

Fifteenth Kerala Legislative Assembly
Bill No. 285

**THE KERALA WATER SUPPLY AND SEWERAGE
(AMENDMENT) BILL, 2025**

(Given Notice By DR. N. Jayaraj, M.L.A.)

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Kerala Legislature Secretariat
2025

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BILL

to amend the Kerala Water Supply and Sewerage Act, 1986.

Preamble.—WHEREAS, it is expedient further to amend the Kerala Water Supply and Sewerage Act, 1986 for the purposes hereinafter appearing;

BE it enacted in the Seventy-sixth Year of the Republic of India, as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Kerala Water Supply and Sewerage (Amendment) Act, 2025.

(2) It shall come into force at once.

2. *Amendment of section 2.*—In the Kerala Water Supply and Sewerage Act, 1986 (14 of 1986) (hereinafter referred to as the principal Act), in section 2, after clause (i), the following clause shall be inserted, namely:—

"(ia) "Bulk user" means any user, public or private, residential, institutional or commercial, having an average water use exceeding five thousand litres per day."

3. *Insertion of new section 50 A.*—After section 50 of the principal Act, the following section shall be inserted, namely:—

"50 A. *Treatment of waste water.*—Recycling of waste water before its release shall be ensured by every bulk user of water following the standards set out for that by the State Pollution Control Board. Any failure on the part of the bulk consumer in setting up sewage treatment facility shall attract penalty as may be prescribed."

STATEMENT OF OBJECTS AND REASONS

The quantity of water used by hotels, hospitals, educational institutions, companies, markets etc. is very high. The amount of waste water from such places are also enormous. However, there is no distinction made between bigger consumers from medium or smaller ones. Hence the users of water in high proportions are to be brought under the term "bulk consumers" and their daily consumption rate in terms of quantity needs to be defined.

2. Also, the National Green Tribunal has directed several States to emphasize on recycling or reuse of waste water by bulk consumers. It is therefore imperative for every bulk consumer to set up water treatment facilities within their precincts to ensure reuse of waste water.

3. The Bill is intended to achieve the above objects.

FINANCIAL MEMORANDUM

The Bill, if enacted and brought into operation, would not involve any recurring or non-recurring additional expenditure from the Consolidated Fund of the State.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Section 50 A proposed to be inserted in the principal Act by clause 3 of the Bill empowers the Government to fix the penalty for the non-setting up of sewage treatment facility.

2. The matters in respect of which notifications may be issued are of routine or administrative in nature. Further such notifications are subject to the scrutiny of the Legislative Assembly. The delegation of legislative power is therefore of a normal character.

DR. N. JAYARAJ

EXTRACT FROM THE RELEVANT PORTIONS OF THE
KERALA WATER SUPPLY AND SEWERAGE ACT, 1986
(14 of 1986)

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2. *Definitions.*—In this Act, unless the context otherwise requires,—

(i) "Authority" means the Kerala Water Authority constituted under section 3;

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50. *Prohibition of construction of buildings, etc., over sewer.*—(1) No person shall without the permission of the Authority construct any private street, building, wall, fence or other structure on any sewer of the Authority.

(2) If any private street is constructed or any building, wall or fence or structure erected in any sewer as aforesaid without the written permission of the Authority, the Authority may remove or otherwise deal with the same as it thinks fit.

(3) The expenses incurred by the Authority in so doing shall be paid by the owner of the private street or of the building, fence, wall or other structure or as the case may be, by the person offending and shall be recoverable as an arrear of charges payable under this Act.

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