

## **BEACH SHACK POLICY 2012-13 (INCORPORATING MODIFICATIONS)**

### **TERMS AND CONDITIONS FOR GRANT OF PERMISSION FOR ERECTION OF TEMPORARY SHACKS/DECK-BEDS/UMBRELLAS ON THE IDENTIFIED BEACHES OF GOA FOR THE TOURIST SEASON 2012-13 (OCTOBER 2012 TO 31<sup>ST</sup> MAY 2013).**

In compliance with the directives and the approval of the State Cabinet, the Government of Goa issues the following Policy/Guidelines for the ensuing Tourist Season 2012-2013, for strict compliance. This is a tentative list and the number of Shacks may vary as per ground conditions, CRZ directions, Forest Department's approval as well as other public interest considerations.

Permission shall be granted for erection of temporary Shacks/placing of Deck-beds on the following identified beach stretches after a joint inspection to be carried out by the Officials of this Department along with the Officials of GCZMA:

<b>NORTH GOA – 237 nos.</b>							
<b>‘A’ Stretches</b> (Permission Fees `40,000/-*)				<b>‘B’ Stretches</b> (Permission Fees `25,000/-*)			
Sr. No.	Name of the Beach	Size of the Shack	No. of Shacks	Sr. No.	Name of the Beach	Size of the Shack	No. of Shacks
1	Calangute (103)			1	Keri	18 m X 8 m	06
	(a) Saunta Vaddo	12m X 8m	23	2	Arambol	do	10
	(b) Khobra Vaddo	18 mX 8m	17	3	Mandrem	do	06
	(c) Umta Vaddo	do	15	4	Morjim	do	11
	(d) Maddo Vaddo	do	10	5	Ozrant	do	08
	(e) Tivai Vaddo	do	16	6	Anjuna	do	07
	(f) Gaura Vaddo	do	22	7	Vagator	do	05
2	Candolim (77)			8	Siridao (subject to availability of space)	do	02
	(a) Ximer	18m X 8m	12	9	Chapora	do	02
	(b) Escrivao Vaddo	do	10				
	(c) Camotim Vaddo	do	19				
	(d) Murud	do	10				
	(e) Vaddie	do	21				
	(f) Dando (Maximum 05 nos.)	do	05				

<b>SOUTH GOA – 106 nos.</b>							
<b>‘A’ Stretches (Permission Fees ` 40,000/-*)</b>				<b>‘B’ Stretches (Permission Fees ` 25,000/-*)</b>			
Sr. No.	Name of the Beach	Size of the Shack	No. of Shacks	Sr. No.	Name of the Beach	Size of the Shack	No. of Shacks
1	Majorda	18m X 8m	10	1	Velsao	18m X 8m	02
2	Colva	do	08	2	Arrosim	do	04
3	Lounginhos (Colva)	do	03	3	Utorda	do	07
4	Colmar (Colva)	do	01	4	Thonvaddo (Betalbatim)	do	06
5	Benaulim	do	12	5	Ranvaddo (Betalbatim) (Coconut Grove)	do	02
6	Calvaddo	do	03	6	Sunset Beach (Betalbatim)	do	01
7	Varca	do	04	7	Sernabatim (Colva)	do	03
8	Fatrade (Varca)	do	07	8	Velludo (Benaulim)	do	04
9	Mobor (Cavelossim) (near Hotel Leela & Holiday inn)	do	06	9	Zalor	do	04
10	Khandivaddo (Cavelossim) (Near Hotel Dona sylvia & Old Anchor)	do	11	10	Palolem (subject to approval of CRZ)	do	08

Note- In Saunta Vado, one shack will be allotted to GTDC in land area located on Baga Beach belonging to GTDC to set up a model shack for gathering inputs on solid waste management, uniform shack design, etc for the subsequent beach shack policies. The GTDC shall be at liberty to identify suitable party to manage and operate the shack by following codal procedures.

In Baga area Saunta wado the size of the shacks will be 12m x 8 m. In other beach areas though the size will be uniform and maintained at 18m x 8m, the Department will reserve the right of reducing the size to 12 mx 8 m depending on the beach width, public access and other factors in consultation with the Water Resources department.

The number of Temporary Shacks to be allotted at the various beaches may be subject to such variations as decided by the Government from time to time.

- Application in the prescribed form as per enclosure for allotment of Temporary Shacks to be erected on identified beach stretches are invited from the persons and permission shall be granted to put up only one Shack by one member of a family who is unemployed and no other family members can apply. The applicant should not be

employed or engaged, directly or indirectly in any business, vocation or profession, such as Tourist Taxis, hotels, Bars or Restaurants, sale of Handicrafts, Souvenirs, Toddy tapping, fishing or any other form of business not so specified. License shall be granted for putting up only one beach shack to a member of the family.

