



Legislative Assembly of the State of Goa

**The Goa Ancient Monuments and
Archaeological Sites and Remains
(Amendment) Bill, 2010**

(Bill No. 8 of 2010)

(As Passed by the Legislative Assembly of the State of Goa)

**GOA LEGISLATURE SECRETARIAT
ASSEMBLY COMPLEX, PORVORIM
MARCH, 2010**

**THE GOA ANCIENT MONUMENTS AND
ARCHAEOLOGICAL SITES AND REMAINS
(AMENDMENT) BILL, 2010**

(Bill No. 8 of 2010)

A

Bill

to amend the Goa, Daman and Diu Ancient Monuments and Archaeological Sites and Remains Act, 1978 (Act No. 1 of 1979).

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

1. Short title and commencement.— (1) This Act may be called the Goa Ancient Monuments and Archaeological Sites and Remains (Amendment) Act, 2010.

(2) It shall be deemed to have come into force on 1st day of March, 2007.

2. Amendment of section 2.— In section 2 of the Goa, Daman and Diu Ancient Monuments and Archaeological Sites and Remains Act, 1978 (Act No. 1 of 1979) (hereinafter referred to as the “principal Act”), for clause (7), the following clause shall be substituted, namely:—

“(7) “maintain” with its grammatical variations and cognate expressions includes, the renovation, re-erection, re-construction, fencing, covering in, repairing, conservation, preservation, restoration and cleaning of a protected monument/ancient monument and the doing of any act which may be necessary for the purpose of preserving a

protected monument/ancient monument or for securing convenient access thereto and/or for its adaptive re-use, without affecting its basic character, archaeological, historical and heritage value;”

3. Insertion of new sections 17A and 17B.— After section 17 of the principal Act, the following sections shall be inserted, namely:—

“17 A. Restoration of ancient monument.— Notwithstanding anything contained in this Act, the Government may, after being satisfied that any ancient monument needs restoration, authorize and/or permit to carry out such works as it deems fit for restoration of such ancient monument.

“17 B. Use of ancient monument.— The Government may authorize or permit adaptive re-use of ancient monument to the extent that its basic character, archaeological, historical and heritage value is not affected, so as to enable it or any other agency appointed by it, to defray maintenance cost of such monument through revenue earned from such use.”

4. Amendment of section 30.— In section 30 of the principal Act, after sub-section (2), the following sub-section shall be inserted, namely:—

“(3) Nothing contained in sub-sections (1) and (2) shall apply to any restoration work undertaken in accordance with the provisions of section 17 A of this Act in respect of ancient monument”.

5. Insertion of new section 32A.— After section 32 of the principal Act, the following section shall be inserted namely:— 32A. Cognizance and trial of

offence.— (1) No prosecution for an offence punishable under this Act shall be instituted except by or with the previous sanction of the Government.

“(2) No Court shall take cognizance of an offence punishable under this Act, except upon a complaint in writing made by an officer generally or specially authorized in this behalf by the Government”.
