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Explanation .- For the purpose of this section -

- (i) "company" means any body corporate and includes a firm or other association of individuals; and
- (ii) "director", in relation to a firm, means a partner in the firm.

Offences to be tried summarily

11. All offences under the Act shall be tried in a summary way by a court not below the rank of a Judicial Magistrate of the First Class and the provisions of section 262 to 265 (both inclusive) of the Code of Criminal Procedure, 1973, shall as far as may be, apply to such trial.

Central Act 2 of 1973

Compounding of offences

12. (1) Any officer of the State Government or of the local authority, authorized by the State Government or authorized by the Commissioner, Guwahati Municipal Corporation and the Chief Executive Officer, Guwahati Metropolitan Development Authority, as the case may be, in this behalf, may accept from any person who has committed or who is reasonably suspected of having committed the first or second offence under this Act, a sum of money by way of compounding of the offence as specified in the Table below :-

TABLE		
Sl. No	Contravention/offence	The sum of money to be accepted for compounding of an offence
(1)	(2)	(3)
1.	First offence	Five thousand rupees.
2.	Second offence	Ten thousand rupees.

(2) On payment of money in accordance with sub-section (1) any person in custody in connection with that offence shall be set at liberty and no proceedings shall be instituted or continued against such person in any criminal court.

(3) The acceptance of a sum of money for compounding of an offence in accordance with sub-section (1) shall be deemed to be an acquittal within the meaning of section 300 of the Code of Criminal Procedure, 1973.

Central Act 2 of 1974

Delegation of power by the State Government

13. (1) The State Government may, in exercise of its powers and the performance of its functions under this Act issue directions, in writing, to any officer or authority and such officer or authority shall be bound to comply with such directions.

(2) Without prejudice to the provisions of sub-section (1), the State Government may appoint, by general or special order published in the official Gazette, officers with such designation as it thinks fit for the purpose of this Act and may entrust to them such of the powers and functions under this Act as it may

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1360 THE ASSAM GAZETTE, EXTRAORDINARY, AUGUST 24, 2006

- Amendment of the Schedule**

14. (1) Where it is expedient to do so, the State Government may, in the public interest and in consultation with the Public Analyst, by notification in the Official Gazette, omit any entry from the Schedule or add any entry thereto or amend any such entry and that the Schedule shall, on the issue of such notification, be deemed to be so amended.

(2) Every notification under Sub-section (1) shall be laid, as soon as may be after it is made, before the State Legislature.
- Delegation of power**

15. The State Government may, by order published in the Official Gazette, direct that any power exercisable by it under this Act except the power to make rules, may also be exercised by such officer or authority, as may be specified therein
- Protection of action taken in good faith**

16. No suit, prosecution or other legal proceedings shall lie against the State Government or the local authority or any officer or other employee of the State Government or the local authority or any other person authorized by State Government for anything which is in good faith done or intended to be done under this Act or the rules made or directions issued thereunder
- Act to conform other laws.**

17. The provisions of this Act shall be in addition to and not in derogation of, the provisions of any other law for the time being in force.
- Power to make rules.**

18 (1) The State Government may, by notification in the Official Gazette, make rules for the purpose of carrying out the provisions of this Act

(2) Except when the rules are made for the first time, all rules made under this Act shall be subject to the condition of previous publication.

(3) Without prejudice to the generality of the provisions of the sub-section (1), such rules may provide for -

  - (i) requirements or conditions on manufacturers, distributors, users and other persons who produce or handle commodities with respect to type, size, thickness, labelling and composition of packaging, with respect to its use and disposal, including standards or norms for material degradability and re-cyclability under sub-section (2) of section A; and
  - (ii) any other matter which may be, or which is required to be prescribed for giving effect to the provisions of this Act.

