

"OFFICE OF THE CHIEF COMMISSIONER
Andaman and Nicobar islands
NOTIFICATION

Port Blair, the 21st April, 1957.

No. AN/PATRA/7 1.- in exercise of the power conferred by section 7 of Andaman and Nicobar Islands (Protection of Aboriginal Tribes) regulation, 1956 (regulation No.3 of 1956), the Chief commissioner, Andaman and Nicobar islands, is pleased to prohibit every person other than a member of an aboriginal tribe from entering a reserve area in the Andaman and Nicobar islands except on the authority, and subject to the observance of the conditions and restrictions, of a pass granted by the deputy commissioner of the said islands or by such other officer as the said Deputy Commissioner may authorize in writing in the behalf.

T.G.N. Ayyar
Chief Commissioner, A& N Islands
(F.1-89(1) 56-G"

In view of the above, it becomes imperative to examine the issue, of giving same return permission to the vehicle owners, in its totality so as to minimize the vehicular traffic on the ATR. It also becomes necessary to put in place a proper restrictions though suitable notifications so as to avoid litigations in future in the overall interest of the members of the Jarawa tribe.

In light of the above cited opinion of the Hon'ble High Court while disposing off the WP No 997 of 2010, the competent authority, Deputy Commissioner, South Andaman may issue a suitable notification under section 115 of MV Act,1989 and section 7 of PAT Regulation, 1956 putting restriction on the movement of vehicles through the JRA on the ATR so that the current practice, of restricting the same day round trip from Port Blair to Baratang, may be continued in the interest of protecting Jarawas from undue outside influence and ensuring their safety.

The notification, so issued, may also contain the authorization to an officer in case someone is to act on his behalf.

Keeping the afore stated facts in view, the following suggestions are made:

- 1) The system of restriction on same day return may be continued and necessary notification by DC or State Transport Authority either U/s 115 of MV Act or 72/74 MV Act or under the Andaman & Nicobar Islands MV Rules may kindly be got issued.
- 2) The Police have been collecting a fixed fee of Rs 80/- per vehicle for providing the armed escort to the convoys operating on the ATR. This may also be included in the notification to be issued by the DC/ Competent Authority as this system of collection of fees has been in operation since 1972 with the approval of the Chief Secretary, A&N