

# THE BRAHMAPUTRA BOARD ACT, 1980

(46 OF 1980)

## DATE OF OPERATION OF THE ACT.

G.S.R 677(E) dated the 28<sup>th</sup> December 1981-In exercise of the powers conferred by sub-section (2) of section 1 of the Brahmaputra Board Act, 1980 (46 of 1980), the Central Government hereby appoints the 31<sup>st</sup> day of December 1981, as the date on which the said Act shall come into force.

(Ministry of Irrigation No. 1 /81-BC.)

(Gazette of India, Extraordinary, 1981, part II, Section 3(I), page 1960)

### Establishment of Brahmaputra Board

1 S.O. 926(E), dated the 28<sup>th</sup> December, 1981-In exercise of the powers conferred by sub-sections (1) and (3) Of section 4 of the Brahmaputra Board Act, 1980 (46 of 1980), the Central Government hereby establishes with effect from 31<sup>st</sup> day of December, 1981, 1 Board to be called the Brahmaputra Board, consisting of the following members, namely :-

Appointed under clause (a) of subsection (3) Of section 4.

Presently	Shri A.N. Malbotra, Engineer-n-Chief, Haryana	Chairman
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Presently	Shri H. Gohain Secretary Flood Control Department Government of Assam	Vice-Chairman
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Appointed under clause (b) of subsection (3) Of section 4.

Presently	Shri S.N. Phukan, Chief Engineer, Assam State Electricity Board	General Manager
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Appointed under clause (c) of subsection (3) Of section 4.

Secretary, Government of Assam Flood Control Department	To represent the Government of Assam	Member
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<sup>1</sup> Changes if any, made after the initial establishment of the Board not indicated here.

Shri H.E. Roy, Chief Engineer, Public Works Department Meghalaya	To represent the Government of Meghalaya	Member
Shri R. Kevichusa Joint Director, Agriculture Engineer Government of Ngaland	To represent the Government of Ngaland	Member
Shri L. Gourachandra Sharma, Additional Chief Engineer, Irrigation and Flood Control, Government of Manipur	To represent the Government of Manipur	Member
Shri S.K. Roy, Chief Engineer, Irrigation and Flood Control Department of Tripura	To represent the Government of Tripura	Member
Shri T. Ringu Commissioner and Secretary, Engineering, Government of Arunchal Pradesh.	To represent the Government of Arunchal Pradesh.	Member
Shri H.N. Sachdeva, Chief Engineer, Public Works Department Mizoram	To represent the Government of Mizoram	Member
Dr. B.D. Sharma, Planning Adviser, North-Eastern Council	To represent the North-Eastern Council	Member
Appointed under clause (d) of subsection (3) of section 4. Joint Secretary (Forest and Soil Conservation), Minis	To represent the Ministry of Agriculture	Member
Joint secretary (Indus) Ministry of Irrigation	To represent the Ministry of Irrigation	Member
Financial Adviser Ministry of Irrigation	To represent the Ministry of Finance	Member

Shri A.N. Singh, Mamber (HE), Central Electricity Authority and Ex officio Additional Secretary, Ministry of Energy	To represent the Ministry of Energy Department of power	Member
Shri A. Ananthakrishanan, Chief Engineer-cum Administrator, IWT Directorate, Ministry of Shipping and Transport.	To represent the Ministry of Shipping and Transport	Member
Appointed under clause (d) of subsection (3) Of section 4. Member (Floods), Central Water Commission	To represent the Central Water Commission	Member
Shri G.N. Rao, Chief Engineer Central Electricity Authority	To represent the Central Electricity Authority	Member
Director Engineering, Geology division Geology Survey of India, Nowgrim Hills, Shillong	To represent the Geology Survey of India	Member
Dr.P.K.Das Director general of Meteorology	To represent the Indian Meteorology Department.	Member

(Ministry of Irrigation No. 1.81 BC.)

(Gazette of India Extraordinary, 1981 Part II, Section 3(i) Page 1600)

## **DEMARCATING THE LIMITS OF BRAHMAPUTRA VALLEY FOR THE PURPOSES OF THE ACT**

S. O. 1926 dated the 28<sup>th</sup> April, 1982 –In exercise of the powers conferred subsection (I) of section 11 of the Brahmaputra Board Act. 1980 (46 of 1980) the Central Government hereby demarcates for the purposes of the Act, the limits of the Brahmaputra valley as outlined in the map' annexed hereto.

