

The Goa, Daman and Diu Land Revenue (Reduction, Suspension and Remission) Rules, 1969

GOA

India

The Goa, Daman and Diu Land Revenue (Reduction, Suspension and Remission) Rules, 1969

Rule

THE-GOA-DAMAN-AND-DIU-LAND-REVENUE-REDUCTION-SUSPENSION-AND-REMISSION-RULES-1969

- Published on 16 February 1971
- Commenced on 16 February 1971
- [This is the version of this document from 16 February 1971.]
- [Note: The original publication document is not available and this content could not be verified.]

The Goa, Daman and Diu Land Revenue (Reduction, Suspension and Remission) Rules, 1969 Published vide Notification No. RD/LRC/245/69-71/9, dated 16th February, 1971 RD/LRC/245/69-71/IX. - 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 (Reduction, Suspension and Remission) Rules, 1969. (2) They shall come into force at once.

2. Definitions.

- In these rules, unless the context requires otherwise, - (a) "Code" means the Goa, Daman and Diu Land Revenue Code, 1968; (b) "current land revenue" means land revenue payable in respect of any land under Section 121 of the Code; (c) "general calamity" means wide spread or general failure of crops in any revenue year caused by drought, floods, failure of rains or excessive or untimely rains, or any other natural calamity; and includes total failure of crops due to land in any tract being left unsown because of any recent calamity, or an order made under any law by a competent authority; (d) "local calamity" means loss of, or damage to crops or other property in any locality in any revenue year occasioned by hail-storm or fire, or caused by locusts, or by theft or mischief by unknown persons, and includes failure of crops by floods or any other causes specified in clause

(c);(e)"Settlement" has the meaning assigned to it in Chapter VI of the Code;(f)"tract" means any part of a district.

3. Reduction of land revenue.

(1)If during the currency of any settlement, there is such physical deterioration of the soil in any holding as to necessitate reduction of assessment, the holder thereof may apply to the Survey Officer in the district not below the rank of an Inspector of Surveys and Land Records for reduction of the assessment.(2)On receipt of such application, the Survey Officer shall acknowledge it, and after making necessary inquiries, submit his proposals to the Director of Settlement and Land Records through his immediate superior, if any.(3)If the Director of Settlement and Land Records is satisfied that in the circumstances reported, any reduction in the assessment of the holding applied for is necessary, he may by order sanction reduction in the annual assessment so however, that the amount does not exceed twenty rupees and inform the applicant in terms of the order. All cases where the reduction proposed in the annual assessment exceeds twenty rupees shall be submitted to the Government for orders. The Government on receiving papers in any such cases, shall make such inquiries as it thinks to be necessary and pass such orders on the application as it deem fit, and require the Director of Settlement and Land Records to inform the applicant forthwith accordingly.(4)Any reduction sanctioned under this rule shall take effect from the revenue year next following the date of the order sanctioning the reduction; and shall remain in force until the commencement of the term of the fresh settlement.

4. Estimate of failure of crops in any tract.

- If the Collector on hearing any reports has reason to believe that there has been such a failure of crops in any tract due to a general calamity, as to make it probable that relief will be required, he shall cause early inquiries to be made into the condition of such tract, the degree of crop failure in each village or group of homogeneous villages therein and make paisa valuation of the estimated out-turn of crops according to instructions of the Government issued from time to time in this behalf.

5. Scale of granting suspension.

- The Collector on making local inquiries and ascertaining the degree of crop failure in any tract as aforesaid, shall subject to the provisions of rule 6, suspend-(a)the whole of the land revenue payable by any person in respect of his land in such tract if the estimated paisa valuation of crops in such tract is twenty four paise or less;(b)half of the land revenue so payable, if the estimated paisa valuation of crops exceeds twenty-four paisa but is less than thirty-six paise.

6. Suspension conditional.

- Suspension granted under these rules shall be conditional upon the payment of the amount of land revenue, which is not suspended.

7. Suspended land revenue when recoverable.

- No land revenue payable in respect of any land which has been suspended shall ordinarily be collected in the manner provided in rule 8 until the harvest of crops in such land in subsequent years (corresponding to the one which failed) has been reaped in the affected tract.

