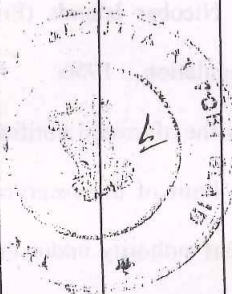


239

4

| Noting by Office or Advocate | Serial No. | Date | Office notes, reports, orders or proceedings with signatures |
|---------------------------------|--|------|--|
| |  | | <p>In my considered opinion the Special Secretary (TW) was not authorised to declare any area as Buffer Zone under the aforesaid provisions of Sub-section (1) of Section 3 of the Andaman and Nicobar Islands (Protection of Aboriginal Tribes) Regulation, 1956 although the competent authority can alter the limit of the reserved area from time to time by issuing notification under the aforesaid provisions of the Regulation, 1956. However, the respondents authorities herein cannot issue any notification declaring any particular area as buffer zone, in order to prevent the petitioner from carrying on commercial or tourism activities. For the aforesaid reasons, the notification dated 30.10.2007 as well as the subsequent order dated 06.11.2007 issued by the respondent-Tehsildar on the basis of the aforesaid notification dated 30.10.2007 cannot be sustained and the same are, therefore, quashed.</p> <p>However, quashing of the aforesaid notification dated 30.10.2007 issued by the Special Secretary (TW) as well as the order dated 6.11.2007 issued by the</p> |