

1	2	3	4
		रुपये	रुपये
धारा 410	तल आदि दर्शित करने के लिए लगाया गया कोई चिन्ह हटाना।	5000	500
धारा 411	निगम आयुक्त आदि के आदेश द्वारा या उसके अधीन प्रदर्शित सूचना को हटाना आदि।	5000	500
धारा 412	निगम में निहित किसी भूमि से मिट्टी बालू या अन्य सामग्री विधि विरुद्धतया हटाना या कोई पदार्थ विधि विरुद्धतया जमा करना या कोई अधिक्रमण करना।	10000	1000।”।

AUTHORITATIVE ENGLISH TEXT

Act No. 13 of 2016

**THE HIMACHAL PRADESH MUNICIPAL CORPORATION (AMENDMENT)
ACT, 2016**

(AS ASSENTED TO BY THE GOVERNOR ON 19TH SEPTEMBER, 2016)

AN

ACT

further to amend the Himachal Pradesh Municipal Corporation Act, 1994 (Act No.12 of 1994).

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Sixty-seventh Year of the Republic of India as follows:—

1. Short title and commencement.—(1) This Act may be called the Himachal Pradesh Municipal Corporation (Amendment) Act, 2016.

(2) It shall come into force on such date as the State Government may, by notification published in the Official Gazette, appoint.

2. Amendment of section 4.—In section 4 of the Himachal Pradesh Municipal Corporation Act, 1994 (hereinafter referred to as “the principal Act”), in sub-section (3-A), for the words “three persons”, the words “five persons” shall be substituted.

3. Amendment of section 46.—In section 46 of the principal Act,—

(a) in sub-section (1), for the words and sign “Joint/Assistant Commissioner”, the words and sign “Additional/Joint Commissioner” shall be substituted, and after sub-section (1) as so amended, the following proviso shall be inserted, namely:—

“Provided that an officer posted in the Corporation with less than seven years service shall be designated as Joint Commissioner and an officer with more than seven years service shall be designated as Additional Commissioner.”; and

- (b) in sub-section (2), for the words and sign “Joint/Assistant Commissioner”, the words and sign “Additional/Joint Commissioner” shall be substituted.

4. Amendment of section 121.—In section 121 of the principal Act, after the existing proviso, the following proviso shall be inserted, namely:—

“Provided further that the Commissioner may, after affording an opportunity of being heard, deny or withdraw the No Objection Certificate issued for installation of electricity connection and disconnect the water connection and sewerage connection, if the owner, or the occupier of the premises in question is assessable to taxes and arrears to the Corporation as per the demand raised and the same may be restored on the written request of such owner or occupier, by the Commissioner by imposition of a penalty not exceeding twenty thousand rupees.”.

5. Amendment of section 157.—In section 157 of the principal Act, for clause (a), the following clause shall be substituted, namely :—

“(a) the Commissioner, with the prior approval of the Standing Committee constituted under sub-section (4) of section 40 of the Act, may dispose of, by sale, lease or otherwise, any movable or immovable properties belonging to the Corporation, by public auction, except such movable and immovable properties which is to be given on lease or otherwise, to the Government Departments, Boards or Corporations for public utility.”.

6. Amendment of section 159.—In section 159 of the principal Act,—

- (a) in clause (c), for the words “rupees five lac”, the words “rupees ten lac” shall be substituted; and
- (b) in the proviso to clause (c), for the words “rupees five lac”, the words “rupees ten lac” shall be substituted.

7. Amendment of section 352.—In section 352 of the principal Act, for the words “which may extend to five thousand rupees”, the words “of ten thousand rupees” shall be substituted.

8. Amendment of section 384.—In section 384 of the principal Act, for the words and sign “which may extend to five hundred rupees, and in case of a continuing failure or contravention with an additional fine which may extend to fifty rupees”, the words and sign “of five thousand rupees, and in case of a continuing failure or contravention with an additional fine of five hundred rupees” shall be substituted.

9. Amendment of SECOND SCHEDULE.—In SECOND SCHEDULE appended to the principal Act, for the existing TABLE, the following TABLE shall be substituted, namely:—

