

असाधारण
EXTRAORDINARY

Daman 5th March, 2014, 14 Phalguna 1935 (Saka)

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No.

सरकारी राजपत्र
OFFICIAL GAZETTE



सत्यमेव जयते
भारत सरकार
Government of India

संघ प्रदेश दमण एवं दीव प्रशासन

U.T. ADMINISTRATION OF DAMAN & DIU

प्राधिकरण द्वारा प्रकाशित
PUBLISHED BY AUTHORITY

U.T. ADMINISTRATION OF DAMAN & DIU,
DEPARTMENT OF ENVIRONMENT & FORESTS,
OFFICE OF THE DEPUTY CONSERVATOR OF FORESTS,
DAMAN & DIU, FORT AREA,
MOTI DAMAN – 396 220.

No. DCF/DMN/CZMP/DAMAN/2013-14/581

Dated : 04/03/2014.

NOTIFICATION

The following draft of a notification regarding Coastal Zone Management Plan of Daman District, which the Administrator of Daman & Diu and Dadra & Nagar Haveli proposes to issue after getting prior approval of Ministry of Environment and Forest, New Delhi as required under the provisions of Coastal Regulation Zone Notification dated: 6th January, 2011 issued by Ministry of Environment and Forest, New Delhi is hereby published, as required under the sub rule (3) of Rule 5 of the Environment (Protection) Rules, 1986 for the information of the public likely to be affected thereby:

Any person interested in making any suggestion or objections regarding the proposed draft notification may do so in writing for consideration of the U.T. Administration of Daman & Diu and Dadra & Nagar Haveli within 60 days from the date of publication of notification in the Official Gazette of U.T. Administration of Daman & Diu through post to Member Secretary, Daman & Diu Coastal Zone Management Authority, Daman or electronically at e-mail address damanfd@yahoo.co.in. Draft CZMP Map is available for inspection in the Office of the Collector, Daman, Superintending of Police, Daman and Chief Officer, Daman Municipal Council, Daman and on the Official website of U.T. Administration of Daman & Diu (www.daman.nic.in).

The U.T. Administration of Daman & Diu will take into consideration of the objections or suggestions received within the specific period.

DRAFT NOTIFICATION

Whereas, the Ministry of Environment and Forests, Government of India, vide Notification No. S.O.19 (E) dated: 06th January, 2011, has brought out a notification in exercise of powers conferred by Sub-section (1) and Clause (V) of Sub-section (2) of Section 3 of the Environment (Protection) Act, 1986 and in exercise of powers conferred by Clause (d) and Sub rule (3) of Rule 5 of Environment (Protection) Act, 1986, declaring the coastal stretches as Coastal Regulation Zone (herein after referred to as the CRZ) and regulating various activities in the CRZ area.

And whereas, by above notification certain activities have been permitted, regulated, prohibited within the CRZ and certain activities have been permitted with prior Environmental Clearance from the Ministry of Environment and Forests (MoEF), Government of India.

And whereas, a Coastal Zone Management Plan has to be prepared by the respective State Government / Union Territory as per the provisions and guidelines of the CRZ Notification, 2011 and the same has to be sent for the approval of the Ministry of Environment and Forests, Government of India.

Now therefore, the Administrator, U.T. of Daman & Diu and Dadra & Nagar Haveli after getting the prior approval of Ministry of Environment and Forests, New Delhi is pleased to notify the Coastal Zone Management Plan of Daman District as mentioned below:

1. Description of Coastal Regulation Zone:

- (a) The land area from High Tide Line (herein after referred to as the HTL) to 500 Meters on the Landward side along the Sea front.
- (b) CRZ shall apply to the land area between HTL to 100 Meters or width of the Creek whichever is less on Landward side along the Tidal influence water bodies that are connected to the Sea and the distance upto which development along such tidal influenced water bodies is to be regulated shall be governed by the distance upto which the Tidal effects are experience which shall be determined based on salinity concentration of 5 parts per 1000 (PPT) measured during the driest period of the year and distance upto which tidal effects are experienced.

Explanation:- For the purpose of this sub paragraph the expression tidal influence water bodies means the water bodies influenced by tidal effects from Sea, in the bays, estuaries, rivers, creeks, back waters, lagoons, ponds connected to the Sea or Creeks and the Lake.

