

**PROVINCIAL ASSEMBLY OF SINDH
NOTIFICATION
KARACHI, THE 28TH DECEMBER, 2021**

NO.PAS/LEGIS-B-43/2021-The Sindh Solid Waste Management Bill, 2021 having been passed by the Provincial Assembly of Sindh on 11th December, 2021 and assented by the Governor of Sindh on 17th December, 2021 is hereby published as an Act of the Legislature of Sindh.

THE SINDH SOLID WASTE MANAGEMENT ACT, 2021.

SINDH ACT NO. XL OF 2021

**AN
ACT**

to provide for the collection and disposal of solid waste, arrange effective delivery of sanitation services and provide for pollution free environment and matters ancillary thereto, and for the purpose establish the Solid Waste Management Boards in the Province of Sindh.

WHEREAS it is expedient to provide for the collection and disposal of solid waste, arrange effective delivery of sanitation services and provide for pollution free environment and matters ancillary thereto, and for the purpose establish the Solid Waste Management Boards in the Province of Sindh. **Preamble.**

It is hereby enacted as follows:

**CHAPTER-I
PRELIMINARY**

1. (1) This Act may be called the Sindh Solid Waste Management Act, 2021. **Short title and commencement.**
 - (2) It shall extend to the whole of the Province of Sindh
 - (3) It shall come into force at once.

2. In this Act, unless there is anything repugnant in the subject context – **Definitions.**
 - (i) “Board” means the Solid Waste Management Board established under section 3;
 - (ii) “budget” means the income and expenditure statement of the Board for a financial year;
 - (iii) “building” includes any shop, house, hut, out-house, shed, stable, enclosure, wall, well, verandah, platform, plinth, ramp, staircase and steps;
 - (iv) “Cantonment Board” means the Cantonment Board constituted under the Cantonment Act, 1924 (Act No. II of 1924);
 - (v) “cattle” means cows, buffaloes, bulls, oxen, bullocks, heifers, calves, camels, sheep and goats, and any other house hold or farm animal;
 - (vi) “Chairperson” means the Chairperson of the Board;
 - (vii) “city” means an area declared as a city under this Act;
 - (viii) “conservancy” means the collection, treatment, removal and disposal of refuse;

- (ix) “Corporation” shall have the same meaning as assigned to it under the Sindh Local Government Act, 2013 (**Sindh Act No.XLII of 2013**);
- (x) “Council” shall have the same meaning as assigned to it under the Sindh Local Government Act, 2013 (**Sindh Act No.XLII of 2013**);
- (xi) “Department” means the Local Government and Housing Town Planning Department, Government of Sindh;
- (xii) “District” means a revenue district as notified under the Sindh Land Revenue Act, 1967 (**Sindh Act No.XVII of 1967**);
- (xiii) “Division” means a Revenue Division as notified under the Sindh Land Revenue Act, 1967 (**Sindh Act No.XVII of 1967**);
- (xiv) “drain” includes sewer, a house drain, a drain of any other description, a tunnel, a culvert, a channel and any other device for carrying off sullage;
- (xv) “encroachment” means unauthorized occupation of or undue interference with a street, building, land, place or premises vesting in or under the management or control of a Council;
- (xvi) “factory” has the same meaning as is assigned to it under the Sindh Factories Act, 2015 (**Act XIII of 2016**);
- (xvii) “Government” means the Government of Sindh;
- (xviii) “land” has the same meaning as assigned to it under the Land Acquisition Act, 1894 (**Act I of 1894**);
- (xix) “Managing Director” means the Managing Director of the Board appointed under this Act;
- (xx) “market” means a place where persons assemble for the sale and purchase of meat, fish, fruit, vegetables or any other articles or goods, or for the sale and, purchase of livestock or animals and includes a shopping centre, a commercial office or premises and any place which may be notified as a market in accordance with the rules;
- (xxi) “Member” means a member of the Board or Steering Committee, as the case may be;
- (xxii) “Municipality” means an urban area as defined under the Sindh Local Government Act, 2013 (**Sindh Act No.XLII of 2013**);
- (xxiii) “prescribed” means prescribed by rules or regulations made under this Act;
- (xxiv) “Province” means the Province of Sindh;