"TABLE

Section, sub-section, clause or proviso	Subject	Fine or imprisonment which may be imposed	Daily fine which may be imposed
1	2	3	4
		Rs.	Rs.
Section 98, sub-section (1) and (2)	Failure to give notice of transfer or devolution of land or building.	8000	500
Section 98, sub-section (3)	Failure to produce instrument of transfer	7000	500
Section 99	Failure to give notice of erection of new building.	8000	500
Section 100	Failure to give notice of demolition or removal of building.	8000	500
Section 101	Failure to comply with requisition to furnish information etc.	10000	500
Section 105 sub-section (2)	Wilful delay or obstruction of valuers	10000	500
Section 116	Prohibition of advertisement without permission	10000	500
Section 131	Failure to give notice of re-occupation of vacant land or building	6000	500
Section 136, sub-section (2)	Non-compliance with the requisition of attendance before the Commission	10000	1000
Section 139	Failure of disclose liability	10000	1000
Section 173	Failure to give notice	5000	500
Section 175	Prohibition to occupy new premises without arrangement for water supply.	6000	500
Section 180	Refusal of admittance, etc.	10000	500
Section 183, sub-section (1)	Laying of water pipes, etc. in a position where the same may be injured or water therein polluted.	5000	500
Section 183, sub-section (2)	Construction of latrines, etc., in a position where pipes may be injured or water therein polluted.	5000	500

1	2	3	4
		Rs.	Rs.
Section 187	Injury to, or interference with free flow of contents of municipal drain or drains communicating with municipal drain.	7000	500
Section 188, sub-section (2)	Private drain not to be connected with municipal drain without notice.	5000	500
Section 189	Non-compliance with requisition for drainage of undrained premises.	7000	500
Section 190	Erection of new premises without drains	10000	500
Section 191	Non-compliance with requisition of maintenance of drainage works for any group or block of premises.	10000	1000
Section 192	Non-compliance with direction to close or limit the use of private drains in certain cases.	5000	500
Section 193	Non-compliance with Commissioners order regarding the use of a drain by a person other than the owner thereof.	10000	1000
Section 194	Non-compliance with requisition for keeping sewage and rain water drains distinct.	10000	1000
Section 195	Non-compliance with requisition for the payment of court-yard etc.	5000	500
Section 197	Connection with municipal water works of drains without written permission.	10000	1000
Section 200, sub-section (4)	Non-compliance with requisition to close, remove or divert a pipe or drain.	10000	1000
Section 206, sub-section (1)	Execution of work by a person other than a licensed plumber	2000	-
Section 206, sub-section (2)	Failure to furnish when required, name of licensed plumber employed.	2500	-
Section 206, sub-section (6)	Licensed plumbers not to demand more than the charge prescribed.	2000	-
Section 206, sub-section (8)	Licensed plumbers not to contravene bye-laws or execute work carelessly or negligently, etc.	5000	-

1	2	3	4
		Rs.	Rs.
Section 207	Prohibition of wilful or neglectful acts relating to water or sewage works.	10000	1000
Section 215, sub-section (3)	Construction of building within the regular line of street without permission.	10000	1000
Section 217	Failure to comply with requisition to set back building to regular line of street.	10000	1000
Section 220	Failure to comply with requisition to set forward buildings to regular line of street.	10000	1000
Section 223, sub-section (5)	Utilising, settling or otherwise dealing with any land or laying out a private street otherwise than in conformity with orders of the Corporation.	10000	1000
Section 224, sub-section (1) clauses (a) and (b)	Failure to comply with requisition to show cause for alteration of street or appearance before the Commissioner.	10000	1000
Section 225, sub-section (1)	Failure to comply with requisition on owner of private street or owner of adjoining land or building to level, etc. such street.	10000	1000
Section 227, sub-section (1)	Prohibition of projection upon street, etc.	Imprisonment for one month and Rs. 10,000 or both.	1000
Section 227, sub-section (2)	Failure to comply with requisition to remove projections from street.	Imprisonment for one month and Rs. 10000 or both.	1000
Section 228, sub-section (3)	Failure to comply with requisition to remove a verandah, balcony, etc, put up in accordance with section 235 (1).	10000	1000
Section 229	Failure to comply with requisition to have ground floor doors, etc., so altered as not to open outwards.	10000	1000
Section 230, sub-section (1)	Erection, etc. of structures of fixtures which cause obstruction in streets.	10000	1000

1	2	3	4
		Rs.	Rs.
Section 230, sub-section (2)	Deposit, etc, of things in streets.	10000	1000
Section 233, sub-section (1) & (2)	Tethering of animals and milking of cattle in Public Streets.	10000	1000
Section 234, sub-section (4)	Unlawful removal of bar or shorting timber etc, or removal or extinction of light.	10000	1000
Section 235, sub-section (1)	Streets not to be opened or broken up and building material not to be deposited thereon without permission.	10000	1000
Section 237, sub-section (2)	Name of street and number of house not to be destroyed or defaced etc.	5000	500
Section 238, sub-section (1)	Failure to comply with requisition to repair, project or enclose a dangerous place.	10000	1000
Section 240, sub-section (1)	Removal or damage of lamps.	5000	500
Section 240, sub-section (2)	Wilfully and negligently extinguishing light in public streets etc.	5000	500
Section 242	Erection of a building without the sanction of the Commissioner.	10,000 or imprisonment upto three months or both.	1000
Section 243, sub-section (1)	Failure to give notice of intention to erect a building.	10000	1000
Section 244	Failure to give notice of intention to make additions etc, to building.	10000	1000
Section 247, sub-section (4)	Commencement of work without notice etc.	10000	1000
Section 249	Failure to comply with requisition to round of building at corners of streets.	10000	1000
Section 250, sub-section (1)	Erection of building on new streets without levelling.	10000	1000
Section 250, sub-section (2)	Erection of building on execution of work within regular line of street or in contravention of scheme or plan.	10000	1000

