

NOTIFICATION

In exercise of the powers conferred by sub section (1) of section 45 of the Andhra Pradesh Water, Land and Trees Act, 2002 (Andhra Pradesh Act No 10 of 2002), the Governor of Andhra Pradesh hereby makes the following rules to promote water conservation and tree cover and to regulate the exploitation and use of ground and surface water for protection and conservation of water sources, land and matters connected therewith or incidental thereto in the State of Andhra Pradesh.

(Requires rephrasing).

RULES

Short title, extent and commencement

1. (1) These rules may be called The Andhra Pradesh Water, Land and Trees Rules, 2004.

(2) They extend to the whole of Andhra Pradesh State.

(3) They shall come in to force from the date of publication.

Definitions

2. In these rules, unless the context otherwise requires: -

(1) "Act" means the Andhra Pradesh Water, Land and Trees Act, 2002 and Andhra Pradesh Water, Land and Trees (amendment) Act 2004;

(2) "Authority" means the Andhra Pradesh State Water, Land and Trees Authority constituted under the Act;

(3) "Member Secretary" means the member secretary of the Andhra Pradesh State Water, Land and Trees Authority;

(4) Words and Expressions used in the Act shall apply to these rules also.

Appointment of Administrator and the staff in State, District, Divisional and Mandal Authorities

3. (1) (i) The Government may designate any of the officers as Administrators who shall assist the Authority in discharging its duties.

(ii) The Authority may take on deputation such other officers or members of staff subordinate to the Administrator either on contract basis or from the surplus manpower cell

(2) The Member Secretary of the District Authority shall assist the District Authority in its work and the District Authority may take on contract basis or from the surplus manpower cell such other officers or the staff to assist the Member Secretary.

(3) The Member Secretary of the Divisional authority shall assist the divisional authority in its work and the Divisional authority may take on contract basis or from the surplus manpower cell such other officers or the staff to assist the Member Secretary.

(4) The Member Secretary of the Mandal Authority shall assist the Mandal Authority in its work and the Mandal Authority may take on contract basis or from the surplus manpower cell such other officers or the staff to assist the Member Secretary.

(5) The Authority under the provisions of section 5 of the Act, may designate the officers from the departments such as Ground Water, Rural Development, Irrigation, Municipal Administration and Urban development, Panchayath Raj, Forest or any other department or agency as deemed necessary to work as Designated or Technical Officers for the purpose of the Act by a separate order.

(6) The power of designating the officers at District and Mandal level may be delegated by the State Authority to the District and Mandal level Authorities respectively.

Term of Office of the nominated members of the Authorities

4. The term of office of the nominated members of the Authority except those nominated under clause (k) of subsection (2) of section (3) shall be three (3) years from the date of their appointment.

Resignation

5. (1) A nominated member of the Authority may resign from his office by giving thirty (30) days notice to the Chairman.

(2) The power to accept the resignation of a member shall vest with the Chairman who on accepting the resignation shall report to the Authority during its next meeting.

(3) Whenever a nominated member of the Authority resigns or dies or is removed from the office or becomes incapable of acting, Government may by notification in the official gazette appoint a person in the said vacancy.

Provided that a person so appointed in the said vacancy shall hold office only for the residue of the period.

Removal from the Authority

The Government may remove any non-official member from his office if he is of unsound mind, or convicted of a criminal offence involving moral turpitude, or fails to attend more than three successive meetings of the Authority without prior approval of the Chairman.

Allowances

6. (1) The non-official members of the Authority shall be

entitled to the travelling and daily allowances as admissible to Grade-I officers of the state for attending the meetings or any other work assigned by the Authority. They should produce a certificate that they have not claimed Travelling Allowance and Dearness Allowance for the same period elsewhere.

(2) The Authority may designate an officer of the Authority as the controlling officer in respect of payment of allowances.

District Authority

7. (1) The Government, may, by notification, in consultation with the State Authority constitute the District Authority as follows: -

- | | |
|---|---------------------|
| (a) The District Collector | Ex-Officio Chairman |
| (b) One Member of Parliament and two members of the Legislative Assembly as nominated by the Government. Out of two Members of Legislative Assembly, one shall be preferably from main opposition political party | Ex-Officio Members |
| (c) Three Mandal Parishad Presidents and two Zilla Parishad Territorial Constituency members to be nominated by the Ex-officio Chairman of the District Authority. | Ex-Officio Members |
| (d) Joint. Director, Agriculture | Ex-Officio Member |
| (e) Superintending Engineer, Irrigation | Ex-Officio Member |
| (f) Superintending Engineer, Rural Water Supply | Ex-Officio Member |
| (g) Deputy Director, Ground Water Department. | Ex-Officio Member |
| (h) Deputy Director, Mines and Geology Department | Ex-Officio Member |
| (i) Deputy Conservator of Forests (Planning & Extension). | Ex-Officio Member |
| (j) Project Officer/, Integrated Tribal Development Agency / MADA / PTG | Ex-Officio Member |

