

Member Secretary

FOURTH DELHI FINANCE COMMISSION
National Capital Territory of Delhi
4th Floor, 'B' Wing, Vikas Bhawan-II,
Upper Bela Road, Near Metcalf House,
Delhi -110054

D.O. No. FN-27/4th DFC/2011/268

Dated: 02-06-2011

Dear Sir

Shri R.K. Garg the Member (Engineering) in the Delhi Jal Board during the course of his interactions with this commission on the 7th April 2011; after being told that the supply of water for domestic, industrial and commercial purposes is one of the major municipal functions listed in the Twelfth Schedule of the constitution of India; had avoided giving a direct answer to a specific question as to whether Delhi Jal Board constituted under sub-section (1) of section 3 of the Delhi Water Board Act, 1998 is to be treated as a municipality constituted under article 243-Q of the constitution or not.

This Commission has been provided a copy of the 'State of Environment Report for Delhi 2010' published by the Department of Environment & Forests, GNCT of Delhi and on reading para 2.2.2.1 of this report the commission has observed large inequities exist in arrangements made for supply and coverage of water supply in the NCT of Delhi.

The attention of Shri Garg was also drawn towards glaring discrepancies in the contents of data given in Para 2.2.1 and Table 2.7 of the 'State of Environment Report for Delhi 2010' published by the Department of Environment and Forests, GNCT of Delhi, Shri Garg told us that Delhi's share of 6.04% of water in river Yamuna is limited to monsoon period only. The actual water availability in river Yamuna is not more than 339 MGD

As regards actual supply of water to the residents of Delhi, Shri Garg informed us that the Delhi Jal Board is currently supplying 50 GPCD of treated water. Although the MPD 2021 has revised upwards the norm for supply of water from prevailing 50 GPCD to proposed 80 GPCD, the Delhi Jal Board shall not be in a position to provide water as per MPD 2021 norms in view of prevailing constraints on availability of raw-water and capacity limitations in regard to water-treatment and conveyance system. In fact he hinted at the possibility of actual water supply going down from existing 50 GPCD to 30 GPCD as a result of proposed densification of urban population of the National Capital Territory of Delhi under MPD 2021.

The position explained by Shri Garg, needs to be affirmed in writing. Besides that the commission would like to study various inter-state water treaties of relevance to NCT of Delhi providing for water evacuation rights particularly that in regard to rights from river Yamuna..

You are accordingly requested to kindly confirm us the legal status of the Delhi Jal Board clearly stating whether it is a municipality as per and in

accordance with the provisions contained in article 243-Q of the constitution or not ,
while sending us copies of inter-state water sharing agreements particularly in respect
of share in river Yamuna resources.

With Kind Regards

Yours sincerely,



(K.S. Wahi)

Sh. Ramesh Negi IAS,
Chief Executive Officer,
Delhi Jal Board
Varunalya, Phase-II,
Karol Bagh, New Delhi -110005.

This Commission has been provided a copy of the "State of Environment Report for Delhi 2010" published by the Department of Environment & Forests, GNCT of Delhi and on reading para 2.2.1 of this report the commission has observed large discrepancies in the arrangements made for supply and coverage of water supply in the GNCT of Delhi.

The attention of Shri Garg was also drawn towards glaring discrepancies in the contents of data given in Para 2.2.1 and Table 27 of the "State of Environment Report for Delhi 2010" published by the Department of Environment and Forests, GNCT of Delhi. Shri Garg told us that Delhi's share of 5.04% of water in river Yamuna is based on assumption stated only. The actual water availability in river Yamuna is not more than 100 MGD.

As regards actual supply of water to the residents of Delhi, Shri Garg informed us that the Delhi Jal Board is currently supplying 50 GPCD of treated water. Although the MPD 2021 has reviewed upwards the need for supply of water from providing 50 GPCD to proposed 80 GPCD, the Delhi Jal Board shall not be in a position to provide water as per MPD 2021 norms in view of prevailing constraints on availability of raw water and capacity limitations in regard to water treatment and conveyance system. It had to be hinted at the possibility of actual water supply going down from existing 50 GPCD to 30 GPCD as a result of proposed densification of urban population of the National Capital Territory of Delhi under MPD 2021.

The position explained by Shri Garg, needs to be affirmed in writing. Besides that the commission would like to study various inter-state water treaties of relevance in NCT of Delhi providing for water evacuation rights particularly that in regard to rights from river Yamuna.

You are accordingly requested to kindly confirm us the legal status of the Delhi Jal Board clearly stating whether it is a municipality as per act in