

-1-

Department of Industries

Notification

3/12/20116-IND

The Goa Investment Promotion Rules, 2016

In exercise of the powers conferred by sub-sections (1) and (2) of section 24 read with Sections 11(1), 14, 15, 16, 17(1), 18(3), 20, 21(2) of the Goa Investment Promotion Act, 2014 (Goa Act 13 of 2014) and all other powers enabling it in this behalf, the Government of Goa hereby makes the following rules, namely:—

1.Short title and commencement.— (1) These rules may be called the Goa Investment Promotion Rules, 2016.

2.Definitions.— (1) In these rules, unless the context otherwise requires,— (a)“Act” means the Goa Investment Promotion Act, 2014 (Goa Act 13 of 2014);

(b)“Chairperson” means Chairperson of the Board;

(c)“Chief Executive Officer” means the Chief Executive Officer appointed by the Government under sub-section (5) of section 3 of the Act;

(d)“form” means form appended to these rules;

(e)“Schedule” means the Schedule appended to these rules;

(f)“section” means section of the Act;

(g)“State” means the State of Goa.

(2) The words and expressions used and not defined in these rules but defined in the Act, shall have the same meanings respectively assigned to them in the Act.

3.Term of office of members and manner of filling casual vacancies.— (1) When a member of the Board resigns or is removed from office or becomes incapable of acting as a member, the Government may, by notification in the Official Gazette, appoint another person in his place to fill that vacancy. The person so appointed shall hold the office for the remainder period of the term of office of the member in whose place he is appointed.

(2)A member appointed under Clause (f) of sub-section (2) of section 3 shall hold office for a period not exceeding two years from the date of his appointment. The members appointed under this category shall not be appointed for more than two terms.

(3)A member appointed under Clause (1) of sub-section (2) of section 3 may resign by tendering one month’s notice in writing to the Government. Such member shall continue to hold office till his resignation is accepted by Government.

4.Terms and conditions of service of the Chief Executive Officer.— (1) The Chief Executive Officer shall be appointed on contract for such term and on payment of such sum as may be decided by the Government.

(2)He shall be entitled to a leave of twenty days per annum. Such leave shall not be allowed to be carried forward for the next calendar year. He shall not be entitled for leave salary.

-2-

(3)He shall be entitled to travelling allowances as admissible to Class I officer of the Government for the journeys performed by him while discharging his duties in service of the Board admissible to Class I officer of the Government.

(4)He may resign his office by giving three month’s notice in writing to the Government, provided that the Chief Executive Officer shall not vacate his office until he is relieved by the Government.

(5)He shall be subject to such other terms and conditions as laid down in the Agreement to be executed with him during his appointment.



5. Money to be kept by the Board in current or deposit account.— Except as otherwise directed by the Government, all money



forming part of the fund of the Board shall be kept in the current or deposit account with any scheduled bank or invested in such securities as may be approved by the Government.



6.Budget and programme of work.— (1) The Board shall prepare before the 1st day of December of each financial year, a budget in respect of the financial year next ensuing showing the estimated receipts and expenditure and the programme of work under the Act, in



Form I hereto and submit copies thereof to the Government.

(2)The annual financial statement and the supplementary financial statement, if any, including programme of work shall be approved by the Board. The annual financial statement shall be accompanied by a statement of honoraria and salaries and allowances of the members, officers and employees of the Board.

(3)The Board shall also forward to the Government with its programme of work, a note giving history and description of each scheme including inter-alia the progress made, expenditure incurred and receipt accrued in the previous years in respect of continuing schemes. The note shall particularly bring out the financial implications of each scheme or programme.



7. Annual Report and other returns.— The Board shall, before the 1st day of June of the financial year, prepare and submit the annual report in



Form II hereto, giving a full account of its activities during the previous financial year. The Board shall also furnish returns, statistics, accounts and other information as may be specified by the Government.



8.Maintaining of accounts.— The Board shall prepare an annual statement of accounts in



Form III hereto.

9.Terms and Conditions of appointment of the auditor.— (1) Every auditor shall be appointed for a period of two years and he shall not be eligible for reappointment:

Provided that he may be considered for appointment after expiry of intervening period of four years.

(2)The auditor shall have right to demand the production of books of accounts, connected vouchers, other documents and also to inspect any of the offices of the Board.

(3)Every such auditor shall send a copy of his report together with an audited statement of accounts to the Government.

(4)The Government shall, as soon as may be, after the receipt of the audit report, cause the same to be laid before the State Legislative Assembly.

10.Notice of meetings and list of business.—(1) Ordinarily, one week's notice shall be

-3-

given to the members of the Board of a proposed meeting:

Provided that if decided by the Chairperson, notice of shorter period of not less than three days may be given.

(2)No business except which is included in the agenda shall be considered at such meeting without the permission of the Chairperson.

(3)The Board shall meet at least once in a month and may meet more often if necessary.

