

The Goa, Daman and Diu Land Revenue (Regulation of Right and Trees, etc.) Rules, 1969

GOA

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The Goa, Daman and Diu Land Revenue (Regulation of Right and Trees, etc.) Rules, 1969

Rule

THE-GOA-DAMAN-AND-DIU-LAND-REVENUE-REGULATION-OF-RIGHTS **of 1969**

- Published on 16 February 1971
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The Goa, Daman and Diu Land Revenue (Regulation of Right and Trees, etc.) Rules, 1969 Published vide Notification No. RD/LRC/245/69-71/13, dated 16th February, 1971 RD/LRC/245/69-71/XIII. - In exercise of the powers conferred by sub-section (2) of Section 199 of the Land Revenue Code, 1968 (9 of 1969) and all other powers enabling him in that behalf the Lieutenant Governor of Goa, Daman and Diu is hereby pleased to make the following rules:

1. Short title and commencement.

(1) These rules may be called [the Goa, Daman and Diu Land Revenue (Regulation of Right and Trees, etc.) Rules, 1969.] [These words were substituted for the words 'The Goa Land Revenue (Regulation of right to trees, etc.) Rules, 1969' by Notification No. RND/LND/Rules/333/70-77 (III) dated 20-8-1977 published in the Official Gazette Ser-I No. 21 dated 25-8-1977.](2) They shall come into force at once.

2. Cutting of trees prohibited in certain cases.

(1) No tree within thirty meters of the extreme edge of the bank of any water course, spring or a tank shall be cut, except with the previous permission of the Collector. (2) In any case not falling under sub-rule (1), no tree in any holding or part of a holding containing unculturable land or land in which economic cultivation of field crop is not possible shall be cut without the previous permission of the Collector, if the tree growth in that holding or part of the holding is less in proportion than twenty trees per acre. (3) Any person committing a breach of this rule shall, in addition to any other

consequences that would ensue from such breach, be punishable with such fine not exceeding one thousand rupees as the Collector may, after giving such person an opportunity to be heard, deem fit to impose. Explanation 1. - For the purposes of this rule, a water-course includes all streams, rivers, rivulets and nallas in which water is collected during the monsoon or otherwise and which usually retains water upto the end of December, but does not include small temporary channels formed by the run off of water during the monsoon. Explanation 2. - If any question arise, whether any tree is within thirty meters of the extreme edge of the bank of any water course, spring or tank, of whether any holding or part thereof, contains any unculturable land or land in which economic cultivation of field crop is not possible, the question shall be referred to the Collector.

3. When cutting of such trees may be permitted.

- The Collector may, on an application made by the holder in that behalf, permit the cutting of trees referred to in rule 2, if-(i)the trees or parts thereof are likely to cause any harm or damage to life or property or that there is likelihood of pollution of drinking water; or(ii)the trees are dead or dying; or(iii)the removal of trees is in the best interest of the holder for the production of food crops which may be getting a set back by the shade of such trees on culturable land under regular food crops.