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(4) Every rule made under this section shall be laid as soon as may be after it is made, before the Assam Legislative Assembly while it is in session for a total period of fourteen days which may be comprised in one session or in two successive sessions and if, before the expiry of the session in which it is so laid or the session immediately following, the Assam Legislative Assembly agree in making any modification in the rule or the Assam Legislative Assembly agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be, so however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

SCHEDULE

(See section 2 and 14)

Non-Biodegradable and Biodegradable Garbage or Material, Electronic Waste

- (i) Acetyl
- (ii) Acrylic
- (iii) Cellulose Acetate
- (iv) Cellulose Acetate Butyrate
- (v) Construction debris
- (vi) Electronic waste
- (vii) HIPS
- (viii) Nylon
- (ix) Plastic strips used for packaging
- (x) Polycarbonate
- (xi) Polyethylene
- (xii) Polyethylene terephthalate (PET)
- (xiii) Polypropylene
- (xiv) Polystyrene
- (xv) Poly-Vinyl-Chloride (PVC)
- (xvi) Thremocol.

MOHD. A. HAQUE,

Secretary to the Govt. of Assam,  
Legislative Department, Dispur.

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GOVERNMENT OF ASSAM  
URBAN DEVELOPMENT DEPARTMENT  
DISPUR: GUWAHATI-6.

No. UDD(M)31/2008/Pl/Vol. I/18

Dated Dispur, the 30<sup>th</sup> December, 2014

From: Sri P. K. Talukdar, ACS  
Deputy Secretary to the Govt. of Assam,  
Urban Development Department

To: Executive Officers,  
Municipal Board/Town Committee.

Sub: Release of fund under 13<sup>th</sup> Finance Commission Reg.


Sir,

You are aware that Govt. of Assam has introduced "Mukhyamantrir Asomor Nirmal Aru Seuj Abhijan" (MANASA) with a motto "Clean and Green Assam". The Deputy Commissioners of the Districts have taken various initiatives for cleanliness drive in urban and rural areas of the State.

This Department has recently submitted a proposal to the Finance (EA) Department for sanction and release of ~~Rs. 337.33 Crores for the interest free loan in General Areas of Assam~~ for taking up of different activities as per guidelines of the 13<sup>th</sup> Finance Commission. In this regard, you are requested to give top priority for the cleanliness drive more ~~particularly for Urban Solid Waste Disposal~~.

Therefore, out of the released fund from the grant of 13<sup>th</sup> Finance Commission, you are requested to apportion fund to procure necessary tools and equipments for Solid Waste Management in consultation with the Deputy Commissioners of the Districts.

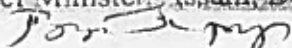
Yours faithfully,

  
Deputy Secretary to the Govt. of Assam  
Urban Development Department.

Memo No. UDD(M)31/2008/Pl/Vol. I/18-A  
Copy to :-

Dated Dispur, the 30<sup>th</sup> December, 2014

1. To all concerned Deputy Commissioners of Districts for necessary action.  
2. Principal Secretary to Chief Minister, Assam, Dispur, Guwahati-6 for



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UJMM 140 = 152  
dt = 01/01/2015

GOVERNMENT OF ASSAM  
FINANCE (ECONOMIC AFFAIRS) DEPARTMENT  
BLOCK No -F, DISPUR

No.FEA (SFC) 167/2010/217

Dated Dispur the December 31, 2014.

To: The Accountant General (A&E) Assam,  
Maidamgaon, Beltola, Guwahati -29.

Sub: Sanction for release of 1<sup>st</sup> (FIRST) installment of 2013-14 relating to General Basic grant under the award of Thirteenth Finance Commission for ULBs during 2014-15 (GENERAL AREAS).

Sir,

I am directed to convey the sanction of the Governor of Assam to an amount of Rs.5,58,85,000.00 (Rupees five crore fifty eight lakh eighty five thousand) only for payment to Municipal Boards /Town Committees for General Areas in respect of 1<sup>st</sup> (FIRST) installment of 2013-14 relating to general basic grant under the Thirteenth Finance Commission during 2014-15. This amount may be utilized against solid waste management, storm water drainage, water supply & others etc (i.e. Annexure I). A statement showing district-wise breakup of amount for each ULB is shown at Annexure-I.

