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## **EXTRA ORDINARY**

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#### **NOTIFICATION**

No. H. 12017/55/2001-LJD/Vol-1/25, the 10th January, 2002. The following Central Acts are hereby published for General information.

R. Lalthazuala,  
Deputy Secretary to the Govt. of Mizoram,  
Law and Judicial Department.

#### **THE INLAND WATERWAYS AUTHORITY OF INDIA (AMENDMENT) ACT 2001.**

AN  
ACT

further to amend the Inland Waterways Authority of India Act, 1985.

It is enacted by Parliament in the Fifty-second Year of the Republic of India as follows:—

1. (1) This Act may be called the Inland Waterways Authority of India (Amendment) Act. 2001

Short title  
and com-  
mencement,

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

82 of 1985

2. In the Inland Waterways Authority of India Act, 1985 (hereinafter referred to as the principal Act), in section 3, for sub-section (3), the following sub-section shall be substituted, namely:— **Amendment of section 3.**

“(3) The Authority shall consist of the following members, namely :—

- (a) a Chairman;
- (b) a Vice-Chairman;
- (c) not more than three full-time members; and
- (d) not more than three part-time members

to be appointed by the Central Government by notification in the Official Gazette.”.

Insertion of new section 4A.

Disqualifications for appointment as member

3. After section 4 of the principal Act, the following section shall be inserted, namely:—

“4A. A person shall be disqualified for being appointed as a member, if he—

(a) has been convicted and sentenced to imprisonment for an offence which, in the opinion of the Central Government, involves moral turpitude; or

(b) is an undischarged insolvent; or

(c) is of unsound mind and stands so declared by a competent court; or

(d) has been removed or dismissed from the service of the Government or a company owned or controlled by the Government; or

(e) has, in the opinion of the Central Government, such financial or other interest in the Authority as is likely to affect prejudicially the discharge by him of his functions as a member.”.

Insertion of new section 5A.

Meetings.

4. After section 5 of the Principal Act, the following section shall be inserted, namely:—

“5A. (1) The Authority shall meet at such times and places and shall observe such rules of procedure in regard to the transaction of business at its meetings, including the quorum thereat, as may be provided by regulations.

(2) The Chairman or in his absence, the Vice-Chairman, or in the absence of both, such other member as is chosen by the members present at the meeting of the Authority shall preside at the meeting.

(3) All questions which come up before any meeting of the Authority shall be decided by a majority of votes of the members present and voting, and in the event of an equality of votes, the Chairman or in his absence, the Vice-Chairman, or in the absence of both, the person presiding, shall have and exercise a second or casting vote.”.

Amendment  
of section 14

5. In section 14 of the principal Act, in sub-section(1), after clause (j), the following clause shall be inserted, namely:—

“(k) enter into joint ventures concerning inland shipping by way of equity participation.”.

Insertion of  
new section  
18A.

6. After section 18 of the principal Act, the following section shall be inserted, namely:—

Borrowing  
powers of the  
Authority.

“18A. The Authority may, in such manner and subject to such terms and conditions as may be determined by regulations, borrow money from any source by the issue of bonds, debentures or other instruments as it may think fit for discharge of all or any of its functions under the Act.”.

Amendment of  
section 35.

7. In section 35 of the principal Act, in sub-section (2), after clause (j), the following clause shall be inserted, namely:—

“(k) the terms and conditions for issue of bonds, debentures or other instruments;

(1) the time, place and the rules of procedure with regard to the transaction of business at its meetings including the quorum under sub-section (1) of section 5A.”.