

No.A.S (Dev)/2014/222
UT Administration of Daman & Diu and
Dadra & Nagar Haveli,
O/o the Development Commissioner,
Secretariat,
Moti Daman.

Date: 22/04/2015

C I R C U L A R

Sub: **Delegation of Powers of Central / State Government to the Administrator of UT's of Daman & Diu and Dadra & Nagar Haveli, under various Central Acts.**

The Government of India, Ministry of Home Affairs, New Delhi has delegated powers of State/Central Government to the Administrator of Daman & Diu and Dadra & Nagar Haveli under various central Laws from time to time by issuing notifications in Official Gazette, in pursuance of Clause (1) of Article 239 of Constitution.

2. The list of various central laws under which powers of Central/State Government are delegated to Administrator of Daman & Diu and Dadra & Nagar Haveli is enclosed herewith as **Annexure A**.

3. This is for favour of information of Officers in the UT Administration of Daman & Diu and Dadra & Nagar Haveli.

4. It may be noted that this Circular is only clarificatory in nature and for guidance of Officers. For any specific case, Officers may refer to the relevant Notification.


(SANDEEP KUMAR)
DEVELOPMENT COMMISSIONER
DD&DNH.

Encl: **Annexure – A**

To,

1) All Heads of Office in Daman & Diu and DNH.

Copy to:

- 1) All Secretaries/Spl. Secretaries in the UT Administration of DD & DNH.
- 2) The SIO, NIC, Daman for publication on official website.
- 3) The DIO, NIC, DNH for publication on official website.

ANNEXURE – A

The list of Central Acts/Rules under which powers of Central/State Government is delegated to the Administrator of Daman & Diu and Dadra & Nagar Haveli

Sr.No.	Name of Act/Rule	Notification No. & Date	Nature of power delegated
1	The Contract Labour (Regulation and Abolition) Act, 1970	F.2/2/71-UTL dated 30 th March, 1971 (S.O. 1523)	Power of State Government under the Contract Labour (Regulation and Abolition) Act, 1970.
2	The Arms Rules, 1962	U-11030/1/80-UTL dated 25 th July, 1980 (SO 2093)	Power of State Government under Item No.16(b) of the Schedule-II of the Arms Rules, 1962.
3	The Equal Remuneration Act, 1976	U-11030/2/76-UTL dated 22 nd April, 1976 (S.O. 1569)	Powers of State Government as the appropriate Government under sections 6, 7 and 9, sub-section (2) of section 12 and section 16 of the Equal Remuneration Act, 1976.
4	The Prize Chits and Money Circulation Schemes (Banning) Act, 1978	U-11030/1/79-UTL dated 18 th April, 1979 (S.O. 1433)	Power of State Government under the Prize Chits and Money Circulation Schemes (Banning) Act, 1978.
5	The Bonded Labour System (Abolition) Act, 1976	U-11030/5/75-UTL dated 26 th March, 1976 (S O. 1299)	Power of State Government u/s 10, sub-section (1), and Clause (d) of sub-section (2), of Section 13 and sub-section (1) of Section 21 of the Bonded Labour System (Abolition) Act, 1976.
6	The Child Labour (Prohibition and Regulation) Act, 1986	U-11030/2/88-UTL dated 24 th November, 1988 (S.O. 1081 (E))	Power of State Government under the Child Labour (Prohibition and Regulation) Act, 1986.
7	The Advocates' Welfare Fund Act, 2001	U-11030/1/2001-UTL dated 25 th October, 2001 (S.O. 1062(E))	Powers of appropriate Government under sub-section (1) of section 3, sub-section (1) of section 4, clause (e) of sub-section (3) of section 4, sub-section (1) of section 5 only regarding removal of a Member of the Trustee Committee, sub-section (1) of section 6 only regarding resignation of a Member of the Trustee Committee, sub-section (3) of section 6 only regarding filing up of a casual vacancy in the office of a Member of the Trustee Committee, Section 12, sub-section (1) of section 26, provisos to sub-section (1) of Section 27, sub-section (1) of section 32, section 33, section 34 and Section 35 of the Advocates' Welfare Fund Act, 2001.
8	The Cable Television Networks (Regulation) Act, 1995	U-11030/2/95-UTL dated 5 th December, 1995 (S.O. 957 (E)	Powers of Central Government and State Government under sub-section (1) of section 11 and sections 18 and 19 of the Cable Television Networks (Regulation) Act, 1995.

