



LEGISLATIVE ASSEMBLY OF GOA

**The Goa Municipalities
(Second Amendment)
Bill, 2001**

(Bill No. 41 of 2001)

^{AS}
~~To~~ be introduced in the Legislative Assembly of Goa

**GOA LEGISLATURE SECRETARIAT
ASSEMBLY HALL, PORVORIM, GOA
MARCH, 2001**

**The Goa Municipalities
(Second Amendment) Bill, 2001**

(Bill No. 41 of 2001)

A

BILL

*further to amend the Goa Municipalities Act,
1968.*

Be it enacted by the Legislative Assembly of
Goa in the Fifty-Second Year of the Republic of
India as follows:—

1. *Short title and commencement.*— (1) This
Act may be called the Goa Municipalities (Second
Amendment) Act, 2001.

(2) It shall come into force at once.

2. *Amendment of section 265.*— In section 265 of
the Goa Municipalities Act, 1968 (Act 7 of 1969),
after sub-section (1), the following proviso shall
be inserted, namely:—

“Provided that no such licence shall be
required for the use of any premises in the
municipal area under any self-employment
Schemes or Information Technology Software
and enabled services specially notified by the
Government, subject to the payment of taxes
and fees payable under the provisions of this
Act, rules or bye-laws made thereunder”.

Statement of Objects and Reasons

In order to create investor friendly environment for establishment of Information Technology Software and Information Technology enabled services and for self-employment Schemes notified by the Government/Government Corporations, the requirement of trade and occupation licence from the Municipal Councils is to be done away with so as to enable such entrepreneurs to start their activities subject to payment of taxes and fees, if any. Section 265 of the Goa Municipalities Act, 1968 (7 of 1969) is accordingly proposed for amendment.

This Bill seeks to achieve the above objects.

Panaji-Goa
19th March, 2001.

Digambar Kamat
Minister for
Urban Development

Financial Memorandum

No financial implications are involved in this Bill.

Memorandum Regarding Delegated Legislation

Proposed proviso to sub-section (1) of section 265 of the Act, 1968, empowers the Government to notify self-employment Schemes or Information Technology Software and enabled services for the purposes as specified therein.

Assembly Hall,
Porvorim, Goa.
19th March, 2001.

R. KOTHANDARAMAN
Secretary (Legislature)

Annexure

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Extracts of the Goa Municipalities Act, 1968 (Act 7 of 1969)
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Section 265. Certain other trades and occupations not to be carried on without licence.

(1) No person shall use any premises in the municipal area (for any trade or occupation) except under and in accordance with the conditions of a licence granted under the provisions of the bye-laws made in this behalf.

(2) The Chief Officer may enter and inspect any premises used for any of the purposes specified in sub-section (1) and may inspect any goods, vessels or implements or other articles used for such purpose and may by written notice require the owner or the person in charge of such premises to take such reasonable measures as may be specified in the notice for the prevention of any nuisance or danger therefrom or may require the use of the premises for such purpose to be discontinued.

(3) Whoever uses or permits the use of any premises in contravention of the provisions of sub-section (1), or whoever refuses to comply with any notice issued under sub-section (2) shall, on conviction, be punished with fine which may extend to five hundred rupees, and in the case of continuing offence with further fine which may extend to fifty rupees for every day after the first during which such offence continues.

Assembly Hall,
Porvorim-Goa.
19th March, 2001.

R. KOTHANDARAMAN
Secretary (Legislature)