

LEGAL SUPPLEMENT

to the Government Gazette of Mauritius No. 29 of 1 April 2006

Irrigation Area (Declaration) Regulations 2006.

GN No. 33 of 2006

THE IRRIGATION AUTHORITY ACT

Regulations made by the Minister under Sections 14 and 21 of the Irrigation Authority Act

1. These regulations may be cited as the **Irrigation Area (Declaration) Regulations 2006.**

2. In these regulations

"Act" means the Irrigation Authority Act

3. For the purposes of section 14 of the Act, the areas specified in the Schedule shall be irrigation areas.

Made by the Minister on 13th February, 2006.

MEMORANDUM OF SURVEY

Northern Plains Irrigation Project - Phase II

BLOCK 2

Block 2, situate at "Belle Vue Pilot" and "Fond du Sac" in the district of Pamplemousses has been found to be of an extent of three hundred and sixty seven hectares four thousand and fifty six squares metres (367ha4056m²) is bounded as follows :-

Towards the North East;-

1-2, by State Land of Mauritius bordering Pamplémousses - Grand Baie Road A 13, on six lines measuring (i) forty six metres and forty one centimetres (46.41m), (ii) six hundred and forty metres and forty five centimetres (640.45m), (iii) one hundred and seventy metres and seventy two centimetres (170.72m), (iv) one thousand and ninety three metres and seventeen centimetres (1093.17m), (v) two hundred and fifty nine metres and twenty three centimetres (259.23m), and (vi) one hundred and forty one metres and four centimetres (141.04m).

Towards the South East;-

2-3, by common roads on (i) three hundred and twelve metres and thirteen centimetres (312.13m) on a straight line, (ii) three hundred and twenty three metres and nine centimetres (323.09m) on a developed length, (iii) seven hundred and thirty six metres and fifty seven centimetres (736.57m) on a straight line, (iv) six hundred and seven metres and sixty five centimetres (607.65m) on a straight line, (v) one thousand and eighty two metres and seventy three centimetres (1082.73m) on a developed length, (vi) sixty one metres and sixty nine centimetres (61.69m) on a straight line and (vii) three hundred and forty two metres and eighty seven centimetres (342.87m) on a developed length.

Towards the South West;-

3-4, partly by Mrs. Ww. Petchaye Moorken Dorsamy and partly by a common road, on a total length measuring six hundred and fifty seven metres and seventy one centimetres (657.71m).

Towards the North West;-

4-5, partly by common roads, on (i) one hundred and forty five metres and two centimetres (145.02m) on a straight line, (ii) one hundred and twenty six metres and seventy five centimetres (126.75m) on a straight line, (iii) one hundred and seventy nine metres and forty six centimetres (179.46m) on a straight line, (iv) sixty metres and thirty four centimetres (60.34m) on a straight line, (v) one hundred and nine metres and eighty five centimetres (109.85m) on a developed length and (vi) one hundred and eighty three metres and twenty four centimetres (183.24m) on a straight line.

5-6 partly by Ramguttty Seebundhun, on two lines measuring (i) thirty eight metres and forty six centimetres (38.46m) and (ii) seventy one metres and seven centimetres (71.07m), partly by "Plaines des Papayes Road B 11 ", on two hundred and six metres and fifty four centimetres (206.54m), partly by Mr. & Mrs. Henri Sauzier, partly by Balaram Jumnoodoo and partly by Mrs. Ww. Poojunsing Kallee, on a total length measuring, four hundred and one metres and sixty five centimetres (401.65m), partly by Mrs. Ww. Poojunsing Kallee, partly by Chellamootoo Carpenen, partly by Soveedah Adukhan, on a total length measuring, on ninety five metres and eighty centimetres (95.80m), partly by Mr. & Mrs. Henri Sauzier and partly by Soveedah Adukhan, on a total length measuring, one hundred and fifteen metres and thirty two centimetres (115.32m), partly by a common road on twenty nine metres and nineteen centimetres (29.19m), partly by Mr. & Mrs. Henri Sauzier on four lines measuring (i) eighty three metres and fourteen centimetres (83.14m), (ii) thirty metres and nineteen centimetres (30.19m) and (iii) one hundred and sixteen metres and twenty six centimetres (116.26m) and (iv) partly by Tamil Temple, on one hundred and six metres and twenty two centimetres (106.22m).

6-7, partly by a tarred common road, on sixty metres and twenty-one centimetres (60.21m) and partly by "Plaines des Papayes Road B 11", on two hundred and fifty two metres and forty five centimetres (252.45m).

