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LAW DEPARTMENT

NOTIFICATION

The 24th March 2009

No. 4121—I-Legis.-10/2009-L.—The following Acts of Parliament which are assented to by the President on the 17th November 2008 and published by the Government of India, Ministry of Law and Justice (Legislative Department) in the *Gazette of India*, Extraordinary, Part-II, Section I, dated the 18th November 2008 are hereby republished for general information.

By order of the Governor

B. K. NAYAK

Principal Secretary to Government

THE NATIONAL WATERWAY (TALCHER-DHAMRA STRETCH OF RIVERS, GEONKHALI-CHARBATIA STRETCH OF EAST COAST CANAL, CHARBATIA-DHAMRA STRETCH OF MATAI RIVER AND MAHANADI DELTA RIVERS) ACT, 2008

(ACT No. 23 OF 2008)

An Act to provide for the declaration of the Talcher-Dhamra stretch of Brahmani-Kharsua-Dhamra rivers, Geonkhali-Charbatia stretch of East Coast Canal, Charbatia-Dhamra stretch of Matai river and Mahanadi delta rivers between Mangalgadi and Paradip in the States of West Bengal and Orissa to be a national waterway and also to provide for the regulation and development of the said stretch of the rivers and the canals for the purposes of shipping and navigation on the said waterway and for matters connected therewith or incidental thereto.

BE it enacted by Parliament in the Fifty-ninth Year of the Republic of India as follows :—

Short title
and
commence-
ment.

1. (1) This Act may be called the National Waterway (Talcher-Dhamra Stretch of Rivers, Geonkhali-Charbatia Stretch of East Coast Canal, Charbatia-Dhamra Stretch of Matai River and Mahanadi Delta Rivers) Act, 2008.

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

Declaration of certain stretches of rivers and canals as National Waterway. **2.** The Talcher-Dhamra stretch of Brahmani-Kharsua-Dhamra rivers, Geonkhali-Charbatia stretch of East Coast Canal, Charbatia-Dhamra stretch of Matai river and Mahanadi delta rivers between Mangalgadi and Paradip, the limits of which are specified in the Schedule, is hereby declared to be a National Waterway.

Declaration as to expediency of control by the Union of certain stretches of rivers and canals for certain purposes. **3.** It is hereby declared that it is expedient in the public interest that the Union should take under its control the regulation and development of Talcher-Dhamra stretch of Brahmani-Kharsua-Dhamra rivers, Geonkhali-Charbatia stretch of East Coast Canal, Charbatia-Dhamra stretch of Matai river and Mahanadi delta rivers between Mangalgadi and Paradip for the purposes of shipping and navigation on the National Waterway to the extent provided in the Inland Waterways Authority of India Act, 1985.

THE SCHEDULE

(See Section 2)

LIMITS OF THE NATIONAL WATERWAY (TALCHER-DHAMRA STRETCH OF BRAHMANI-KHARSUA-DHAMRA RIVERS, GEONKHALI-CHARBATIA STRETCH OF EAST COAST CANAL, CHARBATIA-DHAMRA STRETCH OF MATAI RIVER AND MAHANADI DELTA RIVERS)

East Coast Canal and Matai river

(Consisting of old Hijli tidal canal, Orissa coast canal and Matai river)

- Northern limit . . Confluence point of Hooghly river and Hijli tidal canal at Geonkhali at Lat 22° 12' 20" N, Lon 88° 03' 07" E.
- Southern limit . . Confluence of Matai river and Dhamra river near Dhamra Fishing harbour at Lat 20° 47' 42" N, Lon 86° 53' 03" E.

Brahmani-Kharsua-Dhamra river system—

(Consisting of Brahmani-Kharsua-Dhamra rivers)

- North-Western limit . . Samal barrage across river Brahmani, Talcher at Lat 21° 04' 26" N, Lon 85°08'05" E.
- South-Eastern limit . . An imaginary line drawn across Dhamra river at East Point of Kalibhanj Dian Reserved Forest near Chandnipal at Lat 20°46'26" N, Lon 86° 57'15" E.

Mahanadi delta rivers—

(Consisting of Hansua river, Nuna nala, Gobri nala, Kharnasi river and Mahanadi river) (Alternate route—Hansua river enters into Bay of Bengal through northern point of False point bay, then enters river Kharnasi at southern end of False point bay, river Atharabanko, a northernly distributory of river Mahanadi)

- Northern limit . . Confluence of Kharsua river with Brahmani river at Ramchandrapur at Lat 20° 36'55" N, Lon 86° 45'05" E.
- Southern limit . . An imaginary line in continuation to the Northern break water structure across the entrance channel at Paradip Port at Lat 20° 15'38"N, Lon 86° 40' 55" E.