11.Form of Application for clearance and payment of fee etc.— (1) The form of application for clearance shall be as specified in relevant Acts, Statutes, Rules, Regulations, Notifications, Orders, Bye- laws etc., and shall be submitted to the Board along with fees specified therein and also in the Schedule hereto.

(2)The project in respect of which the Board has already granted in-principle approval under the Act, shall be liable to pay the fees as referred in sub-rule (1) within a period of thirty days from the date of commencement of these Rules, failing which the in-principle approval granted shall stand withdrawn.

(3)Also, the project in respect of which application has been made to the Board, shall be liable to pay the fees as referred in sub-rule (1), within a period of thirty days from the date of commencement of these Rules, failing which such applications shall not be processed and considered by the Board.

12.Manner of evaluation of investment proposals.— The expert or consultant while evaluating the investment proposals shall examine the following aspects, namely:— (a)Employability of the proposal per square meter of the area;

(b)Investment of the proposal per square meter of the area;

(c)Socio Economic impact of the proposal in the State;

(d)Impact of the project on the ecology, as well as, social impact of the project in the local area vis-à-vis its impact on the State.

(e)any other additional aspect as may be deemed fit by the expert or consultant.

13.Granted approvals or rejection of proposals.— (1) The Board shall be a single window to provide and/or facilitate approvals for the investment proposals from the Government of Goa, Competent Authority and Government agencies. The Board shall also facilitate in obtaining clearances from the Central Government and/or its agencies;

(2)After receipt of an application, fulfilling all the criteria specified in the Act, and these rules, the Chief Executive Officer shall prepare a detailed report including the aspect as regards the Competent Authorities responsible to grant or issue the required clearance and place the

same before the Board for its consideration. The Board may thereafter call the investor for detailed presentation in respect of his proposal.

(3) After the presentation, the Board may decide upon to grant in-principle approval or reject the proposal or may defer the proposal seeking additional details. The Board may seek the views of an expert or consultant wherever necessary before it decides to grant in-principle approval.

(4) The Board shall thereafter send applications to the Competent Authority for processing and disposal. The Competent Authority shall dispose such applications within twenty days of its receipt where additional information is sought, applications shall be disposed within

-4-

fifteen days of receipt of information sought.

(5) The Board shall within seven days from the date of the receipt of the order of the Competent Authority either sanctioning or rejecting the clearance, as the case may be, forward the same to the applicant.

(6) The Chief Executive Officer shall report failure of the Competent Authority to grant clearance to the concerned Secretary to the Government.

(7) Upon receipt of the report under sub-rule (6), the Secretary shall act as per sub-section (4) of section 23 of the Act.

14. Authentication of orders, etc.— (1) All approvals, permissions, orders, decisions, notices and other documents of the Board shall be authenticated by the signature of the Chief Executive Officer or any employee authorised by the Board in this behalf.

(2) The Chief Executive Officer of the Board shall be responsible for maintenance of record, office administration, defending the interest of the Board in Court cases or before such authorities as may be necessary.

(3) The Chief Executive Officer shall maintain records of all business transacted by the Board or its Committees and shall sign the same after approval of the Board on the same.

15. Miscellaneous.— (1) Before recommending any proposal to the Government, the Board shall satisfy itself that setting up of a project in any area is absolutely necessary and the same deserves in the larger public interest.

(2) The Chief Executive Officer shall communicate to the Secretary (Industries), Government of Goa, the details of the land such as survey number, sub-division number, details of owner while recommending a project.

(3) The Industries Department shall obtain the approval of the Government on each such project before notifying any area under sub-section (2) of section 7, and where an area exceeds 15,000 sq. mtrs. the approval of the Chief Minister shall be obtained and where area exceeds 25,000 sq. mtrs. approval of Council of Ministers shall be obtained.

(4) Every notification under sub-section (2) of section 7 declaring any area in the State as investment promotion area, shall specify—

- (i) the detailed description and boundaries of the area alongwith survey numbers;
- (ii) the date on which the notification declaring area as Investment Promotion Area shall come into force;
- (iii) any such details as the Government may deem fit to specify.

(5) The Head of Department/Government Agency/Competent Authority under the relevant Acts, Statutes, Rules, Regulations, Notifications, Orders, Bye-laws, etc., shall assist the concerned Secretary to the Government in discharge of his above function as if the proposal was to be processed by them had it been received by the concerned Department, Government agency or the Competent Authority directly.

(6) The Board shall be bound by all the Central and State laws.

By order and in the name of the Governor of Goa.

Manoj Kumar Sahoo, Secretary (Industries).

Porvorim, 26th July, 2016.

-5-

GOA INVESTMENT PROMOTION AND FACILITATION BOARD (Goa-IPB)



FORM II

(See rule 7) ANNUAL REPORT

For the Year 20..... to 20.....