- (k) Regional officer, Andhra Pradesh Pollution Control Board Ex-Officio Member
- (l) District Panchayat Officer Ex-Officio Member
- (m) An official from Hyderabad Metropolitan Water and Sewerage Board, in respect of Rangareddy and Hyderabad Districts Ex-Officio Member
- (n) Municipal Commissioner of Head Quarter Municipality Ex-Officio Member
- (o) Other Non Official persons not exceeding five, who in the opinion of the Ex-officio Chairman of the District Authority are interested in the conservation of natural resources of which one shall belong to Scheduled Caste, one to the Scheduled Tribe and one shall be a woman Non-Official Members
- (p) Director, Urban Forestry, HUDA in respect of Hyderabad and Rangareddy districts. Ex-Officio Member
- (q) Project Director, Drought Prone Area Programme / District Water Management Agency. Ex- officio Member - Secretary

(2) The term of the office of Non Official members shall be three years from the date of appointment and they are entitled to the allowances as admissible to Grade - I officers of the State.

(3) Resignation or removal of the members of the District Authority shall be governed in the same manner as prescribed under rules 5 and 6 of these rules.

(4) The quorum to conduct a meeting of the District Authority shall be one third of the total number of the members.

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|----------------------|--|---------------------|
| Divisional Authority | a) The R.D.O / Sub-Collector | Ex-Officio Chairman |
| | b) Three Mandal Parishad Presidents and Two Zilla Parishad Territorial Constituency members to be nominated by the Ex-Officio Chairman of the District Authority | Ex-Officio Memebr |

- | | |
|---|---------------------|
| c) Deputy Director of Agriculture (having jurisdiction) | Ex-Officio Member |
| d) Executive Engineer, Irrigation (having jurisdiction) | Ex-Officio Member |
| e) Executive Engineer, Rural Water Supply (having jurisdiction) | Ex-Officio convener |
| f) Geologist of Ground Water Dept. | Ex-Officio Member |
| g) An officer from Mines and Geology Dept. | Ex-Officio Member |
| h) Forest Range Officer (having jurisdiction) | Ex-Officio Member |
| i) An officer from APTRANSCO | Ex-Officio Member |
| j) Divisional level panchayat officer (having jurisdiction) | Ex-Officio Member |
| k) Commissioner municipality (having jurisdiction) | Ex-Officio Member |

Mandal Authority

8. (1) The Government may by notification constitute the Mandal Authority as follows:-

- | | |
|---|----------------------------|
| (a) Mandal Revenue Officer of the concerned Mandal. | Ex-Officio Chairman |
| (b) Mandal Development Officer | Ex – Officio Vice-Chairman |
| (c) Sarpanch of the Mandal Headquarter Gram Panchayat | Ex-Officio Member |
| (d) Two Mandal Parishad Territorial Constituency Members of the concerned mandal to be nominated by the Ex-officio Chairman of the Mandal Authority with the approval of Ex-officio Chairman of the District Authority. | Ex-Officio Member |
| (e) Assistant Executive Engineer, Irrigation Department. | Ex-Officio Member |
| (f) An Officer from Ground water Department. | Ex-Officio Member |
| (g) Assistant Director, Agriculture Department. | Ex-Officio Member |

- h) Assistant Project Director, Integrated Tribal Development Agency. Ex-Officio Member
- (i) Forest Section Officer (having jurisdiction) Ex-Officio Member
- (j) Three non –official members, of whom, one shall be a woman, who in the opinion of the Ex-officio Chairman of Mandal Authority are interested in conservation of natural resources or presidents of the Water Users Association or Vana Samrakhan Samithi or Watershed Association with the approval of the Ex-officio Chairman of the District Authority. Non-Official Members
- (k) An official from TRANSCO having jurisdiction Ex- officio Member
- (l) Assistant Executive Engineer, Rural Water Supply. Ex- officio Member-secretary
- (m)Municipal Commissioner (if mandal head quarter happens to be municipality) Ex-officio Member

Note: In the Scheduled Areas, a Scheduled Tribe candidate shall be nominated. In the predominantly Scheduled Castes Mandal, one of the members shall be from Scheduled Caste

- (i) If the Mandal Headquarter happens to be Municipality, the chairman of the municipality can be nominated.
- (ii) Both the Municipal Chairman and Sarpanch of Rural Gram Panchayat should be nominated as Ex-Officio Member is case the Mandal HeadQuarter is a Municipality also having jurisdiction of Rural Gram Panchayat.

(2)) The term of the office of Non Official members shall be three years from the date of appointment

(3) The Mandal Authority shall conduct meetings atleast once in a month and perform such functions as delegated under section 6 and prescribed under section 3(6) of the Act, and other functions as directed by the Government. The Mandal Authority may utilise the services of the Designated Officers and technical officers in discharging of its functions.