7-8, partly by common road, on (i) two hundred and ten metres and seventy eight centimetres (210.78m) on a developed length, (ii) three hundred and twenty four metres and four centimetres (324.04m) again on a developed length, partly by Kallee Road, on ninety two metres and fifty seven centimetres (92.57m) and partly by Jaivin Ramkissoon, on one hundred and fifteen metres and forty one centimetres (115.41m) on a straight line, partly by a tarred common road, on thirty four metres and fifty six centimetres (34.56m).

8-9, partly by Deonanan Ramkissoon, on one hundred and thirty, two metres and forty three centimetres (132.43m), partly by a tarred common road, on thirty six metres and three centimetres (36.03m), partly by sundry owners, on one hundred and twenty eight metres and seventy centimetres (128.70m).

9-10, partly by a tarred common road, on two lines measuring, (i) one hundred and nineteen metres and eighty eight centimetres (119.88m) and (ii) forty seven metres and seventy five centimetres (47.75m), and partly by Mr. Deoduth Ramdhay and partly by Mrs. Ww. Seenanun Purgass on ninety seven metres and thirty five centimetres (97.35m), partly by

Mrs. Ww. Seenanun Purgass, on forty metres (40.00m) and partly by a common road on a developed length measuring two hundred and eight metres (208.00m).

10-11, partly by "Forbach Branch Road", on one hundred and two metres and sixty centimetres (102.60m), partly by a common road, on one hundred and six metres and ninety two centimetres (106.92m), partly by Mr. Kamlesh Dodha, on one hundred and forty metres and twelve centimetres (140.12m), partly by common road, partly by the width "Forbach Branch Road" on four hundred and nineteen metres and sixty four centimetres (419.64m).

11-12, by common roads, on (i) two hundred and seventy one metres and five centimetres (271.05m) on a straight line, (ii) five hundred and sixteen metres and thirty two centimetres (516.32m) on a developed length and (iii) two hundred and forty metres and fifty three centimetres (240.53m) on a straight line.

12-1, by "Plaines de Papayes Road B 11 ", on a straight line measuring one hundred and thirty four metres and fifty-nine centimetres (134.59m).

Observation is hereby made that the plot of land belonging to "P.A.D. & Co." having the extent of one hectare eight thousand six hundred and eighty five decimal eighty six square metres (1ha8685.86m²) as per title deed transcribed in volume 4432 No. 22, the plots of land belonging "stone crusher" having the extent of five hectares four thousand one hundred and thirty two square metres (5ha4132m²) and the plot of land belonging to Mr. & Mrs. Henri Sauzier having the extent of two hectares six thousand nine hundred and fifty nine square metres (2ha6959m²) have been excised from Block 2.

The Project Description

The project area covers 367 hectares and 4056m² entirely occupied by small planters growing mainly sugar cane orchards and vegetables. The small planters shall be grouped in a Water Users' Association.

Source of Water

The source of water will be from Midland Dam via La Nicolière Reservoir which in turn conveys water to the project area via the A5 Main Distribution Pipeline.

Irrigation Works and Equipment

The design for the irrigation network has been carried out by the Irrigation Authority.

Organisation

All irrigation equipment required to irrigate the lands of the small planters has been provided by the Irrigation Authority which is also responsible for the major maintenance including replacement of all fixed assets including the underground pipeline and irrigation equipment. The Water User's Association shall be responsible for the day to day operation and minor maintenance of the project.

Revenue

Pursuant to Article 19 of the Irrigation Authority Act, irrigation dues will be fixed after consultation with the Irrigation Authority's Board. The dues will be levied on the acreage of land in any irrigation area. The dues shall be paid as appropriate to the cultivation being practice on the land under irrigation.

- (a) in respect of any land planted wholly or partly with sugar cane by the broker to whom the sale price of the sugar accruing to the planter is paid without incurring any liability to any person;
- (b) in respect of land planted otherwise than with sugar cane, by the owner or occupier of such land, at such time and in such manner as the Irrigation Authority may determine.

Inspection of Drawing

The drawing showing the project area in detail may be inspected at the Irrigation Authority's office, 5th Floor, Fon Sing Building, Edith Cavell St, Port Louis.

The whole as shown on the plan annexed.

27th day of January, 2006.

MEMORANDUM OF SURVEY

Northern Plains Irrigation Project - Phase II

BLOCK 8B

Block 8-B, situate at Pointe aux Piments, Solitude and Morcellement Saint André, in the district of Pamplémousses and itself split into 5 sub-blocks namely: - 8B-1, 8B-2, 8B-3, 8B-4 and 8B-5 are as follows :-

Block 8B-1 situate at "Pointe aux Piments" in the district of Pamplémousses found to be of an extent of eighteen hectares and six thousand four hundred and five square metres (18ha6405m²) is bounded as follows :-

Towards the North :-

1-2, partly by Bhanumati Ramsum, on two hundred and sixteen metres and twenty-five centimetres (216.25m),