Explanation. — For the purpose of this section, —family shall include husband or wife, as the case may be, dependent parents and unmarried children, provided they figure in the same ration card as the applicant.

In case of any complaints received with documentary proof that the shack allottee has obtained the shack fraudulently in violation of this policy, the permission granted to such allottee, shall be cancelled forthwith and the Shack shall be re-allotted to the next waitlisted applicant and the security deposit shall be forfeited without any notice.

3. The Shack applicant shall be present in person for the draw of lots. In case of inability to attend due to unavoidable circumstances He/She shall report to the Office within three days of the date of draw to sign the attendance/site plan. In case of failure to report, the allotment shall be cancelled forthwith and Shack shall be allotted to the next waitlisted applicant.
4. The Shack allottee shall enroll all the staff working in the Shack who is handling food, for a special course conducted by IHMCT, Porvorim or GTDC preferably within one month of their appointment. The Shack allottee shall also enroll for one day orientation Work Shop at IHMCT, Porvorim.
5. The Shack shall be erected only at the place indicated in the Permission letter and as demarcated on the site plan drawn by the Department and by physical demarcation at the site.

6. The successful shack allottees shall collect the permission within a period of 15 days from the date of draw and shall erect the Shack within one month. No shack shall be erected before obtaining/collecting the permission from the Department and the Shack shall not be operated before obtaining permission/NOC/ License from all other concerned Departments like Health, Food & Drugs, and Excise etc. Failure to comply, the allotment of the Shack permission is liable for cancellation forthwith.
7. The Shack allottee shall provide printed bills to the customers for food, refreshment and any other service charges. There shall be surprise inspections by authorized Officials of the Government to verify the same and in case of violation, the shack operator will have to pay a penalty as prescribed by law.
8. The unsuccessful Shacks applicants shall not erect any Shack illegally. If done so, the same shall be subject to demolition at his/her own risk and cost and the fee submitted by the unsuccessful applicant shall be forfeited to the Government Treasury and he/she shall be Penalized/Black listed from applying for Shacks for a period of three years without prejudice to action for contempt of Court for violation of High Court Orders from time to time.
9. The Shack allottee shall make provision for giving Fire cover/First Aid to the structure and the public/tourists and shall contact the Office of the Fire Service to obtain guidelines.
10. The permission granted shall be valid for the current tourist season only i.e. from the date of grant of Permission upto 31<sup>st</sup> May, 2013 and shall be subject to the allottee obtaining the required permissions, from the Departments such as Excise, Health, Food & Drugs Administration, Electricity, Fire Services and other concerned authorities as may be applicable.

11. The concerned Departments shall issue licenses only to those shacks, which have been given permission by the Tourism Department as per directions of Hon'ble High Court of Bombay at Goa (in W.P. No.167/2007).
12. The Police Department and respective Police Stations shall maintain a strict vigil along the beaches so as to prevent erection of illegal Shacks/placement of Deck-Beds. Hawkers, masseurs, lamanis and others such as peddlers in banned substances should not be allowed to operate on the beaches under their jurisdiction.
13. The Shack structure shall be of the size 18 mts. (length) x 8 mts. (breadth) only and the height of the Shack shall be maximum of 5.5 mts. including height of boards displayed above the roof. For the Beach Stretches of Calangute, Sauntawado, the size of the Shack shall be 12 mts. (length) X 8 mts. (breadth) and the height of the Shack shall be maximum of 5.5 mts. including height of board displayed above the roof. No Shack shall be allowed of any dimension bigger than the above specified. The size of the shack shall be the actual construction i.e., the plinth area on the ground and be measured from the poles erected at the four corners of the Shack. Maximum roof extension of one meter from the plinth on lateral sides and two meters in front side will be allowed, however, there shall be no roof extensions from the rear side of the Shack. Shacks which differ in size other than permitted are liable to be demolished and the permission shall be cancelled forthwith. The security deposit will also be forfeited without any notice after the panchnama is conducted and videographed and it is established that there is illegal expansion or relocation of the shack area. The alignment shall be decided by the Department of Tourism. The private shacks( in private properties) shall also be of size 18m x 8m metres and shall have the same application fee, security deposit and

50% of the shack fee as is applicable to shacks allotted on beach areas.

