Thirteenth Kerala Legislative Assembly
Bill No. 65

# THE KERALA IRRIGATION AND WATER CONSERVATION (AMENDMENT) BILL, 2011

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further to amend the Kerala Irrigation and Water Conservation Act, 2003.

Preamble.—Whereas, it is expedient further to amend the Kerala Irrigation and Water Conservation Act, 2003 (31 of 2003) for the purposes hereinafter appearing;

BE it enacted in the Sixty-second Year of the Republic of India, as follows:—

- 1. Short title and commencement.—(1) This Act may be called the Kerala Irrigation and Water Conservation (Amendment) Act, 2011.
  - (2) It shall come into force at once.
- 2. Amendment of section 58.—In sub-section (1) of section 58 of the Kerala Irrigation and Water Conservation Act, 2003 (31 of 2003) after clause (j), the following clause shall be inserted namely:—
- "(k) A Police Officer not below the rank of an Inspector General of Police to be nominated by the Government".

#### STATEMENT OF OBJECTS AND REASONS

The Kerala Dam Safety Authority in its 15th meeting proposed the Government to include a Police Officer not below the rank of an Inspector General of Police as member in the Kerala Dam Safety Authority by considering 1384/2011.

the increased threat on the safety of Dams. Government have accepted the proposal and decided to make provision in the Kerala Irrigation and Water Conservation Act, 2003 (31 of 2003) to nominate a Police Officer not below the rank of an Inspector General of Police as a member in the Kerala Dam Safety Authority, by amending sub-section (1) of section 58 of the said Act.

2. The Bill seeks to achieve the above object.

#### FINANCIAL MEMORANDUM

Clause 2 of the Bill provides for the nomination of a Police Officer not below the rank of an Inspector General of Police as a member of the Dam Safety Authority. Expenditure on account of Travelling Allowance, or Dearness Allowance, sitting fee will be required in the case of inclusion of a new member i.e., an Inspector General of Police to the Kerala Dam Safety Authority. The Bill, if enacted and brought into operation would involve expenditure from the Consolidated Fund of the State. Though the expenditure can be considered as nominal the actual expenditure that may have to be incurred on this account cannot be estimated with any reasonable degree of accuracy at this stage.

P. J. JOSEPH

### EXTRACT OF THE KERALA IRRIGATION AND WATER CONSERVATION ACT, 2003 (ACT 31 OF 2003)

- 58. *Composition of the Authority*.—(1) The authority shall consist of the following members, namely:—
  - (a) a retired judge of the High Court who shall be the Chairman of the authority;
  - (b) the Secretary to Government, Water Resources Department; ex-officio;
  - (c) the Chief Engineer, Investigation and Design and two other Chief Engineers of the Water Resources Department to be nominated by the Government; ex-officio;
  - (d) the Chief Engineer, Central Water Commission, nominated by the Government;
  - (e) the Chief Engineer (Civil), The Kerala State Electricity Board;
  - (f) the Chairman, Kerala State Pollution Control Board; ex-officio;
  - (g) two experts in the field of conservation of Water Resources and Dams to be nominated by the Government;
  - (h) an eminent geologist, nominated by the Government;
  - (i) the Director of Centre for Earth Science Studies (CESS); ex-officio;
  - (j) the Principal, Chief Conservator of Forests; ex-officio.
- (2) The Chief Engineer, Investigation and Design shall be the Member Secretary of the Authority.
- (3) The term of office and other conditions of service of the members shall be such as may be prescribed.