- (xxv) “public place” means any building, premises or place to which the public have access;
- (xxvi) “public street” means a street maintained by Government or by a Council or a local authority;
- (xxvii) “refuse” includes rubbish, broken bricks, mortar, broken glass, offal, night soil, sweepings, carcasses of animals, deposit of sewerage, waste blood, horn, hoofs, bones and meat waste, medical waste and any other offensive or discarded matter;
- (xxviii) “regulations” means regulations made under this Act;
- (xxix) “road” means a way or path and includes a thoroughfare;
- (xxx) “rules” means rules made under this Act;
- (xxxi) “solid waste” includes rubbish, broken bricks, mortar, broken glass, offal, night soil, sweepings, carcasses of animals, deposit of sewerage, waste blood, horn, hoofs, bones and meat waste and any other offensive or discarded matter;
- (xxxii) “waste” includes hospital waste, industrial waste, agricultural waste and rubbish of all sorts collected, gathered, heaped or thrown by different entities for disposal by the Councils, and all types of liquid waste, pollutions and poisonous gasses;
- (xxxiii) “sullage” includes sewerage, polluted water, rainwater and any other offensive matter carried by a drain;
- (xxxiv) “Secretary” means the Secretary of the Board.
- (xxxv) “street” means a public road in a city, town or village and includes a thoroughfare;
- (xxxvi) “Steering Committee” means a Committee constituted under this Act;
- (xxxvii) “tax” includes any toll, rate, cess, fee, or other impost leviable under this Act;
- (xxxviii) “town” means an urban area as defined in the Sindh Local Government Act, 2013 (Act No. XLII of 2013);
- (xxxix) “urban area” means an urban area as defined in the Sindh Local Government Act, 2013 (Act No. XLII of 2013);

CHAPTER-II
ESTABLISHMENT OF THE BOARD

3. (1) Government may, by notification in the official gazette, establish a Board called the Sindh Solid Waste Management Board at every Divisional Headquarters viz. Karachi, Hyderabad, Mirpurkhas, Sukkur, Shaheed Benazirabad and Larkana in accordance with the provisions of this Act.

Establishment of Board.

(2) The Boards so constituted under sub-section (1) shall primarily have the jurisdiction on all the municipal jurisdictions of Metropolitan Corporation and Municipal Corporations of the Province. In addition, the Board may also have the authority to include any other area such as Town Committees, Municipal Committees adjacent to Metropolitan or Municipal Corporation under its operational control on the recommendation of concerned Board at Divisional Headquarters duly endorsed by the Provincial Steering Committee constituted under this Act and after the final approval of Government.

(3) Each Board established under sub-section (1) shall be a body corporate, having perpetual succession and a common seal with power, subject to the provisions of this Act, rules and regulations, to acquire, hold and alienate property, both movable and immovable and shall by its name sue and be sued.

4. (1) The Board shall consist of the following members:

Composition of the Board.

- | | |
|---|----------------------|
| (i) Mayor of concerned Metropolitan/ Municipal Corporation or Administrator, as the case may be | Chairperson |
| (ii) Commissioner of the Division (in case of Karachi Metropolitan) and Deputy Commissioner of the District (in case of the Municipal Corporations of the Province) | Vice Chairman |
| (iii) Representative of Local Government Department not below the rank of BS-19 | Member |
| (iv) Managing Director | Member |
| (v) Two Executive Directors of the Board | Members |
| (vi) Two Technical experts (from Academia) | Members |
| (vii) One Member from Non-Governmental Organization (NGO) having office in the concerned Division | Member |
| (viii) one member having technical background and have contributed in the field of solid waste management | Member |

(2) The Secretary to the Board shall act as the Secretary for all the activities undertaken by the concerned Board.

