

## MINISTRY OF ENVIRONMENT & FORESTS

(Department of Environment, Forests and Wildlife)

NOTIFICATION UNDER SECTION 3(1) AND SECTION 3(2)(v) OF THE ENVIRONMENT (PROTECTION) ACT, 1986 AND RULE 5(3)(d) OF THE ENVIRONMENT (PROTECTION) RULES, 1986 DECLARING COASTAL STRETCHES AS COASTAL REGULATION ZONE (CRZ) AND REGULATING ACTIVITIES IN THE CRZ.

New Delhi, the 19<sup>th</sup> February, 1991

(as amended up to 3<sup>rd</sup> October 2001)

S.O.114 (E). - Whereas a Notification under Section 3(1) and Section 3(2)(v) of the Environment (Protection) Act, 1986, inviting objections against the declaration of Coastal Stretches as Coastal Regulation Zone (CRZ) and imposing restrictions on industries, operations and processes in the CRZ was published vide S.O. No.944 (E) dated 15<sup>th</sup> December, 1990.

And whereas all objections received have been duly considered by the Central Government;

Now, therefore, in exercise of the powers conferred by Clause (d) of sub-rule (3) of Rule 5 of the Environment (Protection) Rules, 1986, and all other powers vesting in its behalf, the Central Government hereby declares the coastal stretches of seas, bays, estuaries, creeks, rivers and backwaters which are influenced by tidal action (in the landward side) upto 500 metres from the High Tide Line (HTL) and the land between the Low Tide Line (LTL) and the HTL as Coastal Regulation Zone; and imposes with effect from the date of this Notification, the following restrictions on the setting up and expansion of industries, operations or processes, etc. in the said Coastal Regulation Zone (CRZ). For **the** purposes of this notification, the High Tide Line means **the line on the land upto which the highest water line reaches during the spring tide. The High Tide Line shall be demarcated uniformly in all parts of the country by the demarcating authority or authorities so authorised by the Central Government, in accordance with the general guidelines issued in this regard.**<sup>1,6.</sup>

Note: -The distance from the High Tide Line shall<sup>1</sup> apply to both sides<sup>1</sup> in the case of rivers, creeks and back waters and may be modified on a case by case basis for reasons to be recorded while preparing the Coastal Zone Management Plans. However, this distance shall not be less than 50\* (*\*This provision has been struck down by the Supreme Court*) 100 metres or the width of the creek, river or backwater whichever is less.

**The distance upto which development along rivers, creeks and back-waters is to be regulated shall be governed by the distance upto which the tidal effect of sea is experienced in rivers, creeks or back-waters, as the case may be, and should be clearly identified in the Coastal Zone Management Plans.<sup>1</sup>**

2. Prohibited Activities:

The following activities are declared as prohibited within the Coastal Regulation Zone, namely:

- i. setting up of new industries and expansion of existing industries, except **(a)<sup>10</sup>** those directly related to water front or directly needing foreshore facilities and **(b) Projects of Department of Atomic Energy;<sup>10</sup>**
- i. manufacture or handling or storage or disposal of hazardous substances as specified in the Notifications of the Government of India in the Ministry of Environment and Forests No. S.O. 594(E) dated 28<sup>th</sup> July 1989, S.O. 966(E) dated 27<sup>th</sup> November, 1989 and GSR 1037(E) dated 5<sup>th</sup> December, 1989; **except transfer of hazardous substances from ships to ports, terminals and refineries and vice versa in the port areas.<sup>3</sup>**

**Provided that, facilities for receipt and storage of petroleum products and Liquefied Natural Gas as specified in Annexure-III appended to this notification and facilities for regasification of Liquefied Natural Gas, may be permitted within the said Zone in areas not classified as CRZ-I (i), subject to implementation of safety regulations including guidelines issued by the Oil Industry Safety Directorate in the Government of India, Ministry of Petroleum and Natural Gas and guidelines issued by the Ministry of Environment and Forests and subject to such further terms and conditions for implementation of ameliorative and restorative measures in relation to the environment as may be stipulated by the Government of India in the Ministry of Environment and Forests**

(iii) Setting up and expansion of fish processing units including warehousing (excluding hatchery and natural fish drying in permitted areas);

**Provided that existing fish processing units for modernisation purposes may utilise twenty five per cent additional plinth area required for additional equipment and pollution control measures only subject to existing Floor Space index/ Floor Area Ratio norms and subject to the condition that the additional plinth area shall not be towards seaward side of existing unit and also subject to the approval of State Pollution Control Board or Pollution Control Committee.**

- i. setting up and expansion of units/mechanism for disposal of waste and effluents, except facilities required for discharging treated effluents into the water course with approval under the Water (Prevention and Control of Pollution) Act, 1974; and except for storm water drains;
- ii. discharge of untreated wastes and effluents from industries, cities or towns and other human settlements. Schemes shall be implemented by the concerned authorities for phasing out the existing practices, if any, within a reasonable time period not exceeding three years from the date of this notification;

(vi) dumping of city or town waste for the purposes of landfilling or otherwise; the existing practice, if any, shall be phased out within a reasonable time not exceeding three years from the date of this Notification;

- i. dumping of ash or any wastes from thermal power stations;
- ii. Land reclamation, bunding or disturbing the natural course of sea water except those required for construction **or modernisation or expansion** of ports, harbours, jetties, wharves, quays, slipways, bridges and sea-links and for other facilities that are essential for activities permissible under the notification or for control of coastal erosion and maintenance or clearing of water ways, channels and ports or for prevention of sandbars or for tidal regulators, storm water drains or for structures for prevention of salinity ingress and sweet water recharge:

**provided that reclamation for commercial purposes such as shopping and housing complexes, hotels and entertainment activities shall not be permissible;**

- iii. Mining of sands, rocks and other substrata materials, except (a) those rare minerals not available outside the CRZ areas and (b) exploration and extraction of Oil and Natural Gas

**Provided that in the Union Territory of the Andaman and Nicobar islands, mining of sands may be permitted by the Committee which shall be constituted by the Lieutenant Governor of the Andaman and Nicobar Islands consisting of Chief Secretary; Secretary, Department of Environment; Secretary, Department of Water Resources; and Secretary, Public Works Department. The said Committee may permit mining of sand from non-degraded areas for construction purposes from selected sites, in a regulated manner on a case to case basis, for a period upto the 30<sup>th</sup> day of September, 2002. The quantity of sand mined shall not exceed the essential requirements for completion of construction works including dwelling units, shops in respect of half yearly requirements of 2001-2002 and 2002-2003 annual plans. The permission for mining of sand may be given on the basis of a mining plan from such sites and in such quantity which shall not have adverse impacts on the environment.**

- iv. harvesting or drawal of ground water and construction of mechanisms therefor within 200 m of HTL; in the 200m to 500m zone it shall be permitted only when done manually through ordinary wells for drinking, horticulture, agriculture and fisheries;

**Provided that drawal of ground water is permitted, where no other source of water is available and when done manually through ordinary wells or hand pumps, for drinking and domestic purposes, in the zone between 50 to 200 m from High Tide Line in case of seas, bays and estuaries and within 200 m or the CRZ, whichever is less, from High Tide Line in case of rivers, creeks and backwaters subject to such restrictions as may be deemed necessary, in areas affected by sea water intrusion, that may be imposed by an authority**

**designated by State Government/Union Territory Administration.**

- v. construction activities in CRZ -I except as specified in Annexure -I of this notification;
- vi. any construction activity between the Low Tide Line and High Tide Line except facilities for carrying treated effluents and waste water discharges into the sea, facilities for carrying sea water for cooling purposes, oil, gas and similar pipelines and facilities essential for activities permitted under this Notification; and
- vii. dressing or altering of sand dunes, hills, natural features including landscape changes for beautification, recreational and other such purpose, except as permissible under this Notification.