8. Recovery of suspended land revenue.

- Where any land revenue suspended in respect of any land in any year is not remitted under Rule 9, then if the harvest of crops referred to in the preceding rule in any subsequent year is of the paisa valuation specified in column 1 of the Table hereto, the current land revenue payable in respect of such land and the suspended land revenue payable in respect thereof shall be paid in full, half or nil as indicated in columns 2 and 3 of Table:-Table

Paisa valuation of crops	Proportion of recoverable land revenue	
Current	Suspended land revenue	
66 Paisa and over	Full	Full
48 Paisa and less than 66 Paisa	Full	Half
36 Paisa and less than 48 Paisa	Full	Nil
Over 24 Paisa and less than 36 Paisa	Half	Nil
24 Paisa and less	Nil	Nil]

Substituted by fourth Amendment Rules, 1977 published in Official Gazette Series I No. 21 dated 25-8-1977. The original rule reads as follows:-8. Recovery of suspended land revenue.- Where any land revenue suspended in respect of any land in any year is not remitted under Rule 9, then if the harvest of crops referred to in the preceding rule in any subsequent year is of the anna valuation specified in column 1 of the Table thereto. The current land revenue payable in respect of such land and the suspended land revenue payable in respect thereof shall be paid in full, half or nil as indicated in columns 2 and 3 of that Table:-{

Anna valuation of crops	Proportion of recoverable land revenue	
Current ²	Suspended land revenue ³	
66 Paisa and over	Full	Full
48 Paisa and less than 66 Paisa	Full	Half
36 Paisa and less than 48 Paisa	Full	Nil
Over 24 Paisa and less than 36 Paisa	Half	Nil
24 Paisa and less	Nil	Nil
}		

9. Remission of land revenue.

- All suspended arrears of land revenue which are either in excess of two years' land revenue or more than three years old shall ordinarily be remitted by the Collector irrespective of the monetary condition of any holder, the oldest arrears being remitted first.

10. Remission on consequence of prohibitory orders.

- If crops could not be grown in any year in any area in consequence of an order made by a competent authority under any law for the time being in force, the Collector may by an order in writing grant remission-(a)in whole, of the land revenue payable in respect of such area, if more than half such area allowed to remain fallow in such year was cultivated during the previous year.(b)in part, of an amount equal to half of the land revenue payable in respect of such area, if less than half the area allowed to remain fallow was cultivated during the previous year.

11. Relief in local calamities.

(1)When the Collector is satisfied on inquiries made in any year in any tract that there has been a local calamity, he may after taking into account the resources of the owner of the crops affected by such local calamity by an order in writing-(a)if there is a total loss of crops or extensive damage to other property, grant remission in whole or in part, of land revenue in that year as he may deem proper after taking into consideration the circumstances of each case:Provided that, relief by way of remission in any district in any year shall not exceed five hundred rupees:Provided further, that, the Collector may, with the previous sanction of the Government, grant such remission of an amount exceeding one thousand rupees;(b)in case not falling under clause (a) grant suspension, in whole or in part of land revenue after taking into account the extent of loss occasioned by such calamity.Explanation. - For the purpose of this sub-rule the question of extent of damage or loss due to a local calamity in any tract in any year shall, subject to the provisions of the Code be decided by the Collector.(2)The provisions in rule 8 shall apply for recovery of land revenue suspended under clause (b) of sub-rule (1).

12. Collector to furnish information to Government about suspension and remission.

- The Collector shall furnish to Government information about suspensions and remissions granted by him under these rules every year in the appended form.FormDistrictStatement showing the amount of land revenue suspended and remitted during the year

Sr. No.	Name of Taluka	Total No. of Villages	No. of villages where annewari is	Amount of land revenue suspended	Amount of revenue remitted
24 paise and below	Above 24 paise and below 36				

paise

1	2	3	4	5	6	7
					(in Rs.)	(in Rs.)

This form has been substituted for the original form, by Fourth Amendment Rules, 1977, published in the Official Gazette Series - I No. 21 dated 25-8-1977 which reads as follows:FormDistrict

.Statement showing the amount of land revenue suspended and remitted during the year

.{|

Sr. No.	Name of Taluka	Total No. of Villages	No. of villages where paisa valuation is	Amount of land revenue suspended	Amount of revenue remitted
24 paise and below	Above 24 paise and below 36 paise				
1	2	3	4	5	6
					(in Rs.)
					(in Rs.)

|}