() The quorum to conduct meeting of the Mandal authority shall be one third of the total number of the members.

Meetings of the State, District, Divisional and Mandal Authorities

10. (1) The time, date and place of the meeting of the State, District, Divisional and Mandal Authorities shall be fixed by the Member Secretary of the respective authorities with the approval of its Chairman.

(2) The District Authority may conduct meetings and perform such functions as delegated under section 7 and prescribed under subsection-6 of section 3 of the Act and other functions as directed by the Government and will report to the State Authority through Administrator. The District Authority may utilize the services of the Designated Officers and technical Officers in discharging of its functions.

(3) Seven clear days notice of an ordinary meeting and three clear days notice of a special meeting along with the agenda notes if any, shall be given by the Member Secretary to the members.

(4) Any particular meeting may adjourn from day to day or to any particular day and no fresh notice shall be required for an adjourned meeting.

(5) All decisions in a meeting shall be decided by a majority of votes of the members present. Voting shall be by raising of hands in favour of the proposal. In case of equality of votes the presiding officer shall have a casting vote.

(6) The Authority may Co-opt any person as an observer for a particular meeting or period who shall have no voting rights.

Registration of Wells

11. Every owner of the well shall register the well as per the subsection (2) of section 8 of the Act by an application giving details as in Form-1 appended to these rules and by paying fee as fixed by the Authority having jurisdiction from time to time. The Town Planning Department of Municipal Corporation, Municipalities Hyderabad Water Supply and Sewerage Board, Village Secretaries of the Gram Panchayaths shall facilitate registration of all existing wells in their jurisdiction. The details should be entered in a register as prescribed in Form 1 appended to these rules.

Permission for new wells

12. (1) Any person or institution desiring to dig a new well of any kind in their premises should obtain permission by submitting to the Authority having jurisdiction over the area, an application in Form 2 and 5 as the case may be appended to these rules together with a fee as fixed by the authority from time to time. Application in full shape can also be given to concerned village secretary who shall pass it on to mandal authority within two days. The Authority shall process the application with the help of the Designated Officer. The Designated Officer after examining the application shall satisfy himself about the compliance of the various provisions of the Andhra Pradesh Water, Land and Trees Act, 2002 and as amended Act of 2004 and give his recommendation to the Authority and the said Authority shall dispose off the application within fifteen days of receipt of the application. The Designated Officer while giving recommendation shall comply with the relevant provisions of the Act. Wherever necessary, he shall take the opinion of the Technical Officer of that area. Every order for permission shall be in Form 3 and 6 as the case may be appended to these rules:

The mandal authority on receipt of application for drilling new wells in Form 2 and as the case may be will refer the matter simultaneously for feasibility certificate and for power supply to respective agencies in the mandal authority and obtain the required information and dispose of the application on the basis of the reports from APTRANSCO and then Ground Water department within 2 weeks. It is the responsibility of officials of APTRANSCO and Ground Water to submit their reports to mandal authority in prescribed time. Single window approach is followed to help the people.

Provided that before issuing the permission the applicant has to pay prescribed amount through a D.D towards insurance premium.

(2) The fee shall be paid through a demand draft drawn in favour of “The Andhra Pradesh Water, Land and Trees Authority Fund” payable at the head quarters of the respective Authority.

Conditions for grant of permission

13. The permission for grant of sinking of well under the Andhra Pradesh Water, Land and Trees Act, 2002 and amended Act of 2004 shall be subject to the following conditions, namely;-

1. that the sinking of the well should not violate any provisions of the Act.
2. that the Authority reserves its right to take such measures necessary for preservation and control of water including an order for closure of the well; and
3. that the persons sinking the well shall furnish necessary information as and when required by the Authority in such form as may be prescribed and bound by the orders of the Authority with regard to the drawing of water including imposition of condition of hours of drawing of water.

Taking over of well to ensure drinking water

14. (1) The Authority may by a general or special order shall authorize the Designated Officer to identify such wells as required to ensure supply of drinking water to local population and shall take over such wells.

(2) On identification of the wells, the Designated Officer shall serve or cause to serve an order of requisition on the owner of the well specifying the period of such requisition. The Designated Officer for sufficient reasons, may extend such period of requisition.

(3) On requisition, the owner of the well shall not draw water for any other purpose other than drinking for his own use.