2. Regulation of Permissible Activities:

All other activities, except those prohibited in para 2 above, will be regulated as under:

1. Clearance shall be given for any activity within the Coastal Regulation Zone only if it requires water front and foreshore facilities.
2. The following activities will require environmental clearance from the Ministry of Environment and Forests, Government of India, namely:
  - i. Construction activities related to **projects of Department of Atomic Energy or Defence** requirements for which foreshore facilities are essential such as. slipways, jetties, wharves, quays; except for classified operational component of defence projects for which a separate procedure shall be followed. (Residential buildings, office buildings, hospital complexes, workshops shall not come within the definition of operational requirements except in very special cases and hence shall not normally be permitted in the CRZ;
  - ii. Operational constructions for ports and harbours and light houses and constructions for activities such as jetties, wharves, quays and slipways, **pipelines, conveying systems including transmission lines;**

**(ii) a Exploration and extraction of oil and natural gas and all associated activities and facilities thereto;**

- iii. Thermal Power Plants (only foreshore facilities for transport of raw materials facilities for intake of cooling water and outfall for discharge of treated waste water/cooling water); and
- iv. All other activities with investment exceeding rupees five crores **except those activities which are to be regulated by the concerned authorities at the State/Union Territory level in accordance with the provisions of paragraph 6, sub-paragraph (2) of Annexure 1 of the notification.**

(3) (i) The Coastal States and Union Territory Administrations shall prepare, within a period of one year from the date of this Notification, Coastal Zone Management Plans identifying and classifying the CRZ areas within their respective territories in accordance with the guidelines given in Annexures I and II of the Notification and obtain approval (with or without modifications) of the Central Government in the Ministry of Environment & Forests;

(ii) Within the framework of such approved plans, all development and activities within the CRZ other than those covered in para 2 and para 3(2) above shall be regulated by the State Government, Union Territory Administration or the local authority as the case may be in accordance with the guidelines given in Annexure-I and II of the Notification; and

- i. In the interim period till the Coastal Zone management Plans mentioned in para 3(3) (i) above are prepared and approved, all developments and activities within the CRZ shall not violate the provisions of this Notification. State Governments and Union Territory Administrations shall

ensure adherence to these regulations and violations, if any, shall be subject to the provisions of the Environment (Protection) Act, 1986.

2. Procedure for monitoring and enforcement:

The Ministry of Environment & Forests and the Government of State or Union Territory and such other authorities at the State or Union Territory levels, as may be designated for this purpose, shall be responsible for monitoring and enforcement of the provisions of this notification within their respective jurisdictions.

## ANNEXURE - I

### COASTAL AREA CLASSIFICATION AND DEVELOPMENT

#### REGULATIONS

Classification of Coastal Regulation Zone:

6(1) For regulating development activities, the coastal stretches within 500 metres of High Tide Line on the landward side are classified into four categories, namely:

Category I (CRZ-I):

(i) Areas that are ecologically sensitive and important, such as national parks/marine parks, sanctuaries, reserve forests, wildlife habitats, mangroves, corals/coral reefs, areas close to breeding and spawning grounds of fish and other marine life, areas of outstanding natural beauty/historically/heritage areas, areas rich in genetic diversity, areas likely to be inundated due to rise in sea level consequent upon global warming and such other areas as may be declared by the Central Government or the concerned authorities at the State/Union Territory level from time to time.

i. Area between Low Tide Line and the high Tide Line.

Category-II (CRZ-II):

The areas that have already been developed upto or close to the shoreline. For this purpose, "developed area" is referred to as that area within the municipal limits or in other legally designated urban areas which is already substantially built up and which has been provided with drainage and approach roads and other infrastructural facilities, such as water supply and sewerage mains.

Category-III (CRZ-III):

Areas that are relatively undisturbed and those which do not belong to either Category-I or II. These will include coastal zone in the rural areas (developed and undeveloped) and also areas within Municipal limits or in other legally designated urban areas which are not substantially built up.

Category-IV (CRZ-IV):

Coastal stretches in the Andaman & Nicobar, Lakshadweep and small islands, except those designated as CRZ-I, CRZ-II or CRZ-III.

## Norms for Regulation of Activities.

6(2) The development or construction activities in different categories of CRZ area shall be regulated by the concerned authorities at the State/Union Territory level, in accordance with the following norms:

### CRZ-I

**No new construction shall be permitted in CRZ- I except (a) Projects relating to Department of Atomic Energy and (b) Pipelines, conveying systems including transmission lines and (c) facilities that are essential for activities permissible under CRZ-I. Between the LTL and the HTL, activities as specified under paragraph 2 (xii) may be permitted. In addition, between LTL and HTL in areas which are not ecologically sensitive and important, the following may be permitted: (a) Exploration and extraction of Oil and Natural Gas, (b) activities as specified under proviso of sub-paragraph (ii) of paragraph 2, and (c) Construction of dispensaries, schools, public rain shelters, community toilets, bridges, roads, jetties, water supply, drainage, sewerage which are required for traditional inhabitants of the Sunderbans Bio-sphere reserve area, West Bengal, on a case to case basis, by the West Bengal State Coastal Zone Management Authority**

### CRZ-II

- i. Buildings shall be permitted **only on the landward side of the existing road (or roads approved in the Coastal Zone Management Plan of the area) or on the landward side of existing authorised structures.** Buildings permitted on the landward side of the existing and proposed roads/existing authorised structures shall be subject to the existing local Town and Country Planning Regulations including the existing norms of **Floor Space Index/Floor Area Ratio:**

**Provided that no permission for construction of buildings shall be given on landward side of any new roads (except roads approved in the Coastal Zone Management Plan) which are constructed on the seaward side of an existing road.**

- ii. Reconstruction of the authorised buildings to be permitted subject to the existing FSI/FAR norms and without change in the existing use.
- iii. The design and construction of buildings shall be consistent with the surrounding landscape and local architectural style.

### CRZ-III

- i. The area upto 200 metres from the High Tide Line is to be earmarked as 'No Development Zone'. No construction shall be permitted within this zone except for repairs of existing authorised structures not exceeding

existing FSI, existing plinth area and existing density, **and for permissible activities under the notification including facilities essential for such activities. An authority designated by the State Government/Union Territory Administration may permit construction of facilities for water supply, drainage and sewerage for requirements of local inhabitants.** However, the following uses may be permissible in this zone – agriculture, horticulture, gardens, pastures, parks, play fields, forestry and salt manufacture from sea water.