14. For the Tourist season 2012-13, the cost for Application Form shall be Rs. 3000/- (non refundable). The application forms will be made available on the website of the Department of Tourism i.e. [www.goatourism.gov.in](http://www.goatourism.gov.in) and the form has to be downloaded and submitted to the following offices of the Department during working hours with two demand drafts, i.e. one demand draft for application form for Rs 3000/- and second demand draft towards the shack fee as applicable. No physical forms will be made available by the Department. The demand drafts have to be drawn in favor of Director of Tourism, Panaji Goa, payable at Panaji Goa. Applications without the two demand drafts shall be summarily rejected. The fee for the seasonal Shack shall be as under:

\* At stretches: 'A' =Rs. 40,000/-

\* At stretches: 'B' = Rs. 25,000/-

Beach stretches of Calangute, Candolim, Majorda, Colva, Benaullim, Varca and Cavelossim are classified as 'A' category beaches and the other beach stretches shall be termed as 'B' category. The shack fees of unsuccessful applicants shall be refunded within 45 days of the completion of shack allotment process. In case the successful shack allottee fails to set up the shack within 15 days from receipt of allotment/ permission letter from the department then the, shack fee will be forfeited, without notice.

15. Security deposit Each successful applicant shall furnish a refundable security deposit of Rs. 10,000/- in the form of Demand Draft drawn in favor of Director of Tourism payable at Panaji only from any scheduled commercial bank, at the time of collection of permission letter.

16. In case of default or breach of or non compliance of any of the terms and conditions of the beach shack policy or any other violations as are prohibited under the prevailing Laws, the Security Deposit made by the applicant shall be forfeited to Government Treasury, without notice. The applicant shall be required to produce a fresh demand draft of equal amount within a period of 10 days in order to continue the permission for erection of temporary shack so allotted failing which the permission so granted shall be revoked without any further intimation to the shack applicant and the structure shall be demolished thereafter as per provisions of Law. The deposit made by the applicant shall be refunded after the expiry of permission period and after the removal of structure and certificate obtained from the Designated Authority that the structure has been removed and land has been returned to its original form, failure on the part of the applicant to do so necessary work of removal shall be undertaken by the Government at the cost and risk of the applicant and excess amount if incurred shall also be recovered from the applicant after adjusting the Security Deposit. The shacks will have to be dismantled before 10<sup>th</sup> June, 2013, and a certificate to the effect that the shacks have been dismantled will have to be submitted from the concerned Assistant Tourist Officer ( North)/Assistant Tourist Officer (South), Department of Tourism, on or before 30<sup>th</sup> June, 2013, failing which, the security deposit will be forfeited without any notice. In case of private shacks, the security deposit will be as above and the private shack owners will have to furnish a site clearance certificate from the Secretary of respective village Panchayat or Chief Officer of the Municipal area under whose jurisdiction the shacks lie, on or before 30<sup>th</sup> June, 2013, failing which, the security deposit will be forfeited without any notice.
17. The Shack shall be erected out of eco-friendly materials like bamboos/wooden poles with thatched palm leaves/ thatched

bamboo mat roofing as far as possible. However, in case of paucity of wood the same may be erected out of the other modern materials like synthetic, steel, nylon fabric etc for the purpose of frame work due to unpredictable weather conditions. Use of concrete material is absolutely banned.

18. Each Shack allottee shall be permitted to place five nos Deck-Beds with five Umbrellas within the demarcated areas specified by the Department of Tourism subject to a maximum of three meters from the front of the Shack, beyond which no Deck-Beds shall be laid out. Any tables, chairs are found placed in front of the Shack beyond three meters, the Shack permission issued shall be cancelled forthwith and the Shack allottee shall be debarred for next three years. A line of 3 meters shall be demarcated by the Department in front of the Shack allotted. The Deck-Beds shall be numbered from 1 to 5 in all the stretches and painted with the permission/license number of the Shack allotted. No scattering of Deck-Beds shall be allowed and if found the same shall be confiscated and the permission to place deck beds shall be revoked in respect of the shack owner who has been found violating this clause. Any deck beds found without permission/ license number painted on it shall be treated as unauthorized deck bed and the same shall be seized and confiscated/ dismantled on the spot. Any unauthorized deck bed shall be treated as nuisance as defined under Goa Tourist Places (protection and maintenance) Act 2001 and the violator shall be prosecuted under the act.

Section 10 of the above act is reproduced as under

10. Offences and penalties. — (1) Whoever contravenes any of the provisions of this Act or fails to comply with any order or directions given under the Act or obstructs any person acting under the orders or directions of the Competent Authority from exercising his powers and performing his functions under this Act, shall be punishable



with imprisonment for a term which shall not be less than 3 months but which may extend to 3 years or with fine which may extend to Rs. 5,000/- or with both.

(2) Any offence committed under this Act shall be cognizable and non-bailable.

a) No permission for placing Deck-Beds/ Umbrellas on the beaches shall be given to Hoteliers on public beach area, as per directions given by GCZMA.

19. If the Shack allottee is found to place any additional items/ material on the beaches other than those permitted, the same shall be confiscated by the Department and any unauthorized item shall be treated as nuisance as defined under Goa Tourist Places (Protection and Maintenance) Act 2001 and the violator shall be prosecuted under the act. It shall be at the discretion of the Director of Tourism, to auction/dispose off the same. The Shack license/deck-bed permission shall also be liable for cancellation.