(Ministry of Irrigation F.No. 30/14/82- F.C.)

(Gazette of India 1982 Part II, Section 3(i) Page 2114)

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See Infra

See Supra

Published in the Gazette of India, Extraordinary, 1981, Part –II Section 3 (i) , Page 1554

**ARD**

' sub-  
section (2) of section 11 of the Brahmaputra Board Act. 1980 (46 of 1980) the Central Government after consultation with the State Governments of Assam, Meghalaya , Nagaland, Manipur, Tripura Arunachal Pradesh and Mizoram hereby specifies that the Brahmaputra Boead shall perform all its functions and exercise all its powers under the said Act within all the Brahmaputra Valley, the limits whereof have been demarcated refer this Ministry's Notification No. S.O. 1926 dated the 28<sup>th</sup> April, 1982.

(Ministry of Irrigation F. No. 30/14/82-F.C.)

(Gazette of 1982 Part II, Section 3(i) Page 217)

### **THE BRAHMAPUTRA BOARD RULES, 1981**

<sup>3</sup>G.S.R. 676(E) dated the 28<sup>th</sup> December 1981 – In exercise of the powers conferred by section 28 of the Brahmaputra Board Act, 1980 (46 of 1980) the central Government hereby makes the followings rules, namely.

Short title the context otherwise requires,

1. "Act" means the Brahmaputra and commencement – (1) These rules may called the Brahmaputra Board Rules, 1981.

(2) They shall come into force on the date of their publication in the official Gazette.

**2. Definitions** – (1) In these rules, unless Board Act, 1980 (46 of 1980)

(a) "North Eastern Council" means the council constituted under section 3 of the North-Eastern Council Act, 1971 (81 of 1971);

(2) All words and expressions used in these rules but not defined the meaning respectively assigned to them in the Act.

**3. Office of the Board** - (1) The office of the Board shall be located at Gauhati Assam.

(2) The Board may set up a liaison office at New Delhi.

**4. Meeting of the Board** – (1) The board shall meetings ordinarily twice a year.

Provided that in case of any urgency, a special meeting of the Board may be summoned at any time by the Chairman.

(2) The meeting of the Board shall be fixed y the Secretary under orders of the Chairman.

2. The notice of the date, time and venue of the meeting shall be served upon every member of the Board at least 21 days before the date fixed for the meeting in the case of normal meetings and 10 clear days in the special meetings.

**5. Agenda** – (1) Under the orders of the chairman, the Secretary shall prepare and circulate to every member at least fifteen days before an ordinary meeting and seven clear days before a special meeting a list of business to be transacted at that meeting with explanatory notes on each item.

2. No business, not included in the agenda shall be transacted without the permission of the Chairman.

3 The review of the progress towards preparation of Master plan and on any project or scheme under execution with the Board shall form an item in the agenda a every meeting of the Board.

**6. Presiding over meetings of the Board** – Every meeting of the Board shall be presided over by the chairman of the Board. Incase a meeting of the Board, duly convened, under the orders of the Chairman cannot be presided over by him for some reason, the meeting shall be presided over by the Vice-Chairman.

**7. Quorum** : (1) Any eleven members shall form a quorum at a meeting of the Board.

(2) If a quorum is not available, the chairman may cancel the meeting or adjourn it and the notice of the date, time and venue of the adjourned meeting of the Board shall be served upon every member of the Board not less than fifteen clear days in case of ordinary meeting and seven clear days in special meeting before the day

fixed for the meeting. There shall be no quorum required for such an adjourned meeting.

(3) A notice will be deemed to be duly served upon any member of the Board, if it is served on him personally or it is served on him personally or it is sent to him by registered post at his official address.

**8. Minutes of the Proceedings of Meetings** – (1) The minutes of proceeding of every meeting shall be prepared by the \*\*\*\* (2) After approval of the minutes by the Chairman, the Secretary shall communicate the decisions of the Board to the members, the Governments of Assam, Nagaland, Manipur and Tripura, Arunachal Pradesh and Mizoram and the North- Eastern Council the Central Government and the Chairman of the Standing Committee set up by the Board under sub-section (8) of section 4 of the Act.

**9. Decisions of the Board.** – All matters brought before any meeting of the Board shall be decided by a majority of votes the members present and voting at the meeting of the Board, and in case of an equality of votes, the Chairman shall have a cond or casting vote.

