State Government, shall be entitled for taking appropriate measures for removal of difficulties, if any, that may arise at any stage in the performance of its lawful functions, so as to give full effect to the regulations.

21. *Repeal and Savings*

(i) The Goa Industrial Development Corporation Transfer and Sub-Lease Regulations, 2014 and amendment thereto is hereby repealed.

(ii) The repeal of the Goa Industrial Development Corporation Transfer and Sub-Lease Regulations, 2014, under sub-clause (i) shall not—

(a) Revive anything not in force or existing at the time at which the repeal takes effect, or;

(b) Affect the previous operation of the repealed regulations or anything duly done or suffered thereunder, or;

(c) Affect any right, privilege, obligation or liability acquired, accrued or incurred under the repealed regulations, or;

(d) Affect any fees, interest, penalty as are due or may become due or any forfeiture or violation committed under the provisions of the repealed regulations.

(iii) Notwithstanding anything contained herein, these regulations shall not affect the mutually agreed terms and conditions of the lease deed or other documents executed in between the Corporation and the allottee, prior to these regulations coming into force and the same shall be effective and binding.

(iv) Any difficulty in interpretation of these regulations, which the Corporation and/or the Special Committee may encounter, may be referred to the Government and the Government will examine such difficulties, and give its decision regarding the interpretation. The Government's decision will be based on the objectives and spirit of these regulations as defined under the Preamble based on which these regulations were created.

(v) All pending application as on the date of coming into force of the present regulations shall be decided in accordance with the present regulations.

SCHEDULE - A

Conveyance of the lease hold rights over the plot/land initiated due to,—

In the event of the principal promoter/partner/ shareholder/key person's (i) death; or (ii) permanent

disability or serious health condition, certified by the Goa Medical College or any Government Doctor; or (iii) attaining the age of 60 years, the conveyance of the lease hold rights over the plot/land shall be made to his/her/their legal representatives in the following order of preference, namely:—

(a) Spouse and or children;

(b) and or father or mother;

(c) brother or sister.

SCHEDULE - B

(i) Conveyance of lease hold rights over the plot/land arising out of change in constitution or shareholding in case of a partnership firm (including limited liability partnership) or a company amongst the relatives.

(ii) Conveyance of lease hold rights over the plot/land arising out of amalgamation or mergers and demergers of companies, provided such change does not result in change in shareholding structure wherein the promoter's stake reduces below 26% in the merged/demerged/amalgamated entity or does not result in change in management control in the case publicly listed limited company/s.

(iii) Conveyance of lease-hold rights over the plot/land from a holding company to its subsidiary company, and vice versa.

(iv) Conveyance of lease hold rights over the plot/land amongst associate/sister companies and associate/sister firms.

(v) Conveyance of lease hold rights over the plot/land arising out of acquisitions restricted to within a country or cross-border, provided such change does not result in change in shareholding structure wherein the promoter's stake reduces below 26% in the merged/demerged/amalgamated entity or does not result in change in management control in the case of publicly listed limited company/s.

By order and in the name of the Goa Industrial Development Corporation.

Shri Narayan M. Gad, Managing Director.

Panaji, 2nd February, 2018.

Department of Tribal Welfare

Directorate of Tribal Welfare

—
Notification

DTW/STAT/PC/2017-18/53

Read: “Financial Assistance for Medical Treatment for infertility amongst Scheduled Tribe couples by IVF (Invitro Fertilization) & IUI (Intra Uterine Insemination) Method under MATRUTVA YOJANA”.

Whereas the Government has notified a scheme “Financial Assistance for Medical Treatment for infertility amongst Scheduled Tribe couples by IVF (Invitro Fertilization) Method under MATRUTVA YOJANA” vide Notification No. DTW/STAT/PC/2016-17/53/9274 notified in Official Gazette, Series I No. 37 dated 15-12-2016.

And whereas Government desires to Amend & Revise the Scheme “Financial Assistance for Medical Treatment for infertility amongst Scheduled Tribe couples by IVF (Invitro Fertilization) & IUI (Intra Uterine Insemination) Method under MATRUTVA YOJANA”.

Now therefore, the scheme “Financial Assistance for Medical Treatment for infertility amongst Scheduled Tribe couples by IVF (Invitro Fertilization) & IUI (Intra Uterine Insemination) Method under MATRUTVA YOJANA” is revised to read as under:—

Name of the Scheme “MATRUTVA YOJANA”.—

Financial Assistance for Medical Treatment for infertility amongst Scheduled Tribe couples by IVF (Invitro Fertilization) & IUI (Intra Uterine Insemination) Method.

1. *Introduction.*— There are many Scheduled Tribe couples who do not have children even after 3 years of marriage due to primary infertility. These couples are deprived

of proper medical treatment due to financial constraints. A scheme title “Matrutva Yojana” is formulated to help ST community couples to avail this benefit.

2. *Objective.*— (1) Married couple from ST community who fail to conceive even after three years of marriage due to primary infertility and who desire to undergo medical treatment under IVF/IUI under this scheme.

(2) To provide a good, healthy life of mother & child in the womb.

(3) *Benefit under the scheme.*— A financial assistance to avail medical treatment for IVF or IUI from Government Hospitals or empanelled Private Hospitals/Nursing Homes in Goa for ST couples who are diagnosed with primary infertility after following due medical procedure.

The financial assistance shall include the actual cost of treatment including diagnostic investigation, medicine, hospital admission, professional fees of any specialist in the field of Obstetrics and Gynaecologist in a specified course/package in IVF or IUI including investigation and procedure like Laparoscopy required during the treatment course.

The maximum financial assistance shall be upto Rs. 5.00 Lakhs.

The benefit will be given for birth of first born child only.

4. *Empanelment of Hospitals/Clinics/ Nursing Homes under IVF & IUI.*— Empanelment of the Private hospitals/Nursing homes within the state of Goa shall be done by the Director of Tribal Welfare in consultation with the Director of Health Services and Goa Medical College after due approval of the Government. The Hospitals desirous to get empanelled should submit financial cum medical proposals to Directorate of Tribal Welfare. Empanelment shall be for 5 years. The empanelled hospitals should submit their bank details for transferring of payment.

Procedure of Empanelment of Private Hospitals/Nursing Homes.— Application along with the detail procedural package of IVF/IUI shall be submitted to the Director of Tribal Welfare. A team comprising of following shall be constituted to decide the empanelment of Hospitals/Nursing Homes.

