

Panaji, 7th April, 2016 (Chaitra 18, 1938)

SERIES I No. 1

# OFFICIAL GOVERNMENT OF GOA GAZETTE

PUBLISHED BY AUTHORITY

## NOTE

There are four Extraordinary issues to the Official Gazette, Series I No. 53 dated 31-3-2016, as follows:—

(1) Extraordinary dated 31-3-2016 from pages 1867 to 1890 regarding (a) maximum quantity of liquor which can be possessed by an individual and educational institution with permit— Not. No. 1/4/2016-Fin(R&C)/2232; (b) fixation of rates of excise duty and various fees— Not. No. 1/2/2016-Fin(R&C)/2236, from Department of Finance (Revenue & Control Division).

(2) Extraordinary (No. 2) dated 1-4-2016 from pages 1891 to 1892 regarding Samrat Online Lottery Scheme— Not. No. 1-49-2015-16/DSSL/Part 2238 from Department of Finance (Revenue & Control Division).

(3) Extraordinary (No. 3) dated 1-4-2016 from pages 1893 to 1898 regarding (a) amendment to annual recurring fees for casino license— Not. No. 21/1/2016-HD(G)/1124 from Department of Home (Home—General Division); (b)(i) fees in respect of marriages and other relevant certificates— Not. No. 8-8-2016-ID (Estt.)/671; (ii) processing fee on application made by Foreign Nationals for seeking permission for sale or purchase of property— Ord. No. 8-8-2016-LD(Estt.)/P.F./669; (iii) fees for correction of Marriage Certificate— Ord. No. 8-8-2016-LD(Estt.)/670, from Department of Law & Judiciary (Law Establishment Division); and (c) amendment to the manner of assessment, levy and collection of cess— Not. No. LS/MISC/1915/96/Part IV/1984 from Department of Science, Technology & Environment.

(4) Extraordinary (No. 4) dated 6-4-2016 from pages 1899 to 1900 regarding Water Rates for purposes other than Irrigation, including domestic, Commercial or industrial— Not. No. 4/4/CF-WRD-EO/10 from Department of Water Resources.

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**GOVERNMENT OF GOA**

## Department of Co-operation

Office of the Registrar of Co-operative Societies

**Notification**

85/1/93-MR/MKT/RCS

In exercise of the powers conferred under sub-section (1) of section 3 of the Goa Agricultural Produce Marketing (Development & Regulation) Act, 2007 (Goa Act 11 of 2007), as in force in the State of Goa, the Government of Goa hereby declares its intention of regulating the marketing of following agricultural produce in the State of Goa as market area (hereinafter called the "said declaration").

*Cereals*

1. Paddy (Husked and unhusked)
2. Barley

*Fruits*

1. Apple

*Animal Husbandry Products*

1. Eggs
2. Poultry

*Pisciculture*

1. Fish

*Edible oils*

1. Coconut oil

*Others*

1. Flowers

All objections or suggestions to the said declaration may be forwarded to the Secretary (Co-op.), Government of Goa, Secretariat, Porvorim-Goa within a period of thirty days from the date of publication of this Notification in the Official Gazette. Further, notice is also hereby given that any objections and suggestions which may be received by the Government within the

specified period only will be considered by the Government.

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

*Meena H. Naik Goltekar*, Registrar & ex officio Joint Secretary (Co-op. Societies).

Panaji, 30th March, 2016.

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 Department of Labour
**Notification**

24/21/2009-LAB-II/240

Whereas vide Notification No. 24/21/2009-LAB-II/975 dated 3-11-2015, published in the Official Gazette, Series I No. 32, dated 5-11-2015, the notice of intention of the Government of Goa to add to Part I of the Schedule to the Minimum Wages Act, 1948 (Central Act XI of 1948) (hereinafter called the 'said Act'), the employment, namely, "Employment in Petrol and Diesel Pumps", was given as required by section 27 of the said Act, inviting objections and suggestions from all the persons likely to be affected thereby, within three months from the date of publication of the said Notification in the Official Gazette (hereinafter called the "said proposal");

And whereas the said Gazette was made available to the public on 5th November, 2015;

And whereas no objections and suggestions have been received from the public on the said proposal, by the Government.

Now, therefore, in exercise of the powers conferred by section 27 of the said Act, the Government of Goa hereby adds the following employment to Part I of the Schedule to the said Act, namely:—

"Employment in Petrol and Diesel Pumps".

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

*Shashank V. Thakur*, Under Secretary (Labour).

Porvorim, 1st April, 2016.

## Department of Law &amp; Judiciary

Legal Affairs Division

**Notification**

10/4/2016-LA

The Enemy Property (Amendment and Validation) Ordinance, 2016 (Ordinance No. 1 of 2016) which has been promulgated by the President in the Sixty-sixth Year of the Republic of India and published in the Gazette of India, Extraordinary, Part II, Section I, dated 7-01-2016, is hereby published for the general information of the public.

*Julio B. Noronha*, Under Secretary (Law).

Porvorim, 10th February, 2016.

## MINISTRY OF LAW AND JUSTICE

(Legislative Department)

*New Delhi, the 7th January, 2016/Pausha 17, 1937 (Saka)*

## THE ENEMY PROPERTY (AMENDMENT AND VALIDATION) ORDINANCE, 2016

No. 1 of 2016

*Promulgated by the President in the Sixty-sixth Year of the Republic of India.*

An Ordinance further to amend the Enemy Property Act, 1968 and the Public Premises (Eviction of Unauthorised Occupants) Act, 1971.

Whereas Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

Now, Therefore, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. *Short title and commencement.*— (1) This Ordinance may be called the Enemy Property (Amendment and Validation) Ordinance, 2016.

(2) It shall come into force at once.

