

GUJARAT WATER SUPPLY AND SEWERAGE BOARD ACT, 1979.

Extra No. 20 REGS'1'ERm NO. GIGNR/2 Vol. Cbe \$uiarat government gaRtte EXTRAORDINARY PUBLISHED BY AUTHORITY WEDNESDAY, JUNE 6, 19791JYAISTHA 16, 1901 'iva to Part PART IV Act ot the Gujarat I.e*htnrb and Ordinance promukatea and Regulations made by the Governor. The following of the Gujarat haying been assented to by the President on tlw 28th May 1979 is hereby published for general inforlnation. V. V. BEDARKAR, Secretary to the Government of Gujarat, Legal Department, GUJARAT ACT NO. 18 OF 1979. (First published, after having received the assent of the President in the "Gujarat Government Gazette, on the 6th June 1979 An Act tq provide for the establishment of a Water Supply and Seweraie Board for the rapid development and proper regulation of water supply and sewerage services in the State of Gujarat. It iB hereby in the Twenty-ninth Year Of the Rapublio of India 8B follow8:— PRELtmTNABY. 1. (1) This Act mgy be called the Gujarat Wator Supply and Sowerage Short Board Act, 1978'. (2) It e*bends to th6 whole of the State of Gujarat ofcludng the arus and com. m•neement. eoihprisod in Citiã8 and cantonments. 133 rv-Extrs-92 134 QUJ. GOVT. GAZ., EX., MAY 6, 1979/JYAISTHA 16, [PART IV b •t- uitiDn8. (3) Thig •eotion oome into force at once and the remaining provi- Bions shall into fome on guoh date as the State Government may, by notification in the Gazette, appoint, and different dates may be appointed for different pmviaionB, and any in any such proviaion to the date of oon:unoncement of this Aot 8hall be construed 8B reference to the date of coming into force of that provi8ion

2. In this Act, unless the context otherwise roquiroa,—(i) "Board" means the Gujarat Water Supply and Sowerbge Board ostablished under 3; (ii) "byo-laws" means bye-laws mado under this Act ; "cantonment" moans a cantonment declared as such under section 3 of the Cantonments Act, 1924 ; (iv) "cess-pool" includes a tank or other tank to receive or dispo8o of foul matters fmm any premises ; (v) "Chairman" means the Chairman of the Board ; (vi) "City" means 8 City 88 constituted under section 3 of the Bombay Provincial Municipal Corporations Act, 1949 ; (vii) "communication pipe" means any pipe or system of along with all fittings thereto, by means of Thich water is supplied to any premiBes fmm the main, and include,q B connection pipe, sorvico pipe, meteg or other fittings i (viii) "connection pipe" mean8 any wator pipo from B ferrule to stop-cock connecting the main of tho local body or the Board, as tho oase may be, with the service pipo ; (ix) "consumer" means any pergon getting the benefit of any water supply or sewerage service from the local body or the Board, as the case may be ; (x) "domestic sewage" means wa8te water fmm residential premis«, boarding and lodging houses, hostels, hotelB, public placos, omces and all such establishments as are not a parb of trade or industry, and arising out of penonal and normal humm activities such ag drinking bathing, ablution, and cooking ; (xi) ' 'drain" a sewer; tunnel, pipe, ditch, gutter or uchannel or any cistern, flush-tank, saptic tank or other device for carrying off or treating sewage, offensive , polluted water, sullage, waste or sub -soil water, and any culvert, ventilation shaft or pipe or other appliances or fittings connected With Buch - drain, and ejectors, compressed air mains, sealed mains and Bpecial machi- nery or apparatus for raiaing, colleoting, expelling or removing bewage or offensive matter fmm any placa of 1924. Bon. of 1949. GUJ. GOVT. gaz., EX., MAY d, 19791JYAISTHA 16, 1001 135 (xü) "ferrule" moans a forrulg connecting the connaction pipe with the main ; (xiii) 'Gujarat Public Health Service" means the organi- sation functioning for tho purpose of providing water Bupply and sewerage servi068 wing of the and Family Welfare Depattmmt of the Government of Gujarat ; (xiv) "10081 area" megng tho falling within tho jurisdioction of a local body ; (xv) "loolal body" means 8 municipality or panchayat established under any law for tho time boing in forco ; (xvi) "main" pipe laid by the local body or the Board, as the case may be, for the purpose of giving a general supply cf water as distinct from a supply to individual consumers, "nd includes any apparetus used in connection with such a pipe ; (xvii) "mcmboe" a member of the Board, and includes the Chair- man of the Board , (xviii) "Member-Secretury" means the Member-Secretary of the Board , (xix) "municipality" includes the person or committee appointed under clause (c) of sub-section (1) of section 264-B Df the Gujarat Municipalities Act, 1963 for any notified area; (xx) "non-omcial member" means a member, not being an ez-officio member ; (xxi) "occupier", in relation to any premises, means the following:— (a) any person for the time being paying or liable to pay rent or any portion thereof to the owner in respect of those premises (b) an owncr who is in occupation of those premises ; (c) a tenant of those premises who is exempt from payment

