

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

The Andhra Pradesh Farmers Management of Irrigation Systems (Farmers Organisation rules) – certain amendments to rules – Notification – Orders – Issued.

IRRIGATION & COMMAND AREA DEVELOPMENT (GENERAL) DEPARTMENT

G.O.Ms. No. 46.

Dated: 24-02-2007.

Read :-

G.O. Ms. No. 541, Irrigation & Command Area Development (CAD.IV)
Department, Dt.27th December 1997.

ORDER:- The following Notification shall be published in the Andhra Pradesh
Extraordinary Gazette

NOTIFICATION

In exercise of the powers conferred by Section 43, read with sections 16, 17, 18, 19, 20, 21, and 22 of the Andhra Pradesh Farmers Management of Irrigation Systems Act 1997, the Governor hereby makes the following amendments to the Andhra Pradesh Farmers Organisation Rules 1997 issued in G.O. Ms. No. 541, Irrigation & CAD (CAD.IV) Department, dated the 27th December 1997.

Amendments

In the said rules, for rule 19 "Procedure for Taking Up Works" the following shall be substituted, namely:

The Works in a farmers organization shall be categorized as follows:-

- (1) Normal Operation and Maintenance Works
 - (a) Desilting
 - (b) Weed removal
 - (c) Embankment repairs
 - (d) Revetment
 - (e) Repairs to shutters
 - (f) Repairs to masonry and lining
 - (g) Cleaning & Oiling of screw gearing shutters
 - (h) Painting of hoists and gates etc.,
 - (i) Emergent breach closing works ad
 - (j) Maintenance of inspection paths.
- (2) Deferred Maintenance Works (Rehabilitation Works)
 - (a) Reconstruction of sluices
 - (b) Reconstruction /repairs to drops & regulators
 - (c) Reconstruction of measuring devices

(d) Rehabilitation of the system, and

(3) Original Works

- (a) Modernization of the System; and
- (b) Any other new construction work in the irrigation system.

A Farmer Organization shall take up the normal operation & maintenance and deferred maintenance works i.e., regular works costing up to Rs. 5.0 lakhs. The works shall be executed by the farmers' organizations under the supervision of the Irrigation Department at the rates not exceeding the estimated rates. The works costing above Rs. 5.0 lakhs are to be entrusted by the Department duly calling tenders or as prescribed by Government from time to time.

The Government may also prescribed procedures from time to time for the works taken up under various programmes including External Aided Projects.

Original works shall be taken up by the Department duly calling tenders or as prescribed by the Government from time to time under various programmes.

The procedures for the works taken up by the Farmers Organizations is as follows:

(4) System Diagnosis for maintenance Works

- (i) Prior to the commencement of every season (kharif & rabi) the Managing Committee and Competent Authority (Engg.) of every farmers organization shall undertake to assess the condition of the system (system diagnosis) through a participatory walk-through exercise.
- (ii) The farmers' organization shall inspect each and every hydraulic structure and record its status.
- (iii) They have to identify all the critical reaches which need immediate repair as listed out in above. The component authority (Engg.) shall assist the Farmers' Organization in preparation of detailed list of works to be undertaken.

(5) Prioritizing Works

The Managing Committee of the farmers organization shall discuss the list so prepared and fix up priority of works to be taken up immediately.

(6) Preparation of Estimates.

The Competent authority (Engg.) and Works sub – committee shall prepare estimates for the works so prioritized according to the hydraulic particulars as maintained by the irrigation department at the prevailing schedule of rates within a fortnight.

(7) Administrative Approval

- (i) Managing Committee of the farmers' organization shall accord administrative approval for the works taken up with water tax plough back amounts and own resources. The works sub-committee shall recommend estimates of works for administrative approval. The administrative approval is subject to availability of funds. Each administrative approval shall be recorded in the register of administrative approvals.
- (ii) For the works taken up with the funds including Government grants other than water tax plough back amounts and own resources, the administrative approval shall be as per the departmental rules in vogue.

