

318/1991 Coll.
THE ACT
of the Slovak National Council
from the 9th July 1991
on state water management fund of the Slovak Republic

Amendment: 58/1995 Coll.

Amendment: 304/1995 Coll.

The Slovak National Council resulted in this Act:

Article 1

State water management fund of the Slovak Republic (hereafter “the fund”) is being established. 1)

1) the Art. 23 par. 1 of the Act of the Slovak national Council No.
592/1990 Coll. on Budget Principles of the Slovak Republic.

Article 2

(1) The fund is being administered by the Ministry of Forest and Water Management of the Slovak Republic (hereafter “the Ministry”), and the Minister of Forest and Water management of the Slovak Republic (hereafter “Minister”) is responsible for administering its funds.

(2) The fund is other state organisation; 2) it may acquire rights and obligations on behalf of its name.

(3) The director is in the head of the fund, and he is being appointed and abrogated by the Minister.

(4) The Minister establishes the Fund Council, as his advisory body.

(5) The status of the fund, which is being approved by the Government of the Slovak Republic, will determine the details on the organisation and activity of the fund.

2) the Article 62 subpar. b) of the Economic Code.

Article 3

The sources of the fund are:

- a) subsidies from the state budget of the Slovak Republic for development investments, as well as other needs, related with the activity of the water management businesses,
- b) loans from finance institutions,
- c) interests from the funds of the fund,
- d) revenues from the fund activity,
- e) revenues from penalties for the applicants in the cases, unless the funds from the fund were used according to given conditions,
- f) gifts and contributions from natural persons and legal entities,
- g) compensations for the withdrawal of underground waters,
- h) other sources, established by special provisions.

Article 4

(1) The funds from the fund may be used for covering:

- a) named development buildings of water management, with the exemption of those buildings, for which the funds, according to special provision, 3)

- are being provided,
- b) hydrogeological exploration,
 - c) the impacts on water management bodies and facilities after emergencies, resulted from natural factors,
 - d) negative economical impacts from limited usage of the water sources, caused by natural factor, accident, rational actions and changes of production program at subscribers,
 - e) the tasks of the development of the science and the technique, of which results will be applied in the water management businesses,
 - f) other needs, related to the activity of the fund and with the activity of water management businesses, unless they are covered from other sources,
 - g) the influences of more costly production of drinking water, related mainly to impaired natural conditions and to the changes in the relations of drinking water supplies for households and for other subscribers.

(2) The funds from the fund may be used for legal entities and for business subjects.

(3) There is no legal right for providing the funds from the fund.

3) The Act of the Slovak National Council No. 122/1991 Coll. on State Environment Fund of the Slovak Republic.

Article 5

(1) The Minister decides on providing the funds from the fund.

(2) The fund explores all the circumstances, necessary for effective decision on effective usage of the funds. The applicants for providing the funds from fund, and subjects, which used these funds, are obliged to provide necessary information for the fund and for the bodies of state water management administration, and enable the access to relevant premises.

(3) The fund controls the usage of provided funds, with co-operation with the bodies of state water management administration.

(4) The funds of the fund may only be used for the purpose, for which they were provided; the applicant is obliged to return unused funds.

(5) If the applicant used the funds disputable to determined or agreed conditions, then he is obliged to return them to the fund, and refund the penalty, according to special provision. 4)

(6) The Ministry will modify the details on the conditions for providing and using the funds from the fund in generally binding legal provision.

4) Art. 16 of the Act of the Slovak National Council No. 592/1990 Coll.

Article 6

The balance of the funds does not lapse, after finance accounting of the relations to the state budget of the Slovak Republic.

Article 7

The provisions on the Administrative Proceedings 5) do not apply to decision, according to the Art. 5 par. 1.

5) The Act No. 71/1967 Coll. on the Administrative Proceedings
(Administrative Proceedings).

Article 8

This Act enters into force on the day of its announcement.

The Act No. 58/1995 Coll. enters into force on the 1st April, 1995.

The Act No. 304/1995 Coll. enters into force on the 1st January, 1996.

F. Mikloško sign manual
J. Čarnogurský sign manual