of rent ; (d) licensee who is in occupation of those premises; and (e) any person, who is liable to pay damages to the owner in respect of use and occupation of those premises ; (xxii) "owner", in relation to any premises, means the person who receives the rent of the said premises or who would be entitled to receive the rent thereof if the premises were let, and includes— (B) an agent or trustee who receives such rent on account of the owner B 13B GUJ. GOVT. GAZ., EX., MAY C, 18, 1001 (b) an agent or trustee who receives the rent of, or is entrusted with, the management of any premises devoted to religious or charitable purposes (c) a receiver or manager appointed by Court of competent jurisdiction to have the charge of, to exercise the rights of an owner of the said premises; and (d) a mortgagee-in-possession; (xxiii) "premises" means any land or building or "prescribed" premises prescribed by rules (xxiv) "private street", "public street" and "street", in relation to any (xxv) local area, shall have the meanings assigned to them in the law relating to the local body having jurisdiction over that local area, "regulations" means regulations made under this Act (xxvii) "relevant local authority law" means— (a) in relation to Municipality, the Gujarat Municipalities Act, (b) in relation to a panchayat, the Gujarat Panchayats Act, (xxviii) "rules" means rules under this Act; 1963; 1962 • Guj. 34 of 1964. Guj. "service pipe" means any pipe other than the connection pipe (xxix) beyond the stop-cock by means of which water is supplied to any premises, (xxx) "sewage" means night-soil and other contents of water closets, latrines, privies, urinals, cess-pools or drains, and polluted water from sinks, bath rooms, stables and other like places, and includes trade effluents, (xxxi) "sewer" means a closed conduit for carrying sewage, offensive matter, polluted water, surface water or sub-soil water; (xxxii) "sewerage" means a system of collection of waste water from community from its houses, institutions, industry and public places, the pumping treatment and disposal of such waste water, its sludge, gas and other end products ; (xxxiii) "stop-cock" means a stop-cock fitted at the end of the connection pipe away from the main for the purpose of switching off and regulating the water supply to any premises • (xxxiv) "effluent" any liquid either with or without particles of matters in suspension therein, which is wholly or in part produced or discharged in the course of any trade or industry, including agriculture and horticulture, but it does not include domestic sewage; GUJ. GOVT. GAZ., EX., MAY 1979/JY41BBH, A 19Q1 (xxxv) "water connection" includes— (a) any tank, cistern, hydrant, standpipe, meter or tap, situated on any private property and connected with a main or other pipe belonging to the local body or the Board, as the case may be; (b) the water pipe connecting such standpipe, standpipe, meter or tap, with such main or pipe; (xxxvi) "water supply" means a system providing water to a community for meeting its requirements for drinking and other domestic uses, industry, recreation and various public uses; (xxxvii) "water work" includes water channel (including stream, lake, spring, river or canal, well, other underground water source, pump, galleries, reservoir, cistern, tank), duct, whether covered or open, treatment units, sluice, supply main, culvert, engine, water-truck, hydrants, standpipe, conduit and machinery, land, building or other things for supply or used for supplying water or for protecting sources of water supply or for treatment of water

CHAPTER 11 ESTABLISHMENT, CONDUCT OF BUSINESS, AND POWERS OF BOARD 3. (1) As soon as may be after the commencement of this Act, the State Government shall, by notification in the Official Gazette, with effect from a date to be specified therein, establish for the purposes of this Act a Board to be called "the Gujarat Water Supply and Sewerage Board". (2) The Board shall be a body corporate, having perpetual succession and a common seal, with powers, subject to the provisions of this Act, to acquire, hold or dispose of property, both movable and immovable, and to contract, and may sue or be sued by its corporate name accordingly. (3) The Board shall be deemed to be a local authority defined in the Bombay General Clauses Act, 1904. 4. (1) The Board shall consist of the following members, namely : (a) the Chairman to be appointed by the State Government, from amongst persons appearing to it to be qualified by reason of wide administrative experience in managerial capacity or capability as a technical expert, for such appointment; (b) the Member-Secretary to be appointed by the State Government, who shall be a qualified Engineer, having an administrative experience and experience of water supply and sewerage work; (c) 8 representatives of the State Government from the Health and Family Welfare Department, not below the rank of Deputy Secretary to Government, to be appointed by the State Government, "officio" Board. GUJ. GOVT. GAZ., EX., 1979/JYAISTEA 16, [PART IV (d) a representative of the State Government from the Panchayats, Housing and Urban Development Department or from the Planning Department, not below the rank of Deputy Secretary to Government, to be appointed by the State Government, "officio", (e) a representative of the State

Government from the Finance Department, not below the rank of Deputy Secretary to Government, to be appointed by the State Government, *ex-officio*; (f) three members to be appointed by the State Government from amongst the elected heads of the local bodies; (g) four members to be appointed by the State Government, who are experts in economic or development planning and engineering. (2) The names of the persons appointed as non-official members shall be published in the Official Gazette.

5. A person Bhbl be disqualified for being appointed or continuing 8B nen•omoial member, if he —
meöör. (L) (d) under (e) haa been conviotod of an offence involving moral turpitude; is an undischarged insolvent; ig of unsound mind and 8tanâB 80 declared by a competent Court; holds, except provided in sections 6 and 7 j ony omge of profit the Board; directly or indirectly by him.8elf or by any partner, employer or ernployee, any ghare or interest, whether pecuniary or of any other nature, in any contract or employment) with, by on on behalf of, the Board; (f) is o Director, Secretary, manager or other omcer of any compony, which any share or interest in any contract or employment with, by or on behalf of, the Board : Provided that 8 person shall not be disqualified under clause (e) or 0181.130 (f) by roagon only of his or the company of which he is a Director, Secretary, • Manager or other having 8 share or interest in (i) ony gale, purchase, leue or exchange of immovable property or any agreement for the same; (ii) any agreement for loon of money or any soourity for payment) \ money only; (iii) any newspaper in which any advertisement relating to the bffbin of the Board •is publißhod; IVJ GUJ. GOVT. GAZ., ex., MAY 6, 19791JYAISTHA 16, 1901 139 (iv) the sale to the Board, upto value not exceeding thouBand rupees in any one year, of any article in which he or the company regularly trades. 6. (I) Tho ChBirman, unless appointed ex-omoio, shall hold office for three year : Provided that his term of omce may be determined earlier by the State Government, by notification in the Official gaze,tte. (2) Tho Member-Secretary shall hold office for Buch period the State Government may by order specify. (3) A person appointed as member under (f) of gub-geobion (1) of section 4 shall hold office for three years: Provided that, he shall ocase to be a mombæ— (a) if he ceases to be the elected head of tho local body concerned, or (b) if his term is determined earlier by the State Government by noti- fiation in the Official Gazette. (4) A pomn appointed member under clause (g) of sub-section (1) Of seotion 4 hold office tor three years: Provided that, hin of offco mny be determined earlier by the Stata Govern.mont by notification in the Official aozüe. (5) The members bo eligible for reappointment. (6) Any member may at any tirno resign his office by writing under hig hand addressed to the State Government, and on such resiglat,ion being acoptod, he shall be deemed to havo vacated his office. 7. (1) The Chairman and tho Member-Socrotary shall be paid from the Board Fund such salary and allowances may be fixed by the State Governmnt. (2) The other members of the Board shall be paid such allowanceg u may bø fixed by the State Govommnt. (3) If any member is by infirmity or otherwise rendered temporarily incapable of carrying out his duties or is on reave in circumstanoox not iuvolving tho vacation of his appointment, the State Governmnt may appoint another person to omciato for him and to carry out his functions under this Act. 8. (I) The Board mayiappoint such officers and servantB as it conBidor. necessary for the emciant performance of its duties and discharge of its functions against postN sanctioned by tho Stato Government. (2) The reoruitrnt and the conditions of service Of the omoerg and sor• vant8 of tho Board Bhall be such as may be determined by regulations. (3) Tho Board may, with the previous approval of the appropriate Govøm• appoint a servant of tho Contral Government or the State Government ag on employee of the Board on Buch and conditions 88 it thinb fit. form of offbe of me othar providons member* Offoar •nd of tha Board •nd their r-øaru.itmnt and of Dervin GÜJ. GOVT. GAZ., EX., 6, ID791JYAISTHA 16, 1901 [PART •athenu. "ion of Board. of venment offie•re, etc. mega iiN of powø. on •wonn of (4) Subject to tho superintendence of the Board, the Member*oretary bo the Chief Executive Officer of the Board who shall supervise and control 811 its omcors and sorvants including any officers of Government appointed on deputation to the Board