2. *Amendment of section 2.*— On and from the date of commencement of the Enemy Property Act, 1968<sup>34</sup> of 1968. (hereinafter referred to as the principal Act), in section 2,—

(i) in clause (b),—

(I) for the words “an enemy subject”, the words “an enemy subject including his legal heir and successor whether or not a citizen of India or the citizen of a country which is not an enemy or the enemy, enemy subject or his legal heir and successor who has changed his nationality” shall be substituted and shall always be deemed to have been substituted;

(II) for the words “an enemy firm”, the words “an enemy firm, including its succeeding firm whether or not partners or members of such succeeding firm are citizen of India or the citizen of a country which is not an enemy or such firm which has changed its nationality” shall be substituted and shall always be deemed to have been substituted;

(III) for the words “does not include a citizen of India”, the words “does not include a citizen of India other than those citizens of India, being the legal heir and successor of the “enemy” or “enemy subject” or “enemy firm” ” shall be substituted and shall always be deemed to have been substituted;

(IV) the following *Explanations* shall be inserted and shall always be deemed to have been inserted at the end, namely:—

*Explanation I.*— For the purposes of this clause, the expression “does not include a citizen of India” shall exclude and shall always be deemed to have been excluded those citizens of India, who are or have been the legal heir and successor of an “enemy” or an “enemy subject” or an “enemy firm” which or who has ceased to be an enemy due

to death, extinction, winding up of business or change of nationality or that the legal heir and successor is a citizen of India or the citizen of a country which is not an enemy.

*Explanation 2.*— For the purposes of this clause, it is hereby clarified that nothing contained in this Act shall affect any right of the legal heir and successor referred to in this clause (not being inconsistent to the provisions of this Act) which have been conferred upon him under any law for the time being in force.’;

(ii) in clause (c), in the proviso,—

(I) after the words “dies in the territories to which this Act extends”, the words “or dies in any territory outside India” shall be inserted and shall always be deemed to have been inserted;

(II) the following *Explanations* shall be inserted and shall always be deemed to have been inserted at the end, namely:—

*Explanation 1.*— For the purposes of this clause, it is hereby clarified that “enemy property” shall, notwithstanding that the enemy or the enemy subject or the enemy firm has ceased to be an enemy due to death, extinction, winding up of business or change of nationality or that the legal heir and successor is a citizen of India or the citizen of a country which is not an enemy, continue and always be deemed to be continued as an enemy property.

*Explanation 2.*— For the purposes of this clause, the expression “enemy property” shall mean and include and shall be deemed to have always meant and included all rights, titles and interest in, or any benefit arising out of, such property.’.

3. *Amendment of section 5.*— On and from the date of commencement of the principal Act, in section 5, after sub-section (2), the following

shall be inserted, and shall always be deemed to have been inserted, namely:—

‘(3) The enemy property vested in the Custodian shall, notwithstanding that the enemy or the enemy subject or the enemy firm has ceased to be an enemy due to death, extinction, winding up of business or change of nationality or that the legal heir and successor is a citizen of India or the citizen of a country which is not an enemy, continue to remain, save as otherwise provided in this Act, vested in the Custodian.

*Explanation.*— For the purposes of this sub-section, “enemy property vested in the Custodian” shall include and always deemed to have been included all rights, titles, and interest in, or any benefit arising out of, such property vested in him under this Act.’.

4. *Insertion of new section 5A.*— After section 5 of the principal Act, the following section shall be inserted, namely:—

“5A. *Issue of certificate by Custodian.*— The Custodian may, after making such inquiry as he deems necessary, by order, declare that the property of the enemy or the enemy subject or the enemy firm described in the order, vests in him under this Act and issue a certificate to this effect and such certificate shall be the evidence of the facts stated therein.”.

5. *Insertion of new section 5B.*— On and from the date of commencement of the principal Act, after section 5A (as so inserted by section 4 of this Ordinance), the following shall be inserted and shall always be deemed to have been inserted, namely:—

‘5B. *Law of succession or any custom or usage not to apply to enemy property.*— Nothing contained in any law for the time being in force relating to succession or any custom or usage governing succession of property shall apply in relation to the enemy property under this Act and no person (including his legal heir and successor) shall have any right and shall be deemed not to have any right (including all rights, titles and

interests or any benefit arising out of such property) in relation to such enemy property.

*Explanation.*— For the purposes of this section, the expressions “custom” and “usage” signify any rule which, having been continuously and uniformly observed for a long time, has obtained the force of law in the matters of succession of property.’

6. *Amendment of section 6.*— On and from the date of commencement of the principal Act, for section 6 of the principal Act, the following section shall be substituted and shall always be deemed to have been substituted, namely:—

“6. *Prohibition to transfer any property vested in Custodian by an enemy, enemy subject or enemy firm.*— (1) No enemy or enemy subject or enemy firm shall have any right and shall never be deemed to have any right to transfer any property vested in the Custodian under this Act, whether before or after the commencement of this Act and any transfer of such property shall be void and shall always be deemed to have been void.

(2) Where any property vested in the Custodian under this Act had been transferred, before the commencement of the Enemy Property (Amendment and Validation) Ordinance, 2016, by an enemy or enemy subject or enemy firm and such transfer has been declared, by an order, made by the Central Government, to be void, and the property had been vested or deemed to have been vested in the Custodian [by virtue of the said order made under section 6, as it stood before its substitution by section 6 of the Enemy Property (Amendment and Validation) Ordinance, 2016] such property shall, notwithstanding anything contained in any judgment, decree or order of any court, tribunal or other authority, continue to vest or be deemed to have been vested in the Custodian and no person (including an enemy or enemy subject or enemy firm) shall have any right or deemed to have any right

(including all rights, titles and interests or any benefit arising out of such property) over the said property vested or deemed to have been vested in the Custodian.”.