(3) The Chairman of Town Committee and/or Municipal Committee, which are not within the municipal jurisdiction of any Metropolitan and/or Municipal Corporation and have opted to work under the administrative control of the Board constituted at Divisional level, will be co-opted as member of the Board. The Board may, if required may also constitute a sub-committee at Town and/or Municipal level, which will be headed by Chairman of the Town Committee and concerned Assistant Commissioner of the area, who will act as the Vice-Chairman of that sub-committee to oversee the municipal operations.

(4) The Board may co-opt any person as a member for any particular purpose, but such person shall not have right of vote.

(5) An official member appointed by virtue of his office shall cease to be the member on vacating such office.

(6) A non-official member shall hold office for a period of three years from the date of his appointment, and shall be eligible for re-appointment for such duration as the Board may determine.

(7) A non-official member may at any time, before the expiry of his term, resign from his office, or be removed from office by Board without assigning any reason.

(8) Any person appointed on a casual vacancy in the office of non-official member shall hold office for the unexpired portion of the term of such vacancy.

(9) The members shall receive such remuneration, fees and allowances and enjoy such privileges as may be determined by the Board after approval from the Steering Committee.

(10) Government may, at any time, by notification in the official gazette, change the composition of the members of the Board.

5. No person shall be or shall continue to be a member who –

Disqualification of member.

- (a) is not a citizen of Pakistan;
- (b) is found a lunatic or becomes of un-sound mind;
- (c) is or at any time has been convicted of an offence involving moral turpitude;
- (d) is or has at any time been adjudicated insolvent;
- (e) is or has at any time been disqualified for employment in or dismissed from Government service;
- (f) is acting in contravention of the provisions of this Act;
- (g) has without permission of Government directly or indirectly any financial interest in any project or scheme or property of the Board.

6. (1) The meetings of the Board shall be regulated by regulations; provided that until such regulations are framed, the meetings shall be held as and when required by the Chairperson and in his absence the members present in a meeting shall elect from themselves a Presiding member to chair such meeting; provided that the meeting shall be held once in a quarter.

Meetings of the Board.

(2) Two-third of the total membership of the Board shall constitute a quorum for a meeting of the Board.

(3) The members shall have reasonable notice of the time and place of the meeting and matters on which a decision by the Board shall be taken in such meeting.

(4) The decision of the Board shall be taken by the majority of its members present and, in case of a tie, the member presiding a meeting shall have a casting vote.

(5) All orders, determination and decision of the Board shall be taken in writing and shall be signed by the Secretary.

CHAPTER-III POWERS AND FUNCTIONS OF THE BOARD

7. (1) The Board shall–

**Powers and functions of
the Board.**

- (i) have right over the solid waste related issues, assets, funds and liabilities of the Councils and shall possess sole rights on all kinds of solid waste (municipal hazardous and non-hazardous) within the municipal limits of concerned Councils;
- (ii) have the authority to grant permission to individuals, institutions, industries, factories, workshops, furnaces, compost making and power generation from the solid waste within the territorial jurisdiction of the Board, for segregation of the recyclable material from the waste, collection, treatment, sale and purchase, recycling or disposal of any kinds of waste;
- (iii) recommend to Government through Steering Committee, a cess, tax or any other charges as per rules prescribed;
- (iv) prepare and submit to Government through Steering Committee the schedule of solid waste tariff, rates, charges or fees to be levied by the Board for approval;
- (v) collect and recover cess, rates and charge fee or impose fine for collection and disposal of solid waste as may be prescribed by rules;
- (vi) charge surcharge not exceeding the double of the due amount, if rates charges or fees for solid waste not paid within time fixed by the Board;
- (vii) have full financial powers within the budget grant;
- (viii) construct, improve, maintain the buildings, sites and machinery relating to the operation of solid waste management;
- (ix) suggest Steering Committee the rules and regulations for operational, administrative, human resource management and

finance for operation of solid waste management, and submit the same to Government for approval through the Department;

