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#### **NOTIFICATION**

**No.C.31016/3/2016-DC&MA, the 9th December, 2016.** In pursuance of paragraph 11 of the Sixth Schedule to the Constitution of India, the following Regulations passed by the Mara Autonomous District Council and approved by His Excellency the Governor of Mizoram on 28.11.2016 is hereby published for general information, nemely :-

***“THE MARA AUTONOMOUS DISTRICT COUNCIL  
(PUBLIC HEALTH AND SANITATION) (AMENDMENT) RULES, 2015”.***

**Rodney L. Ralte,**  
Secretary to the Government of Mizoram,  
District Council & Minority Affairs Department.

**THE MARA AUTONOMOUS DISTRICT COUNCIL  
(PUBLIC HEALTH AND SANITATION) (AMENDMENT) RULES, 2015**

**A  
Rules**

to amend the Mara Autonomous District Council (Public Health and Sanitation) Rules, 2012 (hereinafter referred to as the Principal Rules).

Be it enacted by the Mara Autonomous District Council in the Sixty fifth year of the Republic of India as follows:—

**Short title, extent  
and commencement.**

1. (1) These rules may be called the Mara Autonomous District Council (Public Health and Sanitation) (Amendment) Rules, 2015.
- (2) They shall have the like extent as the Principal Rules.
- (3) They shall come into force on and from the date of their publication in the Mizoram Gazette.

**Amendment of  
Rule 5.**

2. After sub-rule (2) of rule 5 of the Principal Rules, the following sub-rule shall be added, namely:—

“(3) The Executive Committee shall be competent to appoint any person to levy tax for the purpose of collection or removal of rubbish or garbage in any particular area or locality and may determine the rate of taxes for such collection or removal of rubbish or garbage:

Provided that the amount of tax to be levied or collected shall depend upon the quantity of garbage or rubbish to be collected and removed or as may fixed by the Executive Committee from time to time by Official Notification or Order”

**Amendment of  
Rule 22.**

3. After sub-rule (7) of rule 22 of the Principal Rules, the following sub-rule shall be added, namely:—

“(8) The Sanitation Officer may, by Official Notification or in any other manner, direct the owner of any building or land or tenant thereof as the case may be, to keep clean his compound and surroundings including drain, private toilet, urinal shed, animal shed and waste shed, etc. in such manner as he may specify in such notification or direction. In case of failure to comply with such notification or direction of Sanitation Officer within

a stipulated period of time, if any, the Sanitation Officer shall be competent to engage labours to enforce such notification or direction and in such event, the owner of the building or tenant thereof shall be liable to incur such labour charge. In case, the owner of the building or land or tenant fails to pay such charge within the stipulated period of time, if any, he shall be liable to be punished with a fine of not less than Rs. 1000/- (Rupees One thousand) only or imprisonment upto 3 (three) months or both.”

**Addition of Rules  
29A, 29B, 29C & 29D.**

4. After rule 29 of the Principal Rules, the following rules shall be added, namely:—

**“29A. Attempt to commit offence:**

Whoever attempt to commit any offence punishable under this rule shall be liable to face the punishment provided for such offence.

**29B. Abetments:**

Whoever abets an offence punishable under this rule shall, whether such offence be or be not committed, in consequence of such abetment, be punished with the punishment provided for the offence.

**29C. Power to try summarily:**

Subject to the power for composition of offence of the Sanitation Officer, an offence under this Rule shall be tried summarily by the First Class Judicial Magistrate in accordance with the procedure as laid down in the Code of Criminal Procedure, 1973.

**29D. Cognizance of offences under the rules:**

No court shall take cognizance of any offence punishable under this rule, except upon a complaint in writing made by the Sanitation Officer or by an Officer authorized by the Executive Committee as the case may be.”

**STATEMENT OF OBJECTS AND REASONS**

In the Mara Autonomous District Council (Public Health and Sanitation) Rules, 2012, some provisions need changes, substitutions, additions, alteration and insertions, etc. to match with certain provisions of Acts, Rules and Regulations which are in force in the Mara Autonomous District Council area as well as to meet the needs of the future generation to come. The Amendment thus seeks to achieve the above objects.

**(K. HRAHMO)**  
Executive Member  
Local Administration Department  
Mara Autonomous District Council  
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