

## THE RIVER BOARD RULES, 1958

MINISTRY OF IRRIGATION AND POWER

NOTIFICATION

New Delhi, the 27th August 1958

G.S.R. 813 - In exercise of the powers conferred by section 28 of the River Boards Act, 1956 (49 of 1956), the Central Government hereby makes the following rules, namely:-

### THE RIVER BOARDS RULES, 1958

#### PART I - Preliminary

1. SHORT TITLE.- These rules may be called the River Boards Rules, 1958.
2. DEFINITIONS.- In these rules, unless the context otherwise requires,
  - (1) "the Act" means the River Boards Act, 1956 (49 of 1956);
  - (2) "Government servant" means a person serving in connection with the affairs of the Union or of a State;
  - (3) "section" means a section of the Act.

PART II Salaries, Allowances and conditions of service of members of the Board.

3. SALARIES -The salaries of members shall be such as may be determined in each case by the Central Government.
4. TERMINATION OF SERVICES. The Central Government may, if it thinks fit, by order in writing, terminate the appointment of any member before the expiry of the term of his office:

Provided that before issuing any such order, the Central Government shall, having regard to the circumstances of the case, give such notice not exceeding three months, to the person concerned, as it considers reasonable.

5. LEAVE AND LEAVE SALARIES -(1) Every whole-time member who is not a Government servant shall be entitled to leave and leave salary, on such terms and conditions as are admissible to temporary central Government servants under the Revised Leave Rules 1933.
  - (2) The authority to grant leave to a member shall be the Central Government.
6. TRAVELLING ALLOWANCES - (1) Members shall be entitled to travelling allowances for journeys performed for the purposes of the Board, on the scale provided for under the Fundamental and Supplementary Rules applicable to the grade of officers to which the Central Government may declare them to correspond in status.

(2) No journey shall be performed by a member for the purposes of the Board, outside the area of its operation, without its prior approval.

(3) The Chairman shall be the controlling officer in respect of his own travelling allowance bills as well as those of other members.

7. CONTRIBUTORY PROVIDENT FUND - Whole-time members who are not-
- (i) Government servants; or
  - (ii) Re-employed persons who are in receipt of any retirement benefit from Government in the form of pension or contributory provident fund, shall be entitled to the benefits of the contributory provident fund which may be established by the Board for its own officers:

Provided that the Board's contribution to such fund shall not, at any time, exceed the rate at which the Central Government makes contribution to the contributory provident fund of its own employees.

8. MEDICAL FACILITIES - (1) Whole-time members shall be entitled to such medical facilities as are applicable to the grade of officers to which the Central Government may declare them to correspond in status.

(2) The Chairman shall be the controlling officer in respect of his own medical bills as well as those of other members.

9. CONDITIONS OF SERVICE OF MEMBERS WHO ARE GOVERNMENT SERVANTS - The salaries, allowances and conditions of service of members who are Government servants shall, notwithstanding anything contained in rules 3 to 8, be such as may be determined in each case by the Central Government.

10. SALARIES, ALLOWANCES, ETC. TO BE MET FROM THE BOARD'S FUND.- The salaries, allowances and leave and other contributions of the members shall be met from the fund of the Board.

PART-III- Matters in respect of which the Board may tender advice to the Governments interested.

11. MATTERS ON WHICH BOARD MAY ADVISE GOVERNMENTS INTERESTED - The Board may tender advice to the Governments interested in relation to the co-ordination of their activities with a view to achieving maximum results in respect of the measures undertaken by them in the inter-State river or river valley for the purpose of-

- (a) promotion and operation of schemes for reclamation of land;
- (b) operation and control of devices for distribution of river supplies according to the agreed share.

PART IV- Matters in respect of which the Board may require a Government interested to furnish information.

12. POWER TO CALL FOR INFORMATION - For the purpose of efficiently performing its functions under the Act, within its area of operation, the Board may require any Government interested to furnish such information as the Board thinks fit in respect of the following matters, namely:-

- (a) geological data in relation to the inter-State river or river valley within its area of operation;

- (b) the results of any research and investigations undertaken by the Governments interested or the Electricity Boards within the States concerned, with respect to the conservation, regulation or utilisation of water resources, such as water power generation, irrigation, navigation, flood control, soil conservation, geological examination, land use and connected structural and design features.