1	2	3	4
		Rs.	Rs.
Section 252	Use of inflammable material without permission.	10000	1000
Section 253	Failure to demolish building erected without sanction or erection of buildings in contravention of order.	10,000 or imprisonment upto three months or both.	1000
Section 254	Erection of buildings in contravention of conditions of sanction etc.	10000	1000
Section 256	Failure to carry out alterations.	10000	1000
Section 257, sub-section (1) & (2)	Non-compliance with revision as to completion certificates, occupation or use etc.	10000	1000
Section 258, sub-section (1)	Non-compliance with restrictions on user of buildings.	10000	1000
Section 258, sub-section (2) & (3)	Failure to comply with requisition and to remove structures which are in ruins or likely to fall.	10000	1000
Section 258, sub-section (4)	Failure to comply with requisition to vacate buildings in dangerous conditions etc.	10000	1000
Section 264	Failure to provide for collection, removal and deposit of refuse and provision of receptacles.	5000	500
Section 265	Failure to comply with requisition for removal of rubbish etc, from premises used as market etc.	5000	500
Section 266, sub-section (1)	Keeping rubbish and filth for more than twenty four hours etc.	5000	500
Section 266, sub-section (2)	Allowing filth to flow in streets.	5000	500
Section 266, sub-section (3)	Depositing rubbish or filth etc. in street etc.	5000	500
Section 269, sub-section (1)	Non-Conversion of service latrines into water flush latrines/water seal latrines and urinals not to be constructed without permission or in contravention of terms prescribed.	5000	500

1	2	3	4
		Rs.	Rs.
Section 270, sub-section (1) & (2)	Failure to provide buildings newly erected or re-erected with latrine, urinal and other accommodation.	5000	500
Section 270, sub-section (3)	Failure to provide residential buildings composed of separate tenements with latrine, bathing or washing place for servants on the ground floor.	5000	500
Section 271	People and to keep them clean and in proper condition.	5000	500
Section 272	Failure to comply with requisition to provide latrines for market cattle shed, cart-stand, etc. and to keep them clean and in proper order.	5000	500
Section 273, clause (a), (b), (c) and (d).	Failure to comply with requisition to enforce provision of latrine or urinal accommodation etc.	10000	1000
Section 274, sub-section (2)	Failure to comply with requisition for removal of congested buildings.	10000	1000
Section 275	Failure to comply with requisition to improve buildings unfit for human habitation.	10000	1000
Section 277, sub-section (1), (2), (3) and (4)	Failure to comply with order of demolition of buildings unfit for human habitation.	10000	1000
Section 278	Failure to comply with requisition of the Commissioner to remove insanitary huts and sheds etc.	10000	1000
Section 279, sub-section(1)	Prohibition against washing by washerman	5000	500
Section 280	Failure to give information of dangerous diseases.	10000	1000
Section 282	Failure to comply with requisition to cleanse and disinfect buildings or articles.	10000	1000
Section 283	Failure to comply with requisition to destroy infectious huts or sheds,	10000	1000
Section 284	Washing of clothing, bedding, etc. at any place not notified by the Commissioner.	5000	500

1	2	3	4
		Rs.	Rs.
Section 286, sub-section(1)	Sending effected clothes to washerman or laundry	5000	500
Section 286, sub-section(2)	Failure to furnish address of washerman or laundry to which clothes have been sent.	5000	500
Section 287, sub-section (1), (2) & (3)	Use of public conveyances by persons suffering from a dangerous disease etc.	5000	500
Section 289	Failure to disinfect buildings before letting the same.	10000	1000
Section 290	Disposal of infected articles without disinfection.	5000	500
Section 291	Making or selling of food, etc. or washing of clothes by infected persons.	10000	1000
Section 292	Sale of food or drink in contravention of restriction or prohibition of the Commissioner.	10000	1000
Section 293	Removal or use of water from wells and tanks in contravention of prohibition of Commissioner.	10000	1000
Section 294	Exposure of persons to risk of infection by the presence or conduct of a person suffering from a dangerous disease, etc.	10000	1000
Section 295	Removal of infectious corpses in contravention of the provision of the section.	10000	1000
Section 296, sub-section (1)	Absence of sweepers, etc., from duty without notice.	Imprisonment which may extend to one month or Rs. 10000 or both.	—
Section 297	Failure to supply information by persons in-charge of burning or burial grounds.	5000	500
Section 298	Use of new burning or burial ground without permission	5000	500
Section 299, sub-section (1)	Failure to comply with requisition to close burning or burial grounds.	10000	1000

