

PARAMBIKULAM-ALIYAR PROJECT (REGULATION OF WATER-SUPPLY) ACT, 1993

193: [Meo 30 Paise No. 264 retor TAMIL 'NADU GOVERNMENT GAZETTE EXTRAORDINARY AUTHORITY RAS, WEDNESDAY, MAY 19, 1993 VaiÄsi 5. Srimugg Thiruvalluvar Aandu--mu f Parö r; SC-2Sætion 2 ffhe following Act of the Tamil Nadu Legislative Assembly réceived the tho Governor on t. Hé 1993 and is hereby published *pfermation:— Adr Sawply of -V/ ieié 48- ofitw Sid 'the i 1993. mithe Parahbikulam•Aliyar rrojeât and matters ion of India, the State shall *ndeavour to nera) publio and in order that maximum possible *iniha matter of Qral oduction and for bringing prosperity to the ug t•pkoie areas, it considered necessary, as a measure of agrarign 'adds under cultivatibntin the Coimbatore and Periyar districts by regulat- ting', ia Project for optimum use possible in pursuanw of:the directiv principles emfirinediin the 'said Article 48 of the Constitution of India; AND W H ZNAS the original extent of 2,02 152 acres Df land are getting water supply from the Parambikufäm-Aliyar Project fort.irrigation on rotptional basis from the year 1967 by dividing the entir öyacuts of land into threa zones a.ld bj supplying ater o in 18 months on rotatio ual basis to each zone; AND WBERB4S ever since the inoeptibn of Parambikulam-Aliyar Project, there have been frequent representations from the ryots Ofihe pfavorbially drought-prone talu• s of Pall .dam, Udumanpet and Pollachi for, extension of qxistinga acut 04 th Parambikl.lam- Aliyar Project, so that mole drougl)t-proqe areas can have the benefit of irrigation ; AND •WHBRBAS the Government have approved I he extension of ayacut under Parambi- kulam Atiyar Project by 1,73,00) acres ot land in t.' c above said taluks ; [V-2 EK. (264) -t, 54 Sl•ort title, application and com. menoement. Definitions. Regulation of supply o! ater for agricultural purposes 11"01n Pal l)ikuklll)• P) oject. TAMIL NADU GOVERNMENT GAZETTP EXTRAORDINARY AND WHEREAS the issued orders in G.O. Ms. No. 126, Public Department, dated the 29th day of Janual y 1976 adding acres oi land I c irrigation system covered by Pc.rembikt.lt rr-AliN ; AND WHEREAS two writ petitions wore filed in the High Courc Madras in W. Ps. . 575/78 and 1309/78 against the said order and tho HiEl Court hes direxec- t l.{t st pply-n•.: water to the new ayacutdarF in the extendß(. ayacut, the original aye.cmdtn are first assured of supply of sumoient water subject to availability once in eighteen months, E.s reguErly as, pssible or practicable ; •.the Govei n- AND WHEREAS in view ot direction of the Hlgn Cou.ll* Mad ment have called for a uetailed report from ti e•Chief Engineer (hrjgation) w a?hc.s reported that with the available water potential, waté'tan be•supplied to the eXtended. area by 'dividing the entire ayaouts into lour zones, oach zone getting waler for a peric.d of 4i months •to 6 months once in two years and therefore has st ggested lht.t may be sugplied 10 tl.c new aye.(uls of .75 lakhs acres of land from the: s.i(i pro.ikcl : AND WHEREAS the Governmext after carefully cct sid.C1 ing lhc repat Chief Engineer (Irrigation) and after obtainingtl•e opinicn gf t hec.iß*lf.s matl , 7 c : proposal for rc-zoning .1•hc ayacuts covel(d by Pen t.mbilot m-Aliya P] (ft el into foil]' zones as feasible; AND WHEREAS the Government, after into considel icn the factors, have decided to provide ill igation facililics ur-der Pal ambik'. l', n -Aliy: I P] divi(_' iny the whole area into fct'r zones, movid.ingiliigt,.ic.r cc.ch (r.cc in twc as existing tl ree zones providing irrigziicn to each zcr:c c,ncc in 18 menfhs,in Vic w the drought-pronc naturcof tke area and in Vic w of the infiaist;-uctt l cel facili(ics v in the said Project inct rrrirtg htrgc expendiIL.rc ; BE it enacted by t} e Legislative Assembyoftk e or Tamil Nadl' ill Gje fourth Year of the Republic of India as follows l. (1) This Act may be called the Fl cjcci (Regc I; Water-Supply) Act; 1993. (2) It applies to tl•e Coimbatore'and distriel s iii I he Stalc cf 'Tamil (3) It sl all come into force at once

