

UT Administration of Daman & Diu
Department of Revenue
Office of the Secretary Revenue, Daman & Diu
Moti Daman

NOTIFICATION

In the exercise of the powers conferred by Section 6 of the Goa, Daman and Diu (Administration) Regulation, 1962, (1 of 1962), the Administrator, Union Territory of Daman and Diu & Dadra and Nagar Haveli, is hereby pleased to publish proposed modifications in the Dadra and Nagar Haveli Land Reforms Regulation, 1971, as extended to Union Territory of Daman and Diu inviting objections/ suggestions, if any, may do so in writing addressed to the Secretary (Revenue), Department of Revenue, Secretariat, Moti Daman, Daman- 396220 within 30 days of publication of this Notification in the official gazette of UT Administration of Daman and Diu.

MODIFICATION

1. In the Dadra and Nagar Haveli Land Reforms Regulation, 1971 unless the context otherwise requires,

Throughout the Regulation, for the words “Dadra and Nagar Haveli” except in short title wherever they occur, the words “Daman and Diu” shall be substituted.

2. In the title, the words “*Published in the Gazette of India Extraordinary, Part II, Section 1, dated the 8th December, 1971.*” Promulgated by the President in the Twenty-second Year of the Republic of India.” shall be replaced by the words “as extending to the Union Territory of Daman and Diu.”

3. In the preamble, the words “to abolish Alwara and Terem tenures, to confer occupancy rights on Alwara and Terem holders and their tenants,” “and distribution” and “and to regulate the relations of Landlord and tenants,” shall be deleted. The word “and” shall be added after the words “agricultural lands”.

4. In the Section 1 sub-section (1), the words “, as extended to Union Territory of Daman and Diu” shall be added.

5. In Section 1 sub-section (3), the following words “on such date as the Central Government may, by notification in the Official Gazette, appoint.

Provided that different dates may be appointed for different provisions of this Regulation and any reference in any such provision to the commencement of this Regulation shall be construed as a reference to the coming into force of that provision.” shall be replaced by the words “at once.”

6. In Section 2 sub-section (2), the word “and” after the word “agricultural” shall be replaced by the word “land”.
7. In Section 2 sub-section (3) clause (b), the words “but does not include forest land” shall be omitted.
8. In Section 2, sub-sections (7), (8), (20), (30), (31) and (34) shall be deleted.
9. In Section 2, sub-section (9), the words “20th day of August, 1964,” and “Land Reforms Commission for the Union Territory of Dadra and Nagar Haveli was appointed” shall be deleted. In the same sub-section, the words “19th day of October, 2019” shall be added after the words “means the”; and the words “draft of this Regulation as to be extended to

Union Territory of Daman and Diu was published;" shall be added after the words "which the".

10. Throughout the Principal Regulation, the word "celling" shall be replaced with the word "ceiling".
11. In Section 2 sub-section (14), the words "Central Government" shall be replaced with the words "Administrator of Union Territory of Daman & Diu".
12. In Section 2 sub-section (18), the word "lendlord" shall be replaced by the word "landlord".
13. In Section 2 sub-section (19), the words "Dadra and Nagar Haveli Land Revenue Administration Regulation, 1971" shall be replaced by the words "Goa, Daman and Diu Land Revenue Code, 1968".
14. In Section 2 sub-section (22) clause (iii) the word "case" shall be replaced by the word "cash" and in the Explanation 3, the word "broughter" shall be replaced by the word "brother".
15. In Section 2 sub-section (23) clause (iii), the word "women" shall be replaced by the word "woman".
16. In Section 2 sub-section (29) clause (ii) shall be omitted and in clause (iv), the words "but does not include an Alwara holder, a Terem holder and a temporary lessee under the Government referred to in Section 5." Shall be omitted.
17. In the Principal Regulation, Chapter II shall stand deleted in its entirety.
18. In Section 7 sub-section (a), the words "land which is not used or capable of being used for the purpose of agriculture" shall be replaced by "land which has been declared as non-agricultural land by the competent authority before the appointed date".
19. In Section 7, sub-section (f) shall be omitted.
20. In the Section 8 sub-section (1) and its clauses, the words "provisional", "celling" and "hectares" shall be replaced by the words "provision", "ceiling" and "hectares" respectively. In clause (i), figure "7.5" shall be replaced by figure "6.071". In clause (ii), figure "11" shall be replaced by figure "8.91". In clause (iii), figure "16" shall be replaced by figure "15".
21. In Section 8 sub-section (2), the word "that" after the words " falling under more" shall be replaced by the word "than"; and the numbers figure "1-45" shall be replaced by figure "1.45".
22. In Section 9 sub-section (1), the words "Provided that there the person is a joint family, each major male member of such family shall be entitled to possess :-" shall be deleted.
23. In Section 9 sub-section (1) clause (i), the word "possesn" shall be replaced by the word "possess".
24. In Section 9 sub-section (1) clause (ii), the words "such" appearing after the words "family, so" shall be replaced by "much" and the words "posses" shall be replaced by "possess".
25. In Section 9 sub-section (2), the words "farming society" shall be replaced by the word "family".
26. In Section 9 sub-section (3), the words "possessed" shall be replaced by the word "possess".