9. All proceedings of the Board shall be authenticated by the signature of the Chairman or of any member authorised by the Chairman and all other orders and instruments of the Board shall be authenticated by the Signature of the Member Secretary or of any other officer of the Board and may be authorised in this behalf by regulations.

10. (1) The Board may invite any officer of Government or local body or other person to its meeting for the purpose of assisting or advising it on any matter. **(2)** Such officer or person shall have right to speak in, and to take part in the proceedings of the Board, but shall not be entitled to vote.

11. Subject to the provisions of this Act, the Board may, by general or special order, delegate, either unconditionally or subject to such conditions, including the condition of review by itself, as may be specified in the order. to any committee appointed by it or to the, Chairman or the member-Secretary or any other officer of the Board such of its powers, and functions under this Act as it deems fit, not being its powers, duties and functions under sections 42, 77 and 78. 12. (1) Any member of the Board or of a committee appointed by the Board who— (a) has any share or interest of the, nature described in clause (e) or clause (f) of section 5 in respect of any matter, or (b) has acted professionally, in relation to any matter on behalf of any person having therein any such share or interest as aforesaid, shall not, notwithstanding anything contained in the proviso to section 5, vote or take part in any proceeding* (including any discussion or question) of the Board or committee thereof relating to (2) If any member of the Board or of a Committee appointed by the Board has directly or indirectly any interest in any in which it is proposed to acquire land for any of the purposes of this Act, he shall not take part in any meeting of the Board or committee thereof in which any matter relating to such land is considered. (3) Nothing in sub-section (1) or (2) shall prevent a member of the committee thereof from voting in, or taking part in, any resolution or decision relating to any subject if the Board or committee is satisfied that the member has no direct or indirect interest in the subject.

PART IV] GUJ. GOVT. GAZ., EX., MAY 6, 1979/JYAISTHA 13. No act done or proceeding taken under this Act or a committee appointed by the Board shall be invalidated on ground of— 16, 141 by the Board merely on the (a) any vacancy of a member or any defect in the constitution or re-constitution of the Board or a committee thereof; or (b) any defect or irregularity in the appointment of a person as member of the Board or of a committee thereof; or (c) any defect or irregularity in such act or proceedings, not affecting the substance

14. The duties and functions of the Board shall be as follows, namely:—(a) to prepare, execute, promote and finance the schemes for supply of water and for sewerage and sewage disposal; (b) to render all necessary services in regard to water supply and sewerage to the State Government and local bodies and on request to private institutions or individuals also; (c) to prepare draft State Plans for water supply, sewerage and drainage on the directions of the State Government; (d) to review and advise on the tariff, taxes, fees, and charges of water supply and sewerage systems, in the areas comprised within the sphere of operation of the, water supply and sewerage services of the Board and in the areas of the local bodies which have entered into an agreement with the Board; (e) to assess the requirement of materials and arrange for their procurement and utilisation; (f) to establish State standards for water supply and sewerage services; (g) to review annually the technical, financial, economic and other aspects of water supply and sewerage system of every scheme of the Board or the local bodies which have entered into an agreement with the Board; (h) to establish and maintain a facility to review and apprise the technical, financial, economic and other pertinent aspects of every water supply and sewerage scheme in the State; (i) to operate, run and maintain any water works and sewerage system, if and when directed by the State Government, on such terms and conditions and for such period as may be specified by the State Government; (j) to assess the requirements for man-power and training in relation to water supply and sewerage services in the State; (k) to carry out applied research for efficient discharge of the duties and functions of the Board; Acts not to be by vacancy, informality Duties and functions of the Board, 142 GUJ. GOVT. GM., EX., MAY 6, 1979/JYAISTHA 16, [PART IV Powers of the Board, (l) to perform, among the duties and functions, which are being performed by the Gujarat Public Health Engineering Service, as may be specified, from time to time, by the State Government; (m) to perform and discharge such other duties and functions as are allotted to the Board under other provisions of this Act or as may be entrusted to it by the State Government. 15. (1) The Board shall, subject to the other provisions of this Act, have power to do anything which may be necessary or expedient for performing its duties and discharging its functions under this Act. (2) Without prejudice to the generality of the foregoing provisions, such powers shall include the power— (a) to inspect all water supply and sewerage facilities in the State by whomsoever they are operated; (b) to obtain such periodic or specific information from any local body and operating agency as the Board may deem necessary (c) to provide training for its own personnel as well as for employees of the local bodies; (d) to prepare and carry out schemes for water supply and sewerage; (e) to lay down the schedule of fees and other charges for all kinds of services rendered by the Board to the State Government, local bodies, institutions or individuals; (f) to enter into contracts or agreement with any person or persons as the Board may deem necessary, for performing its duties and

