

MINISTRY OF ENVIRONMENT AND FORESTS

ORDER

New Delhi, the 21st December, 2009

S.O. 3250(E).— Whereas by an order of the Government of India in the Ministry of Environment and Forests, Number S.O. 155(E) dated the 3rd February, 2005 the Central Government constituted the Daman and Diu Coastal Zone Management Authority from the date of publication of the order in the Official Gazette up to 31st March, 2005.

And, whereas, by an order of the Government of India in the Ministry of Environment and Forests, Number S.O. 471(E) dated the 31st March, 2005 the Central Government has extended the period of re-constitution of the Daman and Diu Coastal Zone Management Authority for a period of three years with effect from the date of publications of the said order in the Official Gazette;

And whereas, the Central Government is of the view that such an Authority must be reconstituted as the term of the said Authority has been expired;

Now therefore, in exercise of the powers conferred by sub-sections (1) and (3) of section 3 of the Environment (Protection) Act, 1986 (29 of 1986) (hereinafter referred to as the said Act), the Central Government hereby reconstitutes the Daman and Diu Coastal Zone Management Authority (hereinafter referred to as the Authority) for a period of three years with effect from the date of publication of this order in the Official Gazette, consisting of the following persons, namely:-

1. Secretary, (Environment and Forests),
Daman and Diu and Dadra and Nagar Haveli. - Chairman
2. Chief Town and Country Planner,
Town Country Planning Department,
Moti Daman - Member
3. Conservator of Forests,
Daman and Diu and Dadra and Nagar Haveli. - Member
4. Director or his nominee,
Space Application Center,
Ahmedabad. - Member
5. Head of Department, - Member

Environmental Engineering,
Regional Engineering Collage,
Surat

6. Collector, Daman - Member
7. Collector, Diu - Member
8. Deputy Conservator of Forests,
Daman and Diu. - Member
Secretary

II. The Authority shall have the power to take the following measures for protecting and improving the quality of the coastal environment and preventing, abating and controlling environmental pollution in areas of the State of Daman and Diu, namely:-

(i) examination of proposals for changes or modifications in classification of Coastal Regulation Zone areas and in the Coastal Zone Management Plan (CZMP) received from the Daman and Diu State Government and making specific recommendations to the National Coastal Zone Management Authority therefore;

(ii) (a) inquiry into cases of alleged violation of the provisions of the said Act or the rules made thereunder or any other law which is relatable to the objects of the said Act and, if found necessary in a specific case, issuing directions under section 5 of the said Act, insofar as such directions are not inconsistent with any direction issued in that specific case by the National Coastal Zone Management Authority or by the Central Government;

(b) review of cases involving violations of the provisions of the said Act and the rules made thereunder or under any other law which is relatable to the objects of the said Act, and if found necessary, referring such cases, with comments, for review to the National Coastal Zone Management Authority:

Provided that the cases under clauses (a) and (b) of this sub-paragraph may be taken up *suo-moto* or on the basis of complaint made by an individual or an representative body or an organization;

(iii) filing complaints under section 19 of the said Act, in cases of non-compliance of the directions issued by it under sub-paragraphs (i) and (ii) of this paragraph;

(iv) to take action under section 10 of the said Act to verify the facts concerning the issues arising from sub-paragraphs (i) and (ii) of this paragraph.

- III. The Authority shall deal with environmental issues relating to Coastal Regulation Zone, which may be referred to it by the State Government of Daman and Diu, the National Coastal Zone Management Authority or the Central Government.
- IV. The Authority shall identify ecologically sensitive areas in the Coastal Regulation Zone and formulate area-specific management plans for such identified areas.
- V. The Authority shall identify coastal areas highly vulnerable to erosion or degradation and formulate area-specific management plans for such identified areas.
- VI. The Authority shall identify economically important stretches in the Coastal Regulation Zone and prepare integrated Coastal Zone Management Plans for the same.
- VII. The Authority shall submit the plans prepared by it under paragraphs IV, V and VI above and modifications thereof to the National Coastal Zone Management Authority for examination and its approval.
- VIII. The Authority shall ensure compliance of all specific conditions that are laid down in the approved Coastal Zone Management Plan of Daman and Diu.
- IX. The Authority shall furnish report of its activities at least once in six months to the National Coastal Zone Management Authority.
- X. The Authority shall ensure that at least two third members of the Authority are present during the meetings.
- XI. The foregoing powers and functions of the Authority shall be subject to the supervision and control of the Central Government.
- XII. The Authority shall have its headquarters at Moti Daman.
- XIII. Any matter specifically not falling within the scope and jurisdiction of the Authority shall dealt with by the statutory authorities concerned.

[Dr. Nalini Bhat, Scientist 'G']

Note:- The principal order constituting the Daman and Diu Coastal Zone Management Authority was published in the Gazette of India, Extraordinary, vide number S.O 17 (E) dated the 4th January, 2002 and last reconstituted vide S.O 155 (E) dated the 3rd February, 2005.