1. Director, Tribal Welfare — Chairman
2. Professor & Head of Gynaecology
Department of Goa Medical College — Member
3. Chief Medical Officer (FW) of
Directorate of Health Services — Member
4. Head of Gynaecology from
North Goa District Hospital — Member
5. Dy. Director of Tribal Welfare — Member
Secretary

All the applications received for empanelment shall be scrutinized by the Member Secretary and placed before the committee headed by Director of Tribal Welfare. The Committee shall hold meeting within one month from the last day of receipt of applications. Every year in the month of January advertisement should be published for empanelment of new Hospitals/Nursing Homes. Any complaint regarding empanelled Hospital shall be examined by the above mentioned committee and submit recommendation to the Government. Government resumes right to terminate empanelment of any Hospitals/Nursing Homes after conducting due inquiry by above committee.

5. *Procedure to apply or avail benefits.*— Applicant shall submit the application form in Annexure-I appended duly filled to the Directorate of Tribal Welfare along with the following required documents:

(a) Copy of provisional ST certificate issued by Dy. Collector alongwith verification certificate issued by Director of Tribal Welfare of the couple or wife/husband as applicable.

(b) Marriage Certificate.

(c) Aadhar Card Copy

6. *Eligibility Criteria.*—

*Couples belong to Scheduled Tribes are eligible to avail the benefits under this scheme.

*There is no income limit to avail the benefit under the scheme.

*Scheme is to be availed only for cases of primary infertility.

7. *Scrutiny Committee.*— There shall be Scrutiny Committee constituted as under:—

- (i) Deputy Director of
Tribal Welfare Chairman.
- (ii) Assistant Director – I Member.
- (iii) Assistant Accounts
Officer Member.

8. *Role of Scrutiny Committee.*— (1) Scrutiny Committee shall meet regularly in the first week of the calendar month.

(2) All applications received till the end of previous month shall be taken up for scrutiny.

(3) Applications found eligible after scrutiny for referring to medical examination to the Government Hospital as per choice indicated in the applications and call for report within 3 weeks, shall be submitted to Directorate of Tribal Welfare.

(4) Applications found ineligible shall be recommended for rejection and submit to Directorate of Tribal Welfare.

(5) Applications rejected are not barred from applying a fresh.

(6) Once report is received the same shall be examined by the committee in the succeeding meeting and if found eligible/ recommended by the Government Hospital concerned, then same shall be proposed to be placed before Monitoring Committee to Directorate of Tribal Welfare.

(7) Cases which are not recommended shall be informed accordingly to the applicants and file should be closed with approval of Director of Tribal Welfare.

9. *Monitoring Committee.*— There shall be Monitoring Committee constituted as under:

(1) Director of Tribal Welfare
Chairman.

(2) Professor & Head of Department of
Obstetrics and Gynaecology of Goa Medical
College Member.

(3) Chief Medical Officer of Family Planning
Programme from Directorate of Health
Services Member.

(4) Head of Department of Gynaecology
District Hospital/Hospicio Hospital Margao
..... Member.

(5) Deputy Director of Tribal Welfare
..... Member Secretary.

Monitoring Committee shall meet once in a
month.

There shall be quorum of three members
for the meeting of Monitoring Committee.

*10. Role and Functions of Monitoring
Committee.*— Once the report has been
received from the Goa Medical College/
/District Hospital North/District Hospital South
and examined by the Scrutiny Committee, the
Deputy Director of Tribal Welfare shall convene
the meeting of Monitoring Committee and
place the applications in the meeting.

(i) Monitoring Committee shall study the
applications and the report and hold
interaction with the couple to know about
the socio-economic aspect, medical aspect,
family background etc.

(ii) To suggest the empanelled Hospitals/
/Nursing homes from where the couple
can avail the treatment and give
recommendation. However applicant shall
have right to choose Hospital of their own
choice from the empanelled Hospitals.

(iii) To monitor the treatment given to the
beneficiary couple on completion of every
cycle. Once the same is received from
empanelled Hospital.

(iv) To give advice to the beneficiary as
and when required.

(v) Any other suggestions on case to case
basis.

(vi) Monitoring Committee shall meet
once in a month.

(vii) To decide any other matter placed
before the Monitoring Committee related to
the Scheme.

11. Sanctioning Committee.— There shall be
a Sanctioning Committee constituted under
the Matrutva Yojana:—

(i) Hon'ble Minister for the Tribal Welfare
..... Chairperson.

(ii) Secretary Finance/Additional Secretary
Finance Member.

(iii) Secretary Tribal Welfare
Member.

(iv) Head of the Department of Gynaecology
of Goa Medical College
Member.

(v) Chief Medical Officer of Family Planning
Programme from Directorate of Health
Services Member.

(vi) Director of Tribal Welfare
Member Secretary.

*12. Role and Functions of Sanctioning
Committee.*— (i) Sanctioning committee shall
be Sanctioning Authority.

(ii) Sanctioning Committee shall decide on
the applications which are recommended by
Monitoring Committee.

(iii) Sanctioning Committee can over rule
the decision of the Monitoring committee as
and when required.

(iv) To decide any other matter placed for
sanctioning by the Monitoring Committee.

(v) Any other decision as deem fit.

(vi) Decision taken by the sanctioning committee will be final and binding.

13. There shall be quorum of 3 members for the meeting of the Sanctioning Committee provided atleast one member is from the Medical Field.

14. (i) Director of Tribal Welfare shall execute the sanction given by the Sanctioning committee by issuing the sanction order within 15 days. Directorate of Tribal Welfare shall prepare the bill and transfer the fund of Rs. 5.00 lakhs to Goa Scheduled Tribe Finance and Development Corporation. The account will be in the name of the "Matrutva Yojana" and will be jointly operated by Goa Scheduled Tribe Finance and Development Corporation and Director of Tribal Welfare. The Goa Scheduled Tribe Finance and Development Corporation shall deposit interest received on the principal amount back to Government Treasury in the month of January and July of each year.

(ii) Once funds are transferred to Goa Scheduled Tribe Finance and Development Corporation, the Director of Tribal Welfare shall issue Order to Empanelled Hospital to start the treatment as per the scheme. Once the order is issued to Empanelled Hospital the actual treatment shall commence within 6 months. If the treatment could not be commenced in six months then the applicant shall submit request for extension for another six months to the monitoring Committee who shall decide on the application for extension.

(iii) The actual expenditure of the ST couple of IVF or IUI treatment will be released to the empanelled Hospital/Nursing Home by the Director of Tribal Welfare through Goa Scheduled Tribe Finance and Development Corporation, within 30 working days.

15. *Release of payment.*— The release of payment to the Empanelled Hospital shall be as follows:—

Stage-I: After the completion of the 1st cycle.