(4) If the well so requisitioned is the only source of irrigation and if the owner is solely dependent on agriculture for his livelihood, the owner shall be compensated for the loss of livelihood. The quantum of compensation shall be decided by the District Collector in consultation with the agriculture department based on the crops raised during the same period in the previous three years by the owner utilizing the water from the well.

| | |
|--|--|
| Construction of Rain Water Harvesting Structures | 15. The construction of the water harvesting structures in all existing and new residential, commercial, public and open areas shall be governed by the guidelines and schemes adopted by the respective urban and local bodies. They shall also be responsible for monitoring execution of the construction in accordance with the design and the scheme. The provisions of section 17 of the Act shall be followed by the Urban and Local bodies. |
| Registration of Rigs | 16. Every rig owner or an operator operating or desiring to operate in the state of Andhra Pradesh shall register the rig with the Authority by paying the prescribed fee which shall be renewable for every two years. The application shall be made in Form 15 and the permission shall be given by the Authority in Form 16. The rig owners are required to display the Form 16 at all times upon the rig. Failure to register the rig shall be an offence and shall be dealt in accordance with rules. |
| Prohibition of water contamination | 17. The Authority shall restrict, regulate and prohibit storage and disposal of effluents by any person or industry, local body or aqua culture farm into any stream or well or sewer or on land to prevent and control contamination of ground water. The Authority may pass orders suo-motto or based on representations received from public and after providing an opportunity to be heard to the affected parties and recording reasons in writing. |
| Land use and water quality | 18. The Authority may impose restrictions and prohibit any industry and carrying out of any process and operations in any area to protect water and soil quality in the area. The Authority shall provide opportunity to be heard to the affected parties before passing any order and shall record reasons in writing. |
| | <p>Explanation-: power to issue orders under this rule includes power to order for</p> <ul style="list-style-type: none"> (i) Shifting and closure of industry; and (ii) prohibition or regulation of any process or operation. |
| Water Cess | 19. The Authority may levy a cess on consumption of water and discharge of effluent by any industry, which is not covered under Schedule I of the Water Cess Act, 1977 and the amount of cess shall be as fixed by the Authority from time to time. |

Modification of land use

20. (i) The authority or any designated officer or agency may direct the occupier of any land that land use shall be modified if the quality of the water coming from the land is not of acceptable quality compared to the standards prescribed by the Andhra Pradesh Pollution Control Board from time to time

(2) No brick manufacturing shall be taken up in areas where the soil is prone to erosion and depletion.

(3) Wherever coal based thermal power plants are in operation, all constructions within a radius of 10 Kilo meters shall be taken up with bricks made only with fly ash.

Ceiling on water use

21. Industries shall not use fresh water in excess of maximum unit quantity specified by the Andhra Pradesh Pollution Control Board in consent orders issued under the Act, including for production- related purposes like dilution of effluents etc., The Andhra Pradesh Pollution Control Board may impose penalty upto the maximum permissible under the Act, in each case of proven violation of the consent condition.

Sand mining

22. In areas where sand mining is affecting groundwater regime, such of the areas shall be notified and transportation of sand shall be prohibited and mining and transportation of sand shall be banned in categories-I, II and III ground water micro basins/ mandals and for other areas the following conditions shall apply for exploitation of sand.

1. a) Sand mining shall not be permitted in I, II, III order streams except for local use in the Villages or towns bordering the streams. Transportation of sand from these notified I / II / III order streams through mechanical means out of the local jurisdiction shall be banned.
 - b) In IVth order stream, sand mining shall be restricted to specified areas. .
 - c) In Vth order and above rivers, Viz: Godavari, Krishna, Pennar etc. Sand mining may be permitted without affecting the existing sources for Irrigation for drinking water or industrial purpose.
- (2). The sand leaseholders shall not carryout quarrying within 500 m of any existing structure such as bridges, dams, weirs or any other cross drainage structure.
 - (3). Vehicles carrying sand shall not ply over the flood banks except at crossing points or bridges or on a metal road
 - (4) Permission to quarry sand shall not be granted within 500 Meters of any groundwater extraction structure(s) either for irrigation or drinking water purposes.
 - (5)The streams / rivers where the thickness of sand is quite good (more than 8.00 Meters) the depth of removal may be extended to 2.00 Meters but in no case beyond two meters.
 - (5) Sand quarrying shall not be permitted within 15 meters or 1/5 of the width of the stream bed from the bank whichever is more.
 - (6) Sand mining shall not be permitted in streams where the thickness of sand deposition is less than 2.00 meters.
 - (7) The depth of removal of sand shall be restricted to one meter particularly in minor streams where the thickness is more than 3.00 meters and less than 8.00 meters.

(8)The sand quarrying shall be restricted to depths above the water table recorded during monsoon and in no case effect/ disturb the water table.

(9)The quantity of sand deposited annually in every stream or river shall be monitored by establishing observation stations along the stream course.

2. The Ground Water Department shall take up joint inspection along with officials of Mines and Geology Department or other concerned departments whenever cases are referred to study the impact of sand mining in an area and shall give its recommendations

Tree planting

23. (1) In every Municipal Corporation or Municipality or other local area, the number of trees to be planted and their subsequent maintenance shall be on the following scale:

(i).Residential areas: Every house hold having above 100 square meters area shall plant at least small or medium variety in their premises as follows

Below 100 Square meters --- 3 trees

101 to 200 Square meters --- 5 trees

201 to 300 square meters --- 10 trees

301 square meters and above – 10 trees plus 5 trees for every increase of 100 Square meters.