PART V The Manner in which the Central Government may assist the Governments interested to execute any scheme prepared by the Board.

13. CENTRAL GOVERNMENT'S ASSISTANCE TO GOVERNMENTS INTERESTED. The Central Government may, on a request received in this behalf from any Government interested or otherwise, assist any Government interested in taking such steps as may be necessary for executing any scheme prepared by the Board, including the following steps, namely:-

- (a) the grant of such financial assistance as the Central Government thinks fit;
- (b) the provision of experienced personnel;
- (c) the grant of facilities for carrying out research and investigations in regard to the various aspects of the conservation, regulation or utilization of water resources, such as water power generation, irrigation, navigation, flood control, soil conservation, land use and connected structural and design features;
- (d) endeavours to bring the parties together for joint consultation where there is a difference of opinion between the Governments interested regarding the manner of execution of any scheme or schemes prepared by the Board. -

PART VI The form in which, and the time within which the budget and annual report of the Board may be prepared and forwarded to the Central Government and the Governments interested.

14. FORM OF BUDGET. The Board shall prepare and submit to the Central Government and the Governments interested, not later than the 1st day of October each year, a budget in the form specified in Annexure 'A' in respect of the financial year next ensuing, showing its estimated receipts and expenditure.

15. SUPPLEMENTARY BUDGET.- The Board shall also prepare and submit to the Central Government and the Governments interested, a supplementary budget, where necessary, in respect of the financial year to which it relates, in the form specified in Annexure 'A' before such date as may be specified by the Central Government.

16. SUBMISSION OF ANNUAL REPORT - (1) The Board shall, as soon as possible, after the end of the financial year but not later than the 30th day of September in the next year ensuing, prepare and submit to the Central Government and the Governments interested in annual report giving a true and faithful account of its activities during the said financial year.

(2) In particular, the annual report referred to in sub-rule (1) shall contain information in respect of each of the following matters, namely:-

- (a) the names of members and chief officers of the Board and a chart showing its organisational set-up.
- (b) the functions which the Board has been empowered by the Central Government to perform under section 14, and the functions of each branch;
- (c) a map indicating the area of operation of the Board, and the places therein where the reservoirs dams or other works relating to works relating to schemes prepared by it, are to be located.
- (d) a gist of the advice tendered by the Board, and the places interested in respect of the measures, if any, undertaken by them, for the development of the inter-State river or river valley;
- (e) particulars of the schemes prepared or proposed to be prepared by the Board;
- (f) the extent to which the schemes prepared by the Board have been accepted by the Central Government and the Governments interested;
- (g) the financial assistance received by the Board from the Central Government and the Governments interested;
- (h) the activities of every advisory committee appointed by the Board under section 10;
- (i) the matters in dispute referred to arbitration under section 22, and the decision, if any, of the arbitrator in respect of each such matter;
- (j) an annual statement of the accounts of the Board, as submitted to the Central Government and the Governments interested, in the form specified in Annexure 'B'.

PART VII The Form and manner in which the Accounts of the Board may be maintained, and the manner in which such accounts may be audited.

17. ANNUAL STATEMENT OF ACCOUNTS.- (1) The Board shall cause proper accounts and other records in relation thereto, to be maintained in such forms as may be specified by the Central Government in consultation with the Comptroller and Auditor-General of India.

(2) The Board shall also prepare an annual statement of accounts in the form specified in Annexure 'B' and shall submit it to the Central Government and the Governments interested.

(3) Such statement shall be published in the Official Gazette as soon as possible after submission under sub-rule (2).

18. AUDIT OF ACCOUNTS (1) The accounts of the Board shall be audited by the Comptroller and Auditor-General of India or by such person as he may authorise in this behalf; and any expenditure incurred by him in connection with such audit shall be payable by the Board from its fund to the Comptroller and Auditor-General of India.