20. Where the number of eligible applicants is more than the number of Shacks permitted on any particular beach, the selection shall be decided by draw of lots. The selection of site shall also be done by draw of lots.

(a) 90% of the Shacks shall be allotted by draw of lots to those applicants who are having past experience.

(b) The remaining 10% shall be allotted by draw of lots from among the new applicants who have no prior experience.

In case there is any fraction arising while arriving at 90% figure, the benefit of the fraction shall go to higher side only if the fraction is 0.5 and above.

Explanation:

- i) For the purpose of experience, the applicant shall enclose copies of past permissions/valid document issued by the Tourism Department only. No other documents shall be accepted.
  - ii) Permissions issued in the name of a person who is deceased shall be allowed for the purpose of experience in case the applicant is the spouse of the deceased person or in his/her absence a legal heir.
21. A list of all successful Shack allottees for 2012-13 shall be endorsed among others to the (i) Collector North/South (ii) Excise Department (iii) S.P. North/South (iv) Electricity Department (v) Health Department (vi) Food and Drugs Administration (vii) Fire Services (viii) Member Secretary, GCZMA (ix) PWD (x) Health. A list of successful Shack allottees for 2012-13 season shall be put up on the website of the Department. The Applicants licences/ N.O.C's shall be cleared by the respective Departments without delay, the activity being seasonal.
22. The Shack shall be dismantled and all the materials used for its erection including the kitchen equipments/furniture etc. shall be removed within ten days of expiry of the permission (including disconnection of Temporary electric supply, water connection if obtained) once the season is over. The area shall be cleared and cleaned up without leaving any dirt/discarded material at the site. In case the allottee fails to remove the structure within three days

of the expiry of the permitted period, his/her application for Shack shall be rejected for a period of three years. If due to any adverse weather conditions or beach protection or any such work / activity in public interest, needs to be carried, Director of Tourism may withdraw any permission for Deck-beds/Shack license before the specified date and in such cases, allottee/permission holder will not be liable for any compensation.

23. The activity in the Shack shall be restricted to sale of food items and beverages and not for any other purpose. For sale of any alcoholic beverages, necessary license shall have to be obtained by the allottee from the Department of Excise and Department of Food and Drugs Administration as per provisions of law.
24. The Shack allotted shall not be sublet under any circumstances. In case of subletting confirmed with documentary evidence the Shack shall be demolished on the spot and shall be allotted to the waitlisted applicant and the security deposit shall be forfeited without notice. The shack allotted are subject to surprise inspections by officials of Department of Tourism and in case it is found that the allottee is absent during three consecutive inspections, it shall be presumed that the shack has been sublet and the shack license will be cancelled and the shack allottee shall be debarred from allotment of shack for next three years.
25. Association with Lamanis, Masseurs, hawkers and sale/display of any other items other than food and beverages shall not be permitted.
26. The applicant should not have a criminal background and there should not be a chargesheet pending against in any criminal Court located in India. The successful shack allottees shall

produce certificate stating that “no criminal case has been registered against them,” from the concerned Police Station. Any person disqualified under Clause 26 of the Beach Shack Policy for the year 2011-12, if eligible under the modified clause of this Policy shall be entitled to apply.

27. Applicant shall not be involved in any illegal activities, including trafficking in drugs, immoral activities, pedophilia, etc. and it shall be applicant’s responsibility to report any such cases noticeable, to the Police, or Tourism Department. All co-operation shall be given to the personnel of Tourism Department, who are authorized to act in case of violation of any of these guidelines/directions.
28. The Shack allottee shall not discharge dirty water, liquid, sewage from the toilets garbage or any dry waste on the beach, or into the sand. NOC of Health Department is a necessary condition and non-obtaining of the same shall be sufficient for withdrawal of permission. The Shack allottee will be required to maintain two dust bins, one for biodegradable waste with a lid and the other for non-biodegradable waste. Each allottee will also maintain a container to collect the waste water generated from washing, etc.. The concerned Village Panchayat/ Municipality shall collect and dispose of the respective wastes for which necessary fees shall be paid by the Shack allottee. The Department shall levy penalties for disposing off garbage unlawfully and even cancellation of permission for (a) not maintaining dustbins (b) not disposing off waste water properly (d) illegal dumping/burying of garbage in the vicinity or any portion/place of beach stretch, as enumerated in clause no. 19.
29. Every Shack allottee shall compulsorily provide toilet facility which shall as far as possible be chemical mobile toilet with

proper sewage disposal facility. The Toilet should be managed in a hygienic manner. In addition the Department of Tourism may install toilets in specific areas and the same shall be subject to inspection by a designated committee.