- (c) The land area falling between the Hazard line and 500 Meters from HTL on the landward side, in case of Sea front and between the hazard line and 100 Meters line in case of tidal influenced water body the whole hazard line denotes the line demarcated by Ministry of Environment and Forests (MoEF) through the Survey of India (SoI) taking into account of Tides, Waves, Sea level rise and Shore line changes.

- (d) The land area between HTL and Low Tide Line (LTL) which is will be termed as Inter Tidal Zone.
- (e) The water and the bed area between the LTL to the territorial water limit (12 NM) in case of Sea and the water and the bed area between LTL at the bank to the LTL on the opposite side of the bank of tidal influenced water bodies.

2. Classification of Coastal Regulation Zones:

CRZ – I:

- (1) All Reserved Forest / Proposed Reserved Forest of Daman.
- (2) Moti Daman Fort and 200 Meter belt around the Moti Daman Fort.
- (3) Nani Daman Fort and 200 Meter belt around the Nani Daman Fort.
- (4) All sand dunes in Daman.
- (5) Along the rivers (Kolak, Damanganga, Kalai, Creeks, Back Waters the CRZ areas having Mangroves and Mud flats are classified as CRZ – I).
- (6) All Mangroves within an area of 1000 Sq Mtrs or more with a buffer zone of atleast 50 Meters.
- (7) The Sea shore where the Kolak river meets the Sea.
- (8) The area between Low Tide Line (LTL) and High Tide Line (HTL).

CRZ – II:

- (1) **Nani Daman side:** Area starting from the Northern boundary of Municipal area and extending upto 200 meters on the northern side of Nani Daman Fort.
- (2) **Moti Daman Side:** Area starting 200 meters south of Moti Daman Fort and extending upto the southern boundary of Daman Municipal area.

CRZ – III:

- (1) Area starting from the Northern end of Municipal boundary of Nani Daman upto Kolak river/Northern boundary of Nani Daman.
- (2) Area starting from the Southern end of Municipal boundary of Moti Daman upto Kalai River/ Southern boundary of Moti Daman.

- (3) Area on the banks of Damanganga River beyond the Mangrove forest on the landward side and extending upto 100 meters from the HTL.
- (4) Area beyond inter-tidal zone/salt pan and extending upto 100 meters beyond HTL.

CRZ – IV:

- (1) The water area from Low Tide Line to 12 Nautical Mile on the Seaward side.

3. Areas that requires special consideration for Daman:

Considering the small area of Daman and huge potential for developing tourism, certain relaxations are required to be granted to the Daman in the CRZ – III area. The setback distance for permitting construction is accordingly fixed at 60 meter or width of the sandy beach, whichever is more, in the stretches of CRZ-III areas as follows:

- (1) Area starting from the Northern end of Municipal boundary of Nani Daman upto Kolak river/Northern boundary of Nani Daman.
- (2) Area starting from the Southern end of Municipal boundary of Moti Daman upto Kalai River/ Southern boundary of Moti Daman.

4. General conditions:

- (a) All development activities in CRZ area shall take place as per the approved Coastal Zone Management Plan.
- (b) All activities which requires prior clearance from the Ministry of Environment and Forest, has to be taken as per the provision of CRZ Notification, 2011.
- (c) All relevant provisions of the CRZ Notification, 2011 shall be strictly followed.
- (d) No activities that has been declared as prohibited under the CRZ Notification, 2011 shall be carried out within the Coastal Regulation Zone. The permissible / regulated activity shall be allowed in accordance with the norms of CRZ Notification, 2011.
- (e) For development of Beach, Resorts and Hotels in the designated area of CRZ – III, the guidelines indicated under Annexure- III of CRZ Notification shall be followed.

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DATED : 5TH MARCH, 2014.

5. Violations of the provisions of CRZ Notification, 2011 shall be subject to the provisions of the Environment (Protection) Act, 1986 and other relevant rules.
6. Monitoring & enforcement of the provision of the CRZ regulations would be carried out by the U.T. Administration and accordingly the U.T. Administration has designated Collector, Daman as the Monitoring and Enforcing Authority for Daman District vide Notification No. 45/1/92-F&E/1330 dated: 05/07/1993.