27. In Section 9, sub-section (5) shall be deleted.
28. In proviso to Section 10 sub-section (1) clause (b), the word “quit” shall be replaced by the word “writ”; the words “Provided that any transfer of land under article 27 of Organizacao Agraria shall not be ignored:” and “further” shall be deleted.
29. In Section 10 sub-section (2), the word “second” shall be deleted and the word “take” shall be replaced by the word “that”.
30. In Section 11 sub-section (3), the word “in” shall be added after the words “registered unless a declaration”.
31. In Chapter IV of the Principal Regulation, the heading shall read as “Compensation” instead of “Compensation and Occupancy Rights”.
32. In Chapter IV of the Principal Regulation, Sections 13, 18, 19 and 20 shall be deleted.
33. In Section 14, “(1) shall be added before the words “There shall be paid” and the words “and the provisions of sub-section (5) of section 13 and section 16 shall, so far as may be, apply in relation to such land as they apply in relation to any land in respect of which an Alwara or Terem has been granted” shall be deleted.
34. In Section 14, sub-section (2) shall be added which shall read as follows:

“(2) Where on the vesting date, there is any building or other structure, the compensation so payable shall be increased by an amount equal to the value of such building or structure which may be determined by the prescribed authority in accordance with such rules as may be formed.”
35. In Section 16 sub-section (1), the words “any”, “Alwara holder or the Terem-holder, as the case may be,” and “appointed” shall be replaced by the words “every” , “landlord” and “apportioned” respectively; the words “which vests in the government under chapter III” shall be added before the words “held by the tenant”; the words “in respect of which an Alwara or a Terem has been granted and in respect of which occupancy rights are not deemed to have been granted to the tenant under section 4” shall be deleted.
36. In Section 16 (2), the words “(5)” and “13” shall be replaced by “(2)” and “14” respectively; the words “the Alwara-holder or the Terem-holder or” shall be deleted.
37. In Section 17, the words “in cash” shall be deleted.
38. In Section 21, the words “Alwara holder, Terem holder,” wherever they appear shall be replaced by the words “landlord”.
39. In Section 21 sub-section (3), the word “map” shall be replaced by the word “may”.
40. In Section 21 sub-section (5), the word “therefor” shall be replaced by the word “thereof”.
41. In Section 22 sub-section (1) clause a), the words “an Alwara or Terem, has been granted” shall be deleted.
42. In Section 22 sub-section (1) clauses f), h) and j) shall be deleted.
43. In the Principal Regulation, Section 23 shall be deleted.
44. In Section 24 sub-section (1), the words “section 13 or” shall be deleted.
45. In the Principal Regulation, Section 25 shall be deleted.

46. In Section 26 sub-section (1), clause (i) shall be deleted; in clause (ii), the words “(ii)” and the word “and” after the words “Chapter III;” shall be deleted; in clause (ii), the word “(i)” shall be added before the word “agricultural land possessed by a person in excess”.
47. In Section 27 sub-section (1), clause (v) shall be deleted.
48. In Section 29 sub-section (1), the word “member” shall be replaced by the word “manner”.
49. In Section 29 sub-section (3), the words “either in one lump or in” shall be added after the word “allottee” and the word “annually” shall be deleted.
50. In Section 32 sub-section (4), the words “a member” shall be deleted.
51. In Section 34 sub-section (2), the words “two hundred and fifty rupees” shall be replaced by the words “twenty five thousand”; the words “may be leased out by the prescribed authority on behalf of the landlord in such manner and subject to such conditions (including a condition as to the payment of rent to the landlord) as may be prescribed, and every such lease shall be deemed to be a lease granted under section 32” shall be replaced by the words “shall vest with the Government free of all encumbrances”.
52. In the Principal Regulation, the Sections 35, 36, 37, 38, 39, 40, 42 and 43 shall be deleted.
53. In Sections 44, 45, 46 and 47A the words “Collector” shall be replaced by the words “Appellate Authority”.
54. In Section 45 sub-section (3), the words “enquiryesed nasp mayeem” shall be replaced by the words “summary enquiry, as he may deem”.
55. In Section 46, the words “dh,ias,” and “aub motu” shall be replaced by the words “order-” and “suo motu” respectively.
56. In Section 47A, the words “or any person authorised by him in this behalf,” shall be added after the word “Administrator”; the word “at” shall be added before the words “his own cost”; the words “Parties rot not to be represented by legal by legal practitioners before prescribed authority etc.” shall be deleted.
57. In Section 48, the word “while” after the word “civil court” shall be deleted.
58. In Section 50, the words “or occupancy price”, “as a reference” , “on the date of restoration referred to in clause (ii) of sub-section (5) of section 4” and “or on which the tenant is deemed to be the occupant of the land under section 42” shall be deleted.
59. In Section 53, the words “five hundred” shall be replaced by the words “fifty thousand”.
60. In Section 56, sub-section (2), clauses (a), (b), (g), (l), (p), (q), (r), (s), (t), (u) and (v) shall be omitted.
61. In Section 56, sub-section (2), clause (c), word “second” shall be deleted.
62. In Section 56, sub-section (2), clause (f), the words “section (5) of section 13” shall be replaced by the words “section (2) of section 14”.
63. In Section 56, sub-section (2), clause (k), the words “section 13, or” shall be deleted.
64. In Section 56, sub-section (2), clause (w), the words “sub-section (2) of section 55” shall be deleted.
65. In the Principal Regulation, Schedule I and Schedule II shall be deleted.