(ii). Commercial or institutional areas: Commercial establishments shall plant trees as follows;-

| Plot Area (1) | No. of trees (2) |
|---------------------------|---|
| Below 200 Square meters | 2 |
| 201 to 500 Square meters | 4 |
| 501 to 1000 Square meters | 6 |
| Above 1001 Square meters | 6 trees plus 2 trees for every increase of 100 Square meters. |

In addition commercial or institutional areas shall be landscaped instead of leaving them without any vegetation

(iii) Industrial areas: In industrial areas trees shall be planted as per the norms of the Andhra Pradesh Pollution Control Board.

(2) The local authority having jurisdiction shall grant building permission subject to the condition that the owner shall plant prescribed number of trees.

(3) The owner of the premises or house shall maintain the trees and shall not fell the tree without the prior permission of the Designated Officer.

(4) If any owner desires to fell a tree, he shall apply in writing to the Designated Officer for permission in Form 13 with a fee per tree as indicated below in that behalf. The application shall be accompanied by a site plan indicating the position of the tree required to be felled and the reasons therefor

- | | |
|---|-----------|
| (i) For urban residential and Institutional areas | Rs. 50/- |
| (ii) For urban commercial areas | Rs. 100/- |
| (iii) For rural areas | Rs. -- |

(5) On receipt of such application, the Designated Officer or an officer authorized by him, may, after inspecting the trees and holding such enquiry, as he deems necessary either grant or refuse the permission applied for in form 13(a).

Provided that permission shall not be refused, if the tree:-

- (i) is dead, diseased or wind fallen or
- (ii) has silviculturally matured; or
- (iii) constitutes a danger to life or property; or
- (iv) constitutes obstruction to traffic, or
- (v) is substantially damaged or destroyed by fire, lightning, rain or other natural causes.

Provided further that, if the tree permitted to be felled is not exempted from purview of Forest Produce Transit rules, the Designated Officer shall inform the concerned Divisional Forest Officer for grant of transit permit and the owner shall not transport felled material without a valid permit.

(6) The Designated Officer shall dispose the application within fifteen days from the date of receipt of application by him.

(7) The permission to fell a tree may be granted subject to the condition that the owner of the premises shall plant another two trees of the same or suitable species on the same site or other suitable place, within thirty days from the date the tree is felled.

(8) (a) If, in the opinion of the Designated Officer, the number of trees in any premises or open area is not adequate according to the standards prescribed in sub-rules (i) and (ii) above, he may after giving reasonable opportunity of being heard to the owner or occupier of the land, by order, require him to plant such trees or additional trees and at such places in the land as may be specified in the order.

(b) When an order is so made, the owner or occupier of the land shall comply with the order within ninety days from the date of its receipt.

(9) (a) Where any tree has fallen or destroyed by fire, lightning or rain or other natural causes, the Designated Officer may suo moto or on information given to him, after holding such enquiry as he deems fit and giving a reasonable opportunity to the owner or occupier of the land where the tree existed, by order, require such owner or occupier to plant a tree in place of the tree so felled or destroyed at the same or other suitable place as may be specified in the order.

(b) When an order is so made, the owner or occupier of the land shall comply with the order within ninety days from the date of its receipt.

(10) When the owner or occupier of any land fails to comply with any order made by the Designated Officer, the Designated Officer shall take necessary action for planting the trees and recover the expenditure incurred thereon as arrears of property tax.

(11) 30% of the available open area in the premises of institutions shall be taken up for tree plantation with a density of not less than 6 trees per every 100 Square meters in open area.

Dealing with the cases of offence.

24. (1) Any violation of the provisions of the Act and these rules shall be booked in the offence report given in Form 4 appended to these rules. A copy of the offence report shall also be submitted to the District Authority immediately. In case the offender is to be prosecuted, a copy of the offence report shall also be submitted to the nearest Magistrate having jurisdiction.

(2) Where an offence is committed, the Designated Officer may seize any instrument or machinery or any other device, vehicles or other conveyance or any other movable property used in or involved in committing such offence. A list of seizures shall be furnished to the custodian of the property seized in Form 5 appended to these rules.

(3) Where the seizures have to be given to the safe custody of any person it shall be given to the custody of that in the Form 9 appended to these rules with a direction to produce the property before the Designated Officer or the Court as and when required.

Compounding
of offences

25. (1) The Designated Officer may compound the offences in Form 10 appended to these rules and furnish a copy of the compounding order to the offender and submit another copy to the District Authority. The quantum of compounding fee shall be as follows:-

However the offenses listed in subsection 2 of section 5 are not compoundable and such cases have to be prosecuted in the court of law.