30. Area surrounding the Shack must be kept clean by the Shack allottee. Burning or burying of waste/garbage in any form is not allowed. In case, any dirt/garbage, fire wood, charcoal, etc. is found behind the Shack or nearby, the permission of the Shack shall be liable for cancellation forthwith and the Shack shall be demolished at the risk and cost of the Shack allottee. The shack allottee shall take the responsibility to see that no garbage is dumped/buried in the bushes/vegetations or dunes.
31. The Shack allottee shall be allowed to display only one menu board of the size 4 ft X 5 ft indicating list of food-items/ rates at the Shack. In any case no tariff boards/ standees shall be allowed to be installed outside the shack or on top of the shack. In case of violation, the boards shall be confiscated and penalty shall be imposed. Each allottee shall obtain potable water for their use from certified sources only.
32. The Shack allottee shall not practice any discrimination for entering into the Shack against any person based on Nationality or sex or caste or religion or race or any other such factors, and allotment is liable for cancellation in case of such complaints received, after due verification.
33. In addition, the Department shall provide a flex sticker with the wording "Approved by the Department of Tourism" and with its logo "Go Goa a Perfect Holiday Destination" and Shack number and location of the Shack printed on it along with the photograph of the Allottee to be displayed prominently

in front of the Shack, so that the public is encouraged to patronize only legal Shacks and report violations of those that have been illegally set up or illegally extended.

34. The Department reserves the right to make adjustment as regards to demarcation of Shacks depending upon the site condition/availability of space.
35. No foreigners shall be permitted to work in any Shack without Work Visa and without permission of the State Government.
36. No smoking and No spitting board with the wordings "Say No to Tobacco" "Yes to Life" to be compulsorily displayed by each Shack allottee within the Shack and shall observe the rules and regulations under the Goa Prohibition of Smoking and Spitting Act, 1997. If any psychotropic substances or narcotic substances are found in the Shack the Shack allottee shall be debarred for life for applying for the Shack.
37. Timing for operation of Shack shall be from 7.00 a.m. to 11.30 p.m. and no loud music shall be played beyond 10.00 p.m. The sound of the music played shall be heard only within the shack and shall not cause any disturbance to surrounding occupants. only 2 speakers of 12.5 watts RMS each is allowed. Amplifier beyond 25 watts RMS is prohibited. All conditions as per Noise Pollution Rules shall be strictly followed. Any music system comprising speakers and amplifiers beyond the permissible limits as aforesaid shall be confiscated.
38. Each shack allottee shall ensure that CCTV camera surveillance system of either of the following specifications shall be installed in order to monitor the activities in the shack. The CCTV cameras

so installed should give real-time footages of the videos recorded with internal looping and non invasive characteristics.

A) CCTV Surveillance System specifications for shacks with 4 cameras

Sr No	Product Description	Qty
1	Coloured IR LED Camera Day/Night , Vandal proof Sony 1/3 CCD, 500 TVL , 3.6mm lens -PAL from AXS	4 nos.
2	4 port Standalone DVR unit Make AXS / Dahua	1 set
3	Hard Disk of 500 GB hard Disk	1 set
4	Adapter for camera	1 set
5	UPS system of 600 VA for the DVR	1 set
6	TFT Monitor of 18 inches	1 set
7	Supply & Laying of CCTV cable through PVC pipe/ cap/casing	

B) CCTV Surveillance System specifications for shacks with 4 to 8 cameras

Sr No	Product Description	Qty
1	Coloured IR LED Camera Day/Night , Vandal proof Sony 1/3 CCD, 500 TVL , 3.6mm lens -PAL from AXS	4 to 8 nos.
2	8 port Standalone DVR unit Make AXS / Dahua	1 set
3	Hard Disk of 1 TB hard Disk	1 set
4	Adapter for camera	1 set
5	UPS system of 600 VA for the DVR	1 set
6	TFT Monitor of 18 inches	1 set
7	Supply & Laying of CCTV cable through PVC pipe/ cap/casing	

Note:-The CCTV surveillance system shall be enforced after an initial successful trial being carried out and after the modalities for the same being worked out by installing the same in the Shack permitted to GTDC.

39. The Shack allottee shall take due care not to disturb any existing sand dunes and pioneer beach vegetation covering the sand dunes and they shall be protected and conserved. Failure to protect and conserve the same the Shack allottee shall be held responsible for

violation of CRZ Notification, 1991 and action shall be initiated against the violators including cancellation of the Permission.