- ii. Development of vacant plots between 200 and 500 metres of High Tide Line in designated areas of CRZ-III with prior approval of Ministry of Environment and Forests (MEF) permitted for construction of hotels/beach resorts for temporary occupation of tourists/visitors subject to the conditions as stipulated in the guidelines at Annexure-II.
- iii. Construction/reconstruction of dwelling units between 200 and 500 metres of the High TideLine permitted so long it is within the ambit of traditional rights and customary uses such as existing fishing villages and gaothans. Building permission for such construction/reconstruction will be subject to the conditions that the total number of dwelling units shall not be more than twice the number of existing units; total covered area on all floors shall not exceed 33 percent of the plot size; the overall height of construction shall not exceed 9 metres and construction shall not be more than 2 floors ground floor plus one floor. **Construction is allowed for permissible activities under the notification including facilities essential for such activities. An authority designated by State Government/Union Territory Administration may permit construction of public rain shelters, community toilets, water supply, drainage, sewerage, roads and bridges. The said authority may also permit construction of schools and dispensaries, for local inhabitants of the area, for those panchayats the major part of which falls within CRZ if no other area is available for construction of such facilities.**
- iv. Reconstruction/alterations of an existing authorised building permitted subject to (i) to (iii) above.

#### CRZ-IV

Andaman & Nicobar Islands:

- i. No new construction of buildings shall be permitted within 200 metres of the HTL;
- ii. The buildings between 200 and 500 metres from the High Tide Line shall not have more than 2 floors (ground floor and first floor),the total covered area on all floors shall not be more than 50 per cent of the plot size and the total height of construction shall not exceed 9 metres;
- iii. The design and construction of buildings shall be consistent with the surrounding landscape and local architectural style.

**(iv) (a) Corals from the beaches and coastal waters shall not be used for construction and other purposes.**

**(b) sand may be used from the beaches and coastal waters, only for construction purpose upto the 30<sup>th</sup> day of September 2002 and thereafter it shall not be used for construction and other purposes.**

- i. Dredging and underwater blasting in and around coral formations shall not be permitted; and
- ii. However, in some of the islands, coastal stretches may also be classified into categories CRZ-I or II or III with the prior approval of Ministry of Environment and Forests and in such designated stretches, the appropriate regulations given for respective Categories shall apply.

Lakshadweep and small Islands:

- i. For permitting construction of buildings, the distance from the High Tide Line shall be decided depending on the size of the islands. This shall be laid down for each island, in consultation with the experts and with approval of the Ministry of Environment & Forests, keeping in view the land use requirements for specific purposes vis-à-vis local conditions including hydrological aspects erosion and ecological sensitivity;
- ii. The buildings within 500 metres from the HTL shall not have more than 2 floors (ground floor and 1<sup>st</sup> floor), the total covered area on all floors shall not be more than 50 per cent of the plot size and the total height of construction shall not exceed 9 metres;
- iii. The design and construction of buildings shall be consistent with the surrounding landscape and local architectural style;
- iv. Corals and sand from the beaches and coastal waters shall not be used for construction and other purposes;
- v. Dredging and underwater blasting in and around coral formations shall not be permitted; and
- vi. However, in some of the islands, coastal stretches may also be classified into categories CRZ-I or II or III, with the prior approval of Ministry of

Environment & Forests and in such designated stretches, the appropriate regulations given for respective Categories shall apply.

## Annexure – II

### GUIDELINES FOR DEVELOPMENT OF BEACH RESORTS/HOTELS IN THE DESIGNATED AREAS OF CRZ-III FOR TEMPORARY OCCUPATION OF TOURIST/VISITORS, WITH PRIOR APPROVAL OF THE MINISTRY OF ENVIRONMENT & FORESTS.

7(1) Construction of beach resorts/hotels with prior approval of MEF in the designated areas of CRZ-III for temporary occupation of tourists/visitors shall be subject to the following conditions:

- i. The project proponents shall not undertake any construction (including temporary constructions and fencing or such other barriers) within 200 metres (in the landward wide) from the High Tide Line and within the area between the Low Tide and High Tide Line;
  - (ia) **live fencing and barbed wire fencing with vegetative cover may be allowed around private properties subject to the condition that such fencing shall in no way hamper public access to the beach;**
  - (ib) **no flattening of sand dunes shall be carried out;**
  - (ic) **no permanent structures for sports facilities shall be permitted except construction of goal posts, net posts and lamp posts.**
  - (id) **construction of basements may be allowed subject to the condition that no objection certificate is obtained from the State Ground Water Authority to the effect that such construction will not adversely affect free flow of ground water in that area. The State Ground Water Authority shall take into consideration the guidelines issued by the Central Government before granting such no objection certificate.**

#### **Explanation:**

**Though no construction is allowed in the no development zone for the purposes of calculation of FSI, the area of entire plot including 50% of the portion**

**which falls within the no development zone shall be taken into account.**

- ii. The total plot size shall not be less than 0.4 hectares and the total covered area on all floors shall not exceed 33 per cent of the plot size i.e. the FSI shall not exceed 0.33. The open area shall be suitably landscaped with appropriate vegetal cover;
- iii. The construction shall be consistent with the surrounding landscape and local architectural style;
- iv. The overall height of construction upto highest ridge of the roof, shall not exceed 9 metres and the construction shall not be more than 2 floors (ground floor plus one upper floor);
- v. Ground water shall not be tapped within 200m of the HTL; within the 200 metre – 500 metre zone, it can be tapped only with the concurrence of the Central/State Ground Water Board;
- vi. Extraction of sand, levelling or digging of sandy stretches except for structural foundation of building, swimming pool shall not be permitted within 500 metres of the High Tide Line;
- vii. The quality of treated effluents, solid wastes, emissions and noise levels, etc. from the project area must conform to the standards laid down by the competent authorities including the Central/State Pollution Control Board and under the Environment (Protection) Act, 1986;
- viii. Necessary arrangements for the treatment of the effluents and solid wastes must be made. It must be ensured that the untreated effluents and solid wastes are not discharged into the water or on the beach; and no effluent/solid waste shall be discharged on the beach;
- ix. To allow public access to the beach, at least a gap of 20 metres width shall be provided between any two hotels/beach resorts; and in no case shall gaps be less than 500 metres apart; and
- x. If the project involves diversion of forest land for non-forest purposes, clearance as required under the Forest (Conservation) Act, 1980 shall be obtained. The requirements of other Central and State laws as applicable to the project shall be met with.
- xi. Approval of the State/Union Territory Tourism Department shall be obtained.

7(2) In ecologically sensitive areas (such as marine parks, mangroves, coral reefs, breeding and spawning grounds of fish, wildlife habitats and

such other areas as may notified by the Central/State Government/Union Territories) construction of beach resorts/hotels shall not be permitted.

