

**GOA STATE INFORMATION COMMISSION
AT PANAJI**

CORAM: Shri Afonso Araujo, State Information Commissioner

Complaint No. 294/SIC/2010

Shri Kashinath Shetye,
Bambino Building,
Alto Fondvem, Ribandar,
Tiswadi – Goa

... Complainant

V/s.

Public Information Officer,
Mormugao Municipal Council,
Vasco-da-Gama,
Goa

... Opponent.

Kum. S. Satardekar, representative of the Complainant.

Shri Satoskar, representative of the Opponent.

Dated: 28.07.2010

ORDER

By request dated 10.02.2010 the Complainant sought information under RTI Act from the Public Information Officer of Directorate of Municipal Administration, Panaji, pertaining to use of residential and commercial buildings and other places for mobile towers and antenna and requires:

- 1) Certified copies of all documents regarding mobile legal and illegal towers and antennas.
- 2) Certified copy of licence given for illegal towers and antennas.
- 3) Certified copies of permission granted illegally for use of these four residential buildings for commercial use.
- 4) Certified copies of all permission for using residential building for illegal towers and antennas for commercial use.
- 5) Certified copies of increase in load on such building due to mobile towers and antenna.
- 6) Certified copies of all tax paid to your Council of these buildings mobile towers and antenna.
- 7) Action taken for cancelling licence given to such residential premises which have been illegally converted to commercial.
- 8) Action taken on not complying with fire and Emergency Norms of these buildings.
- 9) Action taken on mobile tower and other Commercial Establishment for starting it in residential area.
- 10) Certified copies of checking made of mobile towers and antenna in the area.

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11) Certified copies of increase in Electricity load due to mobile towers and antenna.

12) Certified copies of approval from NGPDA and from Town and Country Planning Department.

The Complainant also sought inspection of all the files.

The said Public Information Officer transferred on 11.02.2010 the request of the Complainant to the Public Information Officer –Chief Officer of Mormugao Municipal Council. The Opponent by communication dated 19.03.2010 the Opponent provided the information to the request at Sr. no. 1 to 12. On perusing this reply to the requirements at Sr. No. 1 wherein the Complainant requires certified copies of all documents regarding mobile, legal and illegal towers and antennas, the Opponent provided the information and stated that the documents should be obtained after making payment of necessary fees. No doubt that the Opponent provided the information at Sr. no. 1 but it was not sufficient to inform the Complainant to obtain the documents after making the payment of necessary fees. It was necessary on the part of the Opponent to specify the amount which the Complainant required to pay for providing the information. Similarly, the replies to the information at Sr. No. 4, 5 and 12 of the request dated 10.02.2010 the Opponent called the Complainant to collect the information on payment of necessary fees without specifying the amount required to be paid. In such circumstances the proper course would be to direct the Opponent to inform the Complainant the amount to be paid for certified copies of the documents required at Sr. no. 1, 4, 5 and 12 within the period of ten days from the date of receipt of this Order.

With the above observations, the Complaint is disposed off.

Sd/-
(Afonso Araujo)
State Information Commissioner