7. *Amendment of section 8.*— In section 8 of the principal Act,—

(i) On and from the date of commencement of the principal Act, for sub-section (1), the following sub-section shall be substituted and shall always be deemed to have been substituted, namely:—

“(1) With respect to the property vested in the Custodian under this Act, the Custodian may take or authorise the taking of such measures as he considers necessary or expedient for preserving such property till it is disposed of in accordance with the provisions of this Act.”;

(ii) in sub-section (2),—

(a) after clause (i), the following clause shall be inserted, namely:—

‘(ia) fix and collect the rent, standard rent, lease rent, licence fee or usage charges, as the case may be, in respect of enemy property;

(b) after clause (iv), the following clause shall be inserted, namely:—

“(iva) secure vacant possession of the enemy property by evicting the unauthorised or illegal occupant or trespasser and remove unauthorised or illegal constructions, if any.’.”.

8. *Insertion of new section 8A.*— After section 8 of the principal Act, the following section shall be inserted, namely:—

“8A. *Sale of property by Custodian.*— (1) Notwithstanding anything contained in any judgment, decree or order of any court, tribunal or other authority or any law for the time being in force, the Custodian may, within such time as may be specified by the Central Government in this behalf, dispose of whether by sale or otherwise, as



the case may be, with prior approval of the Central Government, by general or special order, enemy properties vested in him immediately before the date of commencement of the Enemy Property (Amendment and Validation) Ordinance, 2016 in accordance with the provisions of this Act, as amended by the Enemy Property (Amendment and Validation) Ordinance, 2016.

(2) The Custodian may, for the purpose of disposal of enemy property under sub-section (1), make requisition of the services of any police officer to assist him and it shall be the duty of such officer to comply with such requisition.

(3) The Custodian shall, on disposal of enemy property under sub-section (1) immediately deposit the sale proceeds into the Consolidated Fund of India and intimate details thereof to the Central Government.

(4) The Custodian shall send a report to the Central Government at such intervals, as it may specify, for the enemy properties disposed of under sub-section (1), containing such details, (including the price for which such property has been sold and the particulars of the buyer to whom the properties have been sold or disposed of and the details of the proceeds of sale or disposal deposited into the Consolidated Fund of India) as it may specify.

(5) The Central Government may, by general or special order, issue such directions to the Custodian on the matters relating to disposal of enemy property under sub-section (1) and such directions shall be binding upon the Custodian and the buyer of the enemy properties referred to in that sub-section and other persons connected to such sale or disposal.

(6) The Central Government may, by general or special order, make such guidelines for disposal of enemy property under sub-section (1).

(7) Notwithstanding anything contained in this section, the Central Government may

direct that disposal of enemy property under sub-section (1) shall be made by any other authority or Ministry or Department instead of Custodian and in that case all the provisions of this section shall apply to such authority or Ministry or Department in respect of disposal of enemy property under sub-section (1).

(8) Notwithstanding anything contained in sub-sections (1) to (7), the Central Government may deal with or utilise the enemy property in such manner as it may deem fit.”

9. *Insertion of new section 10A.*— After section 10 of the principal Act, the following section shall be inserted, namely:—

“10A. *Power to issue certificate of sale.*— (1) Where the Custodian proposes to sell any enemy immovable property vested in him, to any person, he may on receipt of the sale proceeds of such property, issue a certificate of sale in favour of such person and such certificate of sale shall, notwithstanding the fact that the original title deeds of the property have not been handed over to the transferee, be valid and conclusive proof of ownership of such property by such person.

(2) Notwithstanding anything contained in any law for the time being in force, the certificate of sale, referred to in sub-section (1), issued by the Custodian shall be a valid instrument for the registration of the property in favour of the transferee and the registration in respect of enemy property for which such certificate of sale had been issued by the Custodian, shall not be refused on the ground of lack of original title deeds in respect of such property or for any such other reason.”

10. *Amendment of section 11.6* In section 11 of the principal Act, after sub-section (2), the following sub-section shall be inserted, namely:—

“(3) The Custodian, Deputy Custodian or Assistant Custodian shall have, for the purposes of

exercising powers or discharging his functions under this Act, the same powers as are vested in a civil court under the Code of Civil Procedure, 1908, while dealing with any case under this Act, in respect of the following matters, namely:—

- (a) requiring the discovery and inspection of documents;
- (b) enforcing the attendance of any person, including any officer dealing with land, revenue and registration matters, banking officer or officer of a company and examining him on oath;
- (c) compelling the production of books, documents and other records; and
- (d) issuing commissions for the examination of witnesses or documents.”.

11. *Amendment of section 17.*— In section 17 of the principal Act, in sub-section (1), for the words “two per centum”, at both the places where they occur, the words “five per centum” shall be substituted.

12. *Substitution of new section for section 18.*— For section 18 of the principal Act, the following section shall be substituted, namely:—

“18. *Transfer of property vested as enemy property in certain cases.*— The Central Government may, on receipt of a representation from a person, aggrieved by an order vesting a property as enemy property in the Custodian within a period of thirty days from the date of receipt of such order and after giving a reasonable opportunity of being heard, if it is of the opinion that any enemy property vested in the Custodian under this Act and remaining with him was not an enemy property, it may by general or special order, direct the Custodian that such property vested as enemy property in the Custodian may be transferred to the person from whom such property was acquired and vested in the Custodian.”.

13. *Insertion of new section 18A.*— On and from the date of commencement of the principal Act, after section 18 (as so substituted by section 12 of this Ordinance), the following section shall be inserted and shall always be deemed to have been inserted, namely:—

“18A. *Income not liable to be returned.*— Any income received in respect of the enemy property by the Custodian shall not, notwithstanding that such property had been transferred by way of sale under section 8A or section 18, as the case may be, to any other person, be returned or liable to be returned to such person or any other person.”.

