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(6) **PENAL CLAUSE:**

- (i) The object of the lease will be for the Establishment of Transit Tribal Hostel.
- (ii) In the event of building being not utilized for 6-months, continuously by the second party from the date of taking over the possession of the same, the lease shall be deemed to be terminated without reference to the period of lease and the possession of the building shall automatically vest with the first party and the first party shall have all the right to take over the possession and if necessary approach the competent authority having jurisdiction i.e. the Estate Officer appointed by the A&N Administration for that purpose
- (iii) The Chairperson, Tribal Council Nancowrie, shall have to vacate the building/premises as and when required by the Director of Tribal Welfare, A&N Administration on receipt of three months prior notice.
- (iv) The Director of Tribal Welfare shall have the liberty to vacate the premises by giving three months prior notice and the Chairperson, Tribal Council, Nancowrie, Nicobar District shall comply with the same.

(7) **SETTLEMENT OF DISPUTES:**

- (i) In case of any dispute arising between parties regarding this MOU and or the responsibilities covered under this Memorandum of Understanding, the same shall be referred for arbitration by and arbitrator to be appointed by Hon'ble Lt.Governor, A&N Islands and the place of such arbitration proceedings shall be at Port Blair and the decision of the arbitrator shall be final and binding on both the parties.

- (8) **TENURE OF MOU:** This MOU shall expire after completion of 7 years from the date of signing of this MoU. This MoU is subject to review before the expiry of the agreement and in case of consensus of both the parties; the MoU may be renewed for a further period as may be decided by both parties after arriving at a consensus.

Secretary (Tribal Welfare)
A & N Administration
Port Blair

Chairperson
Tribal Council Nancowrie
Nancowrie
Nicobar District

Witnesses:

1. Assistant Commissioner (TW)
Directorate of Tribal Welfare,
A & N Administration, Port Blair
2. Assistant Commissioner,
Nancowrie.