discharging its functions under this Act ; (g) to adopt its own budget annually ; (h) to approve tariffs for water supply and sewerage services applicable to the areas comprised within the sphere of operation of such services of the Board ; and within the jurisdiction of such local bodies have entered into an agreement with the Board ; (i) to manage all its affairs so as to provide the people of the area within its jurisdiction with wholesome water and, where feasible, efficient sewerage service ; (j) to take such other measures, as may be necessary, to ensure water supply in times of emergency ; (k) to acquire, carry any water by any highway, road, or other means ; (l) to hold lands and other property and to do or cause to be done any works through, across, over on under street, or place and after reasonable notice in writing to the occupier, into, through, over or under any building ; (m) to raise, borrow or secure money on such terms and conditions as may be expedient, and in particular by way of loans and deposits and issue of debentures and obtain subventions or mortgages from public institutions like the Life Insurance Corporation of India, Banks and any international organisations or from the State and Central Government, for drinking water supply and sewerage or any other scheme for improvement of sanitation ; (n) to receive grants from the State Government, the Central Government and the local bodies for water supply and sewerage or any other sanitation improvement schemes ; (o) to repay instalments of loans and pay interest on the principal thereof to the lender as per mutually agreed terms and conditions ; (p) to advance loans to the local bodies or Government for their water supply and sewerage on such terms and conditions as may be specified by the Board ; (q) to recover from the local bodies or Government principal and interest thereon in respect of loans advanced to them by the Board ; (r) to incur such expenditure as the Board may deem fit for performing its duties and functions under this Act ; (8) to exercise such other powers as are conferred on the Board under other provisions of this Act. 16. (1) Notwithstanding anything contained in any other law for the time being in force, the Board may give such directions to any local body, with regard to the implementation of any water supply or sewerage scheme financed by it under clause (8) of section 14, as it fit, and such body shall be bound to comply with such directions. (2) In case any local body is aggrieved by any such directions or experiences any difficulty in complying with the same, it shall refer the matter to the State Government, whose decision thereon shall be final. (3) The Board shall have power to call for any return, statement of accounts, report, statistics or other information from any local body or other body or individual, which is required by it for the exercise of its powers and performance and discharge of its duties and functions under this Act and such body or individual shall be bound to furnish such information.

17. The Board may include in the cost of any scheme or work the execution or further execution whereof it is undertaken under clause (a) of section 14, supervision and centage charges at such rate, not exceeding such limit as may be prescribed, and it may determine under clause (e) of sub-section (2) of section 15. Power of the directions and to call for return, report, Supervision and centage Charge'. GUJ. GOV. Li. GAZ., EX., MAY 6, 1979/JYAISTHA 16, CHAPTER 111 [PART Veebing and undersec of property to the Board. Decision of the State Government on the of property to be final". Transfer of Government employees to the Board. TRANSFER OF ASSETS, LIABILITIES AND EMPLOYEES OF THE GUJARAT PUBLIC HEALTH ENGINEERING SERVICE TO BOARD. 18. (1) From such different dates as may be specified, from time to time by the State government (hereinafter in this section referred to as "the appointed date"),— (A) the properties and assets (including water works, buildings, laboratories, stores, vehicles, furniture and other furnishings) specified in that behalf, which immediately before the appointed date were vested in the State Government for the purposes of the Gujarat Public Health Engineering Service, shall vest in and stand transferred to the Board; and (b) the rights, liabilities and obligations of the State Government, whether arising out of any contract or otherwise, pertaining to the said Service, shall be the rights, liabilities and obligations of the Board. (2) Such properties, assets, rights, liabilities and obligations shall be valued in such manner as the State Government may determine. (3) Where immediately before the appointed date the State Government is a party to any legal proceedings with respect to any assets transferred to the Board under clause (a) of sub-section (1) or with respect to any of the rights, liabilities or obligations which have become the rights, liabilities or obligations of the Board, under clause (b) of sub-section (1), the Board shall be deemed to be substituted for the State Government as a party to those proceedings and the proceedings shall continue accordingly.

19. Where any doubt or dispute arises as to whether any property or asset vested in the Board under section 18 or any rights, liabilities or obligations have become the rights, liabilities and obligations of the Board under that section, such doubt or dispute shall be referred to the State Government whose decision shall be final.

20. (1) On and after the establishment of the Board, the State Government may, from time to time, direct that the services of such of the existing officers and servants of the State Government in the Gujarat Public Health Engineering Service, who in its opinion, are rendered surplus to its requirements, shall stand terminated and their posts shall stand abolished, from such date as may be specified by it (hereinafter in this section referred to as "the appointed date") and shall on that date (which may be different for different officers and servants) become the officers or servants of the Board. **(2)** Every permanent or temporary employee of the Gujarat Public Health Engineering Service in respect of whom a direction is issued under sub-section (1) shall, on and from the appointed date, be a permanent or temporary employee of the Board, as the case may be, against a permanent or temporary post, which shall stand created in the establishment of the Board with effect from the appointed date. **14b GUJ. GOVT. GAZ., F.x., MAY 6, 1979** **1JYAISTA 16, (3)** Any officer or servant so transferred shall hold his office under the Board on the same tenure, remuneration and other conditions of service and with the same rights and privileges as to pension, gratuity, provident fund and other matters as he would have held on the appointed date if this Act had not come into force, until his employment under the Board is duly terminated or his remuneration or other conditions of service are duly revised or altered by the Board in pursuance of the which for the time being governs his condition of service: Provided that, the conditions of service applicable immediately before the appointed date to the case of any such officer or servant shall not be varied to his disadvantage, except with the previous approval of the State Government. **(4)** Any service rendered by such Government servants under the State Government shall be deemed to be service rendered under the Board. **(5)** The sums standing to the credit of the employees referred to in sub-section (1) in any pension, gratuity, provident fund or other like constituted for them shall be transferred by the State Government Board along with any accumulated interest due till the appointed date and with the accounts relating to such funds. **(6)** On and after the appointed date, the Board shall, to the exclusion of the State Government, be liable for payment of pension, provident fund, gratuity or other like sums as may be payable to employees referred to in sub-section (1) at the appropriate time in accordance with the conditions of their service. **(7)** Notwithstanding anything contained in the Industrial Disputes Act, 1947, or in any other law for the time being in force, the transfer of services of any employee to the Board under sub-section (1) shall not entitle any such employee to any compensation under that Act or such other law and no such claim shall be entertained by any Court, tribunal or authority. **(8)** (a) Nothing contained in sub-section (1) shall apply to any employee who by notice in writing given to the State Government within two months from the date or such extended time as the State Government may, by general or special order, specify, intimates his intention of not becoming or continuing as an employee of the Board. (b) Where such notice is received from any employee— (i) in case of a permanent employee, he shall be allowed to retire giving him the benefit of pension, gratuity, provident fund and other benefits accrued to him had he retired from the Government service on the appointed date • (ii) in case of a temporary employee, his services shall stand terminated after giving him notice or remuneration in lieu of notice per the existing service rules of the State Government. **14b GUJ. GOVT. GAZ., EX., 'MAY 6, 1970** **1JYAISTA 14RA 10, 1901 (9)** Notwithstanding anything contained in the foregoing sub-sections— (a) no person employed in the Gujarat Public Health Engineering Service to whom any notice or order or termination of his services or compulsory retirement has been issued before the date of commencement of this Act shall be transferred to the Board, (b) the transfer of a person employed as aforesaid against whom proceeding is pending shall initially be provisional and the State Government shall review such transfer after the final order or result of such disciplinary proceeding is passed and thereafter pass such order as may appear to it to be appropriate in the circumstances of the case; (c) the disciplinary or other action in relation to any person referred to in clause (a) or clause (b) may be taken after the date mentioned in clause (a) in such manner and by such authority as the State Government may by general or special order specify in this behalf; (d) if the services of any employee of the State Government stand transferred under sub-section (1) or sub-section (2) to the Board, the Board shall be competent after such transfer to take such disciplinary or other action as it thinks fit against or in respect of such employee having regard to any act or omission or conduct or record of such employee while he was