40. The Government has right to set up an enforcement cell/flying squads with powers to the designated Officers to demolish illegal shacks and confiscate deck-beds etc. and to impose penalties including cancellation of license for the rest of the season.
41. Hookahs, extra tables, chair, pool tables etc; are not allowed within and around the shack.
42. The successful shack allottee shall compulsorily submit two names of the Manager/Asst. Manager to be employed by him along with photo identity. In case it is found that the shack is operated/managed other than the allottee/identified Manager/Asst. manager, the shack permission issued shall be revoked forthwith.
43. The list of eligible applicants for Temporary Shacks shall be displayed on the Notice board. Complaints/Objections if any against the listed applicants shall be submitted to this office within a week from the date of display of the list. No complaints what so ever shall be entertained once the draw of lots is held.
44. The shack allottee shall take every care to keep the beach litter free and the responsibility thereof shall lie on the shack allottee.
45. All services and other products including food and eatables sold in the shack shall be subjected to Value added tax as shall be determined by the Department of Commercial Taxes.



46. The liquor sold in the shacks shall be subjected to Excise Duty as shall be determined by the Department of Excise. The Electricity department shall issue temporary electricity connections to the shacks allotted by the department of Tourism and the PWD/PHE shall grant temporary water connections to the shacks.
47. As far as turtle nesting beaches identified as such, by the Forest Department/Wildlife unit/ Competent Authority are concerned, the following conditions shall apply :

The precise location of the shacks on Morjim and Mandrem beaches shall be fixed in consultation with responsible representative of Forest Department who may identify the turtle nesting sites.

The allottee shall not allow the following after sunset and sunrise(i.e. after 6.00 p.m. till the sunrise on the next day).

- a) Operation of Shack & related activities like placing of deck beds.
- b) Artificial lighting.
- c) Playing of loud music.
- d) Display of fireworks as these can have adverse effect on the turtles nesting.

The Shack allottee shall inform any incidents of nesting, and shall actively co-operate with the protection staff, in protection of turtle, turtle nesting site, turtle eggs hatching etc.

48. PERMISSION FOR ERECTION OF SHED FOR WATER SPORTS OPERATORS.

Those applicants who are interested to erect a temporary Shed to store their equipments/operate Water Sports Activities within the marked zone for the purpose, shall be permitted on payment of a fee of Rs. 10,000/- in the form of Demand Draft drawn on State Bank of India, Panaji in favour of Director of Tourism, payable at Panaji

for a area not more than 10 mtr. x 10 mtr. and they shall submit a refundable Security Deposit of Rs.5,000/- in the form of "Demand Draft". The permission shall be valid for the tourist season only from October' 2012 to 31<sup>st</sup> May 2013. They should vacate and clear the site within three days from the date of expiry of the permission. The Water Sports activities should be carried out only within the demarcated area and the operator should be registered under the Tourist Trade Act, 1982 with the Department of Tourism (copy of a valid Certificate to be enclosed). For operation of Water Sports activities, queue (Q) system shall be followed for which separate guidelines are being issued. The application for the said request will be considered on first come first serve basis and allocation depends purely on site condition.

49. PERMISSION FOR ERECTION OF BASE STATION, BEACH WATCH TOWERS ETC.

The Department's Life Safety Scheme shall have priority in erection of Base Station, Beach Watch Towers and Storage of all required equipments. Similarly, the Department shall be at liberty to allow erection of beach nodal centres for protection of Children's Rights, ticket counters for Water Sports, Tourist Assistance Booths, Toilets, etc.

50. PROPER AREA TO BE MAINTAINED FOR BATHING ZONE.

This Department shall demarcate the area for bathing and the same has to be strictly followed and no other activities to be carried out/allowed taking into consideration the safety of tourists.

51. PROPER AREA TO BE MAINTAINED FOR FISHING.

This Department does not allow any activities / permission in the area where fishing activities are carried out.

52. REMOVAL OF DIFFICULTIES: In case of any difficulty arising in the implementation of the Policy 2012-2013, the decision of the Director of Tourism shall be final. Failure to comply with any of the above conditions and furnishing of incorrect information by the allottee, the Permission shall be cancelled forthwith and the Shack shall be demolished at the own risk and cost. The Shack allottee shall also be debarred for a minimum period of three years and the amount deposited as Fees/Security Deposit shall be forfeited to Government treasury.

**DIRECTOR OF TOURISM**

Form No. \_\_\_\_\_  
Receipt No. \_\_\_\_\_  
& Date \_\_\_\_\_

**Government of Goa  
Department of Tourism  
Panaji – Goa**



**APPLICATION FOR ERECTION OF A TEMPORARY SHACK AT THE BEACHES OF GOA DURING  
THE TOURIST SEASON 2012-2013 (upto 31/05/2013)**

1. Name :  
(In Block Letters)
2. (a) Address :  
  
Telephone No. :  
Res./Mobile :
3. Name of the Shack :
4. Name of the Beach Stretch and Location :
5. Nationality :
6. **Experience** :  
(Enclose copy of permission/  
Licence/Document issued by the Dept.  
of Tourism in the past years, if any)  
(fee receipts shall not be considered)
7. Any other information, the applicant :  
desires to furnish

**ENCLOSURES:**

8. (a) Residence certificate in original :  
issued by Village Panchayat/  
Municipality.
- (b) Attested copy of ration card. :
- (c) **Recent Colored Passport size** :  
**photographs** (four copies) with the  
name written on the back and one

attached to the application.

