

SM-12E11

202 190

F. No. 20025/01/2010-C&LM-II
Government of India
Ministry of Tribal Affairs

Shastri Bhawan, New Delhi- 110001
Dated: 14th January, 2011

To

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

Subject: Amendment to A&N Islands (Protection of Aboriginal Tribes) (PAT) Regulation, 1956

Sir,

I am directed to refer to the Directorate of Tribal Welfare, A&N Administration, Port Blair's letter no. 1-467/2009-TW/780 dated 19.11.2010 addressed to the Under Secretary (Sh. T. Narsimhan), Ministry of Home Affairs, North Block, New Delhi and copy endorsed to the Ministry of Tribal Affairs on the subject cited above and to say that the proposed draft has been examined in the Ministry.

It has been observed that there is no amount proposed in terms of fine in the all clauses proposed to be added in the "Penalties-Section 8" of the Principle Regulation, where as the amount of fine (which may extend to ten thousand rupees) mentioned in each clauses of the Andaman and Nicobar Islands (Protection of Aboriginal Tribes) Amendment, Regulation, 2005. In clause No 8 proposed to be added in Penalties there is mentioned "Jarawa tribe", where as the PAT, 1956 is applicable for all aboriginal tribes of A&N Islands.

Therefore, an amount of fine is to be mentioned in all clauses of the Penalties of the proposed Amendment of PAT Regulation, 2010 and the following points/suggestions may be incorporated in the proposed PAT Regulation, 2010.

1. An amount to be mentioned in following manners in terms of fine, in all clauses proposed to be added in the Penalties- Section 8. of the Principle Regulation.
 - (4) If the unauthorized entry into "reserved area"which may extend to three years and with fine which may extend to twenty thousand rupees.
 - (5) If unauthorized entry into "reserved area"which may extend to three years and with fine which may extend to forty thousand rupees.
 - (6) If unauthorized entry into "reserved area"which may extend to seven years and with fine which may extend to fifty thousand rupees.
 - (7) Whoever, in contravention of a notification regarding "buffer zone"..... which may extend to three years and with fine which may extend to fifty thousand rupees.
 - (8) If any person/agency promotes tourism..... which may extend to three years and with fine which may extend to fifty thousand rupees.