**THE NATIONAL WATERWAY (KAKINADA-PUDUCHERRY STRETCH
OF CANALS AND THE KALUVELLY TANK, BHADRACHALAM-
RAJAHMUNDRY STRETCH OF RIVER GODAVARI AND
WAZIRABAD-VIJAYAWADA STRETCH OF
RIVER KRISHNA) ACT, 2008**

(ACT No. 24 OF 2008)

An Act to provide for the declaration of the Kakinada-Puducherry stretch of canals comprising of Kakinada canal, Eluru canal, Commamur canal, Buckingham canal and the Kaluvelly tank, Bhadrachalam-Rajahmundry stretch of river Godavari and Wazirabad-Vijayawada stretch of river Krishna in the States of Andhra Pradesh and Tamil Nadu and the Union territory of Puducherry to be a national waterway and also to provide for the regulation and development of the said stretch of the rivers and the canals for the purposes of shipping and navigation on the said waterway and for matters connected therewith or incidental thereto.

BE it enacted by Parliament in the Fifty-ninth Year of the Republic of India as follows :—

Short title
and
commence-
ment.

1. (1) This Act may be called the National Waterway (Kakinada-Puducherry stretch of Canals and Kaluvelly Tank, Bhadrachalam-Rajahmundry stretch of river Godavari and Wazirabad-Vijayawada stretch of river Krishna) Act, 2008.

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

Declaration
of certain
stretches of
rivers and
canals as
National
Waterway.

2. The Kakinada-Puducherry stretch of canals comprising of Kakinada canal, Eluru canal, Commamur canal, Buckingham canal and the Kaluvelly tank, Bhadrachalam-Rajahmundry stretch of river Godavari and Wazirabad-Vijayawada stretch of river Krishna, the limits of which are specified in the Schedule, is hereby declared to be a National Waterway.

Declaration
as to
expediency
of control by
the Union of
certain
stretches of
rivers and
canals as
National
Waterway.

3. It is hereby declared that it is expedient in the public interest that the Union should take under its control the regulation and development of Kakinada-Puducherry stretch of canal comprising of Kakinada canal, Eluru canal, Commamur canal, Buckingham canal and Kaluvelly tank, Bhadrachalam-Rajahmundry stretch of river Godavari and Wazirabad-Vijayawada stretch of river Krishna for the purposes of shipping and navigation on the National Waterway to the extent provided in the Inland Waterways Authority of India Act, 1985.

THE SCHEDULE

(See Section 2)

LIMITS OF THE NATIONAL WATERWAY (KAKINADA-PUDUCHERRY STRETCH OF CANALS AND KALUVELLY TANK, BHADRACHALAM-RAJAHMUNDY STRETCH OF RIVER GODAVARI AND WAZIRABAD-VIJAYAWADA STRETCH OF RIVER KRISHNA).

Kakinada-Puducherry canal

(Canal system consisting of Kakinada canal, Eluru canal, Commamur canal and North Buckingham canal, portion of the Coovum river linking North and South Buckingham canals, South Buckingham canal and Kaluvelly tank).

Northern limit	A line drawn across the Kakinada canal parallel to the Jagannadhapuram road bridge, Kakinada at a distance of 500 metres downstream at Lat 16° 56'24" N, Lon 82°14'20" E.
Southern limit	Junction of East Coast Highway and Chinnakalawari-Kanakachettikulam road at Kanakachettikulam which is the end point of the artificial canal link to Kaluvelly tank at Lat 12° 02' 36" N, Lon 79° 52' 12" E.

River Godavari

Western limit	Road bridge at Bhadrachalam across river Godavari at Lat 17° 40' 39" N, Lon 80° 52' 52" E.
Eastern limit	Sir Arthur Cotton barrage across river Godavari at Dowlaiswaram, Rajahmundry at Lat 16°56' 05" N, Lon 81°45' 32" E.

River Krishna

Western limit	Road bridge at Wazirabad across river Krishna at Lat 16° 40' 50" N, Lon 79° 39' 29" E.
Eastern limit	Prakasam barrage across river Krishna at Vijayawada at Lat 16° 30' 18"N, Lon 80° 36' 23" E.