

Solid Waste (Management and Resource Mobilization) Act, 1987

History

- October 18, 1987 - First promulgated. Nepal Rajapatra, Vol. 37, No. 35 (E), Kartik 1, 2044.
- October 22, 1992 - First Amendment, Nepal Rajapatra, Vol. 42, No. 37 (E), Kartik 6, 2049.

Consolidated Text

Whereas it is expedient to manage solid waste and mobilize resources related there to and ensure the health convenience of the common people by controlling the adverse impact of pollution from solid waste, now therefore, His Majesty King Birendra Bir Bikram Shah Dev has enacted this law on the advice and with the approval of the National Panchayat.

Chapter 1

Preliminary

1.1 Short Title and Commencement

- 1.1.1 This law may be called the Solid Waste (Management and Resource Mobilization) Act, 1987.
- 1.1.2 It shall come into force in the Kathmandu, Lalitpur and Bhaktapur Municipal areas at once; in other areas, it shall come into force on such date as may be prescribed by His Majesty's Government by notification in the Nepal Rajapatra.

1.2 Definitions

- 1.2.1 Unless otherwise meant with reference to the subject or context, in this act,
- 1.2.1.1 Center means the Solid Waste Management and Resource Mobilization Center established under Section 2.1.
- 1.2.1.2 Board means the Board of Directors formed under Section 3.3,
- 1.2.1.3 Plan means the plan relating to Solid Waste Management and Resource Mobilization to be operated by the Center.
- 1.2.1.4 Chairman means the chairman of the board.
- 1.2.1.5 General Manager means the General Manager of the Center appointed under Section 3.6.1
- 1.2.1.6 Member means a member of the Board; the term includes the Chairman and the Member-Secretary.
- 1.2.1.7 Inspection Officer means an Inspection Officer appointed under Section 3.7.1.
- 1.2.1.8 Solid Waste means materials which are in a state of disuse, or which have been disposed of, or such other materials which are declared as solid waste by the Center from time to time.
- 1.2.1.9 Harmful Solid Wastes mean solid wastes which are harmful to health through infectious or contaminative disease or otherwise.
- 1.2.1.10 Sites For Dumping Solid Wastes means the place of area prescribed by the Center for throwing, keeping or dumping Solid wastes.
- 1.2.1.11 Pollution means a state in which physical, chemical, organic and radio-active elements in the atmosphere as well as human beings, birds and animals, aquatic life, or plants are directly or indirectly changed in an undesirable manner or fatally affected by the combination of solid, liquid or gas objects expelled from solid wastes.
- 1.2.1.12 Container means any equipment and similar other objects made available or prescribed by the Center for the purpose of disposing of, keeping or dumping solid wastes.
- 1.2.1.13 Reuse means the act of converting collected solid wastes into a reusable product.

- 1.2.1.14 Transit Point means the place prescribed by the Center for dumping the collected solid wastes before they are taken to the place where they are finally disposed of, or to a place of production.
- 1.2.1.15 Solid Waste Collection Equipment means equipment to be used in the collection of solid wastes.
- 1.2.1.16 Place of Production means the place prescribed by the center to conduct operations relating to the production of fertilizers or other products.
- 1.2.1.17 Prescribed or as Prescribed means prescribed or in the manner prescribed in the rules or bye-rules framed under this act.

Chapter 2

Establishment and Management of the Center

2.1 Establishment of the Center

- 2.1.1 A Solid Waste Management and Resource Mobilization Center shall be established for the purpose of the management of solid wastes and mobilization of resources related there to.
- 2.1.2 The Center shall be known in English as the Solid Waste Management and Resource Mobilization Center.
- 2.1.3 The head office of the Center shall be located in Kathmandu.

2.2 Center to be An Autonomous Body

- 2.2.1 The Center shall be an autonomous and corporate body with perpetual succession.
- 2.2.2 The Center shall have a separate seal of its own for the purpose of conducting its functions and operations.
- 2.2.3 The Center may acquire, utilize, sell or otherwise manage movable and immovable property like an individual.
- 2.2.4 The Center may sue or be sued in its own name like an individual.