Provided that where with reference to any matter before the Board the Chairman is satisfied that there is a difference opinion among the members on any question of policy or the rights of any of the Governments of Assam, Meghalaya, Nagaland, Manipur and Tripura, Arunachal Pradesh and Mizoram the Chairman shall refer the matter to the Central Government whose cision there on shall be final.

Provided further that with reference to any financial matter brought before the Board, if the member of the Board presenting the Ministry of Finance has any reservations about the proposal, the Chairman shall refer the matter to the Central Government whose decision there on shall be final.

**Explanation I:** If any member raise in any meeting of the Board a point as to whether a question is a question of policy whether any rights of any one or more of the Governments Assam, Meghalaya, Nagaland, Manipur, Tripura, Arunachal Pradesh and Mizoram are involved in the consideration of a matter before the Board, a decision on the points so raised shall be en by the Chairman.

**Explanation –II** When any member dissents from any decision so given by the Chairman the state Government which represented by that member, may represent

to the Central Government through the Chairman and the decision of the Central Government thereon shall be final.

**10. Delegation of Powers :** The Board may delegate to the general manager such powers as it may consider necessary.

**11. Terms of office of members –** (1) Subject to the provision of section 24 a member other than an ex-officio member shall office for a period not exceeding three years from the date of his appointment.

Provided that, notwithstanding the expiration of the respective period of their appointment such members shall continue hold office until their successors are appointed.

(2) The Chairman, Vice-Chairman, General Manager or the Financial Adviser may resign his office by writing under his \*\* addressed to the Central Government after giving notice of at least three months and subject to such resignation being expected by the Central Government and effective from the date as may be determined by the Central Government.

(3) The Chairman, Vice-Chairman, General manager and the Financial Adviser shall draw such salary as may be determined the Central Government in each case. They will be entitled to traveling allowance and house rent allowance as may be determined by the Board with the approval of the Central Government .

Their other terms and conditions of service will, in case they are Government servants, be such as are applicable to the Central Government servants of corresponding states.

1[(4) The Chairman, Vice-Chairman, General Manger and the Advise shall be entitled to leave, leave salary and leave travel concession as per Central Government Rules as may be applicable to the government servants of corresponded status. They may also be given medical benefits as any be determined by the Board with the approval of the Central Government .

(5) The pension and leave salary contribution of the Chairman, Vice –Chairman, General Manager and the Financial Adviser if on deputation to the Board shall be paid by the board to the respective State Governments, central Government, or other Indian authorities.

(6) The chairman, Vice-Chairman, General Manger and the Financial Adviser who are not Government servants will I entitled to the benefit of Contributory provident Fund of the Board.

Provided that the benefit of Contributory Provident fund of the Board shall not be admissible to such persons who has been re-employed and are in receipt of any retirement benefit from the Government in the from of pension or Contribution Provident Fund. They may, however, be permitted to join the Contributory Provident Fund and contribute to it but shall has been eligible for the Boards contribution.

**12. Powers and duties of Chairman** – The Chairman shall be in overall charge of the Board and shall be wholly responsible for its efficient working. He will in addition, discharge such powers and duties as may be delegated to him by the Board.

**13. Power and duties of Vice-Chairman-** In the absence of the Chairman, the Vice –Chairman shall preside over the meeting of the Board. He shall exercise such of those powers and duties of the Chairman as many be delegated to him by the Chairman and also perform such other functions as may be decided by the Chairman.

**14. Functions and duties of General Manager** – (1) The General Manger, as the Chief Executive Authority of the Board shall be responsible \*\* the proper administration of the affairs of the Board. He shall prescribe and assign the duties of all office and staff of the Board who are ordinates to him and shall exercise such supervision and disciplinary control as may be necessary and shall co-ordinate the activities of various units under the Board.

(2) The general Manger shall also exercise and discharge such of the powers and duties of the chairman, as may be deleg to him by the Chairman and as may be determined by regulations.

(3) The General Managers shall also exercise and duties as hereafter prescribed under rule 16 in ma pertaining to budget and allocation or reappropriation of grants.

**15 Functions and duties of Financial Adviser** – (1) The Financial Adviser shall be under the administrative control Board.

(2) The Financial Adviser shall advise the Board on all matters relating to revenue and expenditure. He shall have the to refer to the Board any matter which in his opinion ought to be brought to its notice.

(3) The Financial Adviser shall be responsible for the maintenance of the accounts of the Board and conduct internal audit these accounts.