By order and in the name of Administrator,
Daman & Diu and Dadra & Nagar Haveli.

Sd/-
Deputy Secretary (Environment & Forests),
Daman & Diu,
Daman.

**U.T. ADMINISTRATION OF DAMAN & DIU,
DEPARTMENT OF ENVIRONMENT & FORESTS,
OFFICE OF THE DEPUTY CONSERVATOR OF FORESTS,
DAMAN & DIU, FORT AREA,
MOTI DAMAN – 396 220.**

No. DCF/DMN/CZMP/DIU/2013-14/582

Dated : 04/03/2014.

NOTIFICATION

The following draft of a notification regarding Coastal Zone Management Plan of Diu District, which the Administrator of Daman & Diu and Dadra & Nagar Haveli proposes to issue after getting prior approval of Ministry of Environment and Forest, New Delhi as required under the provisions of Coastal Regulation Zone Notification dated: 6th January, 2011 issued by Ministry of Environment and Forest, New Delhi is hereby published, as required under the sub rule (3) of Rule 5 of the Environment (Protection) Rules, 1986 for the information of the public likely to be affected thereby:

Any person interested in making any suggestion or objections regarding the proposed draft notification may do so in writing for consideration of the U.T. Administration of Daman & Diu and Dadra & Nagar Haveli within 60 days from the date of publication of notification in the Official Gazette of U.T. Administration of Daman & Diu through post to Member Secretary, Daman & Diu Coastal Zone Management Authority, Daman or electronically at e-mail address damanfd@yahoo.co.in. Draft CZMP Map is available for inspection in the Office of the Collector, Diu, Superintending of Police, Diu and Chief Officer, Diu Municipal Council, Diu and on the Official website of U.T. Administration of Daman & Diu (www.daman.nic.in).

The U.T. Administration of Daman & Diu will take into consideration the objections or suggestions received within the specific period.

DRAFT NOTIFICATION

Whereas, the Ministry of Environment and Forests, Government of India, vide Notification No. S.O.19 (E) dated: 06th January, 2011, has brought out a notification in exercise of powers conferred by Sub-section (1) and Clause (V) of Sub-section (2) of Section 3 of the Environment (Protection) Act, 1986 and in exercise of powers conferred by Clause (d) and Sub rule (3) of Rule 5 of Environment (Protection) Act, 1986, declaring the coastal stretches as Coastal Regulation Zone (herein after referred to as the CRZ) and regulating various activities in the CRZ area.

And whereas, by above notification certain activities have been permitted, regulated, prohibited within the CRZ and certain activities have been permitted with prior Environmental Clearance from the Ministry of Environment and Forests (MoEF), Government of India.

And whereas, a Coastal Zone Management Plan has to be prepared by the respective State Government / Union Territory as per the provisions and guidelines of the CRZ Notification, 2011 and the same has to be sent for the approval of the Ministry of Environment and Forests, Government of India.

Now therefore, the Administrator, U.T. of Daman & Diu and Dadra & Nagar Haveli after getting the prior approval of Ministry of Environment and Forests, New Delhi is pleased to notify the Coastal Zone Management Plan of Diu District as mentioned below:

1. Description of Coastal Regulation Zone:

- (a) The land area from High Tide Line (herein after referred to as the HTL) to 500 Meters on the Landward side along the Sea front.
- (b) CRZ shall apply to the land area between HTL to 100 Meters or width of the Creek whichever is less on Landward side along the Tidal influence water bodies that are connected to the Sea and the distance upto which development along such tidal influenced water bodies is to be regulated shall be governed by the distance upto which the Tidal effects are experience which shall be determined based on salinity concentration of 5 parts per 1000 (PPT) measured during the driest period of the year and distance upto which tidal effects are experienced.

Explanation:- For the purpose of this sub paragraph the expression tidal influence water bodies means the water bodies influenced by tidal effects from Sea, in the bays, estuaries, rivers, creeks, back waters, lagoons, ponds connected to the Sea or Creeks and the Lake.