9	The Dowry Prohibition Act, 1961	U-11030/3/98-UTL dated 17 th September, 1998 (S.O. 826 (E))	Power of State Government under the Dowry Prohibition Act, 1961.
10	The Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995	U-11030/3/96-UTL dated 5 th December, 1997 (S.O. 824 (E))	Power of State Government under the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995.
11	The Goa, Daman & Diu Public Moneys (Recovery of Dues) Act, 1986	U-11030/3/90-UTL dated 30 th October, 1990 (S.O. 823 (E))	Power of Government and State Government under the Goa, Daman and Diu Public Moneys (Recovery of Dues) Act, 1986.
12	Small Scale and Ancillary Industrial Undertakings Act, 1993	U-11030/2/99-UTL dated 23 rd Sept., 1999 (S.O. 780 (E))	Power of State Government under the interest on Delayed Payments to Small Scale and Ancillary Industrial Undertakings Act, 1993.
13	The Juvenile Justice Act, 1986	U-11030/- 4/ 87-UTL dated 28 th July, 1987 (S.O. 746 (E))	Power of State Government under the Juvenile Justice Act, 1986.
14	The Public Premises (Eviction of Unauthorized Occupants) Act, 1971	U-11030/5/76-UTL, dated 24 th Feb., 1977 (S.O. 735)	Powers of Central Government under section 3 of the Public Premises (Eviction of Unauthorised Occupants) Act, 1971.
15	The Electricity Regulatory Commissions Act, 1998	U-11030/1/98-UTL, dated 19 th August, 1998 (S.O. 707 (E))	Power of State Government under the provisions of the Electricity Regulatory Commissions Act, 1998.
16	The Drugs and Cosmetics Act, 1940	U-11030/4/84-UTL dated, 25 th Sept. 1985 (S.O. 689 (E))	Power of State Government under the Drugs and Cosmetics Act, 1940.
17	The Environment (Protection) Act, 1986	U-11030/1/91-UTL dated 10 th Sept. 1992 (S.O. 667 (E))	Powers of Central Government under section 5 of the Environment (Protection) Act, 1986.
18	The Commission of Sati (Prevention) Act, 1987	U-11030/3/88-UTL, dated 14 th August, 1989 (S.O. 643 (E))	Power of State Government under the Commission of Sati (Prevention) Act, 1987.
19	The Land Acquisition Act, 1894	U-11030/1/89-UTL dated 14 th August, 1989 (S.O. 642 (E))	The Powers and functions of the appropriate Govt. except the functions exercisable by the Central Government under the proviso to sub-section (1) of Section 55 of the said Act.
20	The Land	U-11030/1/89-	Powers of appropriate Government

	Acquisition (Companies) Rules, 1963	UTL dated 14 th August, 1989 (S.O. 642 (E))	
21	The Dangerous Machines (Regulations) Act, 1983	U-11030 /1/85-UTL dated 21 st August, 1985 (S.O. 616 (E))	Power of State Government under the Dangerous Machines (Regulation) Act, 1983.
22	The Energy Conservation Act, 2001	U- 11030/1/2005- UTL dated 24 th April, 2006 (S.O. 593 (E))	Power of State Government under the provisions of the Energy Conservation Act, 2001.
23	Indecent Representation of Woman (Prohibition) Act, 1986	U-11030/2/87- UTL dated 12 th May, 1988 (S.O. 477 (E))	Power of State Government under section 5 (1) of the Indecent Representation of Women (Prohibition) Act, 1986.
24	Reserve Bank of India Act, 1934	U-11030/3/84- UTL, dated 12 th June, 1985 (S.O. 460 (E))	Power of State Government u/s 45T and the proviso to sub-section (1) of section 58 E of the Reserve Bank of India Act, 1934.
25	The lotteries (Regulation) Ordinance, 1998	U-11030/1/97- UTL, dated 26 th May, 1998 (S.O. 457 (E))	Power of State Government under the provisions of the Lotteries (Regulation) Ordinance, 1998
26	The Wakf Act, 1995	U-11030/2/96- UTL dated 5 th June, 1997 (S.O. 425 (E))	Power of State Government
27	The Negotiable Instruments Act, 1881	U-11030/2/73- UTL dated 28 th June, 1973 (S.O. 358 (E))	Powers of Central Government under the Explanation to Section 25 of the Negotiable Instruments Act.
28	The Criminal and Election Laws Amendment Act, 1969	F.2/3/71-UTL, dated 4 th December, 1971 (S.O. 244)	Power of State Government under section 6 of the Criminal and Election Laws Amendment Act, 1969.
29	The Indian Veterinary Council Act, 1984	U-11030/5/87- UTL dated 1 st March, 1988 (S.O. 236 (E))	Power of State Government under the Indian Veterinary Council Act, 1984.
30	The Essential Services Maintenance Act, 1981	U-11030/1/84- UTL dated 14 th March, 1984 (S.O. 161 (E))	Powers of State Government under section 11 of the Essential Services Maintenance Act, 1981.
31	The Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 and Protection of Civil Rights Act, 1955	U-11030/4/89- UTL dated 20 th Feb. 1990 (S.O 157 (E))	Power of State Government under the Protection of Civil Rights Act, 1955 and the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989.

32	The Prevention of Corruption Act, 1988	U-11030/4/88-UTL dated 14 th February, 1989 (S.O. 125 (E))	Power of State Government under the Prevention of Corruption Act, 1988.
33	The General Act, 1963	U-11030/3/89-UTL dated 5 th Feb., 1990 (S.O. 119 (E))	Power of State Government under the Administrators-General Act, 1963.
34	Code of Criminal Procedure, 1973	U-11030/1/77-UTL dated 31 st January, 1977 (S.O. 53 (E))	Powers of Central Government under proviso to section 321 of the Code of Criminal Procedure, 1973, in respect of cases involving offences under the Defence and Internal Security of India Rules, 1971 within that Union Territory
35	Employees (Conditions of Service) Act, 1976	U-11030/6/76-UTL dated (S.O. 4777)	Power of State Government under subsection (1) of section 8 of Employees (Conditions of Service Act, 1976.
36	The Indian Telegraph Act, 1885	U-11030/8/76-UTL, dated 9 th Sept. 1977 (S.O. 2943)	Power of State Government under the provisions of section 5 of the Indian Telegraph Act, 1885.
37	The Departmental Inquiries (Enforcement of Attendance of Witnesses and Production of Documents) Act, 1972	U-11030/3/76-UTL dated 11 th June, 1976 (S.O. 2140)	Power of Central Government by subsection (1) of section 4 of the said Act.