(4) The Financial Adviser shall also exercise such power and duties as are herein after prescribed in rule 16 in matters training to the budget.

**16. Budget** - (1) The Board shall in each year, prepare budget estimates for the ensuring financial year and the revised estimates the current year showing the estimated expenditure and shall submit it to the Central Government by 15<sup>th</sup> October, each \*\*\*\*\*r. The revised budget when sanctioned shall supersede the original budget and shall be deemed to be the sanctioned budget the year.

(2) No expenditure shall be incurred until the budget is sanctioned by the Central Government and the expenditure has\*\*\*\*\* the sanction of the competent authorities.

(3) The budget shall be prepared in accordance with such instructions as may be issued from time to time and be in such \*\*\*\*\* as the Central Government may direct.

The budget statement shall contain following items:

(i) the estimate opening balance;

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<sup>1</sup>Substituted by G.S.R. 813 , dated 2-9-82.

(ii) the estimated receipts referred to in sub-section (1) of section 19 of the Act;  
and

(iii) the estimated expenditure classified under the following heads and sub-heads as the Central Government may direct, namely:

**Heads -**

(a) Administration;

(b) Surveys and investigation and preparation of Master Plan;

(c) Collection of hydrological and other data and statistics;

(d) Multi-purpose river projects - construction;

(e) Multi-purpose river project - operation and maintenance;

(f) Any other work to be taken up by the Board under sub-section (2) of section 13 of the Act;

(g) Other activities

**Sub Heads -**

(a) Salaries;

(b) Wages;

(c) Travel expenses;

(d) Office expenses;

(e) Payments for professional and special service;

(f) Rent, rates and taxes;

(g) Publications;

(h) Major works;

(i) Minor works;

(j) Machinery and equipment;

(k) Maintenance;

(l) Suspense; and

(m) Other charges;

(4) Supplementary estimates of expenditure, if any, shall be submitted to the Central Government in such form and such dates as may be directed by it in this behalf.

(5) the General manager shall prepare the budget proposals for all the units of the Board in consultation with the Finance Adviser. The budget proposal so prepared by the General Manager along with the comments of the Financial Adviser, if any and the replies of the General manager, thereto shall be placed by the Secretary before the Board for its approval.

**17 Accounts** - (1) Contributions of the Central Government and the State Governments to the Board shall be credited the Brahmaputra Board Fund created under sub-section (1) of section 19 of the Act and expenditure of the Board shall be \*\*\*\*\* from the said Fund.

(2) The forms for compilation of accounts by the Board and its various units shall be prepared by the Financial Adviser and approved by the Board in consultation with the comptroller and Auditor General of India.

(3) The accounts of the Board shall be maintained in accordance with the general principles of classifications, as applicable to Government transaction.

The Board shall maintain accounts of all receipts and expenditure relating to each year and maintain records in such a \*\*\*\*\*as to prepare annually the receipts and payment accounts and income and expenditure account and the balance sheet. These accounts shall be approved by the Board and audited by the Comptroller and Auditor General of India.

(4) The annual accounts of the Board along with the Auditor's report thereon as provided in section 22 of the Act shall be submitted annually to the Central Government within six months of the closure of the financial year for being laid on the tables of both Houses of Parliament.

**18. Annual Report -** (1) The Board shall prepare its Annual Report within six months of the end of financial year forward it to the Central Government for being laid before each House of Parliament.

(2) The Annual Report shall give a full account of the activities of the Board during the previous year and shall include the audit the accounts of the year and the Report of the Comptroller and Auditor General of India thereon and the Board shall forward copies \*\*\*\*\* to the Central Government. The Central Government shall cause the same to be laid before each House of Parliament.

(3) Printed copies of the Annual Report shall be made available to the Central Government and the Governments of Assam, Meghalaya, Nagaland, Manipur and Tripura, Arunachal Pradesh, Mizoram and North-Eastern Council immediately after the Annual Report is laid before each House of Parliament.

1[(4) The Annual Report shall be prepared in the format given in Annexure 'A' annexed to these Rules]

**19. Powers to enter -** Any officer now below the rank of Overseer/Junior Engineer of the Board, generally or specially \*\*\*\*\* by the Board in this behalf may, at all reasonable times, enter upon any land or premises and there do such things as may be reasonable necessary for the purpose of lawfully carrying out any of its works or of

making any survey, examination or investigation, preliminary or incidental to the exercise of power or the performance of the functions by the Board, under this Act;

Provided that no such officer shall enter in any building or any enclosed court or garden attached to a dwelling house unless \*\*\*\*\* the consent of the occupier thereof without previously giving such occupier at least seven days notice in writing of his intention to do so.