Stage-II: If couple does not conceive during 1st cycle then after completion of 2nd cycle.

Stage-III: If couple does not conceive during 1st & 2nd cycle then after completion of 3rd cycle.

Stage-IV: If couple does not conceive during 1st, 2nd & 3rd cycle then after completion of 4th cycle.

Maximum amount provided under this Scheme shall be Rs. 5.00 Lakhs only. Any expenditure above Rs. 5.00 Lakhs shall be borne by beneficiary.

Procedure for submission of bills.— (a) Empanelled Hospitals/Applicants shall submit bills duly certified by the doctor from Empanelled Hospitals to the Department of Gynaecology, Goa Medical College/District Hospital Margao (Hospicio Hospital)/District Hospital North Mapusa as the case may be.

Doctors of the Empanelled Hospitals shall be solely responsible for certifying the bills.

(b) After obtaining the certificate of reasonability from Department of Gynaecology, Goa Medical College/District Hospital Margao (Hospicio Hospital)/District Hospital North Mapusa, the bills shall be submitted by empanelled Hospital/Applicant to Director of Tribal Welfare.

(c) Director of Tribal Welfare will issue sanction order of the case the amount claimed in the bill.

(d) Goa Scheduled Tribe Finance and Development Corporation will release the payment to Empanelled Hospital as per the instruction given by the Director of Tribal Welfare.

(e) Time limit to sanction the amount is within 30 working days after bills are received to the Directorate of Tribal Welfare by the applicant/Empanelled Hospitals provided bills are in order.

16. *Failure of treatment Certificate.*— (a) If the treatment turns to be failure in any Empanelled Hospitals or at any cycle and the repetition of the treatment is recommended then the Certificate of Failure of such treatment shall be submitted for certification by the applicant to the Department of Gynaecology, Goa Medical College/District Hospital Margao (Hospicio Hospital)/District Hospital North Mapusa as the case may be.

(b) Any request for change of Empanelled Hospital shall be considered in case of the Failure of treatment on the recommendation of Department of Gynaecology, Goa Medical College/District Hospital Margao (Hospicio Hospital)/District Hospital North Mapusa. However such request shall not be considered as a fresh application but the sanction accorded to the applicant shall remain in force till exhaustion of the limit of Rs. 5.00 Lakhs.

(c) Such application shall be submitted to Monitoring Committee whose decision will be final.

17. *Relaxation of the provision of the scheme.*— The Government shall be empowered to relax the clauses or conditions of the scheme if a genuine requirement arises.

18. *Redressal of Grievances and disputes.*— Grievances if any, arising out of the implementation of this scheme, shall be heard and decided by the Hon'ble Minister for Tribal Welfare and the decision of the Minister for Tribal Welfare in this regard shall be final and binding on all concerned.

19. *Evaluation.*— Performance of the scheme will be evaluated after five years of its implementation and if required scheme will be suitably modified to meet the new challenges/requirements so as to achieve the set objective.

20. *The Expenditure under the scheme shall be incurred under the following Budget Head.*—

- 2225 — Welfare of SCs, STs & OBCs;
- 02 — Welfare of Scheduled Tribes;
- 800 — Other Expenditure;
- 15 — F. A. for IVF (Invitro Fertilization) Method - MATRUTVA YOJANA;
- 50 — Other Charges.

By order and in the name of Governor of Goa.

Venancio Furtado, Director (Tribal Welfare).

Panaji, 31st January, 2018.

ANNEXURE - I

Application Form for availing Financial Assistance for Medical Treatment for infertility amongst Scheduled Tribe couples by IVF (Invitro Fertilization) & IUI (Intra Uterine Insemination) Method under "MATRUTVA YOJANA".

To,
The Director,
Directorate of Tribal Welfare,
Panaji, Goa.

Photograph
of the
Couple

Sub:- Application for availing Financial Assistance for Medical Treatment for infertility amongst Scheduled Tribe couples by IVF (Invitro Fertilization) & IUI (Intra Uterine Insemination) Method under "MATRUTVA YOJANA".

Sir/Madam,

The undersigned desires to avail Financial Assistance for Medical Treatment for infertility amongst Scheduled Tribe couples by IVF (Invitro Fertilization) & IUI (Intra Uterine Insemination) Method under "MATRUTVA YOJANA".

1. Name of the applicant (Woman):
2. Applicant's husband's Name:
3. Residential Address:
 - * House No.:
 - * Village/Waddo:
 - * Village Panchayat/Municipality:
 - * Taluka:
 - * Constituency:
4. Mobile/residence phone number of applicant as well as of her husband:
5. Applicant's date of Birth:
6. Applicant's husband's date of birth:
7. Date of Marriage:
8. Please specify whether it is first marriage or remarriage:.....
9. Whether marriage is inter- caste/inter-religion, please specify:
10. Total family income from all sources:
11. Educational Qualification: (a) Husband: (b) Wife:
12. Whether applicant is working? (Yes/No), if yes,
(service/professional/business etc.)
Please specify in detail with address:
13. Whether Applicant's husband's is working? (Yes/No),
if Yes, (service/professional/business etc.) Please
specify in detail with address:
14. Choose any one Hospital for preliminary examination
(1) GMC (2) District Hospital North Mapusa (3) District
Hospital South Margao/Hospicio Hospital:
15. Give your preference in writing for any three empanelled
Hospital for treatment (see list of Empanelled Hospitals):
16. Whether any child was born & not survived
due to some reasons? If yes, then please
specify the reason:
17. Is there any family history for not having children
in the applicant's family as well as applicant's
husband's family, Please give detail:
18. Whether applicant and her husband has undergone
any medical treatment for fertilization earlier, please
give detail and furnish the documents:
19. Whether applicant and/or her husband is Physically
handicapped/blind/mentally handicapped or any
other, please specify and furnish the documents:
20. Any other information applicant wishes to provide
to facilitate to obtain better treatment:
21. Aadhar Card No. of:-
 1. Applicant:
 2. Applicant's Husband:.....

22. Bank details:
1. Bank Name:.....
 2. Branch Name:
 3. Account Number:
 4. IFSC Code:
 5. MICR Code:

DECLARATION

I, the undersigned, hereby declare that the information given above is true and correct, and nothing stated is false and I have not been benefitted with this scheme earlier. I shall be personally responsible for any false and incorrect information/documents, for which the authorities shall be at liberty to take penal action as deem fit against me including filling criminal case.

