

PUNJAB NEW TOWNSHIPS (STREET LIGHTING AND WATER SUPPLY) FEES ACT, 1950

1950 : Pba Act IX] NEW TOWNSHIPS (STREET 503 LIGHTING AND WATER SUPPLY) FEES I THE PUNJAB NEW TOWNSHIPS (STREET LIGHTING AND WATER SUPPLY) FEES ACT, 1950. PUNJAB ACT No. IX OF 1950. [Received the assent of His Excellency the Governor on the 12th April, 1950, and first published in the Punjab Government Gazette (Extraordinary) of April 15, 1950.] 1 Year 2 3 No. Short title Whether repealed or otherwise affected by legislation 1950 The Punjab New Amended by the Punjab Reorganisa- Towhships (Street tion (Chandigarh) (Adaptati on Lighting and Water of Laws on State and concurrent Supply) Fees Act, Subjects) Order, 1968 1950. It is hereby enacted as follows . 1. (1) This Act may be called the Punjab New Short title, extent Townships (Street Lighting and Water Supply) Fees Act, and Commence. 1950. ment. (2) It shall extend to such new townships Gf the 21 Union territory of Chandigarh] as the 3[Central Govern- ment] may by notification direct. (3) It shall come into force whether prospectively Or retrospectively in such townships to which it is extended from the dates to be notified by the 3[Central Govern- ment]

2. In this Act, unless there is anything repugnant in Definitions.the subject or context,— (a) "house" means a resident;al house, house-cum- shop or house-cum-workshop in the new town- ships and includes houses constructed on -plots purchased from Government in the new town- ships. of 2[Union Territe!y of, Chandigarh]. (b) "purchaser" means an individuâl, company., co- operative society or association or body of inF dividuals, whether incorporated or. not, who-fias/ have puirchased and/or 6ccupied' hoysel- or iFor Statement •of objects •andReasons see, Extraötdiâ Sfy), -1550,- page 166•S ; for Assembl,- sei _ P b LegiSlative Assembly Debates, Volume I, 1950, paies (18) 94•1É (95 anff9) 2. Substituted for the word "Punjab" by the Punjab Reorganisation (Chandi- garh) (Adaptation of Laws on State and Concurrent Subjects) Order, 1968

8. Substituted for the words Stale .Gov.emment. " by ib Id., 504 NEW TOWNSHIPS (STREET [1950 : Pb. Act LIGHTING AND WATER SUPPLY) FEES houses, or and plot or plots in the new town- ships and includes the predecessors and succes. sors of interest of such purchaser ; (c) "Deputy Commissioner" means a Deputy Com. missioner of the District in which the new town. ship is situate ; (d) "prescribed" means prescribed by rules made under this Act ; (e)"Controlling Authority" means the authority competent to make recovery of the fees under the powers conferred by this Act ; (f) "new township" means a colony of houses for the rehabilitation of displaced persons that has been or may hereafter be established by the 1[Central Government]. 3. (1) For the purposes of making the street lighting Controlling Autho• rity. Rate of fee. and/or water supply available to the purchasers of the houses in new townships in 21 Union territory of Chandi- garh] the 1[Central Government] may appoint the Deputy Commissioner or any other omcer as controlling authority. (2) A controlling authority may with the sanction of the 1[Central Government] delegate any of his functions under the Act to any officer of the 1[Central Government] within his jurisdiction whether by name or by designation. 4. (1) The purchaser in a new township shall be liable to pay fees at a rate not exceeding Rs 3-8-0 and Rs 6-8-0 for street lighting and water supply, respectively, per mensem per house in the new township. (2) The fee shall be paid by the purchaser in respect of which it has been levied. (3) Where the fee due from any person is in arrears it shall be lawful for the controlling authority to demand the fee from any person paying rent in respect of that house or any part thereof and requiring him to make all future payments if rent to the controlling authority until such arrears shall have been duly paid and Such demand shall operate to transfer to the controlling authority the right to recover, recieve and give a discharge for such rent. i. Substituted for the words "State Government" by the Punjab Reorganisa• tion (Chandigarh) (Adaptation of Laws on State and Concurrent Subjects) Order' Substituted for the words " Puqiab" by ibid. 1950 : Pb. Act IX.J NEW TOWNSHIPS (STREET 505 LIGHTING AND WATER SUPPLY) FEES 5. (1) The fee shall be paid by the purchaser on or Mode ofpayment, before the 5th of the month to which it relates or if it re- lates to any period before the coming into force of this Act, within three months of the notice of demand and in not more than three instalments and shall be deposited in the Treasury or in such other Scheduled Bank as may be speci- fied by the controlling authority from time to time. (2) A purchaser may at his option deposit the fee for the next six months in advance along with the half yearly instalment towards payment of the cost of the house

purchased by him, if due. (3) An intimation of the payment having been made shall be given by the purchaser to the controlling authority or such other person as may be appointed in this behalf by the controlling authority. (4) If the fee is not paid on the due date under sub- section (1) , interest at a rate not exceeding 6 per cent per annum may be chargeable on the amount due till it is fully paid

6. In case Of default all arrears of the fee payable to Procedure in case of the 1[Central Government] under the Act includmg interest chargeable thereon and costs, if any, incurred may be realised as arrears of land revenue.

7. (1) The decision of the 1[Central Government] as to Finality of decision of the Central the levy of the fee and the person liable therefor shall be final Government. and no suit shall lie in any court to question any matter whatever in relation to this Act or the rules made there- under. (2) The ILCentral Government] may by special order ex- empt any purchaser from the payment of the fee or the in- terest accrued due, as the case may be

8. No prosecution , suit or other proceedings shall lie against the IICentral Government] or any public servant or other authority vested with powers under this Act for any- thiug in good faith done or Intended to be done thereunder.

i. Substituted for the words " State Government" by the Punjab Reorganisa• tion (Chandigarh) (Adaptation of Laws on State and Concurrent subjects) Order, 1968. [1950 : Pb. Act lx. 506 NEW TOWNSHIPS (STREET LIGHTING AND WATER SUPPLY FEES) 9. If a purchaser obtains a private water connection Private connections in houses. Power to make ruels. in his hc use, no extra charge for water other than the water. supply fee prescribed in section 4 of this Act will be levied but he SL all have to bear the cost of service connection and pipes, from the nearest public main to his house together with the necessary departmental charges. IO. The j[Central Government] may make rules consis. tent with this Act for the carrying out of all or any of its purposes. 1Substituted for the words " State Government" by the Punjab Reorga- nisation (Chandigarh) (Adaptation of Laws on State and Concurrent Subjects) order, 1968.