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<sup>1</sup> [Inserted by G.S.R. 561(E), dated 4-7-1983

# **SUBORDINATE LEGISLATION UNDER THE BRAHMAPUTRA BOARD**

**ACT., 1980**

**(ANNEXURE 'A')**

**(Se Rule 18)**

**(Format of Annual Report)**

Chapter I- General : Brahmaputra valley and its flood problems; establishment of Board's office, giving the list of the members of the Board, number of Board's meetings held and organizational set-up of the Board.

Chapter II- General Review : Administration and Organisation ; Finance Accounts and Audit, Review of progress of works.

Chapter III- Review of progress in preparation of Master Plan, Surveys and Investigations; execution, maintenance and operation of multipurpose dams and other works; drawing up of standards and specifications for construction, operation and maintenance of dams; phased programme for construction by state governments of all dams and other project/ schemes incorporated in Master Plan.

Chapter IV- Meeting of the Brahmaputra Board/ Committees and important decisions taken.

Chapter V- Appendices;

(i) Showing organizational set-up of the Brahmaputra Board.

Note : More appendices may be incorporated as required.

Chapter VI- Accounts

(i) Statement of Accounts

(ii) Explanatory note on the Statement of Accounts.

(iii) Audit report on the Accounts of the Brahmaputra Board for the year

(iv) Audit certificate

(v) Errata.

(Ministry of Irrigation, File No.12/81-B.C)

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<sup>1</sup>(Inserted by G.S.R.561 (E) dated 4-7-1983  
Irrigation /83-1

**EXTRACT FROM THE GAZETTE OF INDIA : PART - ii, SEC. 3 SUB. SEC-(I)**  
**Appearing on page No. 735-736**  
**Dated 12-4-86**  
**MINISTRY OF WATER RESOURCES**

New Delhi, the 17<sup>th</sup> March 1986

G.S.R. 278 - In exercise of the powers conferred by clause (a) of sub-section (2) of section 29 read with sub-section (6) of section 4 of the Brahmaputra Board Act, 1980 (46 of 1980) and with previous approval of the Central Government, the Brahmaputra Board hereby makes the following regulation, naemely:

1. Short title and commencement (1) These regulations may be called the Brahmaputra Board (Association of any person or organisation or its representative to assist or advise the Board) Regulations, 1986.

(2) They shall come into force on the date of their publication in the Official Gazette.

1. Definitions - (1) In these regulations, unless the context otherwise requires,

(a) "Act" means the Brahmaputra Board Act, 1980 (46 of 1980).

(b) "Regulations" means the Regulation made under Section 29 of the Act.

(c) "Chairman" means the Chairman of the Brahmaputra Board.

(d) "Secretary" means the Secretary of the Brahmaputra Board.

(2) All words and expressions used in these regulations but no defined shall have the meaning respectively assigned to them in Act.

3. Association of person or organisation - The Board may associate or consult any person or expert or an organisation or agency or its representative such as Central Water Commission, Central Electricity Authority, Survey of India, Central Water and Power Research Station, Central Soil and Materials Research Station, Department of Environment, Ministry of Science and Technology or such other Government Bodies and/or other agencies of any discipline such as River Mechanics and River Morphology, Hydrology, Meteorology, Navigation, Hydro-Power Generation, Power transmission, socio-economics, Geology, Seismology Ecology, remote sensing etc. and Financial and administrative management etc. when it is considered necessary that the participation of such a person or an organisation or its representative for study or examination or advice in matters that would contribute in initiating, expediting or improving the performance of the responsibilities and functions assigned to the Board under the Act.

4. Request to permission - Where the need to associate such a person of organisation or its representative is approved by the Chairman a request to this effect shall be made by the Secretary in writing to the head of the Organisation to permit the representative of the organisation to associate with the work of the Board.

5. Conditions of participation - Such a person or organisation or its representative may, if necessary, be invited to the meeting of the Board when the specific item relevant to the purpose for which his association is sought is under discussion before the Board and such a person shall be entitled to associate to the limited extent of participating in the discussions on the relevant item only and shall not be entitled to vote.