2. The sanction is issued with the following instructions:-

- I. The Director of Municipal Administration, Assam, Dispur, who is declared as the DDO in respect of 13<sup>th</sup> FC funds shall draw and disburse funds to the individual bank account of ULBs through SBI, Dispur to be passed by Treasury Office, Dispur, Assam.
- II. The entire amount shall draw in grant-in-aid bill as per Government procedure.
- III. Utilization Certificates are to be submitted by the Chairpersons of MBs & TCs to the Director of Municipal Administration, Assam, who will submit UC duly countersigned by him to the Urban Development Department. The Administrative Department will furnish the utilization certificate as per prescribed format to the SFC Cell of Finance (Economic Affairs) Department for next release of installment of 13<sup>th</sup> Finance Commission funds.
- IV. The concerned Treasury Officer must reflect voucher number, date of sanction, sanctioned amount and drawal amount from the consolidated fund of State Government in CTMIS correctly.
- V. Chairpersons / Executive Officer of MBs and TCs are requested to keep the record of documents containing details of Government order for releasing funds/ transferred credit to Bank Accounts in order to ensure proper accountability in the release and utilization of grants as envisaged by the 13<sup>th</sup> FC separately for audit & accounts purpose. He is also to maintain register book for all expenditure incurred under the award of the Thirteenth Finance Commission separately and prepare detailed statement in the magnetic media in the excel sheet.
- VI. The work component of schemes must be executed as per government procedure.
- VII. The Director of Municipal Administration, Assam shall compile utilization certificates from the Chairpersons / Executive Officers of MBs/TCs and submit to the Administrative Department.

The expenditure is debitable to the Head of Account "3604 - Compensation and Assignment to Local Bodies and Panchayat Raj Institutions 200 -Other Miscellaneous Compensations and Assignments (contribution) - 3674 -Urban Local Bodies (Award of Thirteenth Finance Commission-13<sup>th</sup> Finance Commission) GENERAL BASIC GRANTS -32 grants-in-aid -705 Municipalities -Non- Plan General -voted" (Grant No. 66) during 2014-15.

The validity period in respect of the Director of Municipal Administration, Dispur, Assam to act as Drawing & Disbursing officers (DDOs) for drawal and disbursement of fund to the MBs and TCs under the above Head of Account will also continue as per letter No FEB 37/2008/33 dated 10.01.2011 until further order.

Yours faithfully,

*[Handwritten signature]*  
Rup Corp

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Statement showing detailed ULB-wise allocation of 1st (First) instalment of general basic grant of 2013-14 for general areas under award of the Thirteenth Finance Commission during 2014-15

FEA(SFC)167/2010/217-A Dated 31.12.2014

(In Rupees)

