

ORDER MADE FOR RMOVAL OF DIFFICULTIES IN THE GUJARAT DOMESTIC WATER SUPPLY(PROTECTION) ACT,2019.

Extra No. 206 Ql.y,ooo/- Cbe Gujarat Government Ga}ette Vole LXI I EXTRAORDINARY PUBLISHED BY AUTHORITY WEDNESDAY, JULY 01, 2020 / ASADHA 10, 1942 Separate paging is given to this Part in order that it may be filed as a Separate Compilation

PART IV-B Rules and Orders (Other than those published in Parts I, I-A, and I-L) made by the Government of Gujarat undei• the Gujarat Acts NARMADA, WATER RESOURCES, WATER SUPPLY & KALPSAR DEPARTMENT ORDER Sachivalaya, Gandhinagar, 29th June, 20200 Order No:- VSP-102019N-1-kh-4- WHEREAS certain difficulties have arisen in giving effect to the provisions of the Gujarat Domestic Water Supply (Protection) Act, 2019 (Guj. 22 of 2019); NOW. THEREFORE, in exercise of the powers conferred by sub-section (1) of section 27, the Government of Gujarat hereby makes the following Order to remove the difficulties, namely :- 1. 2

3. This Order may be called the Gujarat Domestic Water Supply (Protection) (Removal of Difficulties) Ordera 2020.In the Gujarat Domestic »/ater Supply (Protection) Act, 2019 (hereinafter referred to as the "said Act"), to section 3, the following Explanation shall be added, namely:- "Explanation:- It is implied that there could be private water distribution systems owned and operated by legal entities other than the authorities specified in section 4. " In the said Act. for section 4, the following section shall be substituted namely:- Public Water Distribution Authorities:- "4. (1) Authority for the purposes of this Act shall mean the local authöriety. Board or the Gujarat Water Infrastructure Limited. (2) No entity other than an authority shall lay or own public water distribution system in the State: Provided that the Stale Government may, in public interest, by a notification in the Official Gazette authorize any Other agency to lay or own a public water distribution system for such area, as it may deem fit: Provided further that where a local authority or an agency has laid a part the public water distribution system outside its limits or area, the same shall be deemed to be within its jurisdiction for the purposes of this Act: IV-B Ex.-206 206-1 206-2 4. 50 6, GUJARAT GOVERNMENT GAZETTE, EX., 01-07-2020 [PART IV-B Provided also that the Board may. on a request made by a local authority, lay and operate public water distribution system within the limits of such local authority. ' In the said Act, in section 5. in sub-section (1), in Part I, clause (f) shall be deleted. In the said Act, in section 80 in sub-section (1), for the words "A water meter shall be installed", the words "A1-I authority may install water meter" shall be substituted. In the said Act, in section 9:-to sub-section (1), the following Explanation shallbe inserted, namely:- "Explanation,- -The source for the purposes of this Act shall imply the water source at the tapping, point from where thé connection is obtained For domestic public water supplya " Inihe said Act, in section 11 in sub-section (3), the words, brackets and figures "sub-clauses (i) to (vi) of" shall be deleted: in sub-section (6). the words, brackets and figures "sub-clauses (i) to (v) o?" shall be deleted. 80 10. IL In the said Act, in section 13:- (i) in sub-section (1), in clause (a), for the words "enter and inspect at any time", the words "enter and inspect at reasonable hours of the day" shall be substituted; (ii) in sub-section '(3). for the words "carried out under this sub-section", the words "tcarried out under this section" shall be substituted. In the said Act. in section 14:- (i) in sub-section (1), for the words "his finding to the Assessing Officer", the Words "his finding to the Assessing Officer appointed under sub-section (4)" shall be substituted: (ii) in sub-section (3), for the- words "The Assessment Officer", the words "The Assessing Officer" shall be substituted. In the said Act, in section 18:- (i) for sub-section (1), the following sub-section shall be substituted, namely:- "(1) The Authority or any officer authorized by it in this behalf may, either before or after the institution of the proceedings for any offence punishable under this Act and before a judgment or order is passed in this regard, accept from the user or the person charged with an offence by way of compounding lee of the offence, a sum specified by the State Government under sub-section (25'", (ii) in sub-section (3), for the words "shall be discharge", the words ""shall be discharged" shall he substituteda In the said Act, in section 19, (i) for the words "to deal with or decide with", the words "to deal with or decide" shall be substituted; (ii) for the words "any action taken or to be tåken", the words "any action taken or proposed to be taken" shall be substituted

15. In the said Act, in section 020, for sub-section (1), the following shall be substituted, namely:- "(I) The provisions of this Act shall have effect notwithstanding anything contained in any other law for

the time being in force in relation to the public domestic water supply, In the said Act, in section 22, the words "to be the special court." shall be added at the end. In the said Act. in section 26, (i) in sub-section (2), (a) in clause (d), for the words, brackets and figure "under the sub-section (4)", the words, brackets and figure "under sub-section (4)" shall be substituted; (b) in clause (f), for the words and brackets "under the sub-section (3)", the words and brackets "under sub-section (3)" shall be substituted. (ii) in sub-section (4), for the words and brackets "in the Official Gazette and thereupon", the words and brackets "in the Official Gazette and shall thereupon", shall be substituted. In the said Act. in section 27, in sub-section (2), for the words "shall be laid, as soon as may be, after it is made before the Legislature", the words "shall be laid, as soon as may be after it is made, before the Legislature" shall be substituted. By order and in the name of the Governor of Gujarat, DHANANJAY DWIVEDI, Secretary to Govemmento GOVERNMENT CEMRAL PRESS, GANDHINAGAR.