Dated:

Place: (Name & signature of the applicant)

.....
(Name & signature of the applicant's husband)

Enclosures:

1. Self attested copy of ST certificate issued by competent Authority.
2. Self attested copy of Marriage Certificate.
3. Original Doctor's Certificate.
4. Doctor's Reports.
5. Self attested Aadhaar Card copy of applicant & Spouse.
6. Self attested copy of Birth Certificate of applicants & Spouse.
7. Mandate Form with copy of bank pass book.

Notification

(a) & (b), clause 10 and clause 12.

DTW/STAT/PC/2017-18/51

Read: "Financial Assistance for Construction/Re-construction and Repairs of house under Atal Asra Yojana".

Whereas the Government has notified a scheme "Financial Assistance for Construction/Re-construction and Repairs of house under Atal Asra Yojana" vide Notification No. DTW/STAT/PC/2012-13/51/5879 notified in Official Gazette, Series I No. 41 dated 09-01-2014, amended Notification No. DTW/STAT/PC/2012-13/51/3316 notified in Official Gazette, Series I No. 14 dated 2-07-2015 and amended Notification No. DTW/STAT/PC/2012-13/51/2014 notified in Official Gazette, Series I No. 32 dated 05-11-2015.

And whereas Government desires to amend at clause 3 (a) & (b), clause 4 (a)(i) & (ii), clause 6(a), clause 7 (c), clause 8 (b) & (c), clause 9

Now therefore, the clause 3 (a) & (b), clause 4 (a)(i) & (ii), clause 6(a), clause 7(c), clause 8 (b) & (c), clause 9 (a) & (b), clause 10 and clause 12 of the scheme "Financial Assistance for Construction/Re-construction and Repairs of house under Atal Asra Yojana" is amended to read as under:—

Clause 3. *Eligibility Criteria.*— (a) The scheme will be applicable to any individual from Scheduled Tribes community of Goa, State of Goa having Family Income upto Rs. 3.00 Lakhs p.a. for Repairs, Re-construction and New construction.

(b) Family Income Certificate issued by V. P. Secretary or by Chief Officer of concerned Municipal Council in case of Municipal jurisdiction showing family income upto Rs. 3.00 Lakhs p.a. for Repairs, Re-

-Construction and New construction from all sources shall be required for the scheme, for the purpose of this scheme, family means father/mother/spouse/unmarried son and unmarried daughter. However, if the son is major of age married and is residing separately, he should not be considered as the part of the family for the purpose of income of the family.

Clause 4. *Benefit under the scheme.*— (a) (i) Financial Assistance will be provided for Construction of new house/Re-construction of existing house of Rs. 2.00 lakhs and for repairs of existing house upto Rs. 1.50 lakhs. Amount shall be disbursed in two instalments i.e. 75% and 25%.

No second time sanction shall be given for the same house number or same applicant or applicant's family member if, applicant's family member name included in applicant's ration card or (if applicant having more than two house number/houses).

(b)(ii) Fees of the registered Engineers/Architects/Contractors who are registered under PWD/GSIDC/Government Departments or Autonomous bodies etc. for the purpose of preparation of estimate of house for New construction/Repairs/Re-construction and certification required under the scheme will be paid directly to register Engineers/Architects/Contractors by the Director of Tribal Welfare with the restriction of Maximum of 5% of the total sanctioned amount of New construction/Re-construction/Repairs.

Clause 6. *Condition of sanction.*— (a) Construction of the House in accordance with the plan, prepared by the registered Engineer/Architect/Contractor who are registered under PWD/GSIDC/Government Departments or Autonomous bodies etc.

Clause 7. *Submission of application & procedure for sanctioning amount.*— (c) Estimate generally should be prepared for New construction and Re-construction by registered Engineer/Architect who are

registered under PWD/GSIDC/Government Departments or Autonomous bodies etc. However, for repair estimate shall be accepted if it is prepared by contractors who are registered with PWD/GSIDC/Government Departments or Autonomous bodies etc.

Consent of the registered contractor with estimate is mandatory with application.

Clause 8. *Procedure of recommending the proposal.*—

(b) After verification report submitted by Junior Engineer (EROE)/Municipal Engineer of Municipal Council & CCP, BDO shall convene the meeting of the recommending Committee and place the proposal before the committee and shall also place the bill of registered Engineer/Architects/Contractor who are registered with PWD/GSIDC/Government Departments or Autonomous bodies etc. for recommendation. No bills of self/local mason/local contractor shall be recommended.

(c) After the approval of the committee, BDO shall forward the application with the documents duly verified by BDO along with verification report mentioned at clause 8(a) duly countersigned by the BDO to the Director of Tribal Welfare for sanctioning the proposal. The recommending Committee shall also certify the bill presented by registered Engineer/Architect/Contractor who are registered with PWD/GSIDC/Government Departments or Autonomous bodies etc. and submit it along with the proposal for sanction. Minutes of the meeting shall also be enclosed with the proposal.

Clause 9. *Sanction for the proposal.*— (a) Director of Tribal Welfare will sanction the case after scrutinizing the proposal along with sanction order, 75% of the sanctioned amount will be released in the form of First instalment. Balance sanctioned amount will be credited to the account specially created for the purpose of this scheme in the Goa Scheduled Tribe Finance and Development Corporation.

Goa Scheduled Tribe Finance and Development Corporation shall deposit interest received on the principal amount back to Government treasury in the month of January and July of each year. The Account will be in the name of the "ATAL ASRA" and will be jointly operated by Goa Scheduled Tribe Finance and Development Corporation and Director of Tribal Welfare.

50% of the Fees of the registered Engineers/Architects/Contractor who are registered with PWD/GSIDC/Government Departments or Autonomous bodies etc. will be paid directly to them through ECS mode by Director of Tribal Welfare on receipt of the bill duly certified by the Committee with the restriction mentioned in the scheme under clause 4 (ii). The balance amount will be credited in "Atal Asra" Account mentioned above.

(b) In case of recommendation under Clause (d) of 8, Director of Tribal Welfare shall sanction the case. However 1st installment i.e 75% of the sanctioned amount will be deposited in the Joint Account in the bank in the name of Director Tribal Welfare and the name of Applicant in the form of Fixed Deposit or equivalent deposit. The balance amount will be credited in the account specially created in Goa Scheduled Tribe Finance and Development Corporation Ltd. Under the Scheme as mentioned in clause 9 (a). The entire amount of the fees of registered Engineers/Architects/Contractors who are registered with PWD/GSIDC/Government Departments or Autonomous bodies etc. will be deposited in the Account mentioned in Clause 9 (a). The Director Tribal Welfare shall release the 1st installment to the applicant only after producing the Re-construction license to the Director, Tribal Welfare. 50% of the fees of registered Engineer/Architects/Contractors will be released to them through ECS mode by Director of Tribal Welfare through ST Finance and Development Corporation thereafter.