14. *Insertion of new section 18B.*— After section 18A of the principal Act, (as so inserted by section 13 of this Ordinance), the following section shall be inserted, namely:—

“18B. *Bar of jurisdiction.*— No civil court or other authority shall entertain any suit or other proceeding in respect of any property, subject matter of this Act as amended by the Enemy Property (Amendment and Validation) Ordinance, 2016, or any action taken by the Central Government or the Custodian in this regard.”.

15. *Amendment of section 20.*— In section 20 of the principal Act, for the words “five hundred rupees” at both the places where they occur, the words “ten thousand rupees” shall be substituted.

16. *Amendment of section 22.*— On and from the date of commencement of the principal Act, in section 22 of the principal Act, after the words “for the time being in force”, the brackets and words “(including any law of succession or any custom or usage in relation to succession of property)” shall be inserted and shall always be deemed to have been inserted.

17. *Insertion of new section 22A.*— After section 22 of the principal Act, the following section shall be inserted and shall always be deemed to have been inserted with effect from the 2nd July, 2010, namely:—

“22A. *Validation.*— Notwithstanding anything contained in any judgment, decree or order of any court, tribunal or other authority,—

(a) the provisions of this Act, as amended by the Enemy Property (Amendment and Validation) Ordinance, 2016, shall have and shall always be deemed to have effect for all purposes as if the provisions of this Act, as amended by the said Ordinance, had been in force at all material times;

(b) any enemy property divested from the Custodian to any person under the provisions of this Act, as it stood immediately before the commencement of the Enemy Property (Amendment and Validation) Ordinance, 2016, shall stand transferred to and vest or continue to vest, free from all encumbrances, in the Custodian in the same manner as it was vested in the Custodian before such divesting of enemy property under the provisions of this Act, as if the provisions of this Act, as amended by the aforesaid Ordinance, were in force at all material times;

(c) no suit or other proceedings shall, without prejudice to the generality of the foregoing provisions, be maintained or continued in any court or tribunal or authority for the enforcement of any decree or order or direction given by such court or tribunal or authority directing divestment of enemy property from the Custodian vested in him under section 5 of this Act, as it stood before the commencement of the Enemy Property (Amendment and Validation) Ordinance, 2016, and such enemy property shall continue to vest in the Custodian under section 5 of this Act, as amended by the aforesaid Ordinance, as the said section, as amended by the aforesaid Ordinance was in force at all material times;

(d) any transfer of any enemy property, vested in the Custodian, by virtue of any order of attachment, seizure or sale in execution of decree of a civil court or

orders of any tribunal or other authority in respect of enemy property vested in the Custodian which is contrary to the provisions of this Act, as amended by the Enemy Property (Amendment and Validation) Ordinance, 2016, shall be deemed to be null and void and notwithstanding such transfer, continue to vest in the Custodian under this Act.”.

18. *Amendment of section 23.*— In section 23 of the principal Act, in sub-section (2), clause (d) shall be omitted.

19. *Power to removal of difficulty.*— (1) If any difficulty arises in giving effect to the provisions of the principal Act, as amended by the Enemy Property (Amendment and Validation) Ordinance, 2016, the Central Government may, by order, published in the Official Gazette, make such provisions not inconsistent with the provisions of this Act, as amended by the Enemy Property (Amendment and Validation) Ordinance, 2016, or the Public Premises (Eviction of Unauthorised Occupants) Act, 1971, as amended by the Enemy Property (Amendment and Validation) Ordinance, 2016, as may appear to be necessary for removing the difficulty:

Provided that no such order shall be made under this section after the expiry of two years from the date on which the Enemy Property (Amendment and Validation) Bill, 2016, replacing the Enemy Property (Amendment and Validation) Ordinance, 2016, receives the assent of the President.

(2) Every order made under this section shall be laid, as soon as may be after it is made, before each House of Parliament.

20. *Amendment of sections 2 and 3 of Act 40 of 1971.*— In the Public Premises (Eviction of Unauthorised Occupants) Act, 1971,—

(a) in section 2, in clause (e), after sub-clause (3), the following sub-clause shall be inserted, namely:—

“(4) any premises of the enemy property as defined in clause (c) of section 2 of the Enemy Property Act, 1968.”; 14 of 1968.



(b) in section 3, in clause (a),—

(i) in the second proviso, the word “and” shall be omitted;

(ii) after the second proviso, the following proviso shall be inserted, namely:—

“Provided also that the Custodian, Deputy Custodian and Assistant Custodian of the enemy property appointed under section 3 of the Enemy Property Act, 1968<sup>14 of 1968.</sup> shall be deemed to have been appointed as the Estate Officer in respect of those enemy property, being the public premises, referred to in sub-clause (4) of clause (e) of section 2 of this Act for which they had been appointed as the Custodian, Deputy Custodian and Assistant Custodian under section 3 of the Enemy Property Act, 1968.”.

21. *Savings.*— Notwithstanding the cessation of the operation of the Enemy Property (Amendment and Validation) Ordinance, 2010,<sup>Ord. 4 of 2010.</sup> anything done or any action taken under the Enemy Property Act, 1968, or the Public Premises (Eviction of Unauthorised Occupants) Act, 1971,<sup>34 of 1968.</sup> as amended by the Enemy Property (Amendment and Validation) Ordinance, 2010,<sup>40 of 1971.</sup> shall be deemed to have been done or taken under the corresponding provisions of those Acts, as amended by the Enemy Property (Amendment and Validation) Ordinance, 2010, as if the provisions of this Act, as amended by the said Ordinance had been in force at all material times.