### **Annexure - III**

**[See paragraph 2, sub-paragraph (ii)]**

#### **List of Petroleum Products Permitted for Storage in Coastal Regulation Zone except CRZ I- (i)**

- i. Crude Oil;**
- ii. Liquefied Petroleum Gas;**
- iii. Motor Spirit;**
- iv. Kerosene;**
- v. Aviation Fuel;**
- vi. High Speed Diesel;**
- vii. Lubricating Oil;**
- viii. Butane;**
- ix. Propane;**
- x. Compressed Natural Gas;**
- xi. Naphtha;**
- xii. Furnace Oil;**
- xiii. Low Sulphur Heavy Stock.**
- xiv. Liquefied Natural Gas (LNG)**

Environmental clearances accorded by the Ministry of Surface Transport from 9<sup>th</sup> July 1997 till the publication of this notification are valid. All proposals for environment clearance pending with the Ministry of Surface Transport stand transferred to Ministry of Environment and forests from the date of publication of this notification.

The principal notification was published in the Gazette of India vide number S.O. 114(E), dated, the 19<sup>th</sup> February, 1991 (Corrigendum number S.O 190(E) dated 18<sup>th</sup> March 1991) and subsequently amended vide: -

- i. S.O. 595 (E) dated 18<sup>th</sup> August, 1994(Corrigendum S.O.690 (E) dated 19<sup>th</sup> September 1994.**
- ii. S.O. 73 (E) dated 31<sup>st</sup> January 1997.**
- iii. S.O. 494 (E) dated 9<sup>th</sup> July 1997.(Corrigendum S.O.735(E) dated 21<sup>st</sup> October 1997.)**
- iv. S.O. 334 (E) dated 20<sup>th</sup> April 1998.**
- v. S.O. 873 (E) dated 30<sup>th</sup> September 1998.**
- vi. S.O. 1122 (E) dated 29<sup>th</sup> December 1998.**
- vii. S.O.998 (E) dated 29<sup>th</sup> September 1999.**

- viii. S.O.730 (E) dated 4<sup>th</sup> August 2000
- ix. S.O. 900(E) dated 29<sup>th</sup> September 2000
- x. S.O. 329 (E) dated 12<sup>th</sup> April 2001
- xi. S.O. 988 (E) dated 3<sup>rd</sup> October 2001.

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## **Ministry of Environment and Forests**

### **Notification**

**New Delhi, 21st May, 2002**

**S.O. 550 (E)**– Whereas a notification of the Government of India in the Ministry of Environment and Forests number S.O. 51 (E), dated the 11th January, 2002 under sub-section (1) and clause (v) of sub-section (2) of section 3 and section 6 of the Environment (Protection) Act, 1986 (29 of 1986), inviting objections and suggestions to the amendments proposed to the notification of the Government of India in the Ministry of Environment and Forests number S.O 114 (E) dated the 19th February, 1991 (hereinafter referred to as the said notification) from all persons likely to be affected thereby within a period of sixty days from the date on which copies of the Gazette in which that notification was made available to the public was published in the Gazette of India, Part II, Section 3, Sub-Section (ii) on the the 11th January 2002;

And whereas copies of the said Gazette was made available to the public on the 23rd January, 2002;

And whereas all objections and suggestions received have been duly considered by the Central Government;

Now therefore, in exercise of powers conferred by sub-section (1) and clause (v) of sub-section (2) of section 3 and section 6 of the Environment (Protection) Act, 1986 (29 of 1986) read with sub-rule (3) of rule 5 of the Environment (Protection) Rules, 1986, the Central Government hereby makes the following further amendments in the said notification, namely:-

### **AMENDMENTS**

1. In the said notification,(i) in paragraph 1, in sub-paragraph (3),-

(1) the portion beginning with the words " For the purpose of this notification" and ending with words "general guidelines issued in this regard", shall be numbered as clause (i);

(2) after clause (i) as so numbered, the following clause shall be inserted, namely;

"(ii) The distance from the High Tide Line shall apply to both sides in the case of rivers, creeks and backwaters and may be modified on a case to case basis for reasons to be recorded in writing while preparing the Coastal Zone Management Plans provided that this distance shall not be less than 100 meters or the width of the creek, river or backwaters, whichever is less. The distance up to which development along rivers, creeks and backwaters is to be regulated shall be governed by the distance up to which the tidal effects are experienced which shall be determined based on salinity concentration of 5 parts per thousand (ppt). For the purpose of this notification, the salinity measurements shall be made during the driest period of the year and the distance upto which tidal effects are experienced shall be clearly identified and demarcated accordingly in the Coastal Zone Management Plans.";

(iii) the Note shall be omitted.

2. In the said notification, in paragraph 2, in sub-paragraph(i)-

(i) in item ( a), the word " and " occurring at the end shall be omitted;

(ii) in item (b) the words " and " shall be inserted at the end;

(iii) after item (b), the following item shall be inserted, namely :- "(c) non-polluting industries in the field of information technology and other service industries in the Coastal Regulation Zone of Special Economic Zones (SEZ)"

3. In the said notification, in paragraph 3,-

(a) in sub-paragraph (1) , the following shall be inserted at the end, namely:-

"The assessment shall be completed within a period of ninety days from receipt of the requisite documents and data from the project authorities, and the decision shall be conveyed within thirty days thereafter".

(b) in sub-paragraph (2) , after item (iii), the following items shall be inserted, namely :-

"(iii a) Housing schemes in CRZ area as specified in sub-paragraph (2) of paragraph 6;

(iii b) Mining of rare minerals;

(iii c) Specified activities/facilities in SEZ subject to one time approval by the Government of India in the Ministry of Environment and Forests to such activities based on the Master Plan of SEZ, spatial distribution of projects to be located in CRZ and such other information as may be required for the purpose.

4. In the said notification, in Annexure I, in paragraph 6, in sub-paragraph (2), -

(i) under the heading CRZ-I,-

(a) for the words, brackets and letter "and (c) construction", the brackets, letter and word " (c) construction " shall be substituted;

(b) after the words " by the West Bengal State Coastal Zone Management Authority" the following shall be inserted, namely:

"and (d) salt harvesting by solar evaporation of sea water."

(ii) under the heading CRZ-II,-

(a) in clause (i) after the proviso, the following proviso shall be inserted at the end, namely:-

"Provided further that the above restrictions on construction, based on existing roads/authorised structures, roads proposed in the approved Coastal Zone Management Plans, new roads shall not apply to the housing schemes of State Urban Development Authorities implemented in phases for which construction activity was commenced prior to 19th February, 1991 in atleast one phase and all relevant approvals from State/Local Authorities were obtained prior to 19th February, 1991; in all such cases specific approval of the Ministry of Environment and Forests would be necessary on a case to case basis."

(iii) under the heading CRZ-III,-

(a) In clause (i);-

(A) after the words ' No Development Zone,' the words " provided that such area does not fall within any notified port limits or any notified Special Economic Zone" shall be inserted.