It is binding on the applicant to submit the Construction/Reconstruction license issued

by Competent Authority within the period of 15 months to the Director of Tribal welfare, failing which the sanction order will be get lapsed without any further notice and the entire amount shall be credited in Government Treasury. However with prior approval of Government, the period may be extended by maximum of 9 months, if requested by the applicant. Interest in such F.D shall be credited to the Account of applicant if the same is utilized in 15 months or extended period as the case may be. However in case of lapsed sanctioned order the interest will be credited to the account of the Government treasury.

The actual work should commence within 90 days from the date of sanctioned amount released. If not, the released amount will be recovered from the applicant as an Arrears of Land Revenue under the Goa Daman & Diu Land Revenue Code, 1968 & Rules.

The applicant shall apply for 2nd instalment within 90 days from the date of sanctioned amount released. If not, the released amount will be recovered from the applicant as an Arrears of Land Revenue under the Goa, Daman & Diu Land Revenue Code, 1968 & Rules and sanctioned amount will be credited in Government Treasury.

Clause 10.

Applicant shall put the logo prescribed under the scheme on the front side or prominent place of the house after completion of the Construction/Re-construction/Repairs of the house.

On the basis of the report of the registered Engineers/Architect/Contractors of utilization of the amount released in first instalment, on joint inspection by BDO or his representative and official appointed by the Director, Tribal Welfare and on the completion certificate of the registered Engineer/Architects/Contractor who are registered in PWD/GSIDC/Government Department/Autonomous bodies etc. & logo Certificate issued by Block Development Officer along with two Photographs, one photograph for logo along

with the applicant and second photograph of the site of work undertaken for Repairs/Re-construction/New construction and should match with the materials procured, occupancy certificate from competent authority incase of Re-construction/New construction and bills for purchase of materials. However, for Repair Estimate/bills of contractor shall be accepted if said contractors are registered with PWD/GSIDC/Government Departments or Autonomous bodies etc. The 2nd instalment of 25% of the sanctioned amount will be released through Goa ST Finance & Development Corporation by Director, Tribal Welfare.

On production of the certificate stating that Construction/Re-construction/Repairs is complete in all respect by registered Engineers/Architects/Contractors duly countersigned by the applicant the balance amount of fees will be paid to registered Engineers/Architects/Contractors, directly at the time of second instalment by Director of Tribal Welfare through their Aadhar/ECS mode.

Incuse of estimate prepared by Contractors, EO (RE) of BDO, office for Village Panchayat jurisdiction/Municipal Engineer of Municipal Council for Municipal Jurisdiction shall certify the completion of Construction/Re-construction or Repairs.

BDO shall recommend for 2nd installment along with above mentioned documents to the Director of Tribal Welfare.

Clause 12. *Evaluation of the Scheme.*— The Scheme will be implemented for five years from the date of issue Performance of the Scheme will be evaluated after two years of its implementation and if required scheme will be suitably modified to meet the new challenges/requirements so as to achieve the set objective.

Gramsevak will monitor the scheme.— Gram sevak of the office of the Block Development Officer appointed by

Government as “Tribal Welfare Assistant” for the Directorate of Tribal Welfare, so as to streamline the various schemes formulated by the Directorate of Tribal Welfare at Grass Root level in the state of Goa (As per Notification 1/15/2010-11/ADMN/DTW/10027).

All other clauses in the above mentioned scheme remain unchanged.

This amendment shall come in to force w.e.f. 1st February, 2018.

By order and in the name of Governor of Goa.

Venancio Furtado, Director (Tribal Welfare).
Panaji, 31st January, 2018.



Department of Urban Development

—
Notification

10/369/2015/DMA/Part/3200

In exercise of the powers conferred by section 38 of the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 (Central Act No. 7 of 2014), the Government of Goa hereby frames the following Scheme, namely:—

1. *Short title and commencement.*— (1) This Scheme may be called the Goa Street Vendors (Protection of Livelihood, Regulation of Street Vending and Licensing) Scheme, 2017.

(2) It shall come into force at once.

2. *Definitions.*— (1) In this Scheme, unless the context otherwise requires,—

(a) “Act” means the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 (Central Act No. 7 of 2014);

(b) “Form” means a form appended to this Scheme;

(c) “Government” means the Government of Goa;

(d) “No vending zone” means an area within the jurisdiction of a Town Vending Committee where no street vendors are permitted;

(e) “Rules” means the Goa Street Vendors (Protection of Livelihood and Regulation of Street Vending) Rules, 2016;

(f) “Time restricted vending zone” means the vending zone where the vendors are permitted vending activities only during certain hours of the day or certain days of the week as permitted by the Town Vending Committee;

(2) Words and expressions used in the scheme and not defined but defined in the Act shall have the same meanings respectively assigned to them in the Act.

3. *Survey of Street vendors.*— (1) The survey of street vendors shall be done in-situ of all the existing street vendors only and no survey shall be carried out by calling for particulars from such vendors by announcements.

(2) The survey of street vendors shall be carried out by the Town Vending Committee and completed within a period of three months from the date of Commencement of this Scheme.

(3) The respective Town Vending Committee shall, with the assistance of the staff placed at its disposal by the concerned local authority or by outsourcing to competent agency/ /students of social work/social science/post graduates of social work/social science/Self Help Groups carry out the survey. For this purpose, the local authority shall depute its staff or outsourced agency to assist the said Committee.

(4) The survey team shall identify and enumerate only such street vendors who are found to be actually carrying on business in a vending zone and shall record the details in Form I.

4. *Certificate of Vending.*— (1) The Town Vending Committee shall within a period of sixty days from the date of completion of survey under clause 3 issue a certificate of vending in Form II to each street vendor identified in the survey.

(2) A person who wishes to carry on street vending during the intervening period of two surveys may make an application to the Town Vending Committee in Form III which shall be disposed of by the Town Vending Committee within a period of sixty days from the date of its receipt.

5. *Terms and Conditions for issue of certificate of vending.*— The certificate of vending shall be issued to a street vendor, subject to the condition that, he,—

(i) has no other means of livelihood, except street vending;

(ii) does not vend in any other place parallelly;

(iii) carries on street vending activities by himself or through any of his family member;

(iv) has completed the age of eighteen years;

(v) will not assign or sell or transfer the Certificate of Vending to any other person and gives an undertaking to the Town Vending Committee to this effect;

(vi) has not been prosecuted and convicted or penalized earlier for any reason for offence connected with vending such as adulteration, sale of narcotics etc., and

(vii) is not a legal heir of any person already holding a certificate of vending within the jurisdiction of the local authority concerned.