2-3, partly by a common untarred road, on three metres and seventy- five centimetres (3.75m),

3-4, partly again by a common untarred road, one hundred and forty three metres and fifty seven centimetres (143.57m),

Towards the East :-

4-5, partly by a common untarred road, on a developed length measuring, seven hundred and eighty metres (780m),

Towards the South :-

5-6, partly by sundry owners, on two lines measuring respectively:- the first one, sixty five metres and forty five centimetres (65.45m) and the second one eighteen metres and twenty five centimetres (18.25m), partly by Anjani Jugloul, on seventy six metres and thirty five centimetres (76.35m), partly by a common untarred road, on two lines measuring respectively:- the first one, eight metres and thirty centimetres (8.30m) and the second one, on ninety four metres and forty centimetres (94.40m),

Towards the West:-

6-7, partly by common untarred roads, on three lines measuring respectively:- the first on a developed length measuring four hundred metres (400m), the second one hundred and twelve metres and eighty centimetres (112.80m) on a straight line and the third one, on two hundred and eighteen metres and forty five centimetres (218.45m) again on a straight line,

7-8, by Parbowtee Parlackee, on two hundred and eight metres and five centimetres (208.05m),

8-1, partly by a common tarred road, on sixty six metres and eighty centimetres (66.80m), partly by Harrypersad Seetohul, on two lines measuring respectively: - the first one, thirty metres and eighty centimetres (30.80m) and the second one, on thirteen metres and fifty six centimetres (13.56m), partly by Balmick Chummun, on thirty metres and sixty centimetres (30.60m) and partly again by a tarred common road, on eighty two metres and fifteen centimetres (82.15m).

Observation:- is hereby made that two portions of land of a total extent of one thousand six hundred and seventy six square metres (1676m²) has been excised in sub Block 8B-1.

Block 8B-2 situate a "Solitude" in the district of Pamplemousses found to be of an extent of twelve hectares and two hundred and twenty square metres (12ha0220m²) is bounded as follows :-

Towards the North :-

1-2, by Morcellement Saint André Branch Road, on five hundred and sixty nine and seventy hundredths square metres (569.70 m²),

Towards the East :-

2-3, by a common untarred road, on three hundred and sixty four metres and sixty centimetres (364.60m),

Towards the South :-

3-4, partly by a common untarred road, measuring respectively:- the first one, on one hundred and thirty five metres and seventy nine centimetres (135.79m) on a straight line, the second one, on one hundred and ninety one metres and eighty five centimetres (191.85m), on a developed length and the third one, seventy one metres and forty five centimetres (71.45m), on a straight line, partly by "Solitude S.E", on two lines measuring respectively :- the first one, seventy seven metres and six centimetres (77.06m) and the second one fifty two metres and seventy six centimetres (52.76m), and partly by a common untarred road, on a developed length measuring one hundred and thirty nine metres and seventy five centimetres (139.75m),

Towards the West :-

4-1, by a common untarred road, on one hundred and fifty five metres and thirty-two centimetres (155.32m),

Observation :- is hereby made that a portion of land of the extent of six thousand two hundred and eighty four square metres (6284m²) belonging to "Solitude S.E." had been excised in sub Block 8B-2 and a portion of land having an extent three hectares three thousand seven hundred and sixty five square metres (3ha3765m²) had been added in sub Block 8B-2.

The whole as shown on the plan annexed

Block 8B-3 situate at "Morcellement Saint André" in the district of Pamplémousses found to be of an extent of seven hectares seven thousand five hundred and sixteen square metres (7ha7516 m²) bounded as follows :-

Towards the North :-

1-3, partly by "Morcellement Saint André Road", on three hundred and sixty seven metres and forty centimetres (367.40m), partly by Pockraz Woodhoo, on sixty three metres and ninety centimetres (63.90m), partly by a common untarred road, on twenty one metres and forty five centimetres (21.45m) and partly by Rajcurrun Bundhoo, on one hundred and twenty three metres and sixty seven centimetres (123.67m),

Towards the East :-

3-4, partly by "Plaine des Papayes Road B11", on one hundred and five metres and fifty six centimeters, (105.56m), partly by "Industrial Estate Limited", on one hundred and twenty five metres (125.00m), partly by a common untarred road, on eighty nine metres and forty five centimetres (89.45m) and partly again by "Industrial Estate Limited", on one hundred and twenty four metres and sixty five centimetres (124.65m) and partly by "Plaine des Papayes Road B11", on forty five metres and sixty centimetres (45.60m).