- (c) The land area falling between the Hazard line and 500 Meters from HTL on the landward side, in case of Sea front and between the hazard line and 100 Meters line in case of tidal influenced water body the whole hazard line denotes the line demarcated by Ministry of Environment and Forests (MoEF) through the Survey of India (SoI) taking into account of Tides, Waves, Sea level rise and Shore line changes.

- (d) The land area between HTL and Low Tide Line (LTL) which is will be termed as Inter Tidal Zone (ITZ).
- (e) The water and the bed area between the LTL to the territorial water limit (12 Nautical Mile) in case of Sea and the water and the bed area between LTL at the bank to the LTL on the opposite side of the bank of tidal influenced water bodies.

2. Classification of Coastal Regulation Zones:

CRZ – I:

- (1) All Proposed Reserved Forest of Diu.
- (2) Fudam Bird Sanctuary and Proposed Eco-sensitive Zone to be declared around the Fudam Bird Sanctuary.
- (3) All sand dunes in Diu.
- (4) Diu Fort and 200 Meter belt around the Diu Fort.
- (5) The islands of Panikotha and Simbor.
- (6) The area between Low Tide Line (LTL) and High Tide Line (HTL).

CRZ – II:

- (1) The entire area of Ghoghla village except the Salt pans.
- (2) Area starts from 200 Meter belt around the Diu Fort to inner/Eastern boundaries of the Fort wall in the eastern side of Diu.
- (3) The entire western stretch of Diu.
- (4) A small stretch of land, north of Gomtimata temple, bounded on the east by proposed reserved forest boundary, and upto 500 meters from HTL on the north side.

CRZ – III:

- (1) All the Salt pans in Ghoghla.
- (2) The part of northern stretch of Diu island, starting from the north-east boundary of CRZ-II on the western side of Diu island, to western boundary of Diu Fort Wall.
- (3) The part of southern stretch of Diu island, starting from eastern boundary of Vanakbara village to western/outer boundary of Diu Fort Wall.

CRZ – IV:

- (1) The water areas from Low Tide Line to 12 Nautical Mile on the Sea ward side.

EXTRAORDINARY No. : 08

DATED : 5TH MARCH, 2014.

3. Areas that requires special consideration for Diu:

As per the CRZ Notification, 1991 and as per the approved Coastal Zone Management Plan (CZMP) prepared based on CRZ Notification, 1991 certain area of Diu island were categorized under CRZ – IV but as per the present CRZ Notification, 2011, the Diu island has not been categorized under CRZ – IV areas.

Considering the small area of Diu and huge potential for developing tourism, certain relaxations are required to be granted to the Diu Island in the CRZ – III area. The setback distance for permitting construction is accordingly fixed at 60 meter or width of the sandy beach, whichever is more, in the stretches of CRZ-III areas, (corresponding to similar provision existing in the para II (iii) of Notification No.DCF/DMN/200-II/96-97/740 dated 26.11.1996 for CRZ-IV areas).

4. General conditions:

- (a) All developmental activities in CRZ area shall take place as per the approved Coastal Zone Management Plan.
 - (b) All activities which require prior clearance from the Ministry of Environment and Forest, has to be taken as per the provision of CRZ Notification, 2011.
 - (c) All relevant provisions of the CRZ Notification, 2011 shall be strictly followed.
 - (d) No activity that has been declared as prohibited under the CRZ Notification, 2011 shall be carried out within the Coastal Regulation Zone. The permissible / regulated activity shall be allowed in accordance with the norms of CRZ Notification, 2011.
 - (e) For development of Beach, Resorts and Hotels in the designated area of CRZ – III, the guidelines indicated under Annexure- III of CRZ Notification shall be followed.
5. Violations of the provisions of CRZ Notification, 2011 shall be subject to the provisions of the Environment (Protection) Act, 1986 and other relevant rules.
 6. Monitoring & enforcement of the provision of the CRZ regulations would be carried out by the U.T. Administration and accordingly the U.T. Administration has designated Collector, Diu as the Monitoring and Enforcing Authority for Diu District vide Notification No. 45/1/92-F&E/1330 dated: 05/07/1993.

By order and in the name of Administrator,
Daman & Diu and Dadra & Nagar Haveli.

Sd/-
Deputy Secretary (Environment & Forests),
Daman & Diu,
Daman.

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