6. *Classification of street vendors.*— For the purpose of issue of certificate of vending, the street vendors shall be generally categorized as follows, namely:—

(i) **Stationary street vendors:**- Persons carrying on street vending business in articles or goods in a particular place who carry the articles or goods and the pallets or other implements used by them for vending by human effort of not more than one person.

(ii) **Mobile street vendors.**— Vendors sell commodities/services by self (head load/by means of walking) or using hand pulled or pedal powered vehicles not coming within the purview of the Motor Vehicles Act, 1988 (Central Act No. 59 of 1988) and for which no license to operate is required under any other law for the time being in force.

(iii) **Mobile street vendors using motor vehicles.**— Persons carrying on street vending business by using motor vehicles of any description, the operation or movement of which requires a license under the Motor Vehicles Act, 1988 (Central Act 59 of 1988) or any other law in force.

(iv) **Other categories of street vendors.**— The vendors in weekly markets, heritage markets, festival markets and night bazaars.

7. **Identity card.**— An identity card shall be issued by the Town Vending Committee to each street vendor in Form IV which shall carry the biometric particulars of the street vendor.

8. **Criteria for issue of certificate of vending.**— The Town Vending Committee shall follow the following criteria for issuing certificate of vending to the street vendors, namely:—

(a) The name of the street vendor shall be enumerated in the survey of street vendors carried out by the Town Vending Committee;

(b) The street vendor shall be directly involved in street vending business;

(c) When there is shortage of place for vending, preference shall be given to the

street vendor who belongs to the Scheduled Caste, the Scheduled Tribes, Other Backward Class or minority Community, woman, person with disabilities, transgender;

(d) The Town Vending Committee concerned shall identify those street vendors who are in need of preferential grant of certificate of vending, after taking into account the following factors, namely:—

(i) their disability, special or unique nature of business like trading craft items, etc.

(ii) the special nature of vending activities or services offered by a particular class or group of street vendors limited to a specific area or such other factors in order to preserve such unique business or services;

(iii) whether the street vendors are carrying on or offering services to the visitors or to any tourist or pilgrim centers for a particular season or during certain hours of the day or certain days of the week;

(e) The availability of space and the holding capacity of the vending area.

9. **Vending Fees.**— (1) The annual vending fees for various categories of street vendors shall be fixed by the local authority. The local authority may also specify other charges towards sanitation, garbage, etc. The vending fees may be fixed by local authority as per the table below:—

TABLE

Sl. No.	Category of Street Vendors	Area	Vending fees		
			Vending zones (Rates to be fixed by ULBs, Classwise)		
			Primary	Secondary	Tertiary
1.	Stationary vendor (Full time)	Upto 10 sq.ft. From 10 to			

	25 sq.ft. More than 25 sq.ft.
2. Stationary Vendor (Part Time or time sharing)	Upto 10 sq.ft. From 10 to 25 sq.ft. More than 25 sq.ft.
3. Mobile vendor (with motor vehicle)	Upto 10 sq.ft. From 10 to 25 sq.ft. More than 25 sq.ft.
4. Mobile Vendor (vehicle without Motor)	Upto 10 sq.ft. From 10 to 25 sq.ft. More than 25 sq.ft.
5. Mobile Vendor (head loads)	—

(2) The Town Vending Committee shall designate the vending zone as primary, secondary and tertiary, considering the commercial potentials, facilities and such other factors. The rate of vending fees shall be in the ratio of 3:2:1 for primary, secondary and tertiary zone respectively.

(3) The vending fee shall be revised at least once in three years and shall be published on the notice board of the concerned local authority.

10. *The validity of the certificate of vending.*— The certificate of vending shall be valid for a period of one year from the date of issue or until the next enumeration of vendors, whichever is earlier.

11. *Renewal of certificate of vending.*— Application for renewal of the certificate of vending shall be made to the Town Vending Committee at least sixty days prior to the date of expiry of the certificate. The fee for renewal of certificate of vending shall be as annual vending fees fixed by the local authority under clause 9(1). The certificate of vending shall be renewed for a period of one year.

12. *Cancellation or suspension of Certificate of Vending.*— (1) The Town Vending

Committee concerned may cancel or suspend the certificate of vending of a street vendor, if the certificate has been obtained by fraud or misrepresentation or if the street vendor fails to pay any of the fees payable with respect to the certificate of vending to the local authority or such other dues to any authority under the Act or any other law applicable or commits any breach of the conditions of such certificate or any other law, bye-law, rules or directions issued under this Scheme, the Rules or the Act;

(2) No certificate of vending shall be cancelled unless the holder thereof has been given fifteen days prior notice and an opportunity to submit his reply to the allegation on which the certificate is proposed to be cancelled. The period of fifteen days shall be counted from the date on which the notice is served on the street vendor or delivered to his last known address.

(3) A certificate of vending may be suspended for a fixed period of time for any violation of conditions of the certificate which is rectifiable during such period of suspension:

Provided that no prior notice may be required in a case of suspension of certificate of vending for a period of less than seven days in order to prevent commission of an act detrimental to public health and order.

(4) In case action has been initiated against the street vendor for violation of law or for causing public hazards or for failure to pay tax etc., the Town Vending Committee may suspend his certificate of vending after duly following the procedure specified in sub-clause (2).

13. *Relocation of street vendors.*— (1) The relocation of street vendors under sub-section (3) of section 18 of the Act, shall be subject to the following conditions, namely:—

(a) The relocation shall be done with the concurrence of the Town Vending Committee;

(b) As far as possible, the street vendor shall be allotted location in an adjoining area of equal or similar nature and importance as the original place.

(c) As far as possible, the density of the street vendors in the new area shall be maintained;

(d) The relocation shall be, as far as possible, in the same locality or area as is commonly identifiable.

(2) In case, the conditions specified in sub-clause (1) are not possible to be complied with, the relocation shall be done with the concurrence of the Town Vending Committee, and after recording the reasons for such departure from the said conditions.

(3) In case the relocation is not possible in compliance of the conditions specified in sub-clause (1) and in case the street vendors concerned either individually or as a group refuse to move or relocate, their certificate of vending shall be cancelled and they may be offered vending locations in other areas within the ward, zone or city and fresh certificate of vending shall be issued to them by the Town Vending Committee concerned. Such street vendors shall form a special category of preferential vendors under this Scheme.

