

NEPAL RECORDER
Year 16, No. 32

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1. Nepal Water Supply Corporation (First Amendment) Act, 1992
2. Natural Calamities (Relief) (Second Amendment) Act, 1992
3. Commercial Bank (Sixth Amendment) Act, 1992

Ministry of Law, Justice and Parliamentary Affairs
Nepal Rajapatra, Vol. 42, No. 35(E), Ashwin 14, 2049 (September 30, 1992).

1. ~~Water Supply Corporation (First Amendment)~~
Act, 1992

Preamble: Whereas it is desirable to amend the 1989 Nepal Water Supply Corporation Act, now therefore, the Parliament has enacted this law in the 21st year of the reign of His Majesty King Birendra Bir Bikram Shah Dev.

1. Short Title and Commencement

1.1 This law may be called the Nepal Water Supply Corporation (First Amendment) Act, 1992.

1.2 It shall come into force at once.

2. Amendment in Section 2 of the 1989 Nepal Water Supply Corporation Act

Sub-Sections 2.1.3 and 2.1.4 of Section 2 of the 1989 Nepal Water Supply Corporation Act (hereinafter called the principal act) have been replaced by the following Sub-Sections 2.1.3 and 2.1.4:

2.1.3 Chairman means the Chairman of the Corporation designated or appointed under Section 11.

2.1.4 Prescribed or as prescribed means prescribed or in the manner prescribed in the rules or bye-rules framed under this act.

3. Amendment in Section 3 of the Principal Act

The term "Town Panchayat", occurring in Sub-Section 3.1 of Section 3 of the Principal act, has been changed to "Municipality".

4. Amendment in Section 8 of the Principal Act

In Section 8 of the principal act:

- (1) Sub-Section 8.1 has been replaced by the following Sub-Section 8.1 ;

8.1 A Board of Directors consisting of the following members has been formed for operating, supervising and managing the functions of the Corporation:

- | | | |
|--------|---|--------------------|
| 8.1.1 | A person designated or appointed by HMG | Chairman |
| 8.1.2 | A representative of the Ministry of Housing and Physical Planning (Gazetted Class I) | Member |
| 8.1.3 | A representative of the Ministry of Finance (Gazetted Class I) | |
| 8.1.4 | A representative of the Ministry of Health (Gazetted Class I, connected with Public Health) | |
| 8.1.5 | Mayor, Kathmandu Municipality | |
| 8.1.6 | One Mayor designated by HMG from among Mayors of other Municipalities where the Corporation has provided its services | |
| 8.1.7 | One person designated by HMG from among consumers who are engaged in the task of protecting the interests of consumers | |
| 8.1.8 | One expert in the field of standard of drinking water designated by HMG | |
| 8.1.9 | One representative of a non-governmental organization designated by HMG from among non-governmental organizations connected with the environment | |
| 8.1.10 | General Manager, Nepal Water Supply Corporation | - Member-Secretary |

- (2) Sub-Section 8.2 has been repealed.

5. Addition of Section 9A in the Principal Act

The following Section 9A has been added after Section 9 of the principal act:

9A. Actions Not To Be Invalid

No action of the Board of Directors shall be invalid simply for the reason that the post of any member of the Board had remained vacant.

6. Amendment in Section 11 of the Principal Act

In Section 11 of the principal act:

- (1) The heading has been amended as follows:

Provisions for Chairman and General Manager.

- (2) Sub-Sections 11.1 and 11.2 have been replaced by the following Sub-Section 11.1 and 11.2:

11.1 HMG may designate or appoint the Chairman of the Corporation.

11.2 HMG shall appoint the General Manager of the Corporation.

7. Amendment in Section 18 of the Principal Act

The following Sub-Section 18.1.11 has been added after Sub-Section 18.1.10 of Section 18 of the principal act:

18.1.11 To supply water, or undertake any construction work which is likely to damage the pipe-line laid for sewerage.

8. Amendment in Section 19 of the Principal Act

The following Sub-Section 19.3 has been added after Sub-Section 19.2 of Section 19 of the Principal act:

19.3 The Corporation may impose a fine of not more than Rs 5,000 on any person who acts in contravention of Sub-Section 18.1.11, and demolish such construction itself, or direct the person who has constructed it to demolish it. In case the Corporation has to demolish such construction itself, it shall recover the demolition expenses from the concerned person.

9. Amendment in Section 22 of the Principal Act

In Section 22 of the principal act:

- (1) The words "rules or" have been added before the words "bye-rules", occurring in Sub-Section 22.1.
- (2) The word "Chairman", occurring in Section 22.2; has been replaced by the words "the Chairman or General Manager."

10. Addition of Section 25A in the Principal Act

The following Section 25A has been added after Section 25 of the principal act:

25A. Power to Frame Rules

HMG may frame necessary rules in order to implement the objective of this act.

2. Natural Calamities (Relief) (Second Amendment) Act, 1992

Preamble: Whereas it is expedient to amend the 1982 Natural Calamities (Relief) Act, now therefore, the Parliament has enacted this law in the 21st year of the reign of His Majesty King Birendra Bir Bikram Shah Dev.

1. Short Title and Commencement

- (1) This act may be called The Natural Calamities (Relief) (Second Amendment) Act, 1992.
- (2) It shall come into force at once.

2. Amendment in Section 2 of the 1982 Natural Calamities (Relief) Act

In Section 2 of the 1982 Natural Calamities (Relief) Act (hereinafter called the principal act):

- (1) Clause (e) has been deleted.
- (2) Clause (g) has been amended as follows:
 - (g) Local Committee means the Local Natural Calamities Relief Committee formed under Section 7.