(i) For contravention of any of the other provisions or any order or obstructing any person in discharging of his duties under the Act and these rules, the compounding fee shall not be less than one thousand rupees but which may extend to five thousand rupees.

(ii) For felling a tree without prior permission, the compounding fee shall not be less than two times of value of the tree felled but which may extend to five times of the value of the tree felled.

(iii) In case of a second or subsequent offence by the same person or institution, the offender shall be liable to pay twice the amount of compounding fee prescribed above.

(2) When the compounding fee is levied and paid by the offender, a receipt in Form 11 appended to these rules shall be issued to the person paying the compounding fee.

Confiscation of property

26. Where the authorised officer, based on the gravity of the offence, do not agree for departmental compounding OR where the offender do not agree for departmental component of the offence the authorised officer may order for confiscation of seizures produced before him under section 38 of the Act duly following the procedure laid down therein.

Appeals

27. (1) Any person aggrieved by any order made by the Designated Officer may appeal to the District Authority within a period of thirty days from the date of receipt of the order by him.

(2) Any person aggrieved by any order made by the District Authority may appeal to the State Authority within thirty days from the date of receipt of the order by him.

(3) On receipt of the Appeal, the District Authority or the State Authority shall after giving a reasonable opportunity of being heard, may pass such order as it may deems fit.

(4) The decision of the State Authority shall be final and binding.

Review

28. An application for review by the Government shall be made to the concerned Secretary as the case may be, of the concerned department who shall dispose off the application with in a period of thirty (30) days after giving a reasonable opportunity of being heard to the aggrieved party.

Andhra Pradesh Water,
Land and Trees
Authority Fund

29. (1) Constitution of the Fund: All monies received by the Mandal, District or State Authority shall be credited to the respective Authority. The remittances to the Mandal, District or State Authority shall be made by way of cash or demand draft in a Government account to be operated jointly by Member Secretary and the Chairman of the Authority.

(2) Control of the Fund: The Member Secretary of the District or State Authority shall operate the Fund after obtaining the approval of the Chairman.

(3) Accounts and Audit: (a) The District and State Authority shall maintain monthly accounts of receipts and expenditure.

(b) The Mandal and District Authority shall furnish an abstract of monthly receipts and expenditure to the State Authority in Form 12 appended to these rules.

(c) The State Authority shall furnish to the Government a consolidated statement of receipts and expenditure once for every year in Form 12.

(4) Budget estimates: (a) The District Authority shall on or before the 30th day of September every year prepare annual budget estimate in respect of the ensuing financial year of the estimated income and expenditure and submit to the State Authority, in the format as prescribed in budget manual.

(b) The State Authority shall on or before 31st day of October every year prepare annual budget estimate in respect of the ensuing financial year of the estimated income and expenditure and submit to the Government for incorporating in the State budget in the format as prescribed in budget manual.

Annual Report

30. The Annual Report of the Authority shall give true and full account of the activities in that year and shall be prepared in the format prescribed by the Government and submitted by the due date.

FORM – 1
(see rule 11)
Register of wells

| Sl. No. | Name of the well owner | Address | Location : House \ Plot numbers, S.No. | Type of well: Open/ Bore Well Hand Pump / motor Diameter , Depth |
|---------|------------------------|---------|--|--|
| (1) | (2) | (3) | (4) | (5) |
| (6) | (7) | (8) | (9) | (10) |
| | | | Whether pumping is done using motor. If so, details: 1. Hp of the pump 2. Type of motor used: submersible / jet / compressor / centrifugal / turbine | If used for irrigation state acreage irrigated: |

Acknowledgement

Application for registration of existing wells is received in this office along with registration fee of Rs. _____ through a D.D no. _____ Dated: _____. The well has been registered in this office.

Signature of Designated Officer
Water, Land and Tree Authority
(With Seal)

Place:
Date:

FORM – 2

(see rule 12)

Application for digging a new well for agricultural purposes

1. Name of the Applicant :

2. Address

House No.
Street
Village / Town
Mandal
District

3. Location of proposed well: S. No. _____ / Village _____

4. Type well to be dug: Open / Bore Well / Hand Pump

5. Mode of drawing water : Diesel Engine / Electric Motor

6. Specification of pump

7. Details of payment of

1) Application fee of Rs. _____ D.D.No. Date..... Bank

2) Survey charges Rs. _____ D.D.No. Date..... Bank

I hereby declare that the above particulars are true to the best of my knowledge and belief.

Date :

Signature

----- ✕ ----- ✕ ----- ✕ -----

Order of the Designated Officer:

Your application for digging a new bore well in Sy. No. of village is not approved.

Reasons for not approval.

- i. AP TRANSCO expressed its inability to provide power connection.
- ii. Rejection by G.W.D (Survey report of geologist is enclosed).