- (x) review the progress of existing schemes and prepare new schemes relating to solid waste management for approval of competent authority through Steering Committee constituted and undertake execution thereof;
- (xi) get the schemes prepared or arrangement made for outsourcing any function relating to the collection, transfer, recycling of waste, compost making and energy generation out the solid waste, development of filling sites of the solid waste;
- (xii) regulate control or inspect the source points of generation, accumulation, transfer, recycling, trading of the solid waste;
- (xiii) maintain accounts and records of the Board;
- (xiv) prepare and revise schedule of any post in the Board and submit to Steering Committee for approval;
- (xv) employ third party to take over management of solid waste on behalf of the Board which shall have the authority as vested in the Managing Director, to employ such parties as may expedite the waste management and benefit the people;
- (xvi) invite third party through at least two leading newspaper; hammer down the lowest tender subject to cost and quality of service and to follow the relevant operational and financial procedures provided under the Sindh Public Procurement Act and rules made thereunder;
- (xvii) take over the management and control of any waste management institution or service maintained by a Council;
- (xviii) make a commercial and social benefit case for the rates to be recommended and Government shall approve such rates unless they are detrimental to Government policy;
- (xix) negotiate, review, and finalize the projects of the waste management with all commercial entities, agencies and foreign organizations in consultation with the Government through Steering committee.
- (xx) to do all such things necessary for achieving the objectives of this Act.

(2) The Board may –

- (i) support, promote, administer, execute and implement schemes for undertaking any commercial or business enterprise which may benefit the management of waste within the territorial, administrative and municipal jurisdiction of the Board;

- (ii) prepare and implement directly or with external professional assistance, solid waste exploitation plan, which shall amongst other matters include the following:-
- (a) nature and location of scheme or schemes;
 - (b) total estimated cost;
 - (c) sources of finances;
 - (d) date of commencement;
 - (e) date of completion;
 - (f) manner of execution;
 - (g) agencies responsible for maintenance;
 - (h) benefits, tangible or intangible accruals;
 - (i) methodology to bring the plan into being in the most expeditious way so as to benefit the people;
- (iii) grant, sell or lease out land or any other property at rates to be fixed as per policy of Government, to assist with the implementation of waste management.

(3) During the transition period, the existing operation of solid waste management shall continue by the concerned Council. The Department in consultation with Steering Committee will notify the date for transfer of the functions from the Council to the Board by notification in the official gazette.

(4) The Board shall take over solid waste management functions gradually from the councils and other bodies presently dealing with solid waste management in their respective administrative and municipal jurisdiction after approval from the Steering Committee.

(5) The Board shall, in discharging its functions, act on sound principles to organize the human resource development to carry out the purposes of this Act, and shall be guided by such directions as Government may give, from time to time.

(6) If a question arises whether any matter is of policy or not, the decision of Government shall be final.

CHAPTER-IV CONSTITUTION AND FUNCTIONS OF THE STEERING COMMITTEE

8. There shall be constituted, by notification in the official gazette, a Steering Committee to have control and authority over all the Boards established under this Act at the Divisional Headquarters of the Province.

Constitution of Steering Committee.

9. (1) The Steering Committee shall consist of the following:-

Composition of Steering Committee.

- (i) Minister Local Government and Housing Town Planning Department **Chairman**
- (ii) Mayor of the concerned Metropolitan/ Municipal Corporation or, Administrator, as the case may be **Member**
- (iii) Commissioner (in case of Karachi) and Deputy **Member**

Commissioner (in case of other Divisional Boards
of concerned Division)

- | | |
|--|----------------|
| (iv) Secretary Local Government Department | Member |
| (v) Secretary Finance Department | Member |
| (vi) Managing Director of the concerned Board | Member |
| (vii) Two persons, one each from Academia and Non-Governmental Organization (NGO). | Members |

(2) An officer not below the rank of an Additional Secretary of the Department shall act as Secretary of the Steering Committee.

(3) Government may, at any time, by notification, change the composition of the Steering Committee.