1. Brief on Activities and Achievements during the financial year.

2. Number of meetings conducted by the Goa-IPB with attendance details.

Meeting No.	Date of Meeting	Time and Venue	No. of Attendees

3. Details of policy changes initiated by the Goa-IPB.

Details of proposed policy change	Date of Meeting and Meeting No. where the proposal was made	Status of proposed policy change

4. List of Projects approved by the Board meeting wise with Investment and Employment proposed.

Meeting No.	Project Number	Project Description	Investment proposed in crores	Employment proposed in Nos.

5. Status of Approved Projects as of the year end with Percentage completion, actual employment against commitment and actual investments against commitment.

Project Number	Project Description	Investment Status		Employment Status		Status of Completion
		Proposed	Actual	Proposed	Actual	

6. Utilisation of Grants received by the Goa-IPB.

Grants Received		Grant Utilization	
Date of Receipt	Amount in Crores	Head	Amount in Crores
		Salaries	
		Stationery	
		Rentals	
		Promotion expenses	

7. Income Statement for the Goa-IPB.

Description	Payee details	Amount in Rupees	Remarks

-6-

8. Report on Promotion Activities of the Goa-IPB.

Sr. No.	Description of Activity	Spend in Rupees	Positive leads received	Investment resulting from the activity

9. Report on Facilitation Activities of the Goa-IPB.

Sr. No.	Description of Facilitation Activity	Organisation Facilitated	Status and Result of Facilitation Activity

10. Any Significant rewards and recognition received in the year by the Goa-IPB.

Sr. No.	Description of Reward or Recognition received	Date	Facilitation Body

GOA INVESTMENT PROMOTION AND FACILITATION BOARD



FORM I

(See rule 6)

BUDGET PROPOSED FOR THE YEAR 20 TO 20

Receipt	Amount		Expenditure	Amount	
CARRY FORWARD OF PREVIOUS GRANT			Salaries & Wages		
			Honorarium		
GRANT IN AID			Rental for office premises		
			Travelling expenses		
FACILITATION FEES			Vehicle hire		
			Advertising expense		
FEES/CHARGES			Hotel & Boarding expenses		
			Electricity charges		
INCOME FROM EVENTS/ /EXHIBITIONS			Telephone expenses		
			Printing & stationery		
INTEREST FROM SAVINGS BANK ACCOUNT			Refreshments		
			Miscellaneous expense		
			Postage & Telegram & courier		
			Bank charges		
			Audit & Professional fees		
			Repairs & maintenance		
			Exhibition and Promotion expenses		
			Programme expenses		
			Fixed assets		
	Total			Total	
	Rs			Rs	

-7-

GOA INVESTMENT PROMOTION AND FACILITATION BOARD

FORM III(A)

(See rule 8)

RECEIPT & PAYMENT FOR THE YEAR ENDED 31st MARCH, ...

Receipt		Amount	Payments		Amount
TO OPENING BALANCES: Cash in hand Bank Balance			BY EXPENDITURE Salaries & Wages Contribution to Provident Fund Travelling expenses Advertising expense Hotel & Boarding expenses Electricity charges Telephone expenses		
TO GOVT. GRANT			Printing & stationery Refreshments Miscellaneous expense Postage & Telegram & courier Bank charges Audit & Professional fees Repairs & maintenance		
TO FACILITATION FEES			Exhibition expenses Programme expenses Fixed assets		
TO RTI INCOME			BY CLOSING BALANCES: Cash in hand Bank Balance		
TO RENT					
TO INTEREST IN SAVING BANK					
	Total Rs.			Total Rs.	

-8-

GOA INVESTMENT PROMOTION AND FACILITATION BOARD

FORM III(B)

(See rule 8)

INCOME & EXPENDITURE FOR THE YEAR ENDED 31st MARCH, ...

Expenditure	Amount	Income	Amount
TO EXPENDITURE TO EXCESS OF INCOME OVER EXPENDITURE DURING THE YEAR		BY GOVT. GRANT BY FACILITATION FEES BY RTI INCOME BY RENT BY INTEREST IN SAVING BANK	
Total Rs.		Total Rs.	

GOA INVESTMENT PROMOTION AND FACILITATION

BOARD BALANCE SHEET AS ON 31st MARCH, ...

Liabilities	Amount	Amount	Amount	Amount
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ACCUMULATED FUNDS Balance as on 1-4- INCOME & EXPENDITURE ACCOUNT Balance as on 1-4- Add: Excess income over expenditure			FIXED ASSETS At cost CLOSING BALANCES: Cash in hand Bank Balance		
	Total Rs.			Total Rs.	



SCHEDULE I

(See rule 11)

S. N.	Amount in Crore Rupees	Fees to be charged for clearance/in-principle approval		
1	for investment upto Rs. 10 Cr	Rs. 15,000/-		
2	for Investment above Rs. 10 Cr and upto Rs. 25 Cr	Rs. 50,000/-		
3	for Investment above Rs. 25 Cr and upto 50 Cr	Rs. 1,00,000/-		
4	for Investment above Rs. 50 Cr	Rs. 2,00,000/-		
5	Regularisation fee	Rs. 5,00,000/-		