Sl. No.	City/Town	Name of District	Solid waste Management, Storm Water drainage, Water supply and others etc	Total Projected Allocation of each unit of ULB under award of 13th FC	Bank Code No	Bank Account Number	Bank Address
[1]	[2]	[3]	[4]	[5]	[6]	[7]	[8]
1	Barpeta M. B.	Barpeta	1063620	1063620	11817	30744367622	S.B.I. BARPETA ✓
2	Barpeta Road M. B.		1092143	1092143	2013	31704440817	S.B.I. BARPETA ROAD ✓
3	Howly T. C.		548519	548519	5368	11761303808	S.B.I. HOWLY ✓
4	Pathkala T. C.		488720	488720	2099	10694789282	S.B.I. PATHSALA ✓
5	Sarthbari T. C.		318391	318391	11511	31703067693	S.B.I. SARTHEBARI ✓
6	Sorbhog T. C.		251259	251259	2126	30878342111	S.B.I. SORBHOG ✓
7	Bongaigaon M. B.	Bongaigaon	1397329	1397329	1684	10284461349	S.B.I. BONGAIGAON ✓
8	Abhayapuri T. C.		582678	582678	8462	11446172993	S.B.I. ABHAYAPURI ✓
9	Lakhipur M. B. <i>Draft</i>	Cachar	294526	294526	11612	31101780312	S.B.I. LAKHIPUR ✓
10	Silchar M. B.		3300875	3300875	183	11033002306	S.B.I. SILCHAR ✓
11	Mongoldoi M. B.	Darrang	690866	690866	130	10752907959	S.B.I. MANGALDOI ✓
12	Kharupetia T. C.		588468	588468	2077	11759389326	S.B.I. KHARUPETIA ✓
13	Dhemaji T. C.	Dhemaji	862731	862731	1426	31210774801	S.B.I. DHEMAJI ✓
14	Silapathar T. C.		879384	879384	8506	11869161824	S.B.I. SILAPATHAR ✓
15	Dhubri M. B.	Dhubri	1289668	1289668	69	11042946283	S.B.I. DHUBURI ✓
16	Bilasipara T. C.		771225	771225	2024	30647907271	S.B.I. BILASIPARA ✓
17	Chapar T. C. <i>Draft</i>		531478	531478	13258	31525191475	S.B.I. CHAPAR ✓
18	Gauripur T. C.		844623	844623	7416	11810571831	S.B.I. GAURIPUR ✓
19	Sapatgram T. C.	Dibrugarh	399852	399852	13090	31701843782	S.B.I. SAPATGRAM ✓
20	Dibrugarh M. B.		2691315	2691315	0071	30649779347	S.B.I. DHIBRUGARH ✓
21	Chabua T. C.		329882	329882	11796	31101043224	S.B.I. CHABUA ✓
22	Naharkatia T. C.	Goalpara	458565	458565	10761	31895397151	S.B.I. NAHARKATIA ✓
23	Goalpara M. B.		1235196	1235196	02	11057803772	S.B.I. GOALPARA ✓
24	Lakhipur T. C.	Golaghat	438830	438830	00082	30725086925	S.B.I. GOALPARA ✓
25	Dergaon M. B.		528151	528151	2048	31570264178	S.B.I. DERGAON ✓
26	Gulaghat M. B.		939657	939657	83	31377818819	S.B.I. GOLAGHT ✓
27	Barpathar T. C.		333350	333350	2123	11307595294	S.B.I. SARUPATHAR ✓
28	Bokakhat T. C.	Jorhat	417863	417863	10307	30472847478	S.B.I. BOKAKHAT ✓
29	Sarupathar T. C.		318901	318901	2123	11307595283	S.B.I. SARUPATHAR ✓
30	Hailakandi M. B.		1080935	1080935	87	11004228934	S.B.I. HAILAKANDI ✓
31	Lala T. C.	Jorhat	579207	579207	13250	31376918889	S.B.I. LALA ✓
32	Jorhat M. B.		3287593	3287593	104	31701876032	S.B.I. JORHAT ✓
33	Marioni T. C.		509268	509268	7427	31242488016	S.B.I. MARIONI ✓
34	Teok T. C. (*)		291642	291642	1718	31899293091	S.B.I. TEOK ✓
35	Titabar T. C. (*)		475196	475196	4378	11806384103	S.B.I. TITABAR ✓

A/c No. ?