PRANAB MUKHERJEE,  
*President.*

DR. G. NARAYANA RAJU,  
*Secretary to the Govt. of India.*

Department of Personnel

—  
**Order**

6/4/2007-PER (Part I)/976

Sanction of the Government is hereby accorded for relaxation of qualifying service by 2 years, 5 months as on 2010 in respect of Officers of Goa Civil Service Cadre in Senior Scale so as to make them eligible for promotion to Junior Administrative Grade in the Cadre of Goa Civil Service for considering for promotion, in the review of DPC, held on 28-10-2010, by invoking provisions of Rule 30 of Goa Civil Service Rules, 1997.

This issues with the concurrence of Goa Public Service Commission as conveyed vide its letter No. COM/II/11/42(3)/2011/2369 dated 22-3-2016.

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

*Meghana Shetgaonkar*, Under Secretary (Personnel-I).

Porvorim, 23rd March, 2016.

—————  
**Notification**

1/24/86-PER(Pt.)/1098

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Goa hereby makes the following rules so as to amend the Government of Goa, Electricity Department, Group ‘A’, Gazetted posts, Recruitment Rules, 2011, published vide Notification No. 1/24/86-PER (Pt.) dated 10-02-2011, in the Official Gazette, Series I No. 47, dated 17-02-2011, as follows, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Government of Goa, Electricity Department, Group ‘A’, Gazetted posts, Recruitment (First Amendment) Rules, 2016.

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

2. *Amendment of Schedule.*— In the Schedule appended to the Government of Goa, Electricity Department, Group 'A', Gazetted posts, Recruitment Rules, 2011, against Serial number 1,—

(i) in column 2, for the existing entry, the following entry shall be substituted, namely:—

“(1) Chief Electrical Engineer.

(2) Additional Chief Engineer-I (Transmission).

(3) Additional Chief Engineer-II (Distribution).”;

(ii) in column 3, for the existing entry, the following entry shall be substituted, namely:—

“03 (2016) (Subject to variation dependent on workload)”.

These rules are issued in consultation with the Goa Public Service Commission conveyed vide its letter No. COM/II/13/16(1)/92/2409 dated 30-3-2016.

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

*Yetindra M. Maralkar*, Additional Secretary (Personnel).

Porvorim, 6th April, 2016.



Department of Science, Technology & Environment

—  
**Notification**

82-10-2014/STE-DIR/1970

The following scheme is approved by the Government of Goa and is hereby published

for general information of the public and shall come into force from the date of publication of the Official Gazette.

—————  
Scheme for Supply and Installation of Solar Lanterns (SLs)

1. *Short title and commencement.*— (i) This scheme may be called as “Scheme of subsidy grant for supply and installation of Solar Lanterns (SLs).”

(ii) It shall come into force from the date of its approval by the Government.

(iii) The scheme shall be implemented through Goa Energy Development Agency (GEDA).

2. *Introduction to the scheme.*— (i) Depletion of conventional Energy Sources is the global problem. There is need to utilize Non-conventional Renewable Energy Sources.

(ii) Government of Goa has launched the scheme for promoting Solar Lanterns and desires to extend its support to save energy/ /electricity by providing Natural sources of energy in the form of promoting SL systems in the State.

(iii) This scheme is therefore formulated in order to promote conserving electricity in the State of Goa.

3. *Objectives of the scheme.*— (a) This scheme is formulated with the objective of—

(i) To promote use of SPV system for lighting.

(ii) To provide assistance for promotion and installation of SL systems as Renewable Sources of energy in the State.

(iii) To create awareness and demonstrate effective and innovative use of SPV systems for Individual/Community/Institutional/ /Industrial applications.

(iv) To provide as an alternative for meeting rural lighting/energy requirements and as emergency lights.

(v) To reduce the consumption of Kerosene for lighting purpose by replacing the K. Lanterns.

4. *Scope of the scheme.*— (a) Financial subsidy under this scheme shall be provided for the following components.

(i) Supply and Installation of Solar Lanterns of specified models for domestic use.

(ii) Financial assistance will be provided in form of subsidy, subject to the condition that Rs. 1500/- per unit for MNRE approved models of II-A and model-IIB. Initially the beneficiary has to pay full amount for the set up provided for domestic use. GEDA will pay the subsidy amount to the concerned beneficiary. Subsidy will be released only after the joint inspection report.

5. *Eligibility for availing benefits under the scheme.*— (i) Only those beneficiaries possessing ration card, Aadhar Card/Election ID/and Registration Certificate for institution are entitled for the benefits under scheme on first come first served basis.

6. *Quantum of financial subsidy under the scheme.*— (i) The total allocation amount on annual basis of financial subsidy will be restricted to Rs. 6.00 lakhs only in form of subsidy for supply/installation of SLs.

(ii) The financial assistance will be given to the SLs System purchase from the authorized manufacturer/local registered dealer of GEDA.

(iii) Government reserves the right to stop future grants and also modify the financial quantum, so also the conditions of the scheme,

depending upon the budgetary provisions. Government also reserves the right to sanction the grant to the Institution as well as hold in abeyance or suspend or cancel the scheme, at any point of time; and no claim or appeal or challenge shall lie with any authority or tribunal or court, in respect of this decision of the Government.

(iv) The subsidy shall be released, in a single installment, through RTGS into the bank account of the applicant.

7. *Pattern of Assistance of the scheme.*— (i) “The GEDA shall be entitled to Government grants based on the estimate approved by the Government in the Budget Estimate during that financial year” for the scheme and will be sanctioned as per the terms and conditions laid by the Government.

(ii) The grants shall be disbursed to the beneficiary concerned on the supply and installation of SLs systems.