(2) The Comptroller and Auditor-General of India or any person authorised by him under this rule shall audit the accounts of the Board in the same manner as the Comptroller and Auditor-General of India does in connection with the audit of the Government accounts; and any books, documents, vouchers and papers which the person conducting the audit may require for this purpose shall be furnished to him by the Board.

(3) The accounts of the Board as certified by the Comptroller and Auditor-General of India or any person authorised by him in this behalf, together with the audit report thereon, shall be forwarded annually to the Central Government.

PART VIII + The form and manner in which a dispute may be referred to Arbitration under the Act.

19. APPLICATION. (1) Where any Government interested desires to refer under sub-section (1) of section 22 any matter in dispute between it and any other Government interested, to an arbitrator, it shall address a letter in writing, in triplicate, signed by its Secretary, to the Secretary to the Government of India, Ministry of Irrigation and Power, New Delhi; and such letter shall, unless delivered personally, be sent by registered post.

(2) Such letter shall contain information on the following points, namely:-

- (a) the parties to the dispute or difference;
- (b) the specific matters in issue between them; and
- (c) the efforts, if any, made by the parties themselves to settle the matter in dispute.

20. ARBITRATOR'S APPOINTMENT TO BE NOTIFIED Where an arbitrator is appointed under the Act, such appointment shall be notified by the Central Government in the Official Gazette.

PART IX- Procedure to be followed in Arbitration Proceedings.

21. NOTICE TO PARTIES TO NOMINATE REPRESENTATIVES. The arbitrator shall, for the purpose of the proceedings before him, require the parties to the dispute, in the form set out in Annexure 'C', to nominate, within a specified time, persons to present their case before him.

22. PROCEDURE IF REPRESENTATIVES ARE NOT NOMINATED. Where any party to the proceedings before an arbitrator fails to nominate any representative to present its case before the arbitrator or where the representative so nominated does not appear before the arbitrator, he may proceed as if such party had been represented.

23. PRODUCTION OF DOCUMENTS - An arbitrator may require any party to the dispute, in the form set out in Annexure 'D', to produce before him any books, papers or other documents or things in the possession of or under the control of the party in any way relating to the matter under arbitration, which the arbitrator think necessary for the purposes of giving his decision.

24. SERVING OF NOTICE OR ORDER. Any notice or order issued by the arbitrator may be served either personally or by registered post.

25. PROCEDURE AT COMMENCEMENT OF PROCEEDINGS. At the commencement of the proceedings before the arbitrator, each of the parties shall state its case in such order as the arbitrator thinks fit.

26. EXAMINATION BY REPRESENTATIVES. Any representative of a party appearing before the arbitrator may examine, cross examine and re-examine any person, other than a representative of a party, appearing before an arbitrator, and may address the arbitrator in regard to the matter in dispute in such order as the arbitrator thinks fit, after each party to the dispute has presented its case before him.

27. ASSESSORS. Where the arbitrator or assessor is not a serving Judge of the proceedings before him, he shall obtain the advice of such assessors; but such advice shall not be binding on him.

28. FEES. Where the arbitrator appoints assessors to assist him in the Supreme Court or a High Court, or a salaried officer of the Government, he may be granted such fees as may be sanctioned by the Central Government, in consultation with the Chief Justice of India in the case of an arbitrator, and in consultation with the arbitrator in the case of an assessor.

29. DECISIONS TO BE MADE AS EARLY AS POSSIBLE. The arbitrator shall give his decision on the matters referred to him within as short a time as may be practicable in the circumstances of the case.

PART X- The manner of Recruitment of the Officers of the Board and the Terms and Conditions of service of such Officers.

30. APPOINTMENT AUTHORITY.- All appointments to the posts of officers, under the Board shall be made by it, whether by direct recruitment, promotion or otherwise:

Provided that no appointment to any post, the maximum salary of which exceeds Rs.500 a month, shall be made without the previous sanction of the Central Government.