(4) The public purpose or public interest involved in the relocation of street vendors under this Scheme shall have to be separately arrived at on the basis of the fact that such relocation shall be for the betterment of the general public. While weighing the livelihoods of the street vendors against the public purpose for which they are sought to be relocated, the importance of the project for which they are displaced and the resultant benefit to the general public shall be compared. Projects such as creation of road infrastructure, under or over bridges, expansion of roads, pathways, pedestrian plazas, provision for bus stops, parking places for motor vehicles, and such other similar activities shall deemed to be public purposes

for which the street vendors may be relocated. Such other purposes as are decided by the concerned Town Vending Committee as being beneficial to the public shall also be considered as public purposes for the relocation of street vendors.

14. *Manner and method of eviction of vendors, seizure and disposal of goods.*— (1) A street vendor, whose certificate of vending is cancelled under section 10 of the Act, or who vends without a certificate of vending or who vends in a place, area or location other than the vending zone shall be liable to be evicted immediately from such place, area, or location and his vending articles and goods shall be seized by the local authority and kept in its custody.

(2) The articles and goods of such street vendor shall be seized under a proper inventory and the signature of the street vendor concerned shall be obtained.

In case the street vendor refuses to sign the inventory, the Health officer or Health supervisor or Health inspector of the concerned local authority shall attest the inventory in addition to the attestation of the officials seizing the articles/goods.

(3) If a street vendor does not apply for the return of the articles and the goods seized by the local authority after the expiry of twenty-four hours, in case of perishable goods and after the expiry of fifteen days, in case of non-perishable goods, the local authority shall dispose of the same by an open auction. The proceeds of such auction shall be adjusted towards the charges and penalties, if any, that are payable by the street vendor under the rules or the scheme and the cost incurred for conducting the auction. The balance, if any, shall be kept in a separate account and paid to the street vendor on application.

(4) If a street vendor or his legal heirs fail to claim the balance amount under sub-clause (3), within a period of three months, the same shall be forfeited by the local authority and deposited in its general account.

15. *Social Audit.*— After each survey of street vendors, the concerned Town Vending Committee, shall conduct a social audit of its functions, as early as possible, with emphasis on the transaction of its business with regard to the street vendors within its jurisdiction, the various categories of businesses being carried by them, the change in the vending profile of any particular area, the financial health of the street vendors, changes of demand for goods or services from such street vendors, requirement for relocation of street vendors, need for issue of additional certificates of vending or for reducing the number of such certificates due to physical constraints of space, economic viability of continuing the street vendors in their location, need for re-structuring the functioning of the Committee and its procedures, etc. This social audit shall be published and be made available at cost to any person who requires the same. A copy of such audit shall be submitted to the local authority.

16. *Restriction of private places for being used as vending zones and the bar on using private lands for vending and restricted vending.*— The private places within the jurisdiction of a Town Vending Committee shall not be used as a vending zone unless a specific permission is granted by the concerned Town Vending Committee for that purpose. The Town Vending Committee may permit private places as vending zones subject to the condition that such zones are absolutely necessary. While doing so, the primary factor shall be the welfare of the street vendors of that area. No private vending zone shall be allowed if it will affect the street vendors of that area. On the other hand, private vending areas shall be allowed in order to accommodate the street vendors who need to be removed or relocated from the public places. Permission for such private vending zones shall be given only if the number of vendors in such private vending zones together with the street vendors in that area does not exceed 2.5% of the population of that vending zone, area or location. The density of vendors, sanitation, proportions of different

businesses and infrastructural facilities of such places shall be regulated as per the Rules and this Scheme.

17. *Maintenance of cleanliness and charges payable to the Local Authority.*— (1) Every street vendor shall be responsible for the cleanliness of the immediate surroundings of the area allocated to the vendors in a vending zone;

(2) Every street vendor shall collect and process the waste generated by his business as instructed by the local authority;

(3) Every street vendor shall remit the vending fee specified in clause 9 every year as decided by the local authority;

(4) Every street vendor shall also remit the maintenance charges to the concerned local authority as and when the same is levied;

(5) If the local authority is arranging systems for collection and disposal of waste then the street vendor shall be liable to compensate the cost of the same.

18. *Nodal Officer.*— The Member Secretary of the Goa State Urban Development Agency (GSUDA) shall be the nodal officer at the State level to coordinate all matters relating to street vending.

19. *Maintenance of registers.*— Every Town Vending Committee shall maintain the registers containing the particulars of each certificate of vending issued by it to the street vendors, the names of the street vendors, location for which the certificate is issued, nature of business permitted, time of business, category and any other particulars to facilitate collection of data for future use.

20. *Identification of vending zones.*— (1) The Town Vending Committee shall within a period of six months from the date of commencement of this Scheme identify the 'vending zones', 'Time Restricted vending Zone' and the 'No vending zones' for street

vending and shall publish the details in the notice board of the local authority concerned.

(2) (a) The 'vending zones', 'Time Restricted vending Zone' and 'No vending zones' shall be identified based on the potentials of the area of the street, volume of traffic, the number of pedestrians passing through the street and such other factors as may be material to identify the said zones in such a way that no or minimum inconvenience is caused to the general public using the street as well as the residents of the street and traders carrying on their business from the private properties abutting such street.

(b) The identification of the vending zones shall be done in consultation with the traffic police or police having jurisdiction over the area concerned. The police may recommend a place to be a vending zone. The local authority concerned may accept, modify or reject the recommendations with due reasoning and designate a place or location as vending zone, as it deems fit.

(c) Principles for determining vending zones:—

(i) Intensity of footfall, road width and density of the vehicular and pedestrian movement shall be the cornerstone for deciding vending zones;

(ii) There shall be no "Restriction free" vending zones in the city and "No vending zone" should be minimal. The town vending committee shall decide a particular street or market as vending zone or no vending zone on the basis of the following considerations, namely:—

(a) There shall not be any totally restriction-free vending zones in the city. The holding capacity of an area shall determine the ultimate number of street vendors which can be positioned in any area. However, there shall not be any restriction on mobile vending in such area if vendors continuously move

without affecting traffic and commuter movements;

(b) Restricted vending shall be linked with the road width keeping in view the following aspects, namely:—

(i) There shall not be any stationary street vending on road having width up to 3.5 meters. But street vending can be allowed on such roads if it is declared as non vehicular road;

(ii) There shall not be any stationary vending on road having width between 6 meters to 9 meters. However, street vending can be allowed in such roads if such road is declared as one way vehicular road.

(iii) There shall be only one side stationary vending on road having width between 12 meters to 24 meters, while both side stationary vending can be allowed on road having road width of 30 meters or above.

(iv) The number of street vendors shall be decided by considering holding capacity of each designated vending area on such road.