Signature of the applicant

Note: Please (✓) the appropriate reason

----- ✕ ----- ✕ ----- ✕ -----

Acknowledgement

An application for digging new well for agriculture purpose is received in this office along with an application fee of Rs. _____ through D.D No. _____
Dated: _____ from Sri _____ resident of
(_____)

**Signature of Designated Officer
Water, Land and Tree Authority
(With Seal)**

Place:
Date:

FORM – 3
(see rule 12)

Permission for digging a Agricultural well

Sri of (Address) is permitted to dig a new well at (location) to a depth of meters for drawing water for Irrigation use, subject to the following conditions:-

- (1) The well should not be used for drawing water for any other purpose other than applied for.
- (2) The withdrawal of water should be regulated, and no wastage of water should be done.
- (3) The utilized water should be recycled as prescribed for recharging the ground water.
- (4) Structures should be constructed for harvesting rainwater in the vicinity of the well.
(mandatory in case the proposed well falls in area declared as Over Exploited Area)
- (5) The utilization of water will be subject to the regulation from time to time based on the extraction water from the well.
- (6) The borewell is insured for a sum of Rs. _____ wide the insurance master policy No. _____. The applicant has paid the premium amount of Rs. _____ by D.D No. _____.

Note: Geologist report including site plan is enclosed,

Place :
Date :

**Designated Officer,
Water, Land and Tree Authority
(with seal)**

FORM -4
Rejection order of the designated officer

Your application for digging a new bore well for agriculture purpose in Sy.No. _____ village _____ is hereby rejection.

Reasons for rejection

- 1) APTRANSCO expressed inability for power connection.
- 2) Rejection by Ground Water Department (survey report of geologist is enclosed)

Place :
Date :

**Designated Officer,
Water, Land and Tree Authority
(with seal)**

FORM – 5

(see rule 12)

Application for digging a new well for Industrial purposes

1. Name of the Applicant :

2. Address of the applicant:

3. Location of proposed well:

4. Type well to be dug: Open / Bore Well / Hand Pump

5. Mode of drawing water : Diesel Engine / Electric Motor

6. Specifications of pump

7. Details of payment of

1) Application fee of Rs. ____ D.D.No..... Date..... Bank

2) Survey charges Rs. ____ D.D.No..... Date..... Bank

I hereby declare that the above particulars are true to the best of my knowledge and belief.

Signature of the applicant

Date :

Place:

----- ✂ ----- ✂ ----- ✂ -----

Acknowledgment

An application for digging new well for Industrial purpose is received in this office along with an application fee of Rs. _____ through D.D No. _____ Dated: _____ from Sri _____ resident of (_____)

**Signature of Designated Officer
Water, Land and Tree Authority
(With Seal)**

Place:

Date:

FORM – 6
(see rule 12)

Permission for digging a well for Industrial/Other use

Sri of (Address) is permitted to dig a new well at (location) to a depth of meters for drawing water for Industrial / Other use, subject to the following conditions:-

- 1) The well should not be used for drawing water for any other purpose other than applied for.
- 2) The withdrawal of water should be regulated, and no wastage of water should be done.
- 3) The utilized water should be recycled as prescribed for recharging the ground water.
- 4) Structures should be constructed for harvesting rainwater in the vicinity of the well. (mandatory in case the proposed well falls in area declared as Over Exploited Area)
- 5) The utilization of water will be subject to the regulation from time to time based on the extraction water from the well.
- 6) Case should be taken not to pollute the surrounding areas.

Place:
Date:

**Designated Officer,
Water, Land and Tree Authority
(with seal)**

FORM -6A

Rejection order of the designated officer

Your application for digging a new bore well for Industrial purpose in village / Town _____ is hereby rejected.

Reasons for rejection

- 1) APTRANSCO expressed inability for power connection.
- 2) Rejection by Ground Water Department (survey report of geologist is enclosed)
- 3) Other reasons please specify

Place :
Date :

**Designated Officer,
Water, Land and Tree Authority
(with seal)**

FORM – 7
(see sub rule (1) of rule of 24)
Offence Report

1. Name, parentage and address of the :
accused person
2. Nature of offence :
3. Place where offence occurred :
4. Date and time of detection of Offence :
5. Name and address of the Complainant :
6. Description of vehicles, tools etc. used :
in committing the offence
7. Name and address of witnesses :

8. Punishable Under Section ---- of
Andhra Pradesh Water, Land and
Trees Act.

Date :
Place:

Signature of Designated Officer

Note: The original to be sent to the District Authority immediately and the duplicate copy to be given to offender and the triplicate to be retained in the book.

FORM – 8
(see sub rule (2) of rule 24)

List of Seizures

The following properties involved in the commission of offence are seized by me today i.e. in connection with an offence under section ----- under the Andhra Pradesh Water, Land and Trees Act, 2002 from SriS/O ----- Aged.- R/o.