Chapter 3

Functions, Duties and Powers of the Center

3.1 Functions and Duties of the Center

- 3.1.1 The Function and Duties of the Center shall be as follows :
 - 3.1.1.1 To formulate polices in regard to the implementation of the plan.
 - 3.1.1.2 To supervise whether or not the plan is being implemented, and issue necessary directives accordingly.
 - 3.1.1.3 To undertake basic construction, repair and maintains works in order to control Solid Wastes and obtain the cooperation of Municipalities for the purpose, if so deemed necessary.
 - 3.1.1.4 To make available a container service for the purpose of disposing of, keeping, or dumping solid wastes or to prescribe appropriate places for the purpose.
 - 3.1.1.5 To make appropriate arrangements for transportation of the collected solid wastes to the transit point, the place where solid wastes are finally disposed of, or the place of production.
 - 3.1.1.6 To make necessary arrangements for the disposal of solid wastes in a pollution free manner.
 - 3.1.1.7 to produce briquettes, compost fertilizer or bio-gas from the solid waste collected.

- 3.1.1.8 To make arrangements for the mobilization of the collected solid wastes by using them in a form suitable for their reuse.
- 3.1.1.9 To make available technical advice or other necessary assistance to any individual, instruction or body in connection with the management and control of solid wastes.
- 3.1.1.10 To classify harmful solid waste, and check (their emissions), or make arrangements for doing so.
- 3.1.1.11 To conduct or arrange for study and research required for management, control, and resource mobilization concerning solid wastes.
- 3.1.1.12 To extend or make arrangements for extending necessary assistance in case anyone requests for placing garbage containers at different places for the purpose of disposing of minor garbage and dirt.
- 3.1.1.13 To make arrangements for public toilets, abattoirs, baths, etc. according to need.
- 3.1.1.14 To provide or arrange for providing training in matters concerning solid waste management and environmental sanitation.
- 3.1.1.15 To publicise through mass media functions relating to the disposal and control of solid wastes in order to ensure the participation of the local people.
- 3.1.1.16 To maintain necessary coordination and harmony among different institutions.
- 3.1.1.17 To undertake and arrange for other functions necessary for fulfilling the objectives of this law.

3.2 **Powers of the Center**

3.2.1 The powers of the Center shall be as follows:

- 3.2.1.1 To obtain loans from the local banks or institutions.
- 3.2.1.2 To obtain loans from foreign governments or institutions, or international organizations or associations.
- 3.2.1.3 To collect the prescribed fees from individuals, institutions, or bodies obtaining sanitation services.
- 3.2.1.4 To sell and distribute briquettes, compost fertilizer or bio-gas produced from the solid waste collected.
- 3.2.1.5 To convert solid wastes into reusable commodities.
- 3.2.1.6 To collect the prescribed fees from individuals, institutions, or bodies obtaining training or services relating to solid waste management and environmental sanitation.
- 3.2.1.7 To perform or arrange for performing other necessary functions in order to fulfill its obligations under this act or the rules framed hereunder.

3.2.2 While exercising the power conferred under Sub-Section 3.2.1.2, the Center must obtain the prior approval of His Majesty's Government.

3.3 Formation of the Board of Directors.

- 3.3.1 Board of Directors shall be formed in order to conduct, supervise and manage all the functions and operations of the Center.
- 3.3.2 Except otherwise provided for elsewhere in this act, the Board of Directors shall exercise and fulfill all the powers and duties of the Center subject to this act or the rules framed hereunder.
- 3.3.3 The Board of Directors shall consist of the following members:
- | | | |
|---|---|------------------|
| 3.3.3.1A person appointed or designated by
His Majesty's Government | - | Chairman |
| 3.3.3.2Representative,
Ministry of Finance | - | Member |
| 3.3.3.3Representative,
Ministry of Local Development | - | " |
| 3.3.3.4Representative,
Ministry of Housing and Physical Planning | - | " |
| 3.3.3.5Representative,
Ministry of Forests and Environment | - | " |
| 3.3.3.6Member-Secretary,
Kathmandu Valley Urban Development Committee | - | " |
| 3.3.3.7General manager,
Nepal Water Supply Corporation | - | " |
| 3.3.3.8Mayor of the Kathmandu,
Municipality, or a member nominated by him | - | " |
| 3.3.3.9Mayor of the Lalitpur,
Municipality or a member nominated by him | - | " |
| 3.3.3.10 Mayor of the Bhaktapur,
Municipality or a member nominated by him | - | " |
| 3.3.3.11 General Manager,
Solid Waste Management and
Resource Mobilization Center | - | Member Secretary |
- 3.3.4 The tenure of the Chairman of the Board shall be of four years. He may be reappointed after the expiry of his tenure.
- 3.3.5 If His majesty's Government so deems necessary, it may alter the size or composition of the Board by notification in the Nepal Rajapatra.
- 3.3.6 If the Board so deems necessary, it may invited any local or foreign expert or advisor to attend its meetings in the capacity of an observer.