in service of the State Government. (IO) (a) For the purpose of enabling the Board to discharge its functions and duties under this Act, it shall be lawful for the State Government to direct, by a general or special order, that such of officers of the State Government shall be posted under the Board for such period and subject to such conditions as may be specified in the order and accordingly the officers specified in the order shall be posted under the Board. (b) The pay and allowances of any officer posted in accordance with clause (a) under the Board shall, during the period of posting, be paid by the Board from its fund.

CHAPTER TAKING OVER OF SUPPLY AND SEWERAGE SERVICES FROM LOCAL BODY BY BOARD. (1) Notwithstanding anything contained in any law for the time being in force, the Board may at any time with the previous approval of the State Government, take over any existing water supply and sewerage services from any local body for operation, and for maintenance, augmentation or improvement and in such cases— (c) all the existing water supply and sewerage services, sewerage works and sewerage farms, including, in the case may be, all plants, machineries, water-works, pumping stations, filter beds, water mains and public sewerage in, along, over or under any public street, and all buildings, lands and other works, materials, and things appertaining thereto, belonging to or vested in that local body; PART 147 GUJ. GOVT. GAZ., EX., MAY (5, 1979/JYAISTHA 16; 1901 (b) 80 much of the sub-soil appertaining to the said water mains and sewers may be necessary for the purpose of enlarging, deepening or otherwise repairing or maintaining, any such water mains and sewers or any pipes and other appliances and fittings connected with such water supply and sewerage services and sewerage works and sewerage farms; and (c) all rights, liabilities and obligations of such local body relating to the things mentioned in clauses, (a) and (b), including the right to recover any cost or fees or charges relating to water supply and sewerage services and also including liabilities arising from any loans advanced by Government or any other person to the said local body for the aforesaid, other than loans diverted to or utilised for purposes other than those referred to in clauses (a) and (b), shall, on such date as may be specified by the State Government in the notification, stand transferred to and vested in the Board and be subject to its control. (2) Such properties, assets, liabilities and obligations shall be valued in such manner as the State Government may determine. (3) Where any doubt or dispute arises as to whether any property or asset has vested in the Board under sub-section (1) or any rights, liabilities, or obligations have become the rights, liabilities or obligations of the Board under this section, such doubt or dispute shall be referred to the State Government, whose decision shall be final and binding on the Board and the local body concerned. (4) On taking over any properties or assets of the local body, the Board shall pay to that body such amount and on such terms and conditions as may be mutually agreed upon, as may upon the State Government shall the amount to be paid to the local body after taking into consideration the value of the water supply services, grants by the Government to the local body and such other relevant factors. The decision of the State Government shall be final and binding on the parties, (5) anything in sub-section (4) the amount by the local body under the Act; [It option of the Board, be treated, wholly or partly, to be the grant of loan to the Board on such terms and conditions as the State Government may specify

22. In respect of water works taken over from a local body by the Board, all contracts entered into, all debt* and obligations incurred, Board, matters and things engaged to be done by, with or for any local body prior to taking over the water works by the Board shall be deemed to have been incurred, entered into or engaged to be done by, with or for the Board and all suits or other legal proceedings instituted or which might, but for transfer and vesting under (1) of section 21, have been instituted, or defended by or against the local body, may be continued instituted or defended by or against the Board. The Board assume obligations in respect of matters to which this Act applies for water works taken over from a local body or from a local body by the Board. So entrusted to Board any amount for maintenance and improvement. GUJ. GOVT. GAZ., EX., MAY 6, 1979/JYAISTHA 16, 1901 23. (1) Notwithstanding anything in section 21 or in the relevant local authority law for the time being in force, where the State Government is of opinion, in the case of any water works or sewerage system operated and run by a local body in accordance with that the operation and management thereof should in public interest be taken over by the Board for a temporary period the State Government may by notification in the Gazette, direct the Board to take over for the purpose of operation and management such water works or sewerage system for such period not exceeding five years in the first instance, and on such terms and conditions as may be specified by the State Government in the notification and thereupon the local body

concerned shall transfer such works or system to the Board and the Board shall take over from the local body such work or system for the aforesaid purpose and for the period and on the terms and conditions aforesaid. (2) It shall be lawful for the State Government to extend from time to time the period specified for the purpose of sub-section (1) in the case of any water works or sewerage system so however that such period in the aggregate does not exceed ten years. (3) The terms and conditions to be specified under sub-section (1) may also include the terms and conditions relating to the restoration of the possession of the water work or sewerage system so taken over to the local body on the termination of the period specified under sub-section (1) or the period as extended under sub-section (4) The taking over of any water works or sewerage system by the Board shall not deprive any person of any right in respect of such works or system which any other person may be entitled by due process of law to enforce against the local body or the Board, as the case may be.

24. Notwithstanding anything contained in the relevant local authority law for the time being in force, it shall be lawful for any local body to entrust to the Board, for the purpose of maintenance, operation and running, any water supply scheme or sewerage system wholly or partly, such terms and conditions may be mutually agreed upon

CHAPTER V. INVESTIGATION, PREPARATION AND EXECUTION OF SCHEMES BY THE BOARD. 25. (1) The Board may, at the request of a local body, investigate the nature and type of a scheme which such local body may like to be undertaken by the Board for providing water-supply and sewerage facilities in any area, having regard to the economical and other local conditions of such area in their aspects, undertake survey of such area and decide upon the feasibility of preparing or implementing such scheme. (2) As soon as the investigation undertaken by the Board is completed with respect to any area and the Board considers it feasible to prepare or implement the scheme, it shall give intimation of its decision to undertake such scheme to the local body under whose jurisdiction such area falls and PART GUJ. GOVT. GM., EX., MAY 6, 1979 JYAISTRA 16, 1901 14B prepare a preliminary scheme stating therein an estimate of the expenditure that is likely to be incurred in regard to the scheme and also the other salient features thereof. (3) The Board shall also prepare detailed phased programme in the manner prescribed for the execution of the scheme and work out priorities with the approval of the government. (4) After the preliminary scheme is prepared and approved by the State Government, the Board shall prepare a draft scheme in accordance therewith. (5) The Board shall, in a meeting convened for the purpose, examine the draft scheme in all its details. A representative of the local body concerned in the scheme, shall be invited to attend such meeting. Any person may participate in the discussion and express his opinion about any aspect of the scheme. (6) If the Board on a detailed examination is satisfied about the feasibility of the draft scheme, it shall forward the same to the State Government for approval.