6. Remuneration or allowances - The person or organisation or its representative would be entitled to remuneration or allowance as may be prescribed by the Board.

[No. 30/11/82-FC]  
K.U. TIRTHANI, Dy. Secy.

EXTRACT FROM THE GAZETTE OF INDIA : PART - ii, SEC. 3 SUB. SEC-(I)

Appearing on page No. 264-265

Dated 28-1-1990

MINISTRY OF WATER RESOURCES

NOTIFICATION

New Delhi, the 24<sup>th</sup> October, 1988

G.S.R-58 In exercise of the power conferred by clause (j) of sub-section 28 read with section 23 of the Brahmaputra Board Act, 1980 (46 of 1980), the Central Government hereby makes the following rules, namely:-

1. Short title and commencement -1) These rules may be called the Brahmaputra Board (Resolving of Disputes with States) Rules, 1988.

2. Definition :-1) In these rules, unless the context otherwise requires:

a) "Act" means the Brahmaputra Board Act, 1980 (46 of 1980)

b) " Board" means the Brahmaputra Board established under section 4 of the Act;

c) "Dispute" means any dispute that arise any or may have arisen between the Board and any State Government regarding any matter covered by the Act.

d) "Parties to the dispute" means the Board and one or more State Governments with whom the dispute may or may have arisen.

2) The word and expressions used and not defined but defined in the Act shall have the meaning respectively assigned to them in the Act.

3) Resolving of disputes by negotiations: On receipt of a reference regarding a dispute the Central Government shall call a meeting of the representatives of the concerned State Government(s) and or the Chairman/Vice-Chairman, Brahmaputra Board and shall endeavour to resolve the disputes through negotiation to resolve the dispute through negotiations.

4) Resolving of disputes by conciliation :- I) The Central Government may refer the disputes for conciliation to the Chairman, Central Water Commission, who shall try to conciliate the dispute and shall take all such steps, as he may deem fit, for purposes of enabling the parties to the disputes to come a settlement.

(2) The Conciliator shall complete the task assigned to him within six month from the date for the first meeting but the Central Government may grant suitable extension of time upto a period of six months if a request in that behalf is made by either the Conciliator or any of the parties to the dispute.

5) Resolving of disputes by appointing Arbitrator, 1) Notwithstanding anything contained in rules 3 or 4, if the Central Government considers whether before initiating action for resolving the dispute by negotiation, or at any stage after initiating such action that the dispute is of such a nature that it is necessary or expedient to refer it to arbitration, it shall request the Chief Justice of India for appointment of an Arbitration under sub-section (3) of section 23 of the Act for the settlement of this dispute.

2) The terms and conditions of appointment of the Arbitrator under sub-rule (1) shall be such as may be determined by Central Government in consultation with the Chief Justice of India.

3) After the Arbitrator is appointed by the Chief Justice of India under sub-rule (1) The Central Government shall refer the dispute to the Arbitrator in self contained note containing

inter alia, the following information:

- a) The Parties to the dispute
- b) Specific matter of matters in dispute with full details thereof
- c) Any other matter connected with of relevant to the dispute;
- d) Efforts, if any made by the parties to the disputes themselves or by the central Government through the negotiations and or conciliation as under rules 3 and 4 to settle the matter in dispute, and
- e) The views of the aggrieved party/parties on the matter of matters in dispute.

[No. 30/12/82 FC]

Lakshmi Chand Jt. Secy.

EXTRACT FROM THE GAZETTE OF INDIA : PART - ii, SEC. 3 SUB. SEC-(I)

Appearing on page No. 1972-1973

Dated 20-11-1993

MINISTRY OF WATER RESOURCES

(E.R. Wing)

New Delhi, the 2<sup>nd</sup> November, 1993

NOTIFICATION

G.S.R. 565- In exercise of the powers conferred by section 29 of the Brahmaputra Board Act, 1980 (46 of 1980) read with rules 10,14 and 16 of the Brahmaputra Board, with the previous approval of the Central Government, hereby makes the following regulation namely.

1. Short title and commencement (1) These regulations may be called the Brahmaputra Board ( Powers and Duties of the General Manager) Regulations. 1993.

(2) They shall come into force on the date of their publication in official Gazette.

2. Definition –(1) In these regulations unless the context otherwise requires -

(b) “Act” means the Brahmaputra Board Act. 1980 (46 of 1980),

(c) “Chairman “means the Chairman of the Brahmaputra Board.