31. CREATION AND ABOLITION OF POSTS The Board may create and abolish-
- (a) posts carrying a maximum salary not exceeding Rs.500/- a month; and
  - (b) all other posts with the previous sanction of the Central Government.
32. DIRECTIONS BY CENTRAL GOVERNMENT TO BOARD The Central Government may from time to time issue directions to the Board as to the percentages of posts to be filled by direct recruitment and by promotion, and the Board shall comply with such directions while making appointments.
33. FILLING OF POSTS BY DIRECT RECRUITMENT (1) Vacancies to be filled by direct recruitment shall, unless filled by officers deputed by State Governments or the Central Government, be advertised or notified to the Regional Employment Exchange concerned.
- (2) A statement showing all the nominations received from the Central and State Governments, the applications received from candidates and the recommendations made by the Regional Employment Exchange, shall be placed before the Board for its consideration before any vacancy is filled.
34. FILLING OF POSTS BY PROMOTION In respect of vacancies to be filled by promotion, the Board shall consider the cases of all eligible officers.
35. POSTINGS AND TRANSFERS Postings and transfers of officers of the Board shall be made by the Chairman thereof, or by such officers of the Board as the Board may authorise in this behalf, subject to such conditions, if any, as it thinks fit.
36. PAY, LEAVE AND ALLOWANCES
- (1) The pay, leave and allowances of officers of the Board, including officers on contract, shall, so far as possible, be regulated by such rules and orders as are applicable, from time to time, to the grade of temporary Central Government officers to which the Central Government may declare them to correspond in status.
  - (2) The powers of a Head of Department under the Central Government in respect of the rules and orders applicable, shall, in relation to the officers of the Board be exercised by the Chairman of the Board.

- (3) Officers of the Board shall be entitled to the benefits of the contributory provident fund which may be established by the Board:

Provided that the Board's contribution shall not, at any time, exceed the rate at which the Central Government makes contribution to the contributory provident fund of its own employees:

Provided further that the provisions of this sub-rule shall not apply to officers of the Board who are Government servants or are in receipt of any retirement benefit from Government in the form of pension or contributory provident fund.

- (4) Notwithstanding anything contained in this rule the pay, leave and allowances of any Government servant who has been deputed to serve under the Board, shall be regulated by such orders as the Central Government may issue in that behalf.

- (5) The salary, allowances and leave and other contributions of the officers shall be met from the fund of the Board.

37. PENALTIES.-The provisions of so much of the Central Civil Services (Classification Control and Appeal) Rules, 1957, as apply to the imposition of penalties on Central Government servants, shall apply to the officers of the Board:

Provided that the previous sanction of the Central Government shall be obtained by the Board for taking any action against an officer holding a post, the maximum salary of which exceeds Rs.500/- a month.

.... RIVER BOARD  
 Supplementary Annual Budget for 19.....  
 (See rules 14 and 15)

## STATEMENT No. I

	Actual	Budgeted	Actual		Revised	Budgeted	Explanations	
	previous completed fiscal year	currunt year	For the last 6 months Oct.- March in the previous year	For the first 6 months April- Sept. of the current year				for the current year
	1	2	3	4	5	6	7	8
	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.

## A. RECEIPTS

1. Opening balance
2. Contributions made by the **General Government.**
3. Contributions made by the State Governments of:
  - (a) . . . . .
  - (b) . . . . .

## B. EXPENDITURE

1. Establishment-
  - (a) Salaries of the members of the Board
  - (b) Salaries of Officers
  - (c) Salaries of establishment
  - (d) T.A. of members, officers and establishment
  - (e) Miscellaneous allowances
  - (f) Medical reimbursement charges
  - (g) Other charges

	1	2	3	4	5	6	7	8
	Rs.							

2. Services-

- (a) Telephones, telegrams & postage
- (b) Bank and other charges
- (c) Heating and lighting
- (d) Other services- legal expenses, audit charges etc.

