



# The Sindh Government Gazette

Published by Authority

**KARACHI FIRDAY SEPTEMBER 28, 2018**

## PART-I

KARACHI WATER & SEWERAGE  
BOARD

Karachi dated the 18-09-2018.

### NOTIFICATION

NO. KW 658/MD/2018/146/L In exercise of the powers conferred by section 16 of the Karachi Water and Sewerage Board Act, 1996, the Karachi Water and Sewerage Board with the approval Government of Sindh, is pleased to make the following rules, namely:-

1. **Short title extent and commencement.** (1) These Regulations may be called Sub Soil Water (Extraction and Consumption) Regulation, 2018.
  - (2) They shall extend to the whole Karachi Division.
  - (3) They shall come in to force at once and shall remain in force for a period of three years and be enforceable for further terms subject to availability of Sub-Soil water.
2. **Definitions.** In these regulations, unless the context otherwise requires -
  - (a) "Act" means the Karachi Water and Sewerage Board Act, 1996;
  - (b) "Board" means the Karachi Water and Sewerage Board;
  - (c) "Managing Director" means the Managing Director of the Board.
3. **Validity of license.** All Licenses granted for the extraction of Sub Soil water shall be for a period of three years and for such period as the Board may be able to supply water, whichever is earlier.
4. **Grant of license.** (1) All licenses shall be granted by the Managing Director on the prescribed form upon the written request of the President or Chairman of the concerned Industrial Estate Association along with the No Objection Certificate (NOC) by the Managing Director SITE Limited or any other representative duly authorized by the Secretary Industry or regulatory body.
  - (2) A No Objection Certificate of the Land-owning agency in respect of the conveyance system, if any, shall be obtained prior to applying for the license and shall be made part of the application by the applicant. Old NOCs issued in this regard shall also be admissible.
5. **Distance from the Board's water lines.** (1) The Tube-Well and/or the Well must be situated at the maximum distance as determined by the Board from the Main Lines, Conduit Lines, Syphons, Pumping Mains, or Reservoir of the Board and in no case should be over or near the main water supply lines.



(2) The contravention of this rule shall render the cancellation of license along with the criminal proceedings against the licensee under the Act or any other law for the time being in force.

(3) The Sub Soil water licensees shall be held responsible in case of their respective contravention of these regulations.

6. **Hydrological study and test report.** The Board may, wherever deemed expedient, require for a ground water hydrological study and test report to be submitted along with the application for license, and the Board may have the Study or test conducted at any time prior or after the grant of the licenses at the cost of the licensee.

7. **Consideration of license applications.** The Board may consider the following matters for issuing licenses:-

(a) all applications shall be made public by the Board so as to invite objections thereto by placing the same on Board website;

(b) In determining whether to grant or deny an application the Board shall consider the following:-

- (i) objections filed, if any;
- (ii) previous license granted, if any;
- (iii) availability of water;
- (iv) water supply needed for a particular use and possible adverse effects of extension;
- (v) Land use implications.

8. **Standards of design and construction.** All licenses shall be subject to such restrictions standards of design and construction, and such other terms and conditions as may be imposed or prescribed by the Board from time to time.

9. **Water in right amount.** (1) The respective Industrial Area Association shall ensure that water is utilized in the right amount during the period that the water is needed for producing the benefits for which the sub-soil water is appropriated.

(2) The respective Industrial Area Association shall also be responsible for the implementation of the regulations and an undertaking shall be obtained duly signed by the licensee to abide by the regulations set for operations of sub soil water abstraction and supply.

10. **License Fee.** (1) The license shall be issued against fee charges of Rs.30,000/= (Thirty Thousand) per month per Bore Hole.

(2) The licensee shall pay in advance Rs. 90,000/= (Ninety Thousand) per Bore Hole one-time security deposit which shall be forfeited in case of non-payment of water charges as mentioned above or in case of any breach in terms and conditions set in the license.



(3) A non-refundable license fee shall be charged from the permit holder at the rate of Rs.100,000/= (One Hundred Thousand) per Bore Hole before commencement of the supply.

11. **Transportation through water tankers.** (1) The water from the tube wells, wells, bore holes shall not, under any circumstances, be allowed to be transported through water tankers or any other sources in any case whatsoever without prior permission.

(2) The KW&SB reserves the right to cancel any license of abstraction without assigning any reason thereof.

12. **Maps of their supplies.** The licensee shall provide the Board detailed maps of their supplies and the names of their customers for monitoring and record, failing which the license may be revoked immediately.

13. **Theft of water.** (1) All the tube wells, wells, bore holes existing on the bed of south bank Lyari River shall be shifted in the bed of north bank of Lyari River in order to prevent the chances of theft of water from the KW&SB Water Sources within one month from the date of license granted.

(2) The licensee shall not use the Board's lines for extracting water on the pretext of sub soil water and such attempt shall immediately render the licensee to criminal proceedings under section 14-A, of the Act and all other penal actions for loss or destruction of public property. Such licensee shall be prosecuted under the concerned laws and their licensee shall be cancelled or revoked immediately.

14. **Water not for drinking purpose.** The sub-soil water shall not be used for drinking purpose and the Board shall not be responsible for the quality of water abstracted and supplied by the licensee as this facility is only meant for industrial / commercial use and strictly not for drinking use.

15. **Application Form.** The Application Form shall provide the information of Water Recipient(S) of the particular bore hole for information and verification.

16. **Extension of Area.** No licensee shall extend his area of supply through new bore holes without prior permission of the Board. However, replacement of bore shall not render him for any additional fee and he shall continue to be charged on the basis of prevailing bores.

17. **Inspection by the Board.** The Board shall inspect the water abstraction facilities including quality assessment of sub soil water and network of any licensee through the Board staff or privately hired consultant any time without giving any prior notice, before the license is granted and during its validity and even after when the same is revoked or cancelled to ensure that the infrastructure created for the purposes has been withdrawn.

MANAGING DIRECTOR  
KARACHI WATER & SEWERAGE BOARD