10. The Steering Committee shall -

**Powers and functions of
the Steering Committee.**

- (a) meet at least once in six months;
- (b) provide overall policy guidelines to the Boards;
- (c) discuss and approve budgetary provisions of all Boards;
- (d) approve appointment or nomination of non-official members of the Board and Steering Committee;
- (e) approve schemes of the Board for placement before the competent authority for funding and/or financing;
- (f) approve initiation of the projects (waste collection and waste treatment projects such as waste to energy projects) as per the provisions of the Sindh Public-Private Partnership Act, 2010 and Sindh Public Procurement Act, 2009 and rules made thereunder;
- (g) assess and/or evaluate periodically, the performance of the Board;
- (h) act as Appellate Forum for all grievances raised by the municipal agencies against the performance of the Board;
- (i) make rules and regulations for operational, administrative, human resource management and finance for regulating operation of solid waste management, from time to time and submit to the Government through the department;
- (j) approve annual budgets of Boards and detailed schedule of establishments of each Board; and
- (k) do all acts and things consider expedient for furtherance the objectives of this Act.

(2) All decisions of Steering Committee shall be taken in its meetings by majority of votes and, in case of tie, the Chairman shall have casting vote.

(3) The meeting of the Steering Committee shall be held in such manner and at such time and place as may be prescribed by regulations; provided that until the regulations are framed, the meetings shall be held as directed by the Chairman.

(4) The provisions of sections 4, 5 and 6 shall apply mutatis mutandis for appointment or nomination and disqualification of members of the Steering Committee.

(5) The members of the Steering Committee shall receive such remuneration, fees and allowances and enjoy such privileges as may be determined by the Steering Committee. The budget provision for the same shall be kept in the annual budget of Solid Waste Management Board at Karachi.

CHAPTER-V

APPOINTMENT, POWERS AND FUNCTIONS OF THE MANAGING DIRECTOR AND OTHER OFFICERS AND STAFF

11. (1) There shall be a full-time Managing Director of the Board to be appointed by Chief Minister on such terms and conditions as he may determine.

Appointment of the Managing Director.

(2) The Managing Director shall be a person from cadre officers working under the control of Government or from private sector through a competitive process possessing the requisite qualifications and experience of the post. He shall be paid such salary and allowances as may be determined by Chief Minister but his salary and allowances shall not be varied to his disadvantage during the term of his office.

(3) The Managing Director shall be an eminent professional of known integrity and competence having experience in human resource development, skill and solid waste management of both public and private sectors, especially in the context of managing human resources, financial management and program implementation in terms of manpower skills and competence.

12. (1) The Managing Director shall be the Chief Executive Officer of the Board and shall have the powers to –

Powers of Managing Director.

- (a) exercise administrative control over the day to day functioning of the Board including management, financial management, human resource management and management of academic affairs;
- (b) conduct the official correspondence of the Board for implementation of all the decisions and other business of the Board;
- (c) run the affairs of the Board for attaining its objectives through the executive tier;
- (d) ensure that all grants, donations and contributions are to be deposited in endowment fund;
- (e) act on behalf of the Board in any emergency, subject to the obligation to report such action to the Board at its next meeting;

- (f) carryout the instructions of Government and decisions taken by the Board and exercise the financial powers as may be prescribed by rules;
- (g) prepare and submit, with the approval of the Board, an annual, supplementary or revised budget to Government for approval;
- (h) submit audit reports prepared by the Auditor General of Pakistan to Government and take prompt action to remove any irregularity pointed out by the Auditor;
- (i) furnish a copy of a resolution passed in a meeting of the Board, to Government or such other authority as Government may nominate from time to time;
- (j) supply a copy of return, statement of account or a report or a copy of any document in his charge, called by a Steering Committee, or any other committee or sub- committee set up by the Board;
- (k) report to Government, Chairman of the Board and the Steering Committee, all cases of fraud, embezzlement, theft, or loss of money or property;
- (l) incur expenditure upto the tune of rupees ten million in case of emergency and submit to the Board for post-facto approval;
- (m) appoint necessary staff on contractual basis as per approved schedule of establishment in accordance with service rules; provided that until such rules are framed, as determined by the Steering Committee;
- (n) recommend for posting by transfer or on deputation of necessary operational and office staff from the cadre and municipal services departments of Government for fix period; and
- (o) perform such other functions and exercise such other powers as may, from time to time be assigned by Government or the Board.

(2) Subject to such limitations as may be laid down by the Board, the Managing Director may delegate any of his powers to any officer of the Board.

