

THE CENTRAL WATER AUTHORITY (AMENDMENT) ACT 1989

Act No. 31 of 1989

I assent,

17 November 1989

V. RINGADOO
Governor-General

ARRANGEMENT OF SECTIONS

Section

1. Short title
2. Interpretation
3. Section 2 of the principal Act amended
4. Section 20 of the principal Act amended
5. Section 21 of the principal Act amended
6. New section 46A added

**An Act
To amend the Central Water Authority Act**

ENACTED by the Parliament of Mauritius, as follows-

1. Short title

This Act may be cited as the Central Water Authority (Amendment) Act 1989.

2. Interpretation

In this Act-

"principal Act" means the Central Water Authority Act.

3. Section 2 of the principal Act amended

Section 2 of the principal Act is amended by inserting in its appropriate alphabetical place the following definition-

"polluted water" means water, the composition or quality of which has been so altered by any physical, chemical or biological means or process as to be likely to cause injury to any person, animal or plant using such water.

4. Section 20 of the principal Act amended.

Section 20 of the principal Act is amended in subsection (2) by inserting immediately after paragraph (1) the following new paragraph (m) and by relettering the existing paragraph (m) as paragraph (n)-

(m) to collect such fees as may be entrusted to it by the Minister;

5. Section 21 of the principal Act amended

Section 21 of the principal Act is amended by adding the following paragraph-

- (k) discontinue the supply of water of any consumer that discharges polluted water underground or into any canal, river, stream, take, reservoir or lagoon.

6. New section 46A added

The principal Act is amended by inserting immediately after section 46 the following new section-

46A. Discharge of polluted water

- (1) No person shall discharge polluted water underground or into any canal, river, strewn, lake, reservoir or lagoon.
- (2) Any person who contravenes subsection (1) shall commit an offence and shall, on a first conviction, be liable to a fine of not less than 250,000 rupees and to imprisonment for a term not exceeding 2 years and, on a second or subsequent conviction, to a fine of not less than 500,000 rupees together with imprisonment for a term of not less than 2 years.
- (3) Notwithstanding-
 - (a) section 114 of the Courts Act;
 - (b) section 72 of the District and Intermediate Courts (Criminal Jurisdiction) Act,

a magistrate shall have jurisdiction to try an offence and impose any penalty provided under this section.

Passed by the Legislative Assembly on the fourteenth day of November one thousand nine hundred and eighty-nine.

L. RIVALTZ QUENETTE
Clerk of the Legislative Assembly