- (d) Attested copy of birth :  
certificate/Passport copy /Pan Card
- (e) Demand Draft Number, Amount :  
and Date
- (f) Affidavit :

### **DECLARATION**

I hereby declare that I have read the “**Terms and Conditions**” governing allotment of Temporary Shacks for the tourist season October’2012 to 31<sup>st</sup> May’ 2013 and Beach Shack Policy 2012-13. I further state that I am aware of the directions of the Hon’ble High Court at Goa in the Writ Petition No.167/2007 and all other orders relating to erection of Shacks etc., and I agree to abide by the same. I further declare that no other members of my ‘family’ as defined in the Beach Shack Policy is employed or engaged in any other business. I also agree to assist the Tourism Department and Police Department as and when called upon to do so to prevent any crime and violation of any law along the Beach.

**(Signature of the Applicant )**

### **NOTE:-**

- (i) The application for putting up a Temporary Shack shall be received from the applicant **in person only**.
- (ii) The Forms received incomplete in any respect such as improper documents, permission fees other than by “Demand Draft” are liable to be rejected.
- (iii) Separate Affidavit if applicant is for Morjim and Mandrem Beach.

**(Format for Affidavit for the identified Beach stretches of Goa)**

**A F F I D A V I T**

I, \_\_\_\_\_ son/wife of \_\_\_\_\_  
(Name of the Applicant)

\_\_\_\_\_ residing at \_\_\_\_\_  
(Full residential address with house/ward no. of Village Panchayat concerned)

do solemnly affirm and state as under:-

1. That I have submitted an application to the Department of Tourism, Panaji-Goa for the grant of permission for putting up a Temporary Shack at \_\_\_\_\_ Beach from October 2012 to 31<sup>st</sup> May, 2013 in the prescribed form.
2. I am not directly or indirectly engaged, in any business, vocation or profession, such as tourist taxis, hotels, bars or restaurants, sale of handicrafts, souvenirs, toddy tapping, fishing or any other form of business not so specified.
3. That I shall strictly abide by the “**Terms and Conditions**” governing the grant of permission for erection of Temporary Shack read with beach Shack Policy 2012-13 and Hon’ble High Court Orders in Writ Petition No.167/2007 and all other Orders relating to the erection of Shacks, Deck-Beds and Umbrellas passed from time to time.
4. That in the event I am successful in securing permission for erection of Temporary Shack, I undertake to abide by the local laws including that of the Village Panchayat / Municipality, Health Department’ Food & Drugs Administration (FDA), Fire Services, Excise Department, Electricity Department, Police Department, Commercial Taxes etc.. I agree to obtain NOC’s/Licenses from other related Departments before the erection of Shack and abide all the Terms and Conditions incorporated in the NOC’s/Licenses issued by the respective Departments.
5. That I shall procure and maintain a mobile toilet adjacent to my shack for the convenience of customers / tourists in a hygienic manner.
6. That I shall supply drinking water at my Shack to the customers/tourists meeting FDA standards.
7. That in the event of any complaint received against me with documental proof of having any other business in operation, the permission granted for operation of Shack shall be surrendered by me.

8. That in the event of allotment of shack in my favour, no foreigner shall be permitted to work in shack without work visa and that in case of violation of the terms and conditions, the permission shall be cancelled.
9. That I do not have a criminal background and there is no charge sheet pending against me in any criminal Court in India as on date of submission of the application for temporary Shack.
10. That I agree to accept the location that will be allotted to me by Department of Tourism based on the site plan and / or as per the site condition and shall erect the shack at the allotted / demarcated site only. I am aware that in case of violation of the “**Terms & Conditions**”, the permission shall be cancelled and the fee paid shall be forfeited to Government Treasury and the shack shall be demolished at my risk and cost.
11. That I agree to assist the lifeguards on duty for safety of lives as and when required.
12. That I agree to assist Department of Tourism and the Police or NCB in reporting suspicious activities along the beaches such as pedophilia, peddlers in banned substances.
13. That I agree to prevent the movements/activities of the lamenis, beggars, masseurs, touts, hawkers etc. from and around the Shack, if allotted.
14. That I am fully aware of my responsibilities towards keeping the environment clean and hygienic and free from all kinds of pollution.
15. That I am aware of the Anti Smoking and Spitting law in force in Goa and shall abide by the same.
16. That I shall not play loud music beyond the specification contained in the Shack permission letter.
17. That I am aware that in case of any information submitted by me as above is found to be incorrect, and in case of violation, the permission granted to me shall be cancelled forthwith and the permission fee/security deposit paid by me shall be forfeited to the Government Treasury.
18. That I agree to abide all the Terms and Conditions incorporated in the Beach Shack Policy for 2012-13.
19. That I agree to the discretion/decision given by the Director of Tourism in case of my violation to any of the Clauses of the Terms & Conditions laid down in the Beach Shack Policy for erection of temporary shack for 2012-13