13. There shall be established a full-fledged organizational tier of the Board under the Managing Director which may include two Executive Directors, a Secretary, Chief Internal Auditor and such other staff as may be necessary for carrying out the purposes of this Act and they shall perform such functions as may be prescribed; provided that until such rules or regulations are framed, as may be assigned to them by the respective Boards.

Organizational Tier.

14. (1) The Board may, for efficient performance of its functions, appoint such officers, advisers, consultants, experts and other staff possessing requisite professional, technical, ministerial or secretarial qualifications and experience on such terms and conditions as may be prescribed by rules; provided that until such rules are framed, as may be determined by the Steering Committee.

Appointment of officers and staff.

(2) The officers, advisers, consultants and other staff shall be liable to such disciplinary action and in such manner as may be prescribed.

(3) The Executive Directors of the Board shall be appointed by the Chief Minister either from cadre service officers working under the control of Government having relevant professional qualification and experience or from private sector through a competitive process possessing the requisite qualifications and experience of the post.

(4) The Secretary shall be appointed by the Steering Committee either from private sector through a competitive process possessing the requisite qualifications and experience of the post on such terms and conditions as it may determine or the Department may recommend to the Steering Committee for appointment of Director or Deputy Director by transfer for field operations from the cadre service or municipal services.

(5) There shall be a Chief Internal Auditor appointed by the Board from Market through a competitive process or posting by transfer by Government having relevant professional qualification and experience. The Chief Internal Auditor shall establish adequate internal control mechanism to ensure efficient management of accounting records and shall conduct pre-audit of the accounts of the Board.

15. (1) The Managing Director, Executive Directors, Secretary and Chief Internal Auditor shall be appointed initially for a term of three years, which may be extended for a further period as may be determined by the competent authority.

**Term of office of
Managing Director and
Executive Directors,
Secretary and Chief
Internal Auditor.**

(2) At any time when the office of the Managing Director or Executive Director, Secretary or Chief Internal Auditor is vacant, or the Managing Director or Executive Director Secretary or Chief Internal Auditor is absent or is unable to perform the functions of the office due to illness or some other cause, the competent authority shall make such arrangement for the performance of the duties of the Managing Director or Executive Director, Secretary or Chief Internal Auditor as the competent authority may deem fit.

CHAPTER-VI FINANCES

16. (1) There shall be established a separate Fund for each Board known as Solid Waste Management Fund on the recommendation of Steering Committee which shall vest in the Board with powers to manage and operate it.

Establishment of Fund.

(2) Government shall provide annual grants to the Board for carrying out the purposes of this Act.

(3) The fund shall include: -

- (a) Collection of solid waste management charges, rates or fees payable to the Board;
- (b) grants made and aids given to the Board;
- (c) loans raised or obtained for the Board;
- (d) all other sums that may be received by the Board;

(4) The sums credited to the Fund shall be deposited in such banks as may be approved by the Board.

(5) The fund may be invested by the Board in any security of the Federal Government or the Provincial Government or in any other security approved by the Steering Committee.

(6) The Fund shall be managed and operated in the manner as may be prescribed; provided that until such rules are made as may be determined by the Steering Committee.

17. (1) The Board shall maintain accounts of receipts and expenditure in accordance with the rules. **Audit and accounts.**

(2) The Board shall maintain an internal Audit Division which shall regularly undertake institutional internal check and control.

(3) The accounts of the Board shall be annually audited through the Auditor General of Pakistan or a firm of external Chartered Accountants approved by the Board and the report of the Auditor General or Chartered Accountant along with audited accounts shall be presented to Government.

18. The Board shall cause its accounts to be maintained properly and in respect of each financial year submit for approval of Government by such date and in such form as may be specified by Government, a statement showing the estimated receipts and current expenditure and the sums to be required from Government during the next financial year. **Budget and accounts.**

19. The Board shall cause proper accounts to be kept and shall after the end of each financial year cause to be prepared for that financial year a statement of accounts of the Board which shall include a balance sheet and an account of receipt and expenditure. **Maintenance of accounts.**

CHAPTER-VII POWERS OF THE GOVERNMENT

20. (1) The annual, supplementary and revised budget of the Board, shall be sanctioned by Government on the recommendation of Steering Committee. **Powers of Government.**

(2) The annual budget shall be submitted to Government as per budget schedule announced by the Finance Department.