(iii) The entire amount of the subsidy of the financial year i.e. months of April to March, should be utilized before the month of March of the subsequent year of grant and only for the purpose for which it is sanctioned. Any portion of the grant, which is ultimately not utilized, will be refunded to Government treasury. After ‘utilizing/ /refunding’ the sanctioned amount, an Utilization Certificate should be furnished to the sanctioning authority as required under Form GFR-19A.

(iv) The account of the Grantee in respect of this grant should be audited by the government approved Auditor/Chartered Accountant and such certificate shall be submitted along with report which is to be submitted for the claim being made for the subsequent year of grant. The accounts of the grants shall be maintained separately and properly from its normal

activities and submitted as and when required who may, with prior approval of the Government, institute and conduct an audit with the assistance of the Directorate of Accounts, Government of Goa. The accounts shall be open to the test check by the Comptroller and Auditor General of India at his discretion.

(v) The Audited statement of accounts showing the expenditure incurred by the Grantee from the grants should be furnished to the Government as soon as possible after the close of the financial year or on completion of six months for which the grant is sanctioned together with a certificate from the Auditor to the effect that the grants was utilized for the purpose for which it was sanctioned.

(vi) A performance-cum-achievement report specifying in detail the achievements made by the Grantee with the Government grants/ /amount sanctioned should be furnished to the Department of STE annually before the month of September of the subsequent year of grant.

(vii) The Grantee Institution must exercise reasonable economy, observe all financial proprietary and the financial rules as issued by the Government from time to time while incurring the expenditure.

(viii) In case of mis-utilization of grants, the amount so mis-utilized shall be recovered from the Grantee Institution, in a manner as decided by the Government and in terms of the provisions and in accordance to the law in force. The Government shall also initiate appropriate criminal proceedings against the perpetrators.

(ix) The amount remaining unspent out of this grant on or before the month of September of the subsequent year of grant, if not adjusted

against subsequent sanctions, shall be refunded back to the Government Treasury by challan within 3 (three) months from the date of submission of report.

8. *Relaxation of the provisions of the scheme.*— The Government shall be empowered to relax any or all of the clauses or conditions of this scheme in genuine case(s) for sanction of the grant.

9. *Interpretation of the provisions of this scheme.*— If any question arises regarding interpretation of any clause, word, expression of the scheme, the decision about the interpretation shall lie with the Government, which shall be final and binding on all concerned.

10. *Redressal of grievances and dispute.*— Grievances or disputes if any, arising out of implementation of this scheme, shall be referred to the Secretary, NCES to Government who shall hear and decide such matters and the decision of the Secretary to the Government in this regard shall be final and binding on all concerned:

Provided no grievance or dispute regarding the decision of the Government under clause 6(iii) above shall lie with any authority or tribunal or court, in respect of the decision.

11. This scheme has been issued with the administrative approval of the Government under No. 9733 dated 9-2-2015 and concurrence of the Finance (Exp.) Department vide their U. O. No. 2987/F dated 17-11-2015.

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

*Levinson J. Martins*, Director & ex officio Joint Secretary (ST&E).

Saligao, 29th March, 2016.

**Notification**

3-277-2016/STE-DIR/1988

In exercise of the powers conferred under Memorandum of Association and Rules and Regulations there under, the Goa State Council for Science & Technology, with the approval of the Government of Goa hereby makes the following rules to regulate the recruitment to various technical, scientific and other posts in the Goa State Council for Science & Technology, namely:—

1. *Short title, application and commencement.*— (1) These rules may be called the Goa State Council for Science & Technology, Group 'A', 'B', 'C' and 'D' Posts, Recruitment Rules, 2016 (hereinafter referred to as 'these rules').

(2) They shall apply to the posts specified in the column (2) of the schedule to these rules (hereinafter called as the 'said Schedule').

(3) They shall come into force with effect from the date of appointments made to the posts specified in the column (2) of the said Schedule.

2. *Definitions.*— (a) "Council" means the Goa State Council for Science & Technology registered under the Societies Registration Act, 1860 (Central Act 21 of 1860).

(b) "Employee" means an employee appointed or deemed to have appointed by the Council.

3. *Number, classification and scale of pay.*— The number of posts, classification of the said posts and the scale of pay attached thereto shall be as specified in column (3) to (5) of the said Schedule:

Provided that the Council with the prior approval of the Government may vary the

number of posts in column (3) of the said Schedule from time to time subject to exigencies of work.

4. *Method of recruitment, age limit and other qualifications.*— The method of recruitment of the said posts, age limit, qualifications and other matters connected therewith shall be as specified in columns (6) to (13) of the said Schedule.

5. *Disqualification.*— No person who has entered into or contracted a marriage with a person having a spouse living or who, having a spouse living, has entered into or contracted a marriage with any person, shall be eligible for appointment to the service:

Provided that the Council may, if satisfied that such marriage is permissible under the personal law applicable to such person and the other party to the marriage and that there are other grounds for so doing, exempt any person from operation of this rule.

6. *Power to relax.*—Where, the Council is of the opinion that it is necessary or expedient so to do, it may, with prior approval of the Government, by order, and for reasons to be recorded in writing, relax any of the provisions of these rules with respect to any class or category of persons.

7. *Saving.*— Nothing in these rules shall affect reservation, relaxation of age limit and other concessions, required to be provided for Scheduled Castes, Scheduled Tribes, Other Backward Classes and other special categories of persons in accordance with the orders issued by the Government from time to time in that regard.

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

*Levinson J. Martins*, Director & ex officio Joint Secretary (ST&E).

Saligao, 4th April, 2016.