3.4 Meetings and Decisions of the Board

- 3.4.1 Meetings of the Board shall be held as prescribed by the Chairman.
- 3.4.2 The quorum required for meetings of the Board shall be considered to have been fulfilled in case 50 percent of the total number of members are present.

- 3.4.3 Meetings of the Board shall be presided over by the chairman, and, in his absence, by a member chosen by the attending members from among themselves.
- 3.4.4 The opinion of the majority shall be binding on meetings of the Board. In the event of a tie, the chairman may exercise his casting vote.
- 3.4.5 The decisions of the Board shall be authenticated by the Member-Secretary.
- 3.4.6 Other working procedures of meetings of the Board shall be as determined by itself.

3.5 Provisions Regarding Service Conditions and Facilities of the Chairman.

Provisions concerning the conditions of service and facilities of the chairman shall be as prescribed.

3.6 Provisions Regarding Service Conditions and Facilities of the General Manager

- 3.6.1 The general Manager shall be appointed by His Majesty's Government.
- 3.6.2 The General Manager shall be the chief Administrative authority of the Center. He shall have full powers and duties concerning the implementation of the decisions of the Board, and supervision and control of the functions and operations of the Center.
- 3.6.3 Provisions concerning the conditions of service and facilities of the General Manager shall be as prescribed.

3.7 Power to Appoint or Designate Inspection Officer

- 3.7.1 The Center may appoint Inspection Officers or designate any Officer of the Center to work as an Inspection Officer according to need in order to effectively conduct the function of controlling solid wastes.
- 3.7.2 The functions, duties and powers of an Inspection Officer shall be as follows:
 - 3.7.2.1 To work in capacity of chief of the Inspection Team formed under Section 4.7, and to determine by conducting site visits whether of not functions relating to the control and management of solid wastes and being carried out in accordance with this act or the rules or by-rules framed hereunder.
 - 3.7.2.2 To take action if any one is seen performing actions prohibited under Section 5.1.
 - 3.7.2.3 To submit to the center from time to time reports prepared on the basis of inspections conducted in regard to whether or not functions relating to the management and control of solid wastes are going on in a smooth manner.
 - 3.7.2.4 To perform or arrange for performing any other function prescribed by the center.

3.8 Power to Designate Inspection Officer

The Center may designate any officer as Inspection Officer with the approval of the chief of the concerned department in order to perform, fulfill, and exercise the functions, duties and powers of an Inspection Officer under this act.

3.9 Power to Form Sub-Committees

3.9.1 The Center may form different sub-committees for the purpose of undertaking functions relating to solid waste management and resource mobilization by conducting sanitation operations.

3.9.2 The functions, duties and powers, as well as the working procedures, of the sub- committees shall be as prescribed.

3.9.3 The Center may designate any one of the sub-committees to perform functions under Sub-Section 5.2.5.

Chapter 4 **Management and Control of Solid Wastes**

4.1 Obligations of the Concerned Agency

In case the Center, or the Inspection Team, or the Inspection Officer receives information regarding the been thrown in any public place, road, or site where solid wastes are dumped, or in any container, following an accidental or natural death, the concerned center, team, responsible for undertaking actions according to current law in regard to such dead body or carcass. After receiving information in the at manner, the concerned officer shall take actions in regard to such dead body or carcass according to current law, and notify the Center, the Inspection Team or the Inspection Officer accordingly as early as possible.

4.2 Power of the Center to Issue Orders for Management of Solid Wastes.

4.2.1 In case the Center believes that the solid wastes accumulated in the compound of any industrial or commercial enterprise or any agency, institution, or individual are likely to adversely affect the public health, it may order the concerned enterprise, agency, institution or individual to clean such harmful solid waste and throw them in the prescribed place.

4.2.2 In case the concerned enterprise, agency institution or individual is not in a position to clean or throw the solid wastes mentioned in Sub-Section 4.2.1 by itself and therefore requests the Center to do so, the Center may make arrangements for removing or cleaning such solid wastes by charging the necessary fees.

4.3 Prohibition to Dispose of Solid Wastes

The Center, or the Inspection Officer with the approval of the Center, may issue orders prohibiting such actions as keeping, throwing, burning, burying, or otherwise storing, disposing of or destroying harmful solid wastes in any public place or any private-owned place keeping in view the welfare and convenience of the public.

4.4 Right of the Center to Solid Wastes

4.4.1 The Center shall have the right to manage or use in any way the solid wastes thrown or kept in the place prescribed for dumping such wastes, containers, garbage disposal equipment made available by the Center, or the solid wastes collected in the course of sanitation campaigns.

