The Goa Industrial Development (Amendment) Bill, 2013

(Bill No. 31 of 2013)

(To be introduced in the Legislative Assembly of the State of Goa)
The Goa Industrial Development
(Amendment) Bill, 2013
(Bill No. 31 of 2013)

A BILL
further to amend the Goa Industrial Development

5 Be it enacted by the Legislative Assembly of Goa
in the Sixty fourth Year of the Republic of India, as
follows:—

1. Short title and commencement.— (1) This
Act may be called the Goa Industrial Development
(Amendment) Act, 2013.
(2) It shall come into force at once.

2. Insertion of new section 37B.— In the
Goa Industrial Development Act, 1965 (Act 22 of
1965), after section 37A, the following section shall
be inserted, namely:

"37B. Development of areas.— (1) Notwithstanding anything to the contrary contained in any other law for the time being in force, once a notification is issued under sub-section (1) of section 37A declaring an industrial area as a notified area the State Government, may, by notification in the Official Gazette, appoint a Committee consisting of — (i) the Managing Director of the Corporation—Chairperson; (ii) Under Secretary (Revenue) to the Government of Goa—Member; (iii) One member nominated by the Corporation from amongst the Directors of the Corporation having knowledge in the field of engineering,
architecture, industry, etc.—Member; (iv) Deputy Town Planner in the Town and Country Planning Department to be nominated by the Government—Member Secretary; to decide and dispose of all applications for land development, permissions, No Objection Certificate, construction of building under all local or special laws including Goa, Daman and Diu Town and Country Planning Act, 1974 (Act 21 of 1975) and rules framed thereunder (hereinafter in this section referred to as the "said Act").

(2) The Committee shall discharge all the functions of the Chief Town Planner, Town and Country Planning Department in a non-planning area, and functions of the Planning and Development Authority in a planning area, under the laws in force.

(3) The Committee shall have regard to the provisions of all local laws including any regional plan, outline development plan, comprehensive development plan or other plans prepared under the said Act.

(4) Notwithstanding anything to the contrary contained in any other law for the time being in force, permissions for any development in an Industrial area shall be governed by the regulations framed by the Corporation.

(5) Any person aggrieved by the decision or order made by the Committee, may prefer an appeal to the Goa Town and Country Planning Board. The provisions of section 45 of the said Act, and the rules framed thereunder, shall, mutatis mutandis, apply to such appeal."

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**Statement of Object and Reasons**

The Bill seeks to insert a new section 37B in the Goa Industrial Development Act, 1965 (Act 22 of 1965) (hereinafter referred to as the "said Act") so as to facilitate the Industrial Entrepreneurs to obtain necessary permission expeditiously, as the functions of a Planning and Development Authority shall be carried out by the Committee to be appointed under the said Act, by virtue of the proposed amendment to the said Act.

The said Committee shall have regard to the provisions of all local laws including any regional plan, outline development plan, comprehensive development plan or other plans prepared under the Goa, Daman and Diu Town and Country Planning Act, 1974 (Act 21 of 1975) and the rules framed thereunder.

The Bill seeks to achieve the above objects.
Financial Memorandum

There are no financial implications involved in the Bill.

Memorandum Regarding Delegated Legislation.

Clause 2 of the Bill empowers the Government to issue notification in the Official Gazette, for appointing a Committee.

This delegation is of normal character.

Porvorim-Goa
14th October, 2013

Mahadev Naik
Minister for Industries

Assembly Hall
Porvorim-Goa
14th October, 2013

N.B. Subhedar
Secretary to the Legislative Assembly of Goa