

GOA INFORMATION COMMISSION

Ground Floor, "Shrama Shakti Bhavan", Patto Plaza, Panaji.

Complaint No.55/07-08

Shri Allan Falleiro,
H.No. 400, Toleband,
Loutolim, Salcete Goa.

... Complainant

V/s

1) Public Information Officer,
The chief General Manager,
Goa Industrial Development Corporation,
Panaji – Goa.

... Opponent.

CORAM:

Shri A. Venkataratnam
State Chief Information Commissioner
&
Shri G.G. Kambli
State Information Commissioner

(Per G.G. Kambli)

Dated: 30/01/2008.

Complainant in person.

Opponent in person.

ORDER

This disposes off the Complaint received in the office of the Commission on 18/12/2007, filed by the Complainant against the Opponent alleging that the Opponent has not complied with the order dated 13/12/2007 passed by this Commission in Appeal No. 78/2007.

2. The Commission in its order dated 13/12/2007 passed in appeal No. 78/2007 had directed the Opponent to provide the information on the remaining points to the Complainant within 2 weeks as per the application dated 23/07/2007 of the Complainant. In pursuance of the said order of the Commission, the Opponent vide his letter dated 14/12/2007 has provided certain information to the Complainant.

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3. So far as the policy of the Corporation is concerned, regarding the allotment of plots, the Opponent has informed the Complainant that the policy of the Corporation is set forth in the minutes dated 30/10/2002 vide resolution No. 172/2002 and the copy of the same was also provided to the Complainant. On perusal of the said minutes, it is seen that the Corporation has delegated its powers for allotment of land up to 10,000 sq. mtrs. to the Chairman and Managing Director of the Corporation. The said resolution does not speak about the criteria or the basis for the allotment of land of the Corporation. The Complainant sought the information seeking reasons and basis for allotment of land to industrialists to set up parks/Sezs. The delegation of power of the Board to the Chairman and Managing Director cannot be said to be the basis and reasons for allotment. The delegation of power to the Chairman and Managing Director, is not a policy or criteria laid down by the Corporation for allotment of land to various Industrialist/entrepreneurs. The Public Information Officer should give to the Opponent a copy of the policy of allotment of approved plots by the GIDC. If there is no policy, it should be said in so many words. As regards the other information is concerned the Opponent has provided to the Complainant the copy of the agenda item as well as the decision of the board taken in its 287th meeting regarding the allotment of land for various parks at the Verna Industrial Estate. Therefore, the information on the other points sought by the Complainant are contained in the agenda item as well as in the minutes of the board meeting.

4. During the course of hearing, it was noticed that the agenda note starts with the words “ as desired by the Government of Goa”. Therefore, a copy of the communication of the Government expressing their “desire” is required to be provided to the Complainant so as to have the complete information regarding the allotment of plots at the Verna Industrial Estates for various parks/SEZ. The Opponent has also agreed to provide a copy of the notification issued by the Government for acquisition of the said land in question.

5. In our order dated 13/12/2007, we directed the Complainant to provide the details such as names, addresses of 4 organization in respect of which the Complainant had sought the information. The Opponent submitted that the Complainant has not furnished their details, and hence he could not provide the information.

6. In view of the above discussion, we partly allow the Complaint and direct the Opponent to provide the following documents within 10 days from the date of this order.

- (i) The policy/criteria of allotment of Industrial plots to the Applicants.
- (ii) The Communication from Government of Goa requesting the GIDC to establish product specific parks in Goa.
- (iii) A copy of gazette notification for acquisition of land by the GIDC.

Pronounced in the open court on this 30th day of January, 2008.

Sd/-
G.G. Kambli
State Information Commissioner

Sd/-
A. Venkataratnam
State Chief Information Commissioner