2. InthisAc! , unlcsthe context otherwise 1 c,quives,—(a) 'Governrncnt' means the Slatc ni (b) 'owner' in relation to any land incli'dcs any pcl scn l)? ving ar. sti ch land • (c) 'Parambi kulam-Aliyar Project', inclcd.cs the Parambikt izm Udumalpet canal and Higb level canal ir Palar Basin. and the Pollachi canai Vettaikaranpudur canal, Sethumadai canal and u e Aliyar Feeder canal in the Aliy Basin and -their distributaries ; (d) 'Schedule' means the Scr edule appGdccl. to (his Act. 3. (1) Notwithstanding anything contained in any law for the time being in or in any judgment, decree or order of any cov.r't, Tribunal or other authority custom, agreement or usage or any rule, notification or order made or i.,sccci by tl e Government relating to inclusion of Ayacuts in the Pai ambikL' m-Aliya supply of water to such ayaccts or pans thereof and in fcrce cn the date of public: tion of this Act in the Tamil Nada Govanment Gazette, the Government may, aft cv consulting the Chief Engineer (Irrigation) qr such other effcer or at'-thority as. may consider necgssary, by notification, rego latc on rotaticne.l basis in accvj witl n e rules as may be

prescribed, the supply of water for ZI to a total extent of 3,77,152 acres of land in the Parambikutam, Aliyar PFC. coml in the fovr zor es as specified in the Schedu ADO
 OVERNMENTGAZEITE EXTRAORDINARY (2) The Government d all, issuing a notification under
 b•seclicr, (1), 55 take into consideration the following matters (a) the interest of the general public ; (b) the
 maximum possible advantage which may result in agricultural 161 tion in extending the supply of water to
 more lands ; (c) the advantage of bringing prospeliy the backwacl and drought-prone areas by bringing
 Mem within the ayactts ; (d) the availabilRy cf water to the existing #yace is ; (e) the •Optimum utilisation
 of the available water to a larger extent of ayacuts ; and (f) other matters as may be prescribed. 4, No court
 shall entertain any suit or appliqtäicn for e c; any in:t m lie-. c r interim Suits and order restraining any
 proceeding which is being or about to be taken under section 3 or the rules apnlications made thereunder for
 regulating the supply of water, by the Government or by any officer ons barred.i- authorised under section
 50 in tbQ P.arambikulam-Aliyar Project. 5. (1) The Government may, by notification, authorise any officer
 not below the rank of Chief Engineer (Irrigation) to exercise the powers to regulate the supply of water for
 agricultural Delegation of powers. purposes vested in them under section 3. (2) The exercise of any power
 delegated under sub-section (1) shall be subject to such restrictions and conditions as may be specified in
 the notification and subject also to control and revision by the Government. 6. (1) No •it, prosecution or
 other legal proceedings shall lie against any person for any- Protection of thing which is in good faith done
 or intended to be done in pursuance of this Act. . action in good faith,, (2) or Other legal proceedings shall
 lie against the Government for any damage caused likely to be caused by anything which is in good faith
 done or intended to be done in pursuance of this Act. '7. If any difficulty arises in giving effect to the
 provisions of this Act, the Government may, by order published in the Tamil Nadu Government
 Gazette, make such provisions not inconsistent with the provisions of this Act, as appear to
 them to be necessary expedient for removing such difficulties. provided that no such order shall be made after the
 expiry of a period of two years from the date of publication of this Act in the Tamil Nadu Government
 Gazette. amend the Schedule prospectively or retrospectively. Power to 8. The Government may, by , amend
 tively. Schedule. 9. (1) The Government may, by notification in the Tamil Nadu Government Gazette,
 make power to rules to carry out the purposes of this Act. make rules. (2) (a) All rules under this Act shall be
 published in the Tamil Nadu Government Gazette and unless they are expressed to come into force on a
 particular day, shall come into force on the day on which they are so published. (b) All notifications
 issued under this Act shall, unless they are expressed to come into force on a particular day, come into
 force on the date on which they are published. (3) Every rule, or order made or notification issued under
 this Act shall, as soon as possible after it is made or issued, be placed on the table of the Legislative
 Assembly, and if before the next session, the Legislative Assembly agrees to extend the validity of
 the rule or order or notification, it shall be placed on the table of the Legislative Assembly. 10. The
 validity of anything previously done under that rule or order or 56 TAMIL NADU GOVERNMENT
 GAZEITE EXTRAORDINARY Serial number. (1) I 2 3 4 Zone. (2) zone I Zone II Zone III zone THE .
 [See sections 3 (1) and 8.1 Taluk. (3) Pollachi, Udumalpet, Palladam and Tirappur in Coimbatore district
 and Kangayam and Dharmapuram in Periyar district. Do. Do. (By order of the Governor), land (4) 86,1 52
 .9 MUNBA.MAN, Secretary to Land Department. ROOTED AND POWERED BY THE TAMIL NADU GOVERNMENT
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