

# OFFICIAL GAZETTE

## GOVERNMENT OF GOA

### EXTRAORDINARY

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Department of Tourism

Directorate of Tourism

#### Notification

6/4(59)/2005-DT

In exercise of the powers conferred by section 14 of the Goa Tourist Places (Protection and Maintenance) Act, 2001 (Goa Act 56 of 2001), 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 Tourist Places (Protection and Maintenance) (Boat Rides/Parasailing and Watersports activities) Rules, 2005.

(2) They shall come into force at once.

2. *Definitions.*— In these rules, unless the context otherwise requires,—

(a) "Act" means the Goa Tourist Places (Protection and Maintenance) Act, 2001 (Goa Act 56 of 2001);

(b) "fair season" means a season as specified by the Captain of Ports;

(c) "Government" means the Government of Goa;

(d) "section" means a section of the Act;

(e) "operator" means a person desiring to operate boat rides, parasailing, jetski, water skiing and fun rides using powerboats, windsurfing, dinghy, kayaking, canoeing, sailing and other sports activities in sea, river, inland waters or lakes; and includes any firm or company operating such activities;

Words and expressions used in these rules but not defined shall have the same meaning as assigned to them in the Act.

3. Permission for running boat rides/parasailing and other activities connected with watersports and requirements thereto,—

(i) Every operator desiring to operate parasailing, boat rides or other watersports activities in the sea shall obtain required permission/licence from the Mercantile Marine Department and every such operator desiring to operate such activities in rivers, inland waters and lakes shall obtain such permission from the Captain of Ports, on an application made in this behalf to the concerned authorities.

(ii) The operator shall obtain no objection certificate from the Mormugao Port Trust if any boat ride or watersports activity is to be operated within or has to transit through, the jurisdiction of the Mormugao Port Trust.

(iii) The operator shall obtain no objection certificate from the Department of Fisheries if any boat ride or watersport activity is to be operated in the sea, river or inland waters and from the Department of Water Resources in the

case of lakes, ponds and dam sites. Further no objection certificate/licence shall also be obtained from the concerned local authority, if required, by law in force.

(iv) The operator shall obtain fitness certificate from the National Institute of Water Sports, Caranzalem, or from any other agency approved by the Department of Tourism, Government of Goa where watersports equipment does not require licence or certification either from the Mercantile Marine Department or the Captain of Ports.

(v) The operator shall insure the passengers as per the carrying capacity of the boat/equipment, to the extent of at least Rs. 2.00 lakhs per passenger, through any Government approved insurance company for a period of one year or for such period as specified by the Captain of Ports/Mercantile Marine Department/National Institute of Watersports, for operation of the watersports units.

(vi) The operator shall make available all life saving equipments, as specified by the authorities viz. Captain of Ports, Mercantile Marine Department, National Institute of Watersports, on the license/permission/certification issued by them on board, or at the bank/beach.

(vii) The operator shall get himself registered with the Department of Tourism of the Government of Goa under the provision of the Goa, Daman and Diu Registration of Tourist Trade Act, 1982 (Act 10 of 1982) and the rules made thereunder and obtain a certificate of registration to that effect.

(viii) The operator shall engage trained crew members possessing a certificate from the National Institute of Watersports or from the Captain of Ports or from the Mercantile Marine Department to the effect that the crew have been trained in (a) manning and operating the boat/equipments; (b) life saving techniques.

(ix) The operator shall obtain specific licence number for each boat/equipment from the Captain of Ports or from Mercantile Marine Department or from National Institute of Watersports, as the case may be, and the same shall be affixed at such place on the boat/equipment, as may be specified by them.

(x) The operator shall display capacity of the boat as certified by the Mercantile Marine Department/Captain of Ports prominently on the boat.

(xi) The operator shall clearly specify area of operation at the time of applying for registration of boat/equipment with the Department of Tourism, as per permission/licence obtained from the Captain of Ports/Mercantile Marine Department and the same shall be strictly followed for watersports activity. Zones earmarked for bathing shall not be encroached upon.

(xii) The operator shall operate watersports activity in the specified/earmarked area only and within visual range so as to be clearly visible from shore.

(xiii) The operator shall make available the registration certificate of the Department of Tourism on board at all times and shall show it, on demand to the officials of the Department of Tourism or to any authority appointed by the Government for the purpose.

