

the notification dated 30.10.2007 notifying the buffer zone is being implemented in a manner that is consistent with the clarifications contained in the proposed Amendment, i.e. "commercial" establishments are those which are either hotels, resorts, restaurants, bars, and PG accommodation. The Petitioner submits that this Hon'ble Court may be pleased to accept the interpretation preferred by the Petitioner, as any interpretation to the contrary (where "commercial" establishment is understood in a broader manner) would completely disrupt the livelihood of people in the 1st revenue villages that ~~encroached~~ into the buffer zone, and also hamper the day-to-day activities of those residing in Middle and North Andaman.

17. The primary concern which the Buffer Zone notification to address the

intermingling between Jarawas and tourists, and the Petitioner respectfully submits that there are no tourist establishments in the buffer zone. A notice has already been issued to the Respondent as well as to _____ resort in _____.

At the hearing before the Hon'ble Court on 3.12.10, it was pointed out by counsel appearing for the Respondent that there was one resort which was continuing to function in the buffer zone. The Petitioner submits that this reference appears to be to Dew Dale Resort (in Sundergarh Village, Baratang Island). It is submitted that no action was taken against this Resort because it appeared to lie outside the buffer zone. ~~However~~, after the order passed by this Hon'ble Court on 3.12.10, the ~~buffer zone~~ was re-verified and certain errors in

the boundary were rectified, and as a result, it was found that the Dew Dale Resort/actually fell within the buffer zone. In view of this, a notice has now been issued to close the resort. As regards bars within the buffer zone, liquor licenses of all such bars have been cancelled, and the Petitioner categorically states that there is no bar functioning within the buffer zone. Pursuant to the order of this Hon'ble Court dated 3.12.10, orders have been issued for closing the restaurants attached to the Bars, whose licenses had earlier been revoked. However, as stated above, small eateries, dhabas and tea shops in the village areas continue to operate, as these may not be considered "commercial" establishments as contemplated under the notification dated 30.10.2007. However, the Petitioner submits that should this Hon'ble Court take a view other than that being canvassed by the Petitioner, necessary steps would be taken expeditiously. [ADD DETAILS ON OTHER SMALLER HOTELS / PG IN BUFFER ZONE WHICH HAVE BEEN ORDERED TO BE CLOSED - PROVIDE DOCUMENTATION - AFFIDAVIT TO BE COMPLETED ACCORDINGLY] + - Annexure VI

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It appears that application for a bar license was rejected by the Admin.

1 out of some other establishments in buffer zone in Middle Andaman

1 boundary of

1 ex-2