PUNJAB GOVT. GAZ. (EXTRA), NOVEMBER 11, 2014
(KRTK 20, 1936 SAKA)

PART II

GOVERNMENT OF PUNJAB
DEPARTMENT OF LEGAL AND LEGISLATIVE AFFAIRS, PUNJAB

NOTIFICATION

The 11th November, 2014

No. 34-Leg./2014.-The following Ordinance of the Governor of Punjab promulgated under clause (1) of article 213 of the Constitution of India on the 8th Day of November, 2014, is hereby published for general information:-

THE NORTHERN INDIA CANAL AND DRAINAGE (AMENDMENT) ORDINANCE, 2014
(Punjab Ordinance No. 3 of 2014)

AN ORDINANCE

further to amend the Northern India Canal and Drainage Act, 1873.

Promulgated by the Governor of Punjab in the Sixty-fifth Year of the Republic of India.

Whereas the Legislative Assembly of the State of Punjab is not in session and the Governor is satisfied that circumstances exist, which render it necessary for him to take immediate action;

Now, therefore, in exercise of the powers conferred by clause (1) of article 213 of the Constitution of India, the Governor of Punjab is pleased to promulgate the following Ordinance, namely:-

1. (1) This Ordinance may be called the Northern India Canal and Drainage (Amendment) Ordinance, 2014.

(2) It shall come into force on and with effect from the date of its publication in the Official Gazette.

2. In the Northern India Canal and Drainage Act, 1873 (hereinafter referred to as the principal Act), for section 36, the following section shall be substituted, namely:-

"36. The State Government may levy a water cess on the occupiers Levy of water cess
for Maintenance and Development of Irrigation Infrastructure.

for the purposes of the rate to be determined by the State Government from time to time and such occupiers,
as accept the water, shall pay for water cess accordingly. Such water cess shall be payable within such time and in such manner, as may be prescribed. The water cess so collected, shall be used by the State Government for maintenance and development of irrigation infrastructure.

The rules hereinbefore referred to may prescribe and determine what persons or classes of persons are to be deemed to be occupiers for the purposes of this section and may also determine the several liabilities, in respect of the payment of water cess of tenants and of persons to whom tenants may have sublet their lands or of proprietors and of persons to whom proprietors may have let the lands held by them in cultivating occupancy.

3. In the principal Act, sections 37, 38 and 39 shall be omitted.

Amendment of section 44 of Punjab Act VIII of 1873.

4. In the principal Act, in section 44,-

(i) for the existing heading, the following heading shall be substituted, namely:-

"Water-cess by whom payable when charged on land held by several owners."

(ii) in the first line, for the words and sign "water-rate", the words and sign "water-cess" shall be substituted.

SHIVRAJ V. PATIL,
Governor of Punjab.

H.P.S. MAHAL,
Secretary to Government of Punjab,
Department of Legal and Legislative Affairs.

620/11-2014/Govt. Press, S.A.S. Nagar