**DEPONENT**

**(Format for Affidavit for Morjim and Mandrem Beach)**

**A F F I D A V I T**

I, \_\_\_\_\_ son/wife of \_\_\_\_\_  
(Name of the Applicant)  
\_\_\_\_\_ residing at \_\_\_\_\_  
(Full residential address with house/ward no. of Village Panchayat concerned)

do solemnly affirm and state as under:-

1. That I have submitted application to the Department of Tourism, Panaji-Goa, for the grant of permission for putting up a Temporary Shack at \_\_\_\_\_ Beach from October 2012 to 31<sup>st</sup> May, 2013 in the prescribed form.
2. I am not directly or indirectly engaged, in any business, vocation or profession, such as tourist taxis, hotels, bars or restaurants, sale of handicrafts, souvenirs, toddy tapping, fishing or any other form of business not so specified.
3. That I shall abide by the “**Terms and Conditions**” governing the grant of permission for erection of Temporary Shack read with beach Shack Policy 2012-13 and Hon’ble High Court Orders in Writ Petition No.167/2007 and all other Orders relating to the erection of Shacks, Deck-Beds and Umbrellas passed from time to time.
4. That in the event I am successful in securing permission for erection of Temporary Shack, I undertake to abide by the local laws including that of the Village Panchayat / Municipality, Health Department’ Food & Drugs Administration (FDA), Fire Services, Excise Department, Electricity Department, Police Department, Commercial Taxes etc.. I agree to obtain NOC’s/Licenses from other related Departments before the erection of Shack and abide all the Terms and Conditions incorporated in the NOC’s/Licenses issued by the respective Departments.
5. That I shall procure and maintain a mobile toilet adjacent to my shack for the convenience of customers / tourists in a hygienic manner.
6. That I shall supply drinking water at my Shack to the customers/tourists meeting FDA standards.
7. That in the event of any complaint received against me with documental proof of having any other business in operation, the permission granted for operation of Shack shall be surrendered by me.



8. That in the event of allotment of shack in my favour, no foreigner shall be permitted to work in shack without work visa and that in case of violation of the terms and conditions, the permission shall be cancelled.
9. That I do not have a criminal background and there is no charge sheet pending against me in any criminal Court in India as on date of submission of the application for temporary Shack.
10. That I agree to accept the location that will be allotted to me by Department of Tourism based on the site plan and/or as per the site condition and shall erect the shack at the allotted/demarcated site only. I am aware that in case of violation of the "**Terms & Conditions**", the permission shall be cancelled and the fee paid shall be forfeited to Government Treasury and the shack shall be demolished at my risk and cost.
11. That I agree to assist the lifeguards on duty for safety of lives as and when required.
12. That I agree to assist Department of Tourism and the Police or NCB in reporting suspicious activities along the beaches such as pedophilia, peddlers in banned substances.
13. That I agree to prevent activities such as of the lamenis, beggars, masseurs, touts, hawkers etc. from and around the Shack, if allotted.
14. That I am fully aware of my responsibilities towards keeping the environment clean and hygienic and free from all kinds of pollution.
15. That I am aware of the Anti Smoking and Spitting law inforce in Goa.
16. That I shall not play loud music beyond the specification contained in the Shack permission letter.
17. That I shall not involve in any illegal activities, including trafficking in drugs, immoral activities, pedophilia, etc.. and I shall take the responsibility to report any such incidents to the Police Station or the Tourism Department.
18. That I agree to erect the Shack away from the water and towards the sand dunes, close to vegetation, so that free movement of visitors is not obstructed in any way.
19. That I agree to erect the shack in the North-Western part of the protected area (turtle nesting) of the beach as indicated in the plan drawn by the Department of Tourism.
20. That I agree not to allow the following after sunset ( i.e. after 6.00 p.m.):

- a) Operation of Shack & related activities like placing of deck beds
- b) Artificial lighting
- c) Playing of loud music

21. That I agree to inform Forest Department (Range Forest Officer), Pernem on Tel. No.2201367 & Police (Pernem) on Tel. No.2201233/2201065 any incidents of nesting, and shall actively co-operate with the protection staff, in protection of turtle, turtle nesting site, turtle eggs hatching etc..
22. That I am aware that in case any information submitted by me as above is found to be incorrect, the permission granted to me shall be cancelled and the permission fee paid shall be forfeited to the Government Treasury.

**DEPONENT**