(2) The words and expressions used in these regulations but not defined shall have the same respectively as assigned to them in the Act.

3. Responsibilities of the General manager. The General Manager shall.-

(1) be responsible to the Chairman for general administration of the Brahmaputra Board;

(2) help and assist the Audit Officers in enforcing the rules framed under the Act for disbursement of money, receipt of revenue , custody for stores, upkeep and regular submission

of accounts to the Board.

- (3) Subject to overall control by the Board exercise general supervision of all activities of the Board as assigned to it by the Chairman, and shall apprise the progress of works to the Board through the Chairman from time to time.
- (4) Subject to the provisions of rule 16 of the Brahmaputra Board Rules, 1981, be responsible to administer the grant of proper disbursement of budgetary provisions to various units of the Board and oversee the progress of expenditure and see that the grant is properly utilized in conformity with provisions of the Brahmaputra Board Rules, 1981.
- (5) Exercise full technical and supervisory control over the Chief Engineers and all other officers subordinate to him in his officers;
- (6) Exercise such of the power, including financial and disciplinary powers delegated to him by the Board from time to time.
- (7) Recommend in writing to the Chairman for transfer and posting of Chief Engineers, Deputy Chief Engineers, Superintending Engineers as may be found necessary in the interest of working of the Board.
- (8) Exercise powers of transfer and posting of Group "A" employees upto the level of executive Engineers in the interest of working of the Board; and
- (9) Exercise powers of transfer and posting for Group "B", "C" and "D" employees in the interest of working of the Board.

(No. 23/17/90JRC/ER/1635)  
HARBHAGWAN KHERWANI, Under Secy

EXTRACT FROM THE GAZETTE OF INDIA : PART - ii, SEC. 3 SUB. SEC-(I)

Appearing on page No. 583-584

Dated 2-3-96

MINISTRY OF WATER RESOURCES

(ER Wing)

New Delhi, the 16<sup>th</sup> February, 1996

G.S.R. 112 - In exercise of the powers conferred by sub-section (2) of Section 28 of the Brahmaputra board Act. 1980 (46 of 1980), the Central Government hereby makes the following rules, namely -

1. Short title and commencement - (1) These rules may be called the Brahmaputra Board (Standing Committee Rules. 1996)
- (2) They shall come into force on the date of their publication in the Official Gazette.
2. Definition - In these rules, unless the context otherwise requires:
  - (a) "Act" means the Brahmaputra Act, 1980 (46 of 1980);
  - (b) "Board" means the Brahmaputra Board established under Section 4 of the Act.;
  - (c) "Master Plan" means Master Plans prepared by Brahmaputra Board;

- (d) "Chairman" means the Chairman of the Brahmaputra Board;
- (e) "Vice-Chairman" means the Vice-Chairman of the Brahmaputra Board;
- (f) "General Manager" means the General Manager of the Board;
- (g) "Financial Adviser" means the Financial Adviser to the Board;
- (h) "Member" means Member, Central Water Commission;
- (i) "Secretary to the Government of Assam" means the Secretary to the Government of Assam, Flood Control Department.

3. All words and expressions used in these rules but not defined shall have the meaning respectively assigned to them in the Act.

4. Composition of the Standing Committee - The Standing Committee shall consist of:

1. Chairman/Vice Chairman of the Board - Chairman.
2. Member, Central Water Commission - Member
3. Financial Adviser - Member
4. Secretary to the Government of Assam - Member
5. General Manager - Member

(Convener)

5. Duties, powers and functions of the Standing Committee - The Standing Committee shall -

- (a) Examine the annual Action Plan of the proposed survey and investigations prepared by the Board vis-à-vis budget allocation for every financial year and advice the Board to take action appropriately.
- (b) Advise Board on various investigations and studies to be taken up for the preparation of Master Plan, Multipurpose Project, Drainage Development Schemes and other works as decided by the Board.
- (c) Decide the priority works to be taken up by the Brahmaputra Board under the framework of the Board.
- (d) Indicate time-frame for such studies, investigations or works as referred to in (b) and (c) above.
- (e) Decisions/approval of the Standing Committee shall be placed before the Board in its immediate next meeting for its ratification.
- (f) Exercise financial power and delegate financial powers to the various executive functionaries in the field offices of the Board for carrying out their day-to-day activity.

[No. 23/4/95-ER]

HARBHAGWAN KHETWANI, Under Secy.