

श्रेणी  
SERIES : II

Daman 5<sup>th</sup> February, 2016 16 Magha 1937 (Saka)

सं. : 06  
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

No. 30/03/2012/MAG/15-16/4166  
Admn. of Daman and Diu,  
Office of the Collector &  
District Magistrate,  
DIU.

Dated : 25/01/2016.

- READ:** 1) Letter No. CJSJ-CJM/DIU/838/2015 dated 30/11/2015.  
2) This office Notification No. 30/03/2012/MAG/15-16/2815 dated 14/12/2015.  
3) Letter dated 19/01/2016 from Shri P.G. Paida, Advocate, Diu.

### NOTIFICATION

In exercise of the Powers conferred by sub-section (3) of Section 25 of Code of Criminal Procedure, 1973 (2) of 1974, the undersigned i.e. District Magistrate, Diu hereby appoints Shri Rasiklal Mandan Solanki, Advocate as Assistant Public Prosecutor instead of Shri P. G. Paida, Advocate for the following Summary Criminal Case pending before the Hon'ble Civil Judge (S.D.) & C.J.M., Diu.

Sr. No.	Case No.	U/s	Case Registered against	Next Date of hearing
01	Summary Criminal Case No. 108/2015	4, 7, 9 of G, D & D. P. G. Act	Husen Habib Sheikh & Ors. R/o, Naliya Madavi, Una	-----

Shri Rasiklal Mandan Solanki, Advocate, Diu will be paid fees as per the guidelines/ instructions issued by the Govt. of India/U.T. Administration of Daman and Diu from time to time.

Sd/-  
( VIKRAM SINGH MALIK )IAS  
DISTRICT MAGISTRATE, DIU.

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**No. 7/2/2015/ROAD SAFETY/2015-16/835**  
**Administration of Daman & Diu,**  
**Office of the Deputy Director of Transport,**  
**RTO Complex, Airport Road,**  
**Nani Daman – 396 210.**

**Dated : 29/01/2016**

**NOTIFICATION**

In exercise of the powers conferred by sub-rule (2) of Rule 118 of the Central Motor Vehicles Rules, 1989, as amended by Notification of Ministry of Road Transport and Highways GSR No. 290 (E), dated 15/4/2015 (Central Motor Vehicle (Sixth Amendment) Rules, 2015), Hon'ble Administrator of Daman & Diu is hereby pleased to notify that the Transport Vehicles specified below which are registered prior to 1<sup>st</sup> October, 2015 and which are not already fitted with speed governor (speed limiting device or speed limiting function) shall be equipped or fitted by the operator of those vehicles on or before 01-04-2016 with a speed governor (speed limiting device or speed limiting function) having maximum pre-set speed of 80 kilometre per hour conforming to the Standard AIS:018/2001, as amended from time to time namely –

- (a) Stage Carriages
- (b) Contract Carriages of M1, M2 and M3 category with seating capacity exceeding 8 passengers in addition to driver seat and exceeding 3500 Kgs GVW
- (c) Maxi cabs with seating capacity exceeding 8 passengers in addition to driver seat and exceeding 3500 kgs GVW
- (d) Private service vehicles (Transport)
- (e) Omni Buses (Transport)
- (f) Tourist Vehicle covered with permits issued under sub-section (9) of section 88 of the Motor Vehicles Act, 1988 (ATTOBs and Maxi cabs exceeding seating capacity 8 and exceeding 3500 Kgs GVW)
- (g) Goods vehicles except 3 wheeler goods carriers and
- (h) Verified and certified by a testing agency specified in rule 126 to have maximum rated speed of not more than 80 kmph.

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SERIES II No. : 06

DATED : 5<sup>TH</sup> FEBRUARY, 2016.

Provided that the categories of transport vehicles carrying hazardous and those transport vehicles that are dumpers, tankers or school buses, registered prior to 1<sup>st</sup> October, 2015 and not already fitted with a speed governor (speed limiting devices or speed limiting function), shall be equipped or fitted by the operator of such vehicle, with speed governor (speed limiting device or speed limiting function) having maximum pre-set speed of 60 kilometre per hour conforming to the Standard AIS:018/2001, as amended from time to time.

By Order and in the name of the  
Administrator of Daman & Diu

Sd/-  
( **Lokesh Chandra** )  
Deputy Secretary (Transport)

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**U. T. Administration of Daman & Diu,  
Secretariat, Moti Daman – 396 220**

**No. DMN/VAT-2013/1-2/2015-16/455**

**Dated : 29/01/2016**

**NOTIFICATION**

In exercise of the power conferred by sub-section (2) of section 66 of the Daman and Diu Value Added Tax Regulation, 2005 (1 of 2005) and all other powers enabling her in this behalf, the Administrator of Daman and Diu is pleased to appoint Kum. Damania Apexa Navinbhai, Assistant VAT Officer of Value Added Tax to assist the Commissioner in Administration of the Regulation, with immediate effect.