(xiv) The operator shall perform watersports activities only during one fair season.

(xv) The operator shall observe all safety norms specified by the licensing/Certifying authority i.e. Captain of Ports/Mercantile Marine Department/National Institute of Watersports and also as specified in the booklet titled "Safety Norms for Watersports/Parasailing" issued by the Ministry of Tourism, Government of India.

(xvi) The operator shall observe the period and hours of operation as specified in the permission/licence granted by the concerned authorities.

(xvii) The operator shall comply with the requirements specified in the Circular No. SS/MISC(37)/2003 dated 28-9-2004 issued by the Directorate of General of Shipping, Ministry of Shipping, Government of India.

4. *Authorised watersports activities.*— The operator may be allowed to operate following watersports activities, namely:—

(a) *Boat rides/water scooters.*— From jetty or ramp where embarkation and disembarkation of passengers can be carried out safely, as certified by the concerned authority.

(b) *Parasailing*.— Subject to fulfillment of conditions as given below:—

(i) *Driver Qualification*.— The boat driver must have a remote control powerboat handling [PBH-4 (LEVEL 3)] certification from the National Institute of Watersports and must have a minimum of 30 supervised launches before handling customers independently.

(ii) *Boat and Outboard Motor*.— The boat used for parasailing must have adequate power (minimum of 90 HP) with remote control. It must have a strong point specially built for attachment of parasail.

(iii) *Equipment and accessories*.— Parasail shall be made of material suitable for use over water. The operator must have a windsock or a hand-held wind speed meter to determine the wind velocity.

(iv) The activity shall be carried out in specially marked areas by the Department of Tourism, Government of Goa, on the beaches in an area free from temporary shacks/ /deckbeds/beach umbrellas and electric poles, etc. to be operated in queue system.

(v) The parasailing operations must be stopped whenever the wind speed exceeds 15 miles per hour at sea level.

(vi) The boat must carry a person serving as a "Lookout".

(vii) The boat driver must keep a sharp lookout for swimmers in water to take quick evasive action.

(viii) The parasailing equipment should be inspected and certified by specialist authorised by the National Institute of Watersports.

(ix) The parasail boat and the equipment should be offered for inspection to the National Institute of Watersports before permission/ /registration is granted to the operator, by the authority competent to grant such permission/ /registration.

(x) Light helmets should be made mandatory for the passengers.

(xi) A rectangular rescue tube recommended by the National Institute of Watersports should be always available in the parasail and rescue boats.

(xii) The operator shall strictly ensure that passengers are free from health, medical problems such as blood pressure, heart problems, etc. by obtaining necessary undertaking from the passengers and in no case pregnant women and children below 16 years of age be allowed to parasail.

(xiii) Parasail log books with columns prescribed by National Institute of Watersports shall be strictly maintained by the operator and shall be shown on demand to the official of the Department of Tourism or to any other authority appointed by the Government for the purpose.

(xiv) No operator shall allow more than 2 passengers to take a ride on a single chute at a time.

(xv) A rescue boat must be made available by the operator in full readiness during the entire period of watersport operation. This boat must be powered by an OBM of minimum 10 HP. A certified lookout cum boat driver must be at standby near the boat. The boat as well as the lookout should not be involved with any other activity while on rescue duty.

(c) *Jetski*.— This activity may be allowed in areas as earmarked by the Department of Tourism and shall be beyond normal bathing zones and should be carried out after moving at least 300 metres straight into the sea.

(d) *Water skiing and fun rides using powerboat*: This activity may be allowed outside the bathing zones of the beach/water body, wherever area is available.

(e) *Windsurfing and Dinghy, Kayaking and Canoeing, and sailing*: These activities may be allowed in areas beyond bathing zones and within the visual range of the rescue boat driver.

(f) Any other watersports activity not specifically covered above may be permitted after due evaluation of its impact/safety aspect and after obtaining required license/registration

from the authorities competent to grant such license/registration.

/certification shall be liable to be suspended/  
/cancelled.

5. *Penalty.*— In the event of breach of any of the requirements specified in these rules, the operator shall not be allowed to operate any watersports activity and a fine which may extend upto Rs. 5,000/- shall be levied and recovered from the operator and the registration licence/

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

*Sandip Jacques*, Director of Tourism & ex officio  
Joint Secretary.

Panaji, 29th September, 2005.