4.4.2 For the purpose of this Section, any material contained in the place prescribed by the Center, containers and garbage disposal or other equipment made available by the Center or collected in the course of sanitation campaign shall be considered solid wastes.

4.5 Permission to be Obtained

Any industrial or commercial enterprise, or any agency, institution or individual desirous of collecting and managing any reusable solid wastes disposed of by others or any other solid wastes, must obtain the permission of the Center to do so.

4.6 Permission to be Granted

While issuing permission for managing solid wastes under Section 4.5, the Center shall conduct inquiries into whether or not the action would adversely affect the health of the public, and grant permission after charging fees as prescribed, only if it is provided that the action will not have any adverse impact.

4.7 Inspection Team

4.7.1 The Center may form Inspection Teams according to need under the convenorship of Inspection Officers for the purpose of inspecting on a daily basis whether or not solid wastes are being managed and controlled. The team shall include employees of the Center, the police, and employees of the Village Development Committee or Municipality.

4.7.2 In case the Inspection Team formed under Sub-Section 4.7.1 finds in the course of inspection that anyone is acting in contravention of Section 5.1 or finds evidence that anybody has knowingly or unknowingly acted in that manner, the Inspection Officer may punish the concerned person under Section 5.2.

4.8 Coordination and Obligations

4.8.1 The Center must work by establishing coordination with Village Development Committees or Municipalities while undertaking functions relating to the management of solid wastes under this act.

- 4.8.2 The concerned Village Development Committee or Municipality shall have the following obligations in respect to the management of solid wastes by the Center
- 4.8.2.1 To make regular arrangements for cleanliness and sanitation in their respective areas by establishing coordination with the Center.
 - 4.8.2.2 To keep in containers or take to the transit point the solid wastes collected after undertaking cleanliness and sanitation operations.
 - 4.8.2.3 To inspect or arrange for the inspection of the disposal and transportation of solid wastes in every ward.
 - 4.8.2.4 To extend necessary cooperation to the Center for the appropriate disposal and management of solid wastes.

4.9 Prevention of Pollution

In case the air, soil or water pollution resulting from solid wastes affects or is likely to affect adversely human beings, birds and animals, plants and other objects in any area or public place, or any inhabited area, the Center may make necessary arrangements for the eradication of such pollution.

Chapter 5 **Prohibitions and penalties**

5.1 Prohibitions

- 5.1.1 No one shall take or instigate others to take the following actions:
- 5.1.1.1 Throw, keep or dump solid wastes in any public place, except in containers or places allotted for dumping solid wastes.
 - 5.1.1.2 Throw carelessly in public places minor garbage such as scraps of paper, stumps of cigarettes and bidis, peels of fruits and groundnut, shells and pieces of vegetables without putting them in the garbage container.
 - 5.1.1.3 Relieve oneself or let others do so or throw excrement and urine in the streets or other public places.
 - 5.1.1.4 Make streets or other public places dirty by maintaining shops, indiscriminately.
 - 5.1.1.5 Make streets or other public places dirty by slaughtering any kind of biped or quadruped.
 - 5.1.1.6 Make streets or public places dirty by cleaning fish or throwing rotten fruits, vegetables or other materials.
 - 5.1.1.7 Use, remove or destroy without permission, the solid waste kept in containers or places allotted for dumping them.

- 5.1.1.8 Leave or dump construction materials or other goods of any kind in streets or other public places in such a manner as to hinder public traffic.
- 5.1.1.9 Leave or throw dead birds or animals in any place other than those prescribed by the Center.
- 5.1.1.10 Manage solid wastes without obtaining permission due under Section 4.5 or act in contravention of the conditions mentioned in the license, if permission has been obtained.
- 5.1.1.11 Throw, leave or dump gas or liquid of any kind in pots, containers or places prescribed for dumping solid wastes.
- 5.1.1.12 Allow the spill-over from the septic tanks run outside carelessly.
- 5.1.1.13 Throw solid wastes in the streets or other public places by removing them from the septic tank of another person's residence.
- 5.1.1.14 Throw garbage collected from the house of another person in streets or other public places.
- 5.1.1.15 Park any vehicle in or refuse to remove any parked vehicle from any street or public place during the hours of cleaning or collection of solid wastes prescribed by the Center or when such cleaning work is in progress.
- 5.1.1.16 Throw, leave or release in the streets or other public places carelessly wastes from hospitals, nursing homes, private clinics, or dispensaries.
- 5.1.1.17 Leave, throw, dump or release harmful wastes of any kind in streets or other public places other than places prescribed by the Center in such a manner as to affect adversely the health of the public.
- 5.1.1.18 Throw, leave or release in any street or public place carelessly wastes from any industrial establishment.
- 5.1.1.19 Obstruct or oppose in any manner the solid waste control measures undertaken under this act.
- 5.1.1.20 Throw, keep or dump special types of garbage in containers, streets, footpaths or other public places other than places prescribed by the Center.