By Order and in the name of the  
Administrator of Daman & Diu.

Sd/-  
( **Kishore J. Bamania** )  
Joint Secretary (Taxation ),  
Daman and Diu.

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**No. 6/52/2016-PER/147**  
**Administration of Daman & Diu,**  
**Department of Personnel &**  
**Administrative Reforms,**  
**Secretariat,**  
**Daman – 396 220.**

**Dated : 02/02/2016**

Subject :- Review of mechanism to ensure probity of Government Servants – Strengthening of Administration – Periodical review under FR 56 (j) and Rule 48 of CCS (Pension) Rules, 1972 – Formation of Committee for DANICS/DANIPS – reg.

**ORDER**

In pursuance of the Ministry of Home Affaris letter F. No. 14046/49/2015-UTS-II dated 11-01-2016, the Administrator of Daman & Diu and Dadra & Nagar Haveli is pleased to constitute Committees for preliminary periodical review of performance of DANICS/DANIPS posted in Daman & Diu and Dadra & Nagar Haveli, under FR 56 (j) and Rule 48 of CCS (Pension) Rule, 1972, as under :-

<b>DANICS</b>			
1	Administrator, Daman & Diu & DNH.	–	Chariman
2	Development Commissioner, Daman & Diu & DNH	–	Member
3	Finance Secretary, Daman & Diu & DNH	–	Member
4	Special Secretary (Pers), Daman	–	Member-Convener

<b>DANIPS</b>			
1	Administrator, Daman & Diu & DNH.	–	Chariman
2	Inspector General of Police, Daman & Diu & DNH	–	Member
3	Special Secretary (Home), Daman	–	Member-Convener

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

Sd/-  
**( P. S. Jani )**  
Special Secretary (Pers.)

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**U. T. ADMINISTRATION OF DAMAN & DIU  
TRANSPORT DEPARTMENT  
DAMAN**

**No. 86-1-2002/02/MV/2015-16/845      Dated : 03/02/2016**

**NOTIFICATION**

The following draft Rules which are proposed to be made so as to further amend the Daman and Diu Motor Vehicle Rules, 1989, are hereby published as required by Sub-section (1) of Section 212 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988), for the information of all persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration by the Government on the expiry of fifteen days from the date of publication of this Notification in the Official Gazette.

All objections and suggestions to the said draft rules may be forwarded to the Director of Transport, Union Territory of Daman & Diu, at Collectorate, Moti Daman – 396 220, within fifteen days from the date of publication of this Notification in the Official Gazette.

**DRAFT RULES**

In exercise of the powers conferred by Section 138 of the Motor Vehicle Act, 1988 (Central Act 59 of 1988) and all other powers enabling him in this behalf, the Administrator of Union Territory of Daman and Diu hereby proposes to amend the Daman and Diu Motor Vehicle rules, 1989, as follows, namely,

**1. *Short title and commencement--***

- (1) These rules may be called the Daman and Diu Motor Vehicles (Amendment) Rules, 2016.
- (2) They shall come into force from the date of their publication in the Official Gazette.

**2. *Insertion of new Rule 265 A --***

After rule 265 of the Daman and Diu Motor Vehicle Rules, 1989 (hereinafter referred to as the "Principal Rules") the following rules shall be inserted, namely :-

**"265 A. Erection of Speed breakers/rumble strip etc.**

- (1) The District Magistrate may, upon consultation with the Police/Transport Department, if satisfied that it is necessary in the interest of the Public safety direct the erection of speed breakers/rumble strips etc. and sign boards in respect thereof at the following places and ensure its maintenance :
  - (a) Any place where there is consistent record of accidents primarily attributable to the speed of vehicles or at hazardous sections;

*Contd./---*

- (b) Approaches to temporary diversions,
  - (c) Approaches to weak or narrow bridges or culverts,
  - (d) At uncontrolled junctions;
  - (e) Approaches to sharp curve with poor visibility,
  - (f) Any other places considered necessary for prevention of danger, injury or annoyance to the public or any person or property;
  - (g) Provided that the erection of speed breakers/rumble strips etc. on national highways shall be as prescribed by the Ministry of Road Transport and Highways
- (2) Sign boards shall be located at 100 mts and thereafter at 50 mts, in advance of the first speed breaker and at the placement of the speed breakers.
- (3) The Speed breakers shall be painted with alternate black and white colour to give additional visual warnings. The speed breakers shall also be painted in luminous paint/strips and/or embedded with cat-eyes.
- (4) An Engineer not below the rank of Assistant Engineer shall periodically monitor the maintenance of the speed breakers/rumble strips/sign boards and submit reports thereof, once in a month, to the District Magistrate concerned, failing which the District Magistrate shall call for an explanation from the Engineer concerned and after inquiry shall submit a report to the Administrator of Union Territory of Daman & Diu for fixing responsibility and recommending disciplinary action against the Engineer concerned.
- (5) The erection of speed breakers/rumble strips shall be in Consonance with the latest Guidelines of the Indian Roads Congress as amended from time to time.