(B) the sentence beginning with the words " An authority designated and ending with the words " requirements of local inhabitants" shall be omitted;

(C) in the last sentence, the word " uses" shall be replaced by the words " uses/activities" and the words " mining of rare minerals" " shall be inserted after the word " forestry".

(b) after clause (i ),the following sub-clause shall be inserted namely:-

"(ia) Construction of dispensaries, schools, public rain shelters, community toilets, bridges, roads and provision of facilities for water supply, drainage, sewerage which are required for the local inhabitants may be permitted, on a case to case basis, by the Central Government or Coastal Zone Management Authority constituted for the State/Union Territory.

Provided that construction of units or ancillary thereto for domestic sewage treatment and disposal shall be permissible notwithstanding anything contained in sub-paragraph (iv) of paragraph 2 of this notification."

(c) after clause (iv),the following clause shall be inserted, namely;-

"(v) In notified SEZ, construction of non-polluting industries in the field of information technology and other service industries, desalination plants ,beach resorts and related recreational facilities essential for promotion of SEZ as approved in its Master Plan by SEZ Authority may be permitted."

[F. No. H-11011/6/97-IA III]

Dr. V. Rajagopalan, Jt. Secy.

The principal notification was published in the Gazette of India vide number S.O. 114 (E) dated the 19th February, 1991 and subsequently amended vide:-

(i) S.O. 595 ( E) dated 18th August, 1994.

(ii) S.O. 73 (E) dated 31st January, 1997.

(iii) S.O. 494 (E) dated 9th July, 1997.

- (iv) S.O 334 (E) dated 20th April, 1998.
- (v) S.O. 873 (E) dated 30th September, 1998.
- (vi) S.O. 1122 (E) dated 29th December, 1998.
- (vii) S.O. 998 (E) dated 29th September, 1999.
- (viii) S.O. 730 (E) dated 29th September, 2000.
- (ix) S.O. 329 (E) dated 12th April, 2001.
- (xi) S.O. 988 (E) dated 3rd October, 2001.

## **MINISTRY OF ENVIRONMENT AND FORESTS**

### **NOTIFICATION**

New Delhi, the 19<sup>th</sup> October, 2002

**S.O.1100 (E).---** Whereas by the notification of the Government of India in the Ministry of Environment and Forests number S.O. 114(E), dated the 19<sup>th</sup> February, 1991 (hereinafter referred to as the said notification), the Central Government declared Coastal Stretches as Coastal Regulation Zone (herein after referred to as CRZ) and restrictions were imposed on the setting up and expansion of industries, operations and processes in the said zone;

And whereas the Central Government deems it necessary to harmonize and elaborate the existing provisions of the said notification;

And whereas the Central Government has considered the requirement of projects relating to generation of power by non-conventional energy sources in CRZ areas, setting up of desalination plants in CRZ, storage of non hazardous cargo such as edible oil, fertilizers and food grain in CRZ of notified ports.

And whereas the Central Government has also considered the requirement for construction of airstrips and associated facilities in CRZ areas in the Islands of Lakshadweep and Andaman and Nicobar.

And whereas the Central Government is of the opinion that it is necessary and expedient in the public interest to amend the said notification;

And whereas sub-rule (4) of rule 5 of the Environment (Protection) Rules, 1986 provides that, "Notwithstanding anything contained in sub-rule (3),

whenever it appears to the Central Government that it is in public interest to do so, it may dispense with the requirement of notice under clause (a) of sub-rule (3) of the said rules";

And whereas the Central Government is of the opinion that it is in public interest to dispense with the requirement of notice under clause (a) sub-rule (3) of rule 5 for amending the said notification.

Now, therefore, in exercise of the powers conferred by sub-section (1) and clause (v) of sub-section (2) of section 3 of the Environment (Protection) Act, 1986 (29 of 1986) read with sub-rules (3) and (4) of rule 5 of the Environment (Protection) Rules, 1986, the Central Government hereby makes the following further amendments in the aforesaid notification, namely:-

In the said notification, -

1. in paragraph 2, in sub paragraph (i), the following proviso shall be inserted at the end, namely:-  
"provided that (a) facilities for generating power by non conventional energy sources and setting up of desalination plants may be permitted within the said zone in areas not classified as CRZ-I(i); and (b) construction of airstrips in the said zone in areas not classified as CRZ-I(i) may also be permitted in the Islands of Lakshadweep and Andaman & Nicobar by Government of India in the Ministry of Environment & Forests".
2. in paragraph 3, in sub-paragraph 2, –
  - (i) after item (i), the following item shall be inserted, namely:-  
  
“(ia) the clearance granted shall be valid for a period of five years for the commencement of the construction or operation.”;
  - (ii) after item (iii c), the following item shall be inserted, namely:-  
“(iii d) facilities for generating power by non conventional energy sources, desalination plants and weather radars;  
  
(iiie) airstrips and associated facilities in Lakshadweep and Andaman and Nicobar Islands.”.
3. in Annexure-I, in paragraph 6, in sub-paragraph (2),-
  - (i) under the heading CRZ-I,
    - (a) for the words, brackets and letter “and (c) facilities”, the brackets, letter and word “(c) facilities” shall be substituted,”

(b) after the words "activities permissible under CRZ-I", the following shall be inserted, namely:-

"and (d) installation of weather radar for monitoring of cyclone movement and prediction by Indian Meteorological Department.";

(c) for the words brackets and figure "sub-paragraph (ii)", the following words brackets and figures shall be substituted, namely:-

"sub-paragraphs (i) and (ii)";

(d) for the words, brackets and letter "and (d) salt", the brackets, letter and word "(d) salt" shall be substituted;

(e) after the word "evaporation of sea water" the following shall be inserted, namely:-

"(e) desalination plants,  
and (f) storage of non hazardous cargo such as edible oil, fertilizers and food grain within notified ports".

(ii) under the heading CRZ-II, after item (i), the following item shall be inserted, namely:-

"(ia) facilities for receipt and storage of petroleum products and liquefied natural gas as specified in Annexure-III appended to this notification and facilities for regasification of liquefied natural gas subject to the conditions as mentioned in para 2(ii).

(ib) desalination plants

(ic) storage of non hazardous cargo such as edible oil, fertilizers and food grain in notified ports.

(id) facilities for generating power by non conventional energy sources.

(ie) construction of airstrips and associated facilities in the Islands of Lakshadweep and Andaman and Nicobar".

(iii) under the heading CRZ-III, -

(a) in clause (i), after the words "sea water", the words

"facilities for receipt and storage of petroleum products and liquefied natural gas as specified in Annexure-III appended to this notification and facilities for regasification of liquefied natural gas subject to the conditions as mentioned in para 2(ii), facilities for generating power by non conventional energy sources, desalination plants, weather radars and construction of airstrips and associated facilities in the Islands of Lakshadweep and Andaman and Nicobar" shall be inserted.

(b) after clause (ii), the following clauses shall be inserted namely:-

"(ia) facilities for receipt and storage of petroleum products and liquefied natural gas as specified in Annexure-III appended

to this notification and facilities for regasification of liquefied natural gas subject to the conditions as mentioned in para 2(ii).

