

2

NATIONAL ASSEMBLY SECRETARIAT

REPORT OF THE STANDING COMMITTEE ON INTERIOR ON THE COMPULSORY SEWAGE WATER MANAGEMENT AND REPROCESSING BILL, 2017

I, Chairman of the Standing Committee on Interior, have the honor to present this report on the Bill to provide for the establishing of an efficient system for sewage water and its reprocessing by the housing societies [The Compulsory Sewage Water Management and Reprocessing Bill, 2017] (Private Member's Bill) referred to the Committee on 7th February, 2017.

2. The Committee consists of the following: -

1) Rana Shamim Ahmad Khan	Chairman
2) Syed Javed Ali Shah	Member
3) Mr. Ghalib Khan	Member
4) Dr. Ibadullah	Member
5) Sheikh Muhammad Akram	Member
6) Syed Iftikhar-ul-Hassan	Member
7) Makhdoomzada Basit Bokhari	Member
8) Mian Shahid Hussain Khan Bhatti	Member
9) Makhdoom Syed Ali Hassan Gillani	Member
10) Ms. Tahmina Daultana	Member
11) Mir Dostain Khan Domki	Member
12) Mr. Nauman Islam Shaikh	Member
13) Mr. Ehsan-ur-Rehman Mazari	Member
14) Nawab Muhammad Yousuf Talpur	Member
15) Mr. Khial Zaman Orakzai	Member
16) Dr. Arif Alvi	Member
17) Kanwar Naveed Jameel	Member
18) Mr. Salman Khan Baloch	Member
19) Ms. Naeema Kishwer Khan	Member
20) Mr. Sher Akber Khan	Member
21) Mr. Ahsan Iqbal, Minister for Interior	Ex-officio Member

3. The Committee considered the Bill in its meetings held on 02-05-2017, 12-05-2017, 19-07-2017 and 29-08-2017. The Committee recommends that the Bill placed at Annex-A may not be passed by the Assembly.

Sd/-

Sd/-

(JAWAD RAFIQUE MALIK)

(RANA SHAMIM AHMAD KHAN)

Secretary

Chairman

Islamabad, the 21 September, 2017

Standing Committee on Interior

[TO BE INTRODUCED IN THE NATIONAL ASSEMBLY]

A
BILL

to provide for the establishment of an efficient system for sewage water and its reprocessing by the housing societies.

WHEREAS it is expedient to have pollution free and clean environment as well as efficient utility of the sewerage and storm water and to make it mandatory for housing societies to establish an efficient Sewerage Water Management and subsequent processing for use in agriculture related industries, thereof;

It is hereby enacted as follows:-

1. Short title, extent and commencement.- (1) This Act may be called Compulsory Sewerage Water Management and Reprocessing Act, 2016.

(2) It shall extend to the Islamabad Capital Territory.

(3) It shall come into force on such date and in such areas, as the Federal Government may, by notification in the Official Gazette, appoint.

2. Definitions.- In this Act:-

a) "Act" means Islamabad Waste and Sewage Management Bill, 2015;

b) "Authority" means the Capital Development Authority constituted under section 4 of the CDA ordinance, 1960, (xxii of 1960)

c) "Committee" means Committee Board, formed under section 4 of the act;

d) "Government" means Federal Government as the Rules of Business may specify;

e) "Housing scheme" means a housing scheme having NOC/registration from CDA;

f) "Processing" means installation of filtration plant which not only suck the water from sewerage lines, but also chemically treat it for further utilization in the agriculture related industries, such as fruit and vegetable farming and cultivation of other products;

g) "Rules" means rules made under this Act;

h) "Sewerage water" means liquid or semi-solid wastes and sludge from sanitary conveniences, kitchens laundries, washing and similar activities and from any sewerage system or sewage disposal works, which cover not only household but also commercial;

(2) The expressions, not defined in section (2), shall have the same meaning as defined in any other relevant law or generally used.