- 1.
- 2.
- 3.
- 4.

Date :
Place:

Name :
Signature of Designated Officer.

Note: The original shall be retained in the book and the duplicate shall be given to the custodian of the property seized.

FORM – 9
(see sub rule (3) of rule 24)

Certificate of Safe Custody

The following properties involved in offence case no. dated. are given in my custody by (name & designation) on for safe custody.

I undertake to safeguard from damage and loss and produce the same on demand by the Designated Officer or the Court.

Details of the properties taken over.

- 1.
- 2.
- 3.
4. etc.

Signature of the
Designating Officer
Date :

Signature of custodian.
Name :
Father's name:
Address:

FORM – 10
(see rule 25)

(Compounding Order)

Sri S/OAged.....R/o. has committed an offence against the provisions of the Andhra Pradesh Water, Land and Trees , 2002 and rules made thereunder. An offence case is booked vide case No. dated.under section of the Andhra Pradesh Water, Land and Trees Act, 2002..

In view of the willingness expressed by the accused, I hereby order that a sum of Rs. /- be paid towards compensation.

On payment of the compensation amount in full, the seizures detailed hereunder shall be released.

Details of seizures:

- 1.
- 2.
- 3.
4. etc.

If the compensation amount is not paid in full within thirty days from the date of receipt of this Order, action to recover the same will be taken as if it were arrears of land revenue.

Appeal against these Orders, lies to the District Authority within thirty days of receipt of these orders.

Date :
Place:

Designated Officer.
(Name and Designation)

To
Sri
H.No.
Street
Village / Town
District
Pin Code

Copy submitted to District Authority for information.

FORM – 11
(see sub rule (2) rule 25)

Receipt for compounding fee

Received Rs. /- (in words) from Sri S/O.....R/o. towards compounding fee for composition of offence in case No. dated.

The compounding fee is received in full / part.

The balance compounding fee shall be paid in thirty days failing which action shall be initiated to recover the same as arrears of land revenue.

Date :
Place:

Designated Authority
(Name and Designation)

FORM – 12
(see rule 29)

Abstract of accounts

District for the month /year of

| Sl. No. | Nature of receipt | Amount received | Nature of expenditure |
|---------|------------------------------------|-----------------|-----------------------|
| (1) | (2) | (3) | (4) |
| 1. | Compounding fee | | |
| 2. | Registration of new wells | | |
| 3. | Registration fee of rigs | | |
| 4. | Grant by Government | | |
| 5. | Any other receipts (please specify | | |
| | Amount of expenditure | Balance | |
| | (5) | (6) | |

Form – 13
(see sub rule (4) of rule 23)

Application for permission for felling trees

I, Sri S/O Aged..... R/O (Address) request you to please permit me to fell the following tree / trees in my premises.

1. Category of Premises:
 - a) Residential
 - b) Institutional
 - c) Commercial
 - d) Agriculture
 - e) Industrial
 - f) Others- specify
2. Area of the premises.
3. Number of trees existing in the premises:
4. No. of trees proposed to be felled:
5. Species of the trees proposed to be felled:
6. Age of the tree proposed to be felled:
7. Reason for proposing to fell the tree/trees:

I undertake that I shall replant immediately a tree/ trees in place of the trees felled

8. Details of the D.D

Place :

Date :

Signature of the applicant

FORM 13(a)
(see sub rule (5) of rule 23)
Permission for felling tree / trees

Sri ----- S/O Aged..... R/O..... is permitted to cut tree / trees in the premises --
----- subject to the following conditions, namely:-

1. Premises of felling tree / trees is as mentioned above only.
2. Number of tree / trees permitted to be felled is ----- only (Specify species and Number)
3. ----- No. of plants shall be planted within 30 days of the felling
4. Felling shall not be carried out before inspection, banding with red paint by the concerned officials.
5. In case of failure to take up plantation, plants shall be raised at the cost of the applicant.

Place :

Date :

Designated Officer,
Water, Land and Tree Authority
(with seal)

Form 16
(see rule 16)

Registration of Rigs / hand boring sets

The vehicle bearing number/ hand boring set----- belonging to Sri ----- of -
------(Address) is registered with the Water, Land and Trees Authority of Andhra Pradesh as
a rig / hand boring set for operation with in the territorial area of Andhra Pradesh.

This registration is valid up to -----

This registration does not convey any endorsement of the vehicle for its performance and
does not amount to recommendation for employing the rig but only conveys that the rig / hand
boring set is permitted to operate with in the territorial jurisdiction of Andhra Pradesh state
subject to all other conditions as per the law and rules in force.

The rig shall not be used for drilling of borewells without the valid permisison under
APWALTA. Failing which it is liable for confiscation.

Place:
Date:

Designated Officer,
Water, Land and Tree Authority
(with seal)