Towards the South :-

4-5, partly by a common untarred road, on two lines measuring respectively :- the first one, two hundred and thirty six metres and fifty centimetres (236.50m) and the second one, on sixty nine metres and ten centimetres (69.10m) and partly by "Solitude S.E." on two lines, measuring respectively :- the first on, one hundred and twenty seven metres (127.00m) and the second one, one hundred metres and thirty centimetres (100.30m),

Towards the West :-

5-1, by a common untarred road, on fifty-six metres and thirty-five centimetres (56.35m),

Observation :- is hereby made that three portions of land of a total extent of two hectares seven thousand four hundred and twenty three square metres (2ha7423m²) has been excised in sub Block 8B-3 and a portion of land having an extent of five thousand and ninety seven square metres (5097m²) has been added in sub Block8B-3.

Block 8B-4 situate at "Morcellement Saint André" in the district of Pamplémousses found to be of an extent of fourteen hectares one thousand four hundred and twenty two square metres (14ha1422.00m²) is bounded as follows :-

Towards the North East: -

1-2, by a common untarred road, on a developed length measuring, four hundred and seventy three metres and eighty-five centimetres (473.85m),

Towards the South East :-

2-3, by an untarred common road, on a developed length measuring, two hundred and eighty six metres (286.00m),

Towards the South West:-

3-4, by a common untarred road, on a developed length measuring, five hundred and seventeen metres (517.00m),

Towards the North West:-

4-1, partly by a common untarred road, on a developed length measuring, two hundred and eighty three metres (283.00m) and partly by a "Kalimaye" on two lines measuring respectively :- the first one six metres and seventy five centimetres (6.75m) and the second one, on twelve metres and fifty five centimetres (12.55m),

Observation :- is hereby made that a portion of land used a "Kalimaye" of the extent of two hundred ten square metres (210m²) and two portions of land on which stands six buildings, partly concrete and partly C.I.S, used as poultry and store, of a total extent of three thousand six hundred and sixty four square metres (3664.00 m²) has been excised in sub Block 8B-4.

Block 8B-5 situate at "Fair Fund, Morcellement Saint André" in the district of Pamplemousses found to be of an extent of twenty hectares one thousand one hundred and twenty five square metres . (20ha1125m²) is bounded as follows :-

Towards the North :-

1-2, by an untarred common road, measuring respectively :- the first one, two hundred and forty seven metres and fifty centimetres (247.50m) on a developed length, the second one, on one hundred and seventy four metres and seventy three centimetres (174.73m), on a straight line, the third one, on three hundred and forty six metres and fifty centimetres (346.50m), on a developed length and fourth and last one, on two hundred and forty eight metres and eighty one centimetres. (248.81m), on a straight line,

Towards the East :-

2-3, by a common untarred road, on a developed length measuring, three hundred and sixty eight metres and thirty centimetres (368.30m),

Towards the South :-

3-4, by a common untarred road, measuring respectively: - the first one, one hundred and thirty seven metres and eighteen centimetres (137.18m), on a straight line, the second one, thirty six metres and forty seven centimetres (36.47m), again on a straight line, the third one, two hundred and four metres and thirty five centimetres (204.35m), on a developed length, the fourth one, on two hundred metres and eighty centimetres (200.80m), on a straight line,

Towards the West :-

4-1, by a common untarred road measuring respectively: - the first one two hundred and twenty three metres and eighty five centimetres (223.85m), on a developed length, the second one, seventy nine metres (79m), again on a developed length and the third and last one, on ninety seven metres and forty four centimetres (97.44m), on a straight line.

The Project Description

The project areas cover five sub-blocks totalizing 72 hectares and 6688 m², entirely occupied by small planters growing mainly sugar cane orchards and vegetables. The small planters shall be grouped in a Water Users' Association.

Source of Water

The source of water will be from Midland Dam via La Nicolière Reservoir which in turn conveys water to the project area via the M1 Main Distribution Pipeline.

Irrigation Works and Equipment

The design for the irrigation network shall be effected by Consultant.

Organisation

All irrigation equipment required to irrigate the lands will be provided by the Irrigation Authority who will also be responsible for the major maintenance including replacement of all fixed assets including the underground pipeline and irrigation equipment. The Water User's

Association shall be responsible for the day to day operation and minor maintenance of the project.

Revenue

Pursuant to Article 19 of the Irrigation Authority Act, irrigation dues will be fixed after consultation with the Irrigation Authority's Board. The dues will be levied on the acreage of land in any irrigation area. The dues shall be paid as appropriate to the cultivation being practice on the land under irrigation.

- (a) in respect of any land planted wholly or partly with sugar cane by the broker to whom the sale price of the sugar accruing to the planter is paid without incurring any liability to any person;
- (b) in respect of land planted otherwise than with sugar cane, by the owner or occupier of such land, at such time and in such manner as the Irrigation Authority may determine.

Inspection of Drawing

The drawings showing the project area in detail may be inspected at the Irrigation Authority's Head Office, Fon Sing Building, Edith Cavell St, Port Louis.

31st day of January, 2006.