26. As soon as may be after the preparation of the draft scheme under sub-section (6) of section 25, the State Government shall within such time as may be prescribed, either approve the draft or approve it with such modifications as it may consider necessary or return the draft to the Board with directions to modify it or to prepare a fresh draft scheme in accordance with such directions and the Board shall accordingly modify or prepare a fresh draft scheme, as the case may be, and resubmit it to the State Government for approval. 27. (1) The State Government may by an order, accord its approval to the draft scheme. (2) An order issued under sub-section (1) shall be conclusive evidence that the scheme has been duly made and approved. The scheme shall thereupon become final and shall be called the "approved scheme".

28. It shall be the duty of the Board to execute the approved scheme in the areas of the local body or local bodies concerned.

29. The cost of investigation, preparation and execution of any such scheme undertaken by the Board shall be initially incurred by the Board out of its funds but it shall be recoverable from the concerned local body or local bodies in such manner and in such instalments as may be prescribed. Explanation.—The cost relating to the investigation, preparation and execution of any scheme by the Board shall include all incidental expenses incurred by the Board in connection therewith. *130. A local body concerned with an approved scheme shall provide necessary assistance to the Board for the proper execution of the approved scheme within the territorial limits of such local body. Approval of scheme by State Government. In case of order of approval of scheme, Execution of approved scheme by the

Boa Codi of eeheme. Local body to provide adequate facilities to Bmrd. Ex., 6, 1979 JYAISTHA 16, 1901 PAET IV Transfer of financial local body funds of Board. the Grants and to the Board the Board • initial luti On Of Govern. ment to 31. (1) an approved scheme has been finally executed by the Board, all works completed thereunder and the property appurtenant thereto shall be transferred to the local body concerned in such manner and subject to conditions as be prescribed it shall thereafter be the responsibility of such local body to maintain them. (2) The local body shall levy such rates for water supply sewerage may be suggested to it by the Board. (3) If a dispute arises as to the property which is to pass to a local body along with the works executed under a scheme, it shall be referred to the State Government for decision and such decision shall be final

CHAPTER VI. CONTRACT, FINANCE, ACCOUNTS AND Aunrr 32. ry centrac% or assurance of property on behalf of the Board. Shall be in writing and executed by such authority or officer in such manner as may be provided by 33. The Board shall establish a fund to be called 'the Board Fund', shall be deemed to be a local fund and to which shall be credited all moneys received by or on behalf of the Board, otherwise than by way of loans. 34. (1) The Board shall also establish another fund to be 'the Loan Fund', which shall also be deemed to be a local fund and to which shall be credited all moneys by or On behalf Of Board by way Of loan. (2) The Board may, With the previous approval Of the Government, establish such other funds as may be necessary for the efficient performance of its duties and discharge of its functions under this Act

35. The Board shall not, as far as practicable, and after taking credit for any grant or subvention from the State Government. under 36 carry on its operations under this Act at a loss

36. The State Government may, after appropriation duly made in this behalf. from time to time, make grants and subventions to the Board for the purposes of this Act. on such terms and conditions as the State Government may determine. M. The State Government may, from time to time, advance loans to the Board on terms and conditions. not inconsistent with the provisions of this Act, as the State Government and the Board may agree upon

38. After appropriation duly made in this behalf, the State Government may make an initial contribution to the Board Fund of rupees one Crore or such lesser sum as it thinks fit. G.VJ. GOVT. EX., MAY 6, 1979, JYATSTHA 16, 1901 39. (1) The Board may, from time to time, with the previous sanction of the State Government and subject to the provisions of this Act and to such conditions as the State Government may, by general or special order, impose, borrow any moneys required for the purposes of this Act by making arrangement with the Banks or other bodies or institutions approved by the State Government for this purpose. (2) The Board may advance any part of such borrowings to any local body for the performance of its duties and discharge of its functions relating to water supply and sewerage on such terms and conditions as the Board may determine

40. The Board shall create a depreciation and make annual provision therefor in accordance With such principles as may be prescribed. 41. The State Government may guarantee the repayment of any loan and payment of interest on all or any of the loans given or transferred to the Board for the of this Act.

42. (1) The Board shall, before the commencement of, and may at any time during, a financial year, prepare a statement or a supplementary ment, as the case may be, Of the programme Of its activities during that year as well as estimate in respect thereof and the same shall be submitted to the Government in such form and by such dates as the State Government may, by general or special order, direct, for the previous approval of the State Government: Provided that, in the event Of such previous approval not being received before the commencement Of the financial year for which such financial statement has been submitted, the Board shall be entitled to expend on all upto an amount not exceeding the amount approved for the corresponding period of the previous financial year and such amount shall not include any sum spent out of: the grants and subvention; during the said period. (2) The Board shall cause to be maintained such books of account and other books in relation to its accounts and prepare the balance sheet in such form and manner as the regulations may require. (3) (a) The accounts of the Board shall be audited by such Auditor, in such manner and at such times, as the State Government may, by general or special order, direct. (b) The Auditor so appointed shall have such powers of requiring the production of documents and the furnishing of information respecting such matters, and shall have such powers in respect Of disallowance Surcharge as may be prescribed. (4) The accounts of the Board as certified by the