(iib) storage of non hazardous cargo such as edible oil, fertilizers and food grain in notified ports.

(iic) desalination plants

(iid) facilities for generating power by non conventional energy sources.

(iie) construction of airstrips and associated facilities in the Islands of Lakshadweep and Andaman & Nicobar."

(iv) Under the heading CRZ-IV,-

(a) Under sub-heading Andaman and Nicobar Islands, -  
in clause (i), after the word "HTL", the words

"except facilities for generating power by non conventional energy sources, desalination plants and construction of airstrips and associated facilities" shall be inserted.

(b) under sub-heading Lakshadweep and small Islands, after clause (i), the following clauses shall be inserted, namely:-

(ia) facilities for generating power by non conventional energy sources;

(ib) desalination plants;

(ic) construction of airstrips and associated facilities; ”.

**{F. No. H-11011/6/97-IA.III}**

**Dr. V. RAJAGOPALAN, Jt. Secy.**

The principal notification was published in the Gazette of India vide number S.O. 114(E), dated, the 19<sup>th</sup> February, 1991 and subsequently amended vide :-

- (i) S.O. 595 (E) dated 18<sup>th</sup> August, 1994.
- (ii) S.O. 73 (E) dated 31<sup>st</sup> January, 1997.
- (iii) S.O. 494 (E) dated 9<sup>th</sup> July, 1997.
- (iv) S.O. 334 (E) dated 20<sup>th</sup> April, 1998.
- (v) S.O. 873 (E) dated 30<sup>th</sup> September, 1998.
- (vi) S.O. 1122 (E) dated 29<sup>th</sup> December, 1998.
- (vii) S.O. 998 (E) dated 29<sup>th</sup> September, 1999.
- (viii) S.O. 730 (E) dated 4<sup>th</sup> August, 2000.
- (ix) S.O. 900 (E) dated 29<sup>th</sup> September, 2000.
- (x) S.O. 329 (E) dated 12<sup>th</sup> April, 2001.
- (xi) S.O. 988 (E) dated 3<sup>rd</sup> October, 2001.
- (xii) S.O. 550 (E) dated 21<sup>st</sup> May, 2002

## MINISTRY OF ENVIRONMENT AND FORESTS

### NOTIFICATION

New Delhi, the 22<sup>nd</sup> April, 2003

**S.O.460(E).**— Whereas by notification of the Government of India in the Ministry of Environment and Forests number S.O.114(E), dated the 19<sup>th</sup> February, 1991 (hereinafter referred to as the said notification), the Central Government declared Coastal Stretches as Coastal Regulation Zone and restriction were imposed on setting up and expansion of industries, operations and processes in the said zone;

And whereas it has been brought to the notice of the Central Government that destruction of mangroves, depletion of ground water and certain other activities involving severe ecological damages have been caused as the result of large sized projects being implemented without clearance from the Government of India in the Ministry of Environment and Forests.

And whereas the issue has been examined by the Government of India in the Ministry of Environment and Forests;

And whereas the Central Government is of the opinion that the said notification should be amended with a view to preventing further ecological damages;

And whereas sub-rule (4) of rule 5 of the Environment (Protection) Rules, 1986 provides that notwithstanding anything contained in sub-rule (3), whenever it appears to the Central Government that it is in public interest to do so, it may dispense with the requirements of notice under clause (a) of sub-rule (3) of rule 5 of the said rules;

And whereas the Central Government is of the opinion that it is in public interest to dispense with the said requirement of notice under clause (a) of sub-rule (3) of rule 5 of the said rules for amending the said notification;

Now, therefore, in exercise of the powers conferred by sub-section (1) and clause (v) of sub-section (2) of section 3 of the Environment (Protection) Act, 1986 (29 of 1986) read with sub-rules (3) and (4) of rule 5 of the Environment (Protection) Rules, 1986, the Central Government hereby makes the following amendments in the said notification, namely:-

In the said notification, in paragraph 3, in sub-paragraph (2), for clause (iv), the following clauses shall be substituted , namely :-

"(iv) Demolition or reconstruction of -

- (i) buildings of archaeological or historical importance
- (ii) heritage buildings; and
- (iii) buildings under public use.

Explanation : - For the purpose of this clause iv, 'public use' shall include use for purposes of worship, education, medical care and cultural activities.

(iv) All other activities with investment of five crore rupees or more:

Provided that activities involving investment of less than five crore rupees shall be regulated by the concerned authorities at the State or Union territory level in accordance with the provision of sub-paragraph (2) of paragraph 6 of Annexure-I of this notification.:

[F.No.J-17011/16/93-IAIII-Part-II]  
V.RAJAGOPALAN, Jt. Secy.

**Note :** The principal notification was published in the Gazette of India *vide* number S.O.114(E) dated the 19<sup>th</sup> February, 1991 and subsequent amended *vide* notification -

- (i) S.O.595 (E) dated 18<sup>th</sup> August, 1994
- (ii) S.O.73 (E) dated 31<sup>st</sup> January, 1997
- (iii) S.O.494 (E) dated 9<sup>th</sup> July 1997
- (iv) S.O.334 (E) dated 20<sup>th</sup> April, 1998
- (v) S.O.873 (E) dated 30<sup>th</sup> September, 1998
- (vi) S.O.1122 (E) dated 29<sup>th</sup> December, 1998
- (vii) S.O.988 (E) dated 29<sup>th</sup> September, 1999
- (viii) S.O.730 (E) dated 4<sup>th</sup> August, 2000
- (ix) S.O.900 (E) dated 29<sup>th</sup> September, 2000
- (x) S.O.329 (E) dated 12<sup>th</sup> April, 2001
- (xi) S.O.988 (E) dated 3<sup>rd</sup> October, 2001
- (xii) S.O.550 (E) dated 21<sup>st</sup> May, 2002
- (xiii) S.O.52 (E) dated 16<sup>th</sup> January, 2003

## MINISTRY OF ENVIRONMENT AND FORESTS

### NOTIFICATION

New Delhi, the 30<sup>th</sup> May, 2003.