(v) Such stationary vending shall be allowed after taking the clearance from the traffic police regarding the smooth vehicular and pedestrian movement. If required, road side parking shall be banned in such area where street vending is allowed.

(vi) Mobile vending shall be allowed on such road looking to the traffic and pedestrian movement.

(c) In the no vending zones; the town vending committee may decide the distance to be kept free from street vending near the important institutions like the Secretariat, District Collectorate, Office of the Village Panchayat, Municipal Corporation, Municipality, Court,

cantonment board and State archeological monument attracting a high footfall, at its discretion taking into account the specifics of the area concerned.

(d) The town vending committee shall determine special vending zones, for a fixed period, during festival, considering the local as well as general importance or relevance of the festival.

(e) Any person aggrieved by the designation of the vending zones in an area shall be entitled to make a representation to the concerned Town Vending Committee. The Committee shall consider the same and dispose such representation within a period of 30 days from the date of its receipt or in the next meeting of the Town Vending Committee, whichever is earlier.

(3) The identification of vending zones and no-vending zones shall be periodically reviewed by the Town Vending Committee once in three years in the same manner specified in sub-clause (2), particularly with reference to the growth or otherwise of the traffic and other developments in the area.

21. *Manner of carrying vending activities on time-sharing basis.*— (1) The Town Vending Committee shall determine vending activities on time sharing basis depending on the market needs.

(2) Town vendors shall not be discriminated while allotting time sharing vending activities.

(3) The Town Vending Committee concerned shall, when it is necessary and expedient in order to accommodate more number of street vendors or in case the nature of business is such that the street vendors carry on their vending only during certain time of the day or certain days of the year or month or week, from time restricted vending zones, where the street vendors shall be issued the Certificates of Vending specifically stating the hours or

days or such other periods of business. The said restrictions shall form part of the basic conditions of the certificate of vending.

22. *Preparation of Street Vending Plan.*— (1) The Town Vending Committee shall prepare a street vending plan. The holding capacity of the street vendors of any particular area or locality shall be limited to 2.5% of the population of ward, zone or city, as the case may be.

(2) The Town Vending Committee, shall, identify the vending areas, based on the holding capacity, space available, number of vendors etc., and designate that area to be a vending zone duly keeping in mind all other relevant norms.

(3) The Town Vending Committee may resort to drawal of lots for issue of certificate of vending in a particular area, which is identified for vending.

The unsuccessful applicants shall be given preferential right for relocation as here the provisions contained in this scheme.

(4) In areas having high population and low density of street vendors and where there are adjacent vending areas having high density of street vendors and low resident population, the Town Vending Committee shall devise methods to enable the relocation of street vendors to other populated areas, so as to avoid inequitable concentration of street vendors, heavy flow of traffic and the inconvenience of people in travelling to such high density vending areas.

23. *Capacity building.*— The concerned Town Vending Committee may when ever it is necessary, organize skill building training and entrepreneurship development training for the street vendors. The expenses for the training shall be met from the account of the Town Vending Committee or through sponsorship. Street vendors shall be given orientation on the rights, duties and obligations of the street vendors as per the Act.

FORM - I

[See clause 3(4)]

Photograph

Questionnaire for enumerators of street vendor survey**I. Personal Details:—**

- (1) Name of the vendor:
- (2) Permanent address:
- (3) Present Address:
- (4) Type of residence:
- (5) Gender:
- (6) Age:
- (7) Category (General/SC/ST/OBC.)
- (8) Educational Qualification:
- (9) Details of other members in the family:
- (10) Mobile No.:
- (11) Bank Account No. if any, with name of Bank:
- (12) Aadhaar No.
- (13) Any other ID card with type and number:
- (14) Details of Parents:

II. Details of Vending Zones:

- (15) Name of location/Road/Street:
- (16) Name of ward:
- (17) Ward No.
- (18) Ownership of vending zone/area:
- (19) Importance of vending zone/area:
- (20) Land mark to identify the vending zone:
- (21) Type of vending zone (as observed during the interview):

III. Nature of vending:

- (22) Area used for vending in Sq Feet (avg.)
- (23) Time (in months) from when vending is being done in this location
- (24) Nature/means of vending
- (25) Nature of Items being sold
- (26) Time of vending in hours (from –to)
- (27) Nature of vending (Change in vending location daily/weekly/monthly)
- (28) Type of vending (Seasonal or throughout the year)
- (29) If seasonal specify period (in months) since vending is being done.....
- (30) Type of ownership
- (31) No. of persons employed/Number of members in the enterprise

IV. Other details:

- (32) Food safety license obtained or not
- (33) Loan if any
- (34) If loan has been availed specify source of loan
- (35) Total capital investment (in rupees)
- (36) Adequate livelihood generated from street vending
- (37) Avg. Daily Income (in Rs.)

FORM - II

[see clause 4(1)]

Certificate of Street Vending Corporation/Municipality

Ref. No.

Dated:

Vendor's Photographs (passport size)

Type of Vendor Stationary/Mobile



This is to certify that Shri/ Smt./ s/o Shri residing at and aged about..... years, is permitted to do vending.

Location Nature of vending time of vending, subject to the following conditions namely:—

CONDITIONS

1. This Certificate is valid for years from the date of issue.
2. Certificate is non-transferable.
3. Vendor shall abide by the trade related statutory laws especially for trading food articles.
4. The vendor shall not do any other vending business other than the one specified above.
5. The vendor shall manage and process the waste generated. The vendor shall keep the premises clean and neat.
6. The vendor shall ensure free movement of pedestrian and traffic. Other merchants should not be affected.
7. The vendor shall pay the fees and charges fixed by the local authority as prescribed.
8. The vendor should ensure that, prohibited articles, low quality products etc. are sold.
9. This Certificate is liable for cancellation for violation of any of the conditions stipulated in the rules in force.
10. The vendor shall always display the original Certificate of Vending and the Identity Card and shall produce them on demand by the authorities for verification at any time.

FORM - III

[see clause 4(2)]

Name of the Local body

No.

Date:

Photo

Name of street Vendor

Sex

M/F/TG

Location

Ward No./Name of ward

Type/category of vending

Nature of vending

Commodity of vending

Approved time for vending

Present Address

Age/Date of birth

Permanent Address
Aadhaar No.
Mobile No.
Name of Wife/Husband/Mother

FORM IV

(See clause 7)

Name of the Urban Local Body

Photo

Name of Vendor:
Address:
Gender:
Contact No.:
Identity Card No.:
Signature

Issuing Authority

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

R. Menaka, IAS, Director & ex officio Additional Secretary (Urban Development).

Panaji, 1st January, 2018.

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