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Sl. No.	City/Town	Name of District	Solid waste Management, Storm Water drainage, Water supply and others etc	Total projected allocation of each unit of UCU under award of Luth FC	Bank Code No	Bank Account Number	Bank Address
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
36	Pulstar M. B.	Kamrup (M&R)	236823	236823	5262	31714008955	S.B.I. MIRZA ✓
37	Rangia M. B.		847904	847904	1171	10958147156	S.B.I. RANGIA ✓
38	North Guwahati T. C.		6043	604399	9201	31708591953	S.B.I. AMINGAON ✓
39	Karimganj M. B.	Karimganj	1277275	1277276	7980	31706700830	S.B.I. KARIMGANJ ✓
40	Badarpur T. C.		429819	420819	7648	10549322044	S.B.I. BADARPUR ✓
41	North Lakhimpur M. B.	Lakhimpur	1492404	1492404	8891	31703484090	S.B.I. NORTH LAKHIMPUR ✓
42	Bihpuria T. C./MB		398274	398274	10759	30612936190	S.B.I. BIHPURIA ✓
43	Dhakuakhana T. C. (*)		289350	289350	10760	30617836601	S.B.I. DHAKUAKHANA ✓
44	Narayanpur T. C.		366541	366541	10759	31703562360	S.B.I. BIHPURIA ✓
45	Morigaon M. B.	Nagaon	548070	548070	6309	31702689887	S.B.I. MORIGAON ✓
46	Hojai M. B.		892660	892630	2065	11284630209	S.B.I. HOJAI ✓
47	Lanka M. B.		738925	738925	9144	31702054878	S.B.I. LANKA ✓
48	Lumding M. B.		731842	731842	8310	11285040117	S.B.I. LUMDING ✓
49	Nagaon M. B.		2128087	2128087	146	30488901993	S.B.I. NAGAON ✓
50	Dhing T. C./M.B.		475175	475175	2050	308784503	S.B.I. DHING ✓
51	Deboka T. C.		386314	386314	2065	31692831844	S.B.I. HOJAI ✓
52	Kampur T. C.		336226	336226	11608	31295841795	S.B.I. KAMPUR ✓
53	Roha T. C.		150829	150829	2103	3041741904	S.B.I. ROHA ✓
54	Nalbari M. B.		Nalbari	1052963	1052963	1103	11004631612
55	Tihu T. C.	182979		182979	11609	30853590742	S.B.I. TIHU ✓
56	Amguri M. B.	364820		364820	10552	31237262264	S.B.I. AMGURI ✓
57	Nazira M. B.	Sivasagar	811299	811299	2095	10687707375	S.B.I. NAZIRA ✓
58	Sivasagar M. B.		1410789	1410789	0182	31704615175	S.B.I. SIVASAGAR ✓
59	Sonari M. B.		783867	783867	07908	31899200276	S.B.I. SONARI ✓
60	Muranhat T. C.		187223	187223	7368	11010069393	S.B.I. MORAN ✓
61	Simaluguri T. C.		524922	524922	7381	11671480082	S.B.I. SIMALUGURI ✓
62	Biswanath Charali M. B.		873909	873909	2026	31531999824	S.B.I. BISWANATH ✓
63	Dhekiajuli M. B. <i>Drabi</i>		690743	690743	2049	30472210-165	S.B.I. DHEKIAJULI ✓
64	Tezpur M. B.	Sonitpur	1872876	1872876	00195	31703321017	S.B.I. TEZPUR ✓
65	Gahpur T. C.		669619	569619	9140	30692960582	S.B.I. GOHPUR ✓
66	Rangapara T. C.		701392	701392	3683	11398158758	S.B.I. RANGAPARA ✓
67	Tinsukia M. B.	Tinsukia	2214955	2214955	3051	31704517587	S.B.I. TINSUKIA ✓
68	Digboi T. C.		582142	582142	6000	31673129643	S.B.I. DIGBOI ✓
69	Doom Dooma T. C.		570089	570089	3835	31086680903	S.B.I. DOOM-DOOMA ✓
70	Makum T. C.		428776	428776	198	10967979768	S.B.I. TINSUKIA ✓
71	Margherita T. C.		617504	617504	6787	31700070878	S.B.I. MARGHERITA ✓
	Total		55885000	55885000			

(Rupees five crore fifty eight lakh eighty five thousand ) only

Low