By order and in the name of the  
Administrator of Daman & Diu

Sd/-  
**( Lokesh Chandra )**  
Deputy Secretary (Transport)

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**No. LAW/DMN/ADV-CAT/7-13/536**  
**Administration of Daman & Diu**  
**Deptt. of Law & Justice**  
**Office of the Law Secretary**  
**Secretariat,**  
**Moti Daman.**

**Dated : 03/02/2016**

**ORDER**

The Administrator of Union Territory of Daman & Diu and Dadra & Nagar Haveli is pleased to appoint the following Counsels, as Standing Counsels for the Union Territory of Daman & Diu and Dadra & Nagar Haveli to appear and defend the interest of the UT Administration before the Hon'ble Central Administrative Tribunal (CAT), Mumbai, for a period of three years w.e.f. 01/02/2016.

1. Shri Vinay S. Masurkar
2. Shri B. K. Ashok Kumar

The rate of fee shall be as per O.M. No. 26(1)/2014-Judl. dated 1<sup>st</sup> October, 2015 issued by the Govt. of India Ministry of Law and Justice, Department of Legal Affairs, New Delhi.

All other terms and conditions contained in the O. M. No. 23(1)87-Judl. dated 24/4/1987 and as amended by O. M. No. 23(2)/2001-Judl. dated 14<sup>th</sup> May, 2001 shall be applicable to the Counsels of High Courts as well as of the CAT Bench of Bombay.

This is issued with the approval of Hon'ble Administrator vide diary No. 21980 dated 27/01/2016.

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

Sd/-  
( S. K. Sahu )  
Law Secretary

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**No. LAW/DMN/APT-JR-ADV-HC/15-2003/537**  
**Administration of Daman & Diu**  
**Office of the Law Secretary**  
**Deptt. of Law & Justice**  
**Secretariat,**  
**Moti Daman.**

**Dated : 03/02/2016**

**ORDER**

The Administrator of Daman & Diu and Dadra & Nagar Haveli is hereby pleased to appoint Mr. Shrishailya Sadashiv Deshmukh, Advocate, Mumbai as Jr. Advocate for the Union Territories of Daman & Diu and Dadra & Nagar Haveli to appear and defend the interest of the UT Administration of Daman & Diu and Dadra & Nagar Haveli before the High Court, Mumbai for a period of one year from 01/01/2016.

He shall be paid fee as per O. M. No. 26(1)/2014/Judl. dated 1<sup>st</sup> October, 2015, issued by Govt. of India, Ministry of Law & Justice, New Delhi.

The appointment of Mr. Shrishailya Sadashiv Deshmukh as Jr. Advocate is governed by O. M. No. 23(01)/87-Judl. dated 24<sup>th</sup> April, 1987 read with O. M. No. 23(2)/2000-Judl. dated 14/5/2001 and order F. No. 36(3)/2015-Judl. dated 8<sup>th</sup> May, 2015 issued by the Govt. of India Ministry of Law and Justice, Department of Legal Affairs, New Delhi.

This is issued with the approval of the Administrator vide diary No. **10525 dated 31/12/2015.**

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

Sd/-  
**( S. K. Sahu )**  
Law Secretary

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**No. LAW/DMN/STG-COUNSEL/BHC/20-04/538**  
**Administration of Daman & Diu**  
**Deptt. of Law & Justice**  
**Office of the Law Secretary**  
**Secretariat,**  
**Moti Daman.**

**Dated : 03/02/2016**

**ORDER**

The Administrator of Union Territory of Daman & Diu and Dadra & Nagar Haveli is pleased to appoint following Counsels of High Court, Mumbai as Standing Counsels for the Union Territories of Daman & Diu and Dadra & Nagar Haveli to appear and defend the interest of the UT Administration of Daman & Diu and Dadra & Nagar Haveli, before the Hon'ble High Court, Mumbai for a period of three years with effect from 01/02/2016.

1. Shri Rashmikant Viveklal Desai
2. Shri Rui Rodrigues

The rate of fee shall be as per O.M. No. 26(1)/2014-Judl. dated 1<sup>st</sup> October, 2015 issued by the Govt. of India Ministry of Law and Justice, Department of Legal Affairs, New Delhi.

All other terms and conditions contained in the O. M. No. 23(1)87-Judl. dated 24/4/1987 and as amended by O. M. No. 23(2)/2001-Judl. dated 14<sup>th</sup> May, 2001 shall be applicable to the Counsels of High Courts as well as of the CAT Bench of Bombay.

This is issued with the approval of the Administrator vide diary No. 21981 dated 27/01/2016.

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

Sd/-  
**( S. K. Sahu )**  
Law Secretary

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