5.2 Penalties

- 5.2.1 The Inspection Officer may impose fines in the following manner on any person who commits or instigates the following actions and collect such fines in the spot.
 - 5.2.1.1 For committing or instigating actions mentioned in Sub-Section 5.1.1.1 or 5.1.1.2, a fine of not more than Rs. 50.
 - 5.2.1.2 For committing or instigating actions mentioned in Sub-Section 5.1.1.3, a fine of not more than Rs. 100.
 - 5.2.1.3 For committing or instigating actions mentioned in Sub-Section 5.1.1.4, a fine of not more than Rs. 500.
 - 5.2.1.4 For committing or instigating actions mentioned in Sub-Section 5.1.1.5 or 5.1.1.6, a fine of not more than Rs. 150.

- 5.2.1.5 For committing or instigating actions mentioned in Sub-Section 5.1.1.7, a fine of not more than Rs. 500.
- 5.2.1.6 For committing or instigating actions mentioned in Sub-Section 5.1.1.8, a fine of not more than Rs. 300.
- 5.2.1.7 For committing or instigating actions mentioned in Sub-Section 5.1.1.9, a fine of not more than Rs. 150.
- 5.2.1.8 For committing or instigating actions mentioned in Sub-Section 5.1.1.10, a fine of not more than Rs. 1000.
- 5.2.1.9 For committing or instigating actions mentioned in Sub-Section 5.1.1.11, a fine of not more than Rs. 100.
- 5.2.1.10 For committing or instigating actions mentioned in Sub-Section 5.1.1.12, a fine of not more than Rs. 1000.
- 5.2.1.11 For committing or instigating actions mentioned in Sub-Section 5.1.1.14 or 5.1.1.15, a fine of not more than Rs. 500.
- 5.2.1.12 For committing or instigating actions mentioned in Sub-Section 5.2.1.20, a fine of not more than Rs. 1,000.
- 5.2.2 After the fine imposed under Sub-Section 5.2.1 is Paid, the Inspection Officer shall immediately issue a receipt there of to the concerned person.
- 5.2.3 The Inspection Officer may issue orders to keep under police custody for 24 hours any person who fails to pay the fine imposed under Sub-Section 5.2.1. The police employees of the concerned Police Office Station or Post must keep in detention the concerned person in accordance with the orders issued by the Inspection Officer.
- 5.2.4 The Center must provide B class ration to persons detained under the order of the Inspection Officers.
- 5.2.5 The Sub-committee prescribed under sub-section 3.9.3 may impose fines as follows on persons who commit or instigate the following actions:
 - 5.2.5.1 On persons who commit or instigate actions mentioned in Sub-Section 5.1.1.16, a fine of not more than Rs 150.
 - 5.2.5.2 On persons who commit or instigate actions mentioned in Sub-Section 5.1.1.17 or Sub-section 5.1.1.18, a fine of not more than Rs 1000.
 - 5.2.5.3 On persons who commit or instigate actions mentioned in Sub-Section 5.1.1.13 or Sub-Section 5.1.1.19, a fine of not more than Rs 5000.
- 5.2.6 The concerned party must submit to the officer of the Center the amount of fine imposed under Sub-Section 5.2.5 within a period of seven days from the date of imposition thereof.

5.2.A Punishment to Those Who Violate Orders

The center may impose fine of not more than Rs 1,000 on any person who violates the orders issued by the center under Sub-Section 4.2.1 of Section 4.2.

5.3 **Amounts Received in Consideration of Service Charges and Fines to be Credited to the Fund**

The amounts received in consideration of service charges collected by the Center, as well as the fines imposed by the Inspection Officer and the Sub-Committee under this act, must be credited to the Fund of the Center in the prescribed manner.

5.4 **Collection as Payments Due to the Government**

The Center may realize service charges and fines imposed by the Sub-Committee under this act as payments due to the Government from parties who do not pay such amounts.

5.5 **Appropriate Working Procedure to be Adopted**

The Inspection Officer and the Sub-Committee shall follow an appropriate working procedure while inflicting penalties under Section 5.2.

5.6 **Decision to be Final**