3. Equipment-

- (a) Office furnitures & fixtures- repairs and maintenance
- (b) Maintenance of office equipment (Type-writers, calculating machines, drawing instruments etc.)
- (c) Stationery and forms
- (d) Transportation equipment (repairs and maintenance)
- (e) Laboratory and testing equipment
- (f) General tools and work equipment
- (g) Other miscellaneous equipment

4. Other Expenditure-

- (a) Printing, stencilling and litho
- (b) Maps
- (c) Books and periodicals
- (d) Subscriptions to associations
- (e) Rents
- (f) Field survey expenses
- (g) Amounts paid to other organisations for work done by them on behalf of the Board

Name and Designation	Date of appointment to the post	Sanctioned pay of the post		Actual rate of pay on first April next year	Amount of provision required during the financial year at the rate in Col.5	Allowances		Total	Amount of provision	Increment falling due during the year			Total amount of provision	Remarks
		Mini-mum	Maxi-mum			Dearness	Com-pensa-tory			Date of increment	Rate of increment	Amount of increment for the year		
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
		Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.		Rs.	Rs.	Rs.	

.....RIVER BOARD  
Annual Statement of Accounts of Receipts & Payment for the  
year ending 31st March, 19.....  
(See rules 16 and 17)

Receipts	Rs.	Payments	Rs.
1. Opening balance as on 1st April		1. Establishment	
2. Contributions made by the Central Government.		(a) Salaries of the members of the Board.	
3. Contributions made by the State Governments of		(b) Salaries of Officers.	
(a) .....		(c) Salaries of establishment.	
(b) .....		(d) T.A. of members, Officers and establishment.	
4. Other receipts .....		(e) Miscellaneous allowances.	
		(f) Medical reimbursement charges.	
		(g) Other charges.	
		2. Services	
		(a) Telephones, telegrams and postage.	
		(b) Bank and other charges.	
		(c) Heating and lighting.	
		(d) Other Services-legal expenses, audit charges, etc.	
		3. Equipment	
		(a) Office furniture & fixtures repairs and maintenance.	
		(b) Maintenance of office equipment (Typewriters, calculating machines, drawing instruments).	
		(c) Stationery and forms.	
		(d) Transportation equipment (repairs and maintenance).	
		(e) Laboratory and testing equipment.	
		(f) General tools and work equipment.	
		(g) Other Misc. equipment.	
		4. Other expenditure	
		(a) Printing, stencilling and Litho.	
		(b) Maps.	
		(c) Books and periodicals.	
		(d) Subscription to associations.	
		(e) Rents.	
		(f) Field survey expenses.	
		(g) Amounts paid to other organisations for work done by them on behalf of the Board.	
		5. Closing Balance as on 31st March.....	
TOTAL		TOTAL	

ANNEXURE-'C'  
(See rule 21)

To

The Secretary to the Government of .....

WHEREAS there is a matter in dispute ..... between the Governments of ..... and ..... viz., (here enter the matter in dispute);

AND WHEREAS I have been appointed as arbitrator under sub-section (2) of section 22 of the River Boards Act, 1956 (49 of 1956), in respect of the said matter;

Now, THEREFORE, you are hereby required to intimate to me not later than the.....the name(s) and address(es) of the person(s) whom the Government of ..... have nominated as its representative(s).

If no such intimation is received by me by the aforesaid date, the case will be decided in the absence of any representative of the said Government.

Dated.....

Arbitrator appointed under sub-section (2) of section 22 of the River Boards Act, 1956.

ANNEXURE 'D'  
(See rule 23)

To

WHEREAS there is a matter in dispute .....  
.....  
between the Governments of.....  
viz., (here enter the matter in dispute) and that matter has been referred to  
the undersigned for arbitration under section 22 of the River Boards Act,  
1956 (49 of 1956);

Now, THEREFORE, you are hereby required to appear before me in person  
on the.....day of..... at.....O' clock in  
the.....to answer all material questions relating to the said  
matter. You are also required to produce on that day all the books, papers  
and other documents and things in your possession or under your control in  
any way relating to the said matter.

Arbitrator appointed under sub-section (2),  
of section 22 of the River Boards Act, 1956.

Dated.....

[No.EL-III.452(1)]  
(G.D.KSHETRAPAL)  
DEPUTY SECRETARY