**S.O.635(E):-** Whereas by notification of the Government of India in the Ministry of Environment and Forests number S.O.114(E), dated the 19<sup>th</sup> February, 1991 (hereinafter referred to as the said notification), the Central Government declared Coastal Stretches as Coastal Regulation Zone and restrictions were imposed on the setting up and expansion of industries, operations and processes in the said Zone;

And whereas the Andaman and Nicobar Administration of the Union territory of the Andaman and Nicobar Islands has drawn the attention of the Central Government to the difficulties being faced by the local population of the

said territory due to restrictions imposed by the aforesaid notification on mining of sand in the Coastal Regulation Zone in the said territory;

And whereas the issue has been examined by the Government of India in the Ministry of Environment and Forests;

And whereas the Central Government is of the opinion that the said notification should be amended;

And whereas sub-rule (4) of rule 5 of the Environment (Protection) Rules, 1986 provides that notwithstanding anything contained in sub-rule (3), wherever it appears to the Central Government that it is in public interest to do so, it may dispense with the requirement of notice under clause (a) of sub-rule (3) of rule 5 of the aforesaid rules;

And whereas the Central Government is of the opinion that it is in public interest to dispense with the said requirement of notice under clause (a) of Sub-rule (3) of rule 5 of the aforesaid rules for amending the said notification;

Now, therefore, in exercise of the powers conferred by sub-section (1) and clause (v) of sub-section (2) of section 3 of the Environment (Protection) Act, 1986 (29 of 1986) read with sub-rules (3) and (4) of rule 5 of the Environment (Protection) Rules, 1986, the Central Government hereby makes the following amendments in the said notification, namely:-

In the said notification, -

(a) in paragraph 2, in sub-paragraph (ix), for the portion beginning with the words "Provided that" and ending with the words "bird nesting sites and protected areas", the following provisos shall be substituted, namely:-

“Provided that in the Union territory of the Andaman and Nicobar Islands, mining of sand may be permitted by a committee constituted by the Lieutenant Governor of the Andaman and Nicobar Islands consisting of – (1) the Chief Secretary Andaman & Nicobar Administration; (2) Secretary, Department of Environment; (3) Secretary, Department of Water Resources; and (4) Secretary, Andaman Public Works Department:

Provided further that the Committee may permit mining of sand upto 44,102 cu.m. for construction purposes on a case to case basis, for the period on and from the 1<sup>st</sup> day of April, 2003 to the 31<sup>st</sup> day of March, 2004 from sites selected, *inter-alia*, based on rate of replenishment or deposition of sand:

Provided also that the permission as may be granted under this subparagraph for mining of sand shall be based on mining plans and shall stipulate sufficient safeguards to prevent damage to the sensitive coastal ecosystem including corals, turtles, crocodiles, birds nesting sites and protected areas.”;

(b) in Annexure-I, under the heading “CRZ-IV Andaman and Nicobar Islands”, in item (iv), in sub-item (b), for the figures, letters and words “31<sup>st</sup> day of March, 2003,” the figures, letters and words “31<sup>st</sup> day of March, 2004” shall be substituted.

[No.Z-12011/2/96-IA-III]

(Dr. V. Rajagopalan)  
Joint Secretary to the Government of India

Note: The principal notification was published in the Gazette of India *vide* number S.O.114(E) dated the 19<sup>th</sup> February, 1991 and subsequently amended *vide* notification-

- (i) S.O.595(E) dated 18<sup>th</sup> August, 1994
- (ii) S.O.73(E) dated 31<sup>st</sup> January, 1997

- (iii) S.O.494(E) dated 9<sup>th</sup> July, 1997
- (iv) S.O.334(E) dated 20<sup>th</sup> April, 1998
- (v) S.O.873(E) dated 30<sup>th</sup> September, 1998
- (vi) S.O.1122(E) dated 29<sup>th</sup> December, 1998
- (vii) S.O.988(E) dated 29<sup>th</sup> September, 1999
- (viii) S.O.730(E) dated 4<sup>th</sup> August, 2000
- (ix) S.O.900(E) dated 29<sup>th</sup> September, 2000
- (x) S.O.329(E) dated 12<sup>th</sup> April, 2001
- (xi) S.O.988(E) dated 3<sup>rd</sup> October, 2001
- (xii) S.O.550(E), dated 21<sup>st</sup> May, 2002
- (xiii) S.O.52(E), dated 16<sup>th</sup> January, 2003
- (xiv) S.O.460(E), dated 22<sup>nd</sup> April, 2003.

## **MINISTRY OF ENVIRONMENT AND FORESTS**

### **NOTIFICATION**

New Delhi, the 30<sup>th</sup> May, 2003.

**S.O.636(E)** - Whereas by notification of the Government of India in the Ministry of Environment and Forests number S.O.114(E), dated the 19<sup>th</sup> February, 1991 (hereinafter referred to as the said notification), the Central Government declared Coastal Stretches as Coastal Regulation Zone and restrictions were imposed on the setting up and expansion of industries, operations and processes in the said Zone;

And whereas the Central Government has considered the requirement of construction of jetty and wharves for embarkation and disembarkation in the Union Territory of Lakshadweep;

And whereas the Central Government is of the opinion that it is necessary and expedient in the public interest to amend the said notification;

And whereas sub-rule (4) of rule 5 of the Environment (Protection) Rules, 1986 provides that notwithstanding anything contained in sub-rule (3), whenever it appears to the Central Government that it is in public interest to do so, it may dispense with the requirement of notice under clause (a) of sub-rule (3) of the said rules;

And whereas the Central Government is of the opinion that it is in public interest to dispense with the requirement of notice under clause (a) of sub-rule (3) of rule 5 of the aforesaid rules for amending the said notification.

Now, therefore, in exercise of the powers conferred by sub-section (1) and clause (v) of sub-section (2) of section 3 of the Environment (Protection) Act, 1986 (29 of 1986) read with sub-rules (3) and (4) of rule 5 of the Environment (Protection) Rules, 1986, the Central Government hereby makes the following further amendments in the said notification, namely:-

In the said notification, -

(a) in paragraph 3, in sub-paragraph (2), for item (ii), the following item shall be substituted, namely:-

“(ii) operational constructions for ports, harbours and light houses and construction activities of jetties, wharves, quays, slip ways, pipelines and conveying system including transmission lines, provided that, environmental clearance in case of constructions or modernization or expansion of jetties and wharves in the Union territory of Lakshadweep for providing embarkation and disembarkation facilities shall be on the basis of a report of scientific study conducted by the Central Government or any agency authorized or recognized by it suggesting environmental safeguard measures required to be taken for minimizing damage to corals and associated biodiversity.”;

(b) in Annexure I, in paragraph 6, in sub-paragraph (2), -

(i) under the heading CRZ – I, for the word, brackets and letter “ and (d)”, the brackets, letters and words “(d) operational construction of jetties, wharves or construction, development or modernization of jetties and wharves in the Union territory of Lakshadweep for providing embarkation or disembarkation facilities on the basis of a scientific study report conducted by the Central Government or any agency authorized or recognized by it suggesting environmental safeguard measures required to be taken for minimizing damage to corals and associated bio-diversity; and (e)”;

(ii) under the heading CRZ – III, after clause ( iie), the following clause shall be inserted, namely:-  
“(iif) construction and operation of jetties in the Union territory of Lakshadweep.”;

(iii) under the heading CRZ – IV, under the sub-heading ‘ Lakshadweep and small islands:’, after clause (ic), the following clause shall be inserted, namely :-

“(id) operational construction of jetties and wharves or construction, development or modernization of jetties and wharves on the basis of a scientific study conducted by the Central Government or any agency authorized or recognized by it on a case to case basis suggesting environmental safeguard measures required to be taken for minimizing damage to corals and associated biodiversity.”.

[F.No. H. – 11011/6/97- IA III. Vo. II]  
Dr. V. RAJAGOPALAN, Jt. Secy.