(3) Government shall, approve with or without modification schedule of solid waste tariff, rates, charges or fees to be levied for solid waste, within fifteen working days of its submission by the Board through Steering Committee. If no approval is conveyed after fifteen working days, the schedule of solid waste tariff, rates, charges or fees so recommended by the steering committee shall be deemed to have been approved by Government.

(4) Government may approve any scheme submitted to it by the Board through steering committee for solid waste management with or without modification or reject it.

(5) The Board may through Steering Committee and with the approval of Government, raise long or short-term loans including foreign currency loans for the Board.

21. The Board may set up such administrative, financial and technical committees for the efficient performance of its functions as may be necessary and entrust to the committees such functions as it may consider necessary. **Committees.**

CHAPTER-VIII MISCELLANEOUS

22. (1) The Board shall submit an annual report to Government in respect of any of its activities and furnish such information as and when required by Government. **Submission of Reports.**

(2) The Board shall post all relevant information in a user-friendly manner on its website.

23. The Board may, by general or special order, delegate any of its powers, functions and duties, to the Chairperson, member or any officer of the Board. **Delegation of powers.**

24. Every employee of the Board including officers, advisors, consultants and every person acting or purporting to act under this Act, rules and regulations shall be deemed to be a public servant within the meaning of section 21 of the Pakistan Panel Code, 1860. **Public Servant.**

25. No act done or proceedings taken or order passed under this Act shall be rendered invalid merely on the ground of the existence of any vacancy in, or any defect in the constitution of the Board or Steering Committee, as the case may be. **Validity of proceedings.**

26. No suit, prosecution, or other legal proceedings shall lie against the Government, Steering Committee, the Board, the Chairperson or any member, officer, servants, advisors or consultants of the Board in respect of anything in good faith done or intended to be done under this Act or the rules and regulations made thereunder. **Indemnity.**

27. The Board may, with the approval of Government, make rules consistent with this Act for all or any of the following matters, namely:- **Powers to make rules.**

- (i) the constitution, powers and functions of Committees;
- (ii) powers and duties of the officers, advisors, consultants and employees of the Board;
- (iii) service matters including rules regulating disciplinary action, grant of leave and retirement of the employees of the Board;
- (iv) constitution of pension or Provident Fund for the benefit of the officers and other employees of the Board; and
- (v) such other matters as may appear to it necessary for giving effect to the provisions of this Act.

(2) Until the rules or regulations are framed by the Board, the Efficiency and Discipline Rules, Conduct Rules, Leave Rules and all other Administrative and Financial Rules, Regulations and standing orders or instructions of Government shall be applicable to the employees of the Board.

(3) The pay, allowances and honoraria of the employees shall be as such as may be determined by the Board subject to its approval of from the Steering Committee.

28. The Board may make regulations, not inconsistent with the provisions of this Act and the rules made thereunder, for carrying out the purposes of this Act. **Power to make regulations.**

29. If any difficulty arises in giving effect to any of the provisions of this Act, Government may make such order not inconsistent with the provisions of this Act for removing the difficulty. **Removal of difficulty.**

30. (1) The Sindh Solid Waste Management Board Act, 2014 is hereby Repealed. **Repeal and savings.**

(2) Notwithstanding the repeal under sub-section (1), anything done, proceedings or action taken, rules or regulations made, notification or order issued thereunder shall, so far as it is not inconsistent with the provisions of this Act, be deemed to have been done, taken, made or issued, under this Act and shall have effect accordingly, until altered, amended, rescinded or repealed by the competent authority.

**BY ORDER OF THE SPEAKER
PROVINCIAL ASSEMBLY OF SINDH**

**G.M.UMAR FAROOQ
SECRETARY
PROVINCIAL ASSEMBLY OF SINDH**