3. Mandatory Sewerage Management System.- (1) Every owner or occupier of house and shop shall install and ensure an efficient sewerage system for the proper drainage of sewage and

storm water and its ultimate disposal in main sewerage lines established by the respective housing scheme;

- (2) The management of all housing societies either in public or private sector shall ensure;
- (i) installation of underground and covered drainage lines for the proper discharge of sewerage water and its ultimate disposal into treatment plants and subsequently in the agriculture forms;
 - (ii) shall establish a filtration and treatment plant to chemically treat the sewage water;
 - (iii) shall ensure the proper flow of storm water into the drainage systems to avoid the occurrence of marshy places on roads as well as on green belt and playground areas; and
 - (iv) shall for the management of concerned housing societies to ensure the proper compliance of sub-section (1) of this section.

Housing Societies:-

4. (1) It shall be mandatory for all housing societies to establish an efficient underground drainage and sewage water treatment system before selling the residential and commercial plots in its vicinity.

(2) No housing society would be entitled to apply for the NOC from CDA prior to due compliance of sub-section (1);

(i) It shall be mandatory for every housing society to submit an affidavit prior to the application for NOC;

(3) Approval of maps and residential and commercial constructions are conditional with the due compliance of sub-section (1);

5. **Committee Board.**- A Committee Board shall be formed for hearings of complaints which shall function under the Code of Civil Procedure, 1908 and shall be composed of:

- i) Chairman, Capital Development Authority Chairman
- ii) Secretary, Ministry of Capital Administration and Development
Member
- iii) A nominee of Mayor of Islamabad City
- iv) Chairman/Vice Chairman of concerned Union Council
Member

6. **Assessing and Re-assessing Inspector.**- The authority shall appoint inspectors to be authorized to inspect and monitor the arrangements made by all housing schemes. The inspector(s) shall ensure the strict compliance of the Act in every housing scheme.

7. **Complaint.**- A person may make complaint or the authority on its own take the notice of the non-compliance of the provisions of this Act and shall issue a show cause notice to the management of the scheme.

8. **Inspection.**- (i) Upon the instruction of Committee, the authority may delegate power to the respective inspector to assess the housing scheme.

(ii) The authority shall delegate powers inspectors to conduct visits of all housing schemes on routine basis.

9. **Penalties.**- (1) Upon the report of Inspector or its own if the authority is satisfied that the concerned housing scheme is negligent of making arrangements as provided in the Act, the committee shall:

- (i) immediately issues SCN to the management of the concerned housing society to explain the causes of non-compliance which must be replied within 15 working days;
 - (ii) upon the receipt of reply if the committee is satisfied on the reply of the administration then it may give them 60 days notice for the redressal;
 - (iii) after the expiry of the period as given in the clause (ii) of sub-section (1) of section 9 the Committee shall be empowered to summon the concerned administration in person to explain non-compliance if any
 - (iv) On an un-satisfactory reply or in case of the absence on summoning the Committee would be empowered to impose fine as follows:
 - (a) Rs. 50,000/- to 1,00,000/- for grave violation of sub-section (1) of section 3;
 - (b) 5 to 10 lac rupees for violation of paragraph (i) of sub section (2) of section 3;
 - (c) 10 to 15 lac rupees for violation of paragraph (ii) of sub-section (2) of section 3;
 - (d) 10 lac rupees for violation of paragraph (iii) of sub-section (2) of section 3;
- (2) in case of the non-compliance of paragraph of (i) to (ii) of sub-section (1) committee shall be empowered to unilaterally cancel the registration of the housing societies.
- (3) Decision of the committee shall not be reviewed in any court, what so ever.

10. **Delegation.**- The Government may delegate all or any of its powers and functions under this Act to the authority or any other officers by name or designation.

11. **Powers to make rules.**- Federal Government is empowered to make rules by notification in the official gazette.

12. **Saving.**- The provision of this Act shall be in addition to and not in derogation of any other law.

STATEMENT OF OBJECT AND REASONS

Since the sewerage and rain water are not only hazardous to cause marshy places, but also dangerous for human health as well as dangerous for the overall environment. Lack of planning and apathy of the occupants as well as the management of societies often result into epidemic diseases as well as flood during monsoon period. This Bill is intends to avoid such practices and to achieve a pollution free residential and commercial places in Islamabad.

Sd/-
MAJOR (R) TA-HIR IQBAL,
Members, National Assembly.