SCHEDULE

Sr. No.	Name/Designation of the post	Number of posts	Classification	Scale of pay	Whether selection post or non-selection	Age limit for direct recruits	Educational and other qualifications required for direct recruits	Whether age & educational qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation, if any	Method of recruitment, whether by direct recruitment or by promotion/transfer/contract and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/transfer, grades from which promotion/deputation/transfer to be made	If a D.P.C. exists, what is its composition
1	2	3	4	5	6	7	8	9	10	11	12	13
1.	Chief Scientist.	01.	Group 'A'.	Rs. 15,600-31,900 + 5,400 (Vth Pay Commission).	N. A.	Not exceeding 40 years (Relaxable for Government servants upto five years in accordance with the instructions or orders issued by the Government from time to time).	Essential: By direct recruitment: (1) Post Graduate Degree in Geology/Marine Science or Geography or Environment from a recognised University. (2) At least 8 years of Research experience in Govt./Autonomous/Technical Bodies. (3) Knowledge of Konkani.  <i>Desirable:</i> (1) Ph.D. with Remote sensing application/Environment/Geology/Marine Science from a recognised University. (2) Knowledge of Marathi.	N. A.	Two years.	By Promotion failing which by transfer on deputation (including short term contract) or by direct recruitment.	Promotion of Project Scientist of the GSCST with a minimum service period of 5 years service.	Group 'A', D.S.C. consisting of:-  (i) Director, S&T  (ii) Joint Secretary, (Personnel)  (iii) Expert from the relevant field  (iv) Member Secretary, GSCST.

1	2	3	4	5	6	7	8	9	10	11	12	13
2. Project Scientist (Geology).	01.	Group 'B'.	Rs. 9,300-34,800 + 4,600.	N. A.	Not exceeding 40 years (Relaxable for Government servants upto five years in accordance with the instructions or orders issued by the Government from time to time).	FOR DIRECT RECRUITMENT <i>Essential:</i> (1) Post Graduate Degree in Geology/ Applied Geology from a recognised University. (2) Knowledge of Konkani.  <i>Desirable:</i> (1) Ph.D. in Geology/ Applied Geology/ relevant field from a recognised University. (2) Knowledge of Marathi.	N. A.	Two years.	By Promotion failing which by transfer on deputation (including short term contract) or by direct recruitment.	Promotion of Technical Assistant with the following. (1) B.Sc Geology & 8 years of service in the GSCST.  (ii) Under Secretary, (Personnel) (iii) Expert from the particular field (iv) Member Secretary, GSCST.	Group 'B', D.S.C. consisting of:- (i) Director, S&T (ii) Joint Secretary, (Personnel) (iii) Member Secretary, GSCST (iv) Chief Scientist, GSCST.	
3. Project Scientist (Agriculture).	01.	Group 'B'.	Rs. 9,300-34,800 + 4,600.	N. A.	Not exceeding 40 years (Relaxable for Government servants upto five years in accordance with the instructions or orders issued by the Government from time to time).	<i>For direct:</i> (1) Post Graduate Degree in Agriculture/Horticulture Science from a recognised University. (2) Knowledge of Konkani.  <i>Desirable:</i> (1) Ph.D. in Agriculture/Horticulture or in relevant field from a recognised University. (2) Knowledge of Marathi.	N. A.	Two years.	By Promotion failing which by transfer on deputation (including short term contract) or by direct recruitment.	Promotion of Technical Assistant with the following. (1) B.Sc Agriculture as a major subject & 8 years of service in the GSCST.	Group 'B', D.S.C. consisting of:- (i) Director, S&T (ii) Joint Secretary, (Personnel) (iii) Member Secretary, GSCST (iv) Chief Scientist, GSCST.	

1	2	3	4	5	6	7	8	9	10	11	12	13
4.	Project Scientist (Water Re-sources).	01.	Group 'B'.	Rs. 9,300-34,800 + 4,600.	N. A.	Not exceeding 40 years (Relaxable for Government servants upto five years in accordance with the instructions or orders issued by the Government from time to time).	Essential: (1) Post Graduate Degree in Marine Science or any other relevant field from a recognised University. (2) Knowledge of Konkani.  <i>Desirable:</i> (1) Ph.D. in the relevant subject from a recognised University. (2) Knowledge of Marathi.	N. A.	Two years.	By Promotion failing which by transfer on deputation (including short term contract) or by direct recruitment.	Promotion of Technical Assistant with the following.  Graduate in Science stream & 8 years of service in the GSCST including experience in implementing watershed projects.	Group 'B', D.S.C. consisting of:- (i) Director, S&T (ii) Joint Secretary, (Personnel) (iii) Expert from the relevant field (iv) Member Secretary, GSCST.
5.	Project Scientist Environment.	01.	Group 'B'.	Rs. 9,300-34,800 + 4,600.	N. A.	Not exceeding 40 years (Relaxable for Government servants upto five years in accordance with the instructions or orders issued by the Government from time to time).	Essential: (1) Post Graduate Degree in Environment or any other relevant field from a recognised University. (2) Knowledge of Konkani.  <i>Desirable:</i> (1) Ph.D. in the relevant subject from a recognised University. (2) Knowledge of Marathi.	N. A.	Two years.	By Promotion failing which by transfer on deputation (including short term contract) or by direct recruitment.	Promotion of Technical Assistant with the following.  Graduate in Science & 8 years of service in the GSCST including experience in implementing any environment projects.	Group 'B', D.S.C. consisting of:- (i) Director, S&T (ii) Joint Secretary, (Personnel) (iii) Expert from the relevant field (iv) Member Secretary, GSCST.