The principal notification was published in the Gazette of India *vide* number S.O.114(E), dated, the 19<sup>th</sup> February, 1991 and subsequently amended *vide*:-

- (i) S.O. 595(E) dated 18<sup>th</sup> August, 1994.
- (ii) S.O. 73(E) dated 31<sup>st</sup> January, 1997.
- (iii) S.O. 494(E) dated 9<sup>th</sup> July, 1997.
- (iv) S.O. 334(E) dated 20<sup>th</sup> April, 1998.
- (v) S.O. 873(E) dated 30<sup>th</sup> September, 1998.
- (vi) S.O. 1122(E) dated 29<sup>th</sup> December, 1998.
- (vii) S.O. 998(E) dated 29<sup>th</sup> September, 1999.
- (viii) S.O. 730(E) dated 4<sup>th</sup> August, 2000.
- (ix) S.O. 900(E) dated 29<sup>th</sup> September, 2000.
- (x) S.O. 329(E) dated 12<sup>th</sup> April, 2001.
- (xi) S.O. 988(E) dated 3<sup>rd</sup> October, 2001.
- (xii) S.O.550(E), dated 21<sup>st</sup> May, 2002.
- (xiii) S.O.52(E), dated 16<sup>th</sup> January, 2003.
- (xiv) S.O.460(E), dated 22<sup>nd</sup> April, 2003.

## MINISTRY OF ENVIRONMENT & FORESTS

### NOTIFICATION

New Delhi, the 24<sup>th</sup> July, 2003

**S.O.838 (E)** - Whereas by the Notification of the Government of India in the Ministry of Environment & Forests No. S.O.114(E), dated the 19<sup>th</sup> February, 1991 (hereinafter referred to as the said notification), the Central Government declared costal stretches as Coastal Regulation Zone (CRZ) and restrictions were imposed on the setting up and expansion of industries, operations and processes in the said zone;

And whereas the Central Government has considered the specific requirements of projects relating to Department of Atomic Energy in terms of their location;

And whereas the Central Government has also considered a proposals of the Ministry of Tourism and Culture, the Andaman and Nicobar Administration and the Lakshadweep Administration in relation to the promotion of tourism development in the Union Territories of the Andaman and Nicobar Islands and Lakshadweep;

And whereas the Central Government is of the opinion that it is necessary and expedient in the public interest to amend the said notification;

And whereas sub-rule (4) of rule 5 of the Environment (Protection) Rules, 1986 provides that notwithstanding anything contained in sub-rule (3) of the said rule, whenever it appears to the Central Government that it is in public interest to do so, it may dispense with the requirements of notice under clause (a) of sub-rule (3) of rule 5 of the said rules, ”;

And whereas the Central Government is of the opinion that it is in public interest to dispense with the requirement of notice under clause (a) sub-rule (3) of rule 5 of the said rules for amending the said notification;

Now, therefore, in exercise of the powers conferred by sub-section (1) and clause (v) of sub-section (2) of section 3 of the Environment (Protection) Act, 1986 (29 of 1986) read with sub-rules (3) and (4) of rule 5 of the Environment (Protection) Rules, 1986, the Central Government hereby makes the following further amendments in the said notification, namely;

#### AMENDMENTS

1. In the said notification, in Annexure-I, in paragraph 6, in sub-paragraph (2),-

(a) under the heading CRZ-III,-

(i) in clause (i), after the word “forestry’, the words, “projects relating to the Department of Atomic Energy,” shall be inserted;

(ii) after clause i(a) and its proviso, the following clause shall be inserted, namely:-

“(ib). the No Development Zone may be reduced to a minimum of 50 mts in the identified stretches of the Islands in the Union Territory of Andaman and Nicobar Islands selected and declared by the Central Government for promotion of tourism, based on an integrated coastal zone management study conducted or commissioned by the Ministry of Environment & Forests”;

(b) under the heading CRZ-IV,-

(A) under the sub-heading “Andaman & Nicobar Islands”,-

(i) after clause (ic), the following clause shall be inserted namely:-

“(id) The No Construction Zone may be reduced to a minimum of 50 mts in the identified stretches of the Islands in the Union Territory of the Andaman and Nicobar Islands selected and declared by the Central Government for promotion of tourism, based on an integrated coastal zone management study conducted by the Ministry of Environment & Forests by itself or through any agency authorized by it in this behalf;”;

(ii) in the clause (ii), for the figures “200”, the figures “50” shall be substituted;

(B) under the sub-heading “Lakshadweep and small islands”,-

(i) in the clause (i), the words “in consultation with the experts” the words “on the basis of integrated coastal zone management study” shall be substituted.

2. In the said notification, in Annexure-II, in paragraph 7, in sub-paragraph (1),-

(a) in clause (i), after the proviso, the following proviso shall be inserted, namely:-

“Provided further that construction for the purpose of tourism development may be permitted beyond 50 mts on the landward side of the High Tide Line in the Union Territories of the Andaman and Nicobar Islands and Lakshadweep Islands based on integrated coastal zone management study conducted by the Ministry of Environment & Forests by itself or through any agency authorized by it in this behalf.”;

(b) in clause (ii), after the words and figures “not exceed 0.33.” the words and figures

“Further, the total covered area of all the floors shall not be more than 50% of the plot size both in the Union Territory of Andaman and Nicobar Islands and the Union Territory of Lakshadweep Islands” shall be inserted.

(F. No.H-11011/6/97-IA.III)  
Dr. V. RAJAGOPALAN, Jt. Secy.

The principal notification was published in the Gazette of India vide number S.O.114(E), dated, the 19<sup>th</sup> February, 1991 and subsequently amended vide:-

- (i) S.O. 595(E) dated 18<sup>th</sup> August, 1994.
- (ii) S.O. 73(E) dated 31<sup>st</sup> January, 1997.
- (iii) S.O. 494(E) dated 9<sup>th</sup> July, 1997.
- (iv) S.O. 334(E) dated 20<sup>th</sup> April, 1998.
- (v) S.O. 873(E) dated 30<sup>th</sup> September, 1998.
- (vi) S.O. 1122(E) dated 29<sup>th</sup> December, 1998.
- (vii) S.O. 998(E) dated 29<sup>th</sup> September, 1999.
- (viii) S.O. 730(E) dated 4<sup>th</sup> August, 2000.
- (ix) S.O. 900(E) dated 29<sup>th</sup> September, 2000.
- (x) S.O. 329(E) dated 12<sup>th</sup> April, 2001.
- (xi) S.O. 988(E) dated 3<sup>rd</sup> October, 2001.
- (xii) S.O.550(E), dated 21<sup>st</sup> May, 2002.
- (xiii) S.O.1100(E), dated 19<sup>th</sup> October, 2002.
- (xiv) S.O.52(E), dated 16<sup>th</sup> January, 2003.
- (xv) S.O.460(E), dated 22<sup>nd</sup> April, 2003.
- (xvi) S.O.635(E), dated 30<sup>th</sup> April, 2003.
- (xvii) S.O.636(E), dated 30<sup>th</sup> May, 2003.
- (xviii) S.O.725 (E), dated 24<sup>th</sup> June, 2003.