Auditor together with the *udit report thereon shall be forwarded annually to the State Govern- ment, who may issue such direction to the Board as it may deem- fit and the Board shall comply with such directions. (5) The State Government shall cause the accounts of the Board to be published in such manner as it thinks fit. •nd relend. GO v meat as guaran tar. AC eottnts '152 GÜJ. GOVT. GAZ.) fix., MAY 1979iJYÆSTÄÄ 16, CHAPTER VII FEES AND CHABQRB. 00B' of ya ter. (hgt of di•poe.al of waeta water. Meter Nnt and foeø for servi*. Deposits. Recovery of suma due to the Boord. Definition of of water for domeetie purposæ. 43. (1) The Board shall, by notification in the Official gazette, fix the cost of Water to be supplied according to volume, and 8180 the minimum 00Bt to be charged in respect of each connection. (2) The B08rd moy, in lieu of charging the cost of water according to volume, accept from any oonsumer a fixed sum for a specified period on the basis of expected consumption of water during that period. 44. (1) The Board shall, by notification in the Official aaøeUe, fix the cost of disposal of waste water according to its volume (which may be such percentage of the volume of total water supplied to the consumer as may be prescribed), and also the minimum cost to be charged in respect of guoh disposal. (2) The Board may, in lieu of charging the cost of disposal of waste w aber "coording to the basis stated in sub-section (1), accept from my consumer a fixed gum for specified period on the b88is of expected diBp0Bbl of waste water during that period. 45. (1) The Board may provide water meters and charge suoh rent for the meter may be provided in the bye-laws. (2) The Boord my charge fees for connection, diwonnoction and re•conne• ction of any water supply or sewer or tasting or supervision or for any other service rendered or work executed or supervised at such rates as may be provided by the bye-laws

46. The Board may by bye-laws provide for requiring any consumers or of oonsumerg to deposit such Bums as may be specified therein as secu- rity for prompt payment of its dues and due performance of the conditions subject to which services are rendered to them.It shall be lawful for the Board to recover its dues from the amount 80 deposited

47. Any gum due to the Board on account of cost of water, cost of dis- posal of wa.8te water, meter rent, fees, charges or otherwise under this Act, shall, without prejudice to any other mode of recovery be recoverable as urears of land revenue

CHAPTER VIII WATER SUPPLY, 48. The supply of for domestic purposes under ih.is Aoi means supply for any purpose, except the following, namely:— (a) for any trade, manufacture or busines8; (b) for garden.3 or for purposes of irrigation; PART GUJ. GOVT. QAZ., EX., MAY 6, 1979/JYAistHA 16, 1901 (c) for building purposws, including construction of ; 158 (d) for fountains, swimming pools, public bath or tonkB or for any orna- mental or mechanical purposes; (e) for animals, where they aro kepB for sale or hire or for the sale of their produce; (f) for the consumption and uxo at 8 restaurant or by innabeg Of a hotel, boarding houBe or residentiBl club; (g) for the consumption bild by penong reorting to theatres and cinemas; (h) for watering streets; 9r (i) for washing whoro they are kept for gale or hire

49. No person shall, exoept in such circumstances or subject to such oon- ditions as may be provided by the bye-laws, use or allow to be used water supplied by the Board for domeetio purposes, for any other purpose.

50. (1) No person, other than a plumber licensed by the Board execute any work in respect of 8 water oonnection not being work of a trivial nature and no person shall permit any such work to be exeouted by a person other than a licensed plumber. (2) When any work is executed in contravention of the proviBions of eub- section (1), such work shall be liable to be dismantled at the discretion of the Board.

51. (1) No owner or occupier of any premises to which water is supplied by the Board shall cause or guffer any water to be wæsted, or cause or suffer the service pipe or any tap or other fitting or work connected therewith to remain out of repair go as to oausø wastage of water. (2) Whenever the Board has reason to believe that a result of defeat in 8 service pipe or tap or other fitting or work connected therewith water •ið being the Board may, by writton notice, require the consumer to re- pair and make good the defeat within 8uch time may be specified in such notice. (3) If such repair iB not carried out within the time specified, the Board may, without prejudice to any action which may be taken against the con• gumer under any other provision of this Act, ouse gaoh repair to be made. The Oost of such Npair Bhall be realised from the congumer. 52. (1) The Board may out off the water •apply from any premise,— . (o) if any fee, rontBl, cost of water or any ohnrge or other sum due under thig Aob, is not paid within period of fifteen days servioe Of a bill for the same; or Wat« •up*' for domøst•o not to be amd for non. domed. Uoen•ed plumb". biñion of yuWge of Pover to out off Apply. Prohib&n Of o«tain ether •ot'. Q13J. aou•. Eli, 6,

58. The Board may, for the purpose of ventilating any gwer or (B8-pool, whether void in the Board or not, erect upon any premises or to the outside of any building, or to any tree, any shaft or pipog as may appear to it to be neo—y. Right of owner or occupier to own sewer connection. Power to require owner to have sewer done. Section how bitro-h of connection with sewer without permission. Prohibition of connection of private or building over street. Out per-mission. Affix Shaft etc.. for of "wer or pool. Power examine and sewer eb0. believed to be de&otlva ProhibiUon of o&uin other Power of entry, Survey

156 GUJ. 00". GAZ., EX., MAY 6, 1979/JYAISTRA 16, 59. (1) Where it appears to the Board that there are reasons for believing that a private sewer or cess-pool is in such condition as to be prejudicial to public health or to be a nuisance or that a private sewer communicating directly or indirectly with the sewer of the Board is so defective as to admit sub-soil water or grit or other materials, the Board may examine its condition and for that purpose may apply any test, not being a test by water under pressure, and if it deems it necessary to open the ground. (2) If on examination the sewer or cess-pool is found to be in proper condition, the Board shall, soon after reinstating any ground which has been opened by it and determine and pay compensation for the damage caused. 60. No person shall— (a) wilfully obstruct any person acting under the authority of the Board under this Chapter in the laying of any works or pull up or remove any pillar, post or stay fixed in the ground for the purposes of setting out lines of such work or deface or destroy any work made for the said purposes; or (b) wilfully or negligently break, injure, turn on, open, close, shut off or otherwise interfere with any lock, valve, pipe or other works or apparatus belonging to the Board and pertaining to its duties and functions under this Chapter; or (c) unlawfully obstruct the flow of, or flush, draw off or divert or take sewage from any work belonging to the Board; or (d) obstruct any servant of the Board in discharge of his duties under this Chapter or refuse or wilfully neglect to furnish him with the means necessary for the making of any entry, inspection, examination or inquiry thereunder in relation to any sewerage work. 61. (1) Any officer or servant of the Board authorised by it in that behalf, may, with or without assistants or workmen, enter into or upon any premises (a) to make any inspection, survey, measurement, valuation or inquiry; (b) to take levels; (c) to dig or bore into the sub-soil; (d) to mark the boundaries and the intended lines of work; (e) to mark such levels, boundaries and lines by placing marks and out-trenches; or to do any other thing necessary for the purposes of this Act or any rule or regulation. 62. (1) Provided that, in exercising the powers under this sub-section due regard shall be paid by the officer or servant of the Board concerned to the social and religious customs of the occupants of the premises. (2) When any person is entitled to enter into or upon any premises in exercise of the powers under sub-section (1) he may also enter in similar manner into or upon any adjoining premises for any work authorised by or under this Act or for the purpose of depositing therein, any soil, grind stone or other materials or for obtaining access to such work or for any other purpose connected with the execution of the same. (3) It shall be lawful for any authorised officer or servant to make any entry into any place to open or cause to be opened any door, gate or other barrier— (a) if he considers the opening thereof necessary for the purpose of such entry; and if the owner or occupier is absent or being present refuses to open (b) such door, gate or barrier.