1	2	3	4	5	6	7	8	9	10	11	12	13
6.	Technical Assistant	02.	Group 'B'.	Rs. 9,300-34,800 + 4,200.	N. A.	Not exceeding 40 years (Relaxable for Government servants upto five years in accordance with the instructions or orders issued by the Government from time to time).	<p><i>Essential:</i>                      (1) Graduate Degree in Agriculture/ Botany/Geology/ Marine Science from a recognised University.                      (2) Knowledge of Konkani.</p> <p><i>Desirable:</i>                      (1) M.Sc. in Agriculture/Botany/Geology/ Environment Degree.                      (2) Knowledge of Marathi.</p>	N. A.	Two years.	By direct recruitment.	N. A.	Group 'B', D.S.C. consisting of:- (i) Director, ST&E (ii) Under Secretary, (Personnel) (iii) Expert from the relevant field (iv) Member Secretary, GSCST. (v) GSCST, Chief Scientist.
7.	Jr. Cartographer.	02.	Group 'B'.	Rs. 9,300-34,800 + 4,200.	N. A.	Not exceeding 40 years (Relaxable for Government servants upto five years in accordance with the instructions or orders issued by the Government from time to time).	<p><i>Essential:</i>                      (1) Diploma in construction or Civil Engineering from a recognised Institute.                      (2) Knowledge of AutoCAD.                      (3) Computer literate.                      (4) Knowledge of Konkani.</p> <p><i>Desirable:</i>                      (1) Graduate in Civil or construction Engineering.                      (2) Knowledge of Marathi.</p>	N. A.	Two years.	By direct recruitment.	N. A.	Group 'B', D.S.C. consisting of:- (i) Director, S&T (ii) Under Secretary, (Personnel) (iii) Expert from the relevant field (iv) Member Secretary, GSCST.

1	2	3	4	5	6	7	8	9	10	11	12	13
8. Accounts Clerk.	01.	Group 'C'.	Rs. 5,200-20,200 + 2,400.	N. A.	Not exceeding 40 years (Relaxable for Government servants upto five years in accordance with the instructions or orders issued by the Government from time to time).	Essential: (1) Bachelors Degree in Commerce or equivalent from a recognised University. (2) Computer literate. (3) Knowledge of Konkani. <i>Desirable:</i> (1) Knowledge of Computers with a Certificate Course of minimum 6 months. (2) Knowledge of Marathi.	N. A.	Two years.	By direct recruitment.	N. A.	Group 'C', D.S.C. consisting of:- (i) Director, S&T (ii) Member Secretary, GSCST. (iii) Assistant Accounts Officer, (DoA).	
9. Lower Division Clerk.	02.	Group 'C'.	Rs. 5,200-20,200 + 1,900.	N. A.	Not exceeding 40 years (Relaxable for Government servants upto five years in accordance with the instructions or orders issued by the Government from time to time).	Essential: (1) Higher Secondary School Certificate or equivalent from recognised Board or institution. (2) Computer literate. (3) Knowledge of Konkani. <i>Desirable:</i> (1) Graduate in any stream. (2) Knowledge of Marathi.	N. A.	Two years.	By direct recruitment.	N. A.	Group 'C', D.S.C. consisting of:- (i) Director, S&T (ii) Member Secretary, GSCST. (iii) Assistant Accounts Officer, (DoA).	



1	2	3	4	5	6	7	8	9	10	11	12	13
10.	Driver.	01.	Group 'D'.	Rs. 5,200-20,200 + 1,900.	N. A.	Not exceeding 40 years (Relaxable for Government servants upto five years in accordance with the instructions or orders issued by the Government from time to time).	<p><i>Essential:</i></p> <p>(1) Middle School or equivalent qualifications.</p> <p>(2) Driving license of Light Vehicle.</p> <p>(3) Unblemished experience of at least 2 years in the line.</p> <p>(4) Knowledge of Konkani.</p> <p><i>Desirable:</i></p> <p>(1) Knowledge of Marathi.</p> <p>(2) Driving license for heavy vehicles.</p>	N. A.	Two years.	By direct recruitment.	N. A.	Group 'D', D.S.C. consisting of:- (i) Director, S&T (ii) Representative of Directorate of Transport. (iii) Member Secretary, GSCST. (iv) Assistant Accounts Officer GSCST.
11.	Peon.	01.	Group 'D'.	Rs. 4,440-7,440 + 1,300.	N. A.	Not exceeding 40 years (Relaxable for Government servants upto five years in accordance with the instructions or orders issued by the Government from time to time).	<p><i>Essential:</i></p> <p>(1) Middle School or equivalent.</p> <p>(2) Knowledge of Konkani.</p> <p><i>Desirable:</i></p> <p>(1) Knowledge of Marathi.</p>	N. A.	Two years.	By direct recruitment.	N. A.	Group 'D', D.S.C. consisting of:- (i) Director, S&T (ii) Member Secretary, GSCST. (iii) Assistant Accounts Officer, GSCST.

## Department of Transport

Directorate of Transport

**Notification**

D.Tpt/EST/2397/2016/1202

Read: Government Notification No. 5/4/2000-Tpt/2008 dated 13-5-2008, published in the Official Gazette Series I No. 6 (Extraordinary) dated 13-5-2008.

In exercise of the powers conferred by sub-section (2) of section 3 of the Goa Rural Improvement and Welfare Cess Act, 2000 (Act 29 of 2000) (hereinafter called as the "said Act"), and all other powers enabling it in this behalf, the Government of Goa hereby amends the Schedule-I appended to the said Act, as follows, namely:—

In the Schedule-I appended to the said Act, for the existing entries at serial numbers 1, 2 and 3, the following shall be substituted, namely:—

- |  |   |       |
|--|---|-------|
| "(1) Iron ore, where royalty is paid to the Government     | — | Nil.  |
| (2) Manganese ore, where royalty is paid to the Government | — | Nil.  |
| (3) Bauxite ore, where royalty is paid to the Government   | — | Nil." |

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

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

*Sunil Masurkar*, Director & ex officio Joint Secretary (Transport).

Panaji, 6th April, 2016.

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