1	2	3	4
		Rs.	Rs.
Section 299, sub-section (2)	Burning or burial of corpses in burial grounds after it has been closed.	10000	1000
Section 300	Removal of corpses by other than prescribed routes.	10000	1000
Section 301, sub-section (1) clause (b).	Failure to give notice for removal of corpses of dead animals	10000	1000
Section 302, sub-section (1), (2), (3) and (6)	Commission of nuisances	5000	100
Section 303	Failure to comply with requisition for removal or abatement of nuisance.	10000	1000
Section 304, sub-section (4)	Dogs not to be at large in a street without being secured by a chain lead.	5000	500
Section 304, sub-section (5)	Ferocious dogs at large without being muzzled, etc.	5000	500
Section 305	Stacking inflammable material in contravention of prohibition.	10000	1000
Section 306	Setting a naked light.	5000	500
Section 307	Discharging fire-works, fire arms, etc., likely to cause danger.	5000	500
Section 308	Failure to comply with requisition to render buildings, wells etc. safe.	10000	1000
Section 309	Failure to comply with requisition to enclose land used for improper purposes.	10000	1000
Section 314, sub-section (1)	Sale in municipal markets without permission.	10000	1000
Section 315, sub-section (1)	Use of places as private market without a licence and use of places other than a municipal slaughter house as slaughter house.	10000	1000
Section 315, sub-section (2) Proviso (a)	Non-compliance, with condition, imposed by Commissioner.	10000	1000

1	2	3	4
		Rs.	Rs.
Section 317	Keeping market open without licence etc.	10000	1000
Section 318	Sale in unlicensed market.	10000	1000
Section 319	Carrying on business or trades near a market.	10000	1000
Section 322	Carrying on butcher's, fish-monger's or poulter's trade without licence, etc.	5000	500
Section 323	Establishment of factory etc., without permission.	10000	1000
Section 324	Certain things not to be kept and certain trades and operations not to be carried on without a licence.	10000	1000
Section 325, sub-section (3)	Keeping, abandonment or tethering of animals, etc.	5000	500
Section 326, sub-section (5)	Use of premises in contravention of declaration.	10000	1000
Section 327	Hawking articles for sale without a licence etc.	5000	500
Section 328	Keeping a lodging house, eating house, tea shop, etc., without licence or contrary to licence.	10000	1000
Section 329	Keeping open theatre, circus or other place of public amusement without licence or contrary to terms of licence.	10000	1000
Section 356, sub-section (5)	Failure to produce licence or written permission.	10000 or imprisonment upto three months or both.	1000
Section 357	Preventing the Commissioner or any person authorised in this behalf from exercising his powers of entry etc.	10000 or imprisonment upto three months or both.	1000
Section 358	Preventing the Commissioner or any person authorised in this behalf from exercising his powers of entry upon any adjoining land.	10000 or imprisonment upto three months or both.	1000

1	2	3	4
		Rs.	Rs.
Section 363	Obstruction or molestation in execution of work.	10000 or imprisonment upto three months or both.	1000
Section 370, sub-section(4)	Failure to comply with requisition to state the name and address of owners of premises.	10000	1000
Section 371, sub-section(3)	Failure of occupier of land or building to afford owner facilities for complying with provisions of the Bill etc. After eight days from issue of order by District Judge.	5000	500
Section 409	Obstruction of Mayor or any Corporation authority etc.	10000 or imprisonment upto three months or both.	1000
Section 410	Removal of any mark, set up for indicating level etc.	5000	500
Section 411	Removal etc, of notice exhibited by or under order of the Corporation Commissioner, etc.	5000	500
Section 412	Unlawful removal of earth, sand or other material or deposit of any matter or making of any encroachment from any land vested in the Corporation.	10000	1000

LANGUAGE, ART AND CULTURE DEPARTMENT

NOTIFICATION

Shimla-II, the 26th September, 2016

No. LCD-F (5)-2/2001-L.—The Governor of Himachal Pradesh is pleased to constitute a negotiation committee for Acquisition of Bantony Estate, Up Mohal Kali Bari, Tehsil Shimla (Urban), District Shimla, Himachal Pradesh by the Language, Art & Culture Department of the State Government with the objective of setting up of Urban Museum for the use of General Public for promotion of Art & Tourism in the State besides conservation and preservation of Heritage properties of the State for posterity and which will also be helpful in creating a larger awareness among the society. The negotiation committee shall comprise of:—