62. Any officer or servant authorised by the Board in that behalf may have any tank, pool or well, cleaned or disinfected after notice to the owner or occupier, if any, when it appears that such cleaning or disinfection will prevent or check the spread of any dangerous disease. The cost of cleaning or disinfection shall be recoverable by the Board from the owner or occupier of such tank, pool or well.

CHAPTER X PENALTIES AND PROCEDURES

63. Whoever contravenes any of the provisions of this Act or of any rule or bye-law or fails to comply with any notice, order or requisition issued under this Act or any rule or bye-law, shall, on conviction, be punished with fine which may extend to one thousand rupees, and with further fine which may extend to fifty rupees for every day on which such contravention or failure continues after the first conviction.

64. No court shall take cognizance of any offence under this Act, except on the complaint of the Board made within six months next after the commission of the offence. 65. (1) Where an offence under this Act has been committed by a company, every person who at the time the offence committed was responsible to the company for the conduct of its business as well as the company, shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly. Provided that, nothing contained in this sub-section shall render any such person liable to any punishment, if he proves that the offence was committed without his knowledge or that he exercised all due diligence to prevent the commission of such offence. IV-Extra—35 Power to direct tanks, pools and wells. General penalty. Offence by companies, 153 a.u.r. GAZ., EX., MAY 6, 1979/JYAISTRA 16, 1901 Power to arrest person committing offence and refusing to give name and address. Compulsory lodging of offences.

Directions to the Board on questions of policy. Annual report. atatiati returns and ather infor- motion by the Board. (2) Notwithstanding anything contained in sub-section (1) where any offence under this Act has been committed by a company and it is proved that the offence has been committed with the consent or connivance of, or is attributable to any neglect on the part of any director, manager, secretary or other officer of the company, such director, manager, secretary or other officer shall also be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly. the purposes of this section— (a) 'company' means any body corporate and includes a firm or other association of individuals, and (b) 'director', in relation to a firm, means a partner in the firm. 66. (1) Any person who is lawfully arrested by any officer of the Board authorised by it in this behalf to arrest and hand over to the officer in charge of the nearest police station any person who commits or is suspected to have committed an offence punishable under section 63 and who on demand refuses to give his true name and address or where there is reason to believe that the name or address given by him is not correct. Such police officer shall [dopt such] measures as may be necessary to cause the person to be taken before a Magistrate with the least possible delay. 67. (1) The or any other officer of the Board authorised by it by general or special order in that behalf may, either before or after the institution of proceedings for any offence punishable under this Act, accept from any person charged with such offence by way of composition of the offence a sum not exceeding two thousand rupees, as he thinks proper. (2) On payment of such sum, no further proceedings shall be taken against the said person in respect of the same offence. CHAPTER X EXTERNAL CONTROL 68. (1) In the performance of its duties and discharge of its functions, the Board shall be guided by such directions on questions of policy as may be given to it, from time to time, by the State Government, in writing. (2) If any question arises whether any matter is or is not a matter as respects which the State Government may issue a direction under sub-section (1), the decision of the State Government shall be final. 69. (1) The Board shall, as soon as may be after the end of each financial year, prepare and submit to the State Government before such date as may be fixed in such form as the State Government may direct, a report giving an account of its activities during the previous financial year, and the report shall also give an account of the activities, if any, which are likely to be undertaken by the Board in the next financial year. The State Government shall cause such report to be laid before the State Legislature, as soon as may be after it is received by the State Government. GUJ. GOVT. QAZ., no. 159, MAY 6, 1979 (2) The Board shall also furnish to the State Government at such times and in such form and manner as the State Government may direct such statistics and returns and such particulars in regard to any proposed or existing activities of the Board or any other matter under the control of the Board as the State Government may, from time to time, require. CHAPTER XII MISCELLANEOUS 70. The provisions of this Act in so far as they are applicable in relation to any water supply scheme or sewerage system shall, so far as may be, be applicable to any part of such scheme or system. Explanation.—For the purposes of this section, "part" means— (i) in relation to a water supply scheme, the part of such scheme from the main source of water supply up to the high level reservoir, (both inclusive), and (ii) in relation to sewerage system, the part of the system from the main pumping station up to treatment works and works for disposal of effluent (all inclusive)

71. If in the opinion of the Board, local conditions so require and it is considered by it necessary or expedient in the interests of the efficiency and improvement of water supply or sewerage services in any area, the Board may, by general or special order, entrust, unconditionally or subject to such conditions as may be specified by it in the order or upon such terms and conditions as may be mutually agreed upon, to a committee or other body appointed by it or to any officer or authority exercising any powers or performing any functions in relation to such matter under any law for the time being in force in that area, such of its powers and duties under this Act, as it may deem fit, in relation to any water supply scheme or sewerage system in such area. 72. If the State Government is of opinion that it is in the public interest that the Board and other local bodies having jurisdiction over contiguous area should co-ordinate their activities in relation to water supply services or sewerage facilities or both, it may issue such directions to the Board and the other local bodies concerned as it may think fit and it shall be the duty of the Board and such local bodies to comply with such directions. 73. (1) All local bodies shall render such help and assistance and furnish such information to the Board and make available for the inspection and examination of (and if necessary, preparation of copies from) such records, maps, plans, and other documents as the Board may require to perform and discharge

its duties and functions under this Act. (2) Without prejudice to the provisions of sub-section (1) every local body shall on demand make available to the Board on payment of reasonable Execution of by B.,atd. entrust its committee ot o. Power of Government to issuo directions for co-ordination of activities of Board an-I 'ocal bodies. Duty of local bodies to acist. 162 GUJ. aovr. GAZ., EX.i 6, 1979/jYAISTHA 16, (d) any ofrhec fees and charges to be paid to the Board for service to the consumers; (e) any •Jbl_er m 'Luter for wh;ch pcovisiQA i* to b.3 or may be made by bye-laws. AT OOVERNMENT CENTRAL PRESS, GANDHINAOAR.