(8) Technical Clearance

- (1) The powers for giving technical clearance by the Competent Authority (Engg.) shall be based on the approval of the Executive Engineer/ Superintendent Engineer/ Chief Engineer as per the existing Government limits.
- (2) The Competent Authority, shall record all the technical clearance in the register of technical clearance; and
- (3) The technical clearance shall not exceed the administrative approval.

Explanation 1: In respect of a Distributory Committee and the Project Committee, the competent authority concerned may cause the technical clearance to be given by an appropriate officer under his control.

(9) Manner of Taking up Works

- (a) Works as approved by the Managing Committee of the farmers organization shall be taken up for execution by the farmers organization itself;
- (b) Under no circumstances can a Chairman/President or Managing Committee Member of the farmers organization execute a work directly in his individual capacity;
- (c) The cost of works executed shall not exceed the estimated costs;
- (d) The competent authority shall record the pre-measurements and final measurements for quantifying the work done for making payments by the farmers' organization. These measurements shall be check measured by higher authorities as per rules and procedure of Irrigation Department.
- (e) The procedure adopted by the Competent Authority in preparation of estimates, bills etc., shall be subject to verification by higher officials as normally applicable to department.
- (f) In exigencies, when any of the Farmers' Organization is not existing or functioning by any reason the normal Operation & Maintenance, Deferred Maintenance works i.e., regular works costing up to Rs. 5.0 lakhs in the jurisdiction of such Farmers Organization shall be taken up by the Users groups or Ayacutdar Committees. If none of them come forward for execution of the same then the works shall be completed

by the department duly following the rules and procedures applicable to works executed by the Irrigation Department.

(10) Maintenance and Adherence to the Designed Hydraulic Particulars.

The Competent authority shall be responsible for the maintenance and adherence to the approved hydraulic particulars. He shall ensure that the designed hydraulic particulars of an irrigation system are not altered with. He shall guide the farmers organization in supervising works.

(11) Limitation on Works

No farmer organization shall have the power to interfere with the designed hydraulic particulars of an Irrigation system. Any violation will invite the penal provisions under section 23 of the Act; and the rules made there under.

(12) Publication of List of Works to be Taken Up.

- (a) The lists of works to be taken up should be given wide publicity by means of display in the office of the farmers organization and other public places and institutions within the area;
- (b) Along with the lists other particulars of works, estimates, values, and mode of execution should be given wide publicity; and
- (c) If any member wishes to have access to any of the records relating to works to be taken up, he may do so on payment of the fee as fixed by the farmers organization.

(13) Freedom to add other Funds or Extra Contributions.

The members are free to contribute resources either in cash or by way of material or labour.

(14) Proof of Works done

The competent authority shall maintain L.F. Book, and M. Book for recording the work done by the farmers' organization. The LF Book and M Book shall bear the number assigned by the Division duly attested by the Executive Engineer and these books shall be under the personal custody of Competent Authority.

(15) Payment for the Works done

All payments for works done above Rs. 1000/- shall be paid by cheque. The farmers' organization shall maintain a record of all payments made in the cashbook date-wise.

(16) Quality Control

- (i) Quality control checks shall be as per departmental norms.
- (ii) In case of special programmes of External Aided projects, the quality control checks shall be as prescribed from time to time.

This order issues with the concurrence of Law Department and Finance (Expr.PW.I) Dept. Vide their U.O. No. 6577/8/06, Dt. 29-9-2006 and U.O.No.32154/1148/Expr.PW.1/06, Dt. 13.12.2006 respectively.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**S.P.TUCKER,
PRINCIPAL SECRETARY TO GOVERNMENT (IRRIGATION)**

To,
The Commissioner, CADA, Jalasoudha Building, Errummanzil, Hyderabad.
The Commissioner, Printing Stationery and Stores Purchase with a request to publish Gazette notification and arrange to sent 500 copies to Government.

Copy to:

The Engineer-in-Chief (AW), Errummanzil, Hyderabad
The Engineer-in-Chief (Irrigation), Errummanzil, Hyderabad
All Chief Engineers of I & CAD Department.
All District Collectors.
All Superintendent Engineers of I & CAD Department.
SF/SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER.