

GOVERNMENT OF THE \*Khyber Pakhtunkhwa  
IRRIGATION AND POWER DEPARTMENT.

NOTIFICATION

January 8, 2003.

No. SO(E)IRR/3-14/SHYDC. In exercise of the powers conferred by section 8 of the North-West Frontier Province Hydel Development Fund Ordinance, 2001 (\*Khyber Pakhtunkhwa) Ord No. XXVI of 2001), the Government of the \*Khyber Pakhtunkhwa is pleased to make the following rules, namely:

\*Khyber Pakhtunkhwa  
HYDEL DEVELOPMENT FUND RULES, 2003.

1. **Short title and commencement.**---(1) These rules may be called the \*Khyber Pakhtunkhwa; Hydel Development Fund Rules, 2003.  
(2) They shall come into force at once.
2. **Definitions.**---In these rules unless there is anything repugnant in the subject or context, the following expression shall have the meanings hereby respectively assigned to them that is to say-
  - (a) "Accountant General" means the Accountant General, \*Khyber Pakhtunkhwa;
  - (b) "Finance Department" means the Finance Department, Government of the \*Khyber Pakhtunkhwa;
  - (c) "Investment Committee" means the Committee established under rule 9 of these rules;
  - (d) "Ordinance" means the \*Khyber Pakhtunkhwa Hydel Development Fund Ordinance, 2001 (\*Khyber Pakhtunkhwa) Ord. No. XXVI of 2001);
  - (e) "Planning and Development Department" means the Planning and Development Department, Government of the \*Khyber Pakhtunkhwa; and
  - (f) "Secretary" means the Secretary of the Board.
3. **Procedure for contribution to the Fund.**---(1) Finance Department will release the sums earmarked in the Provincial Budget in favour of the Fund preferably by 15<sup>th</sup> July of each year.

(2) On receipt of advice from the Finance Department, the sanction letter will be presented by the Irrigation and Power Department for authentication of the audit copy to the Finance Department.

(3) The Irrigation and Power Department will submit a bill on simple receipt to the Account General ~~\*(Khyber Pakhtunkhwa)~~ for pre-audit and release of the funds.

(4) On receipt of cheques from the office of the Accountant General, the amount will be credited in any of the accounts of the Fund, being maintained as per rule 8 of these rules.

4. Procedure for release of amount out of the Fund.---Releases out of the Fund will be made to the respective executing agency on quarterly basis, or as per decision of the Board, through cheques with a letter under the signature of the Secretary or any officer authorized for this purpose under intimation to the Planning and Development Department, Finance Department and Accountant General.

5. Proceedings of the Board meetings.---(1) Meeting of the Board will be held at least twice a year.

(2) Secretary will prepare agenda of the Board meeting and give advance notice of the meeting to the members.

(3) The proceedings in a meeting of the Board shall be recorded in the form of minutes by the Secretary, or in his absence, by any other officer nominated by him. The minutes shall be circulated amongst the members and other concerned departments/agencies after approval of the Chairman and the members shall forward their observations, if any, to the Secretary within two days of the receipt of the minutes. The minutes of each meeting will be presented before the Board in the start of the next meeting for confirmation.

(4) Subject to the general supervision and control of the Chairman, the Secretary shall be responsible for maintenance of the accounts of the Fund and performance of such other functions as may be assigned to him by the Chairman.

6. Procedure for correspondence.---(1) The correspondence regarding deposits in Banks/Development Finance Institutions including profit coupons and pay orders shall be signed by the Secretary whereas the cheques for withdrawal of funds will be signed by the co-signatories in accordance with section 7(2) of the Ordinance.

(2) The Secretary of the Board may assign the correspondence regarding Board affairs to any other officer of the department.

7. Procedure for approval of the projects financed out of the Fund.

(1) After clearance of PDWP, SHYDO shall submit the project for soliciting approval of its Board and the Board established under section 4 of the Ordinance:

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\* Subs. vide Khyber Pakhtunkhwa Act No. IV of 2011.

Provided that after approval of the proposal by the former Board, the approval of the latter Board shall be obtained as soon as possible.

(2) Projects proposed to be financed partially or completely shall be subject to the same process for approval as for other development projects sponsored or executed by Government.

8. **Investments.**---(1) The Board may invest any portion of the Fund in-

- (i) profit bearing deposits in Banks/Development Financial Institutions as per Government approved list/policy; and/or
- (ii) Government guaranteed securities.

(2) Pending decision of the Board for investment of funds, the Investment Committee may decide to invest funds as per rule (I) above and in accordance with the parameters being generally followed by the Board for this purpose, subject to subsequent regularization and approval of such decision by the Board.

9. **Investment Committees.**---(1) There shall be an Investment Committee consisting of the following which will work under the general supervisions of the Board-

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|-------|----------------------------------------------------------------------------------------------|------------|
| (i)   | Chief Secretary,<br>Government of the<br>* <u>Khyber Pakhtunkhwa</u>                         | Chairman   |
| (ii)  | Secretary to Govt. of the<br>* <u>Khyber Pakhtunkhwa</u><br>Finance Department.              | Member     |
| (iii) | Secretary to Govt. of the<br>Irrigation and Power Department.<br>* <u>Khyber Pakhtunkhwa</u> | Member     |
| (iv)  | Managing Director,<br>Sarhad Hydel Development Organization.                                 | Member     |
| (v)   | Director Finance and Administration,<br>Sarhad Hydel Development Organization.               | Secretary. |
| (vi)  | Any other member as and when deemed<br>appropriate by the Board.                             |            |

(2). The Investment Committee shall make recommendations to the Board for investment of money out of the Fund and shall attend to such other functions as may be assigned to it by the Board.

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\* Subs. vide Khyber Pakhtunkhwa Act No. IV of 2011.

10) The Board may constitute any other Committee for any specific assignment as and when deemed appropriate.

10. Maintenance of Accounts.---The accounts of the Fund shall be maintained on double entry book keeping system.

BY ORDER OF THE GOVERNOR OF

**\*[Khyber Pakhtunkhwa]**

Secretary to Govt. of **\*[Khyber Pakhtunkhwa]**  
Irrigation & Power Department  
Peshawar

Endst: No: SO(E)IRR/3-14/SHYDO

Dated Peshawar the 08/01/2003.

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\* Subs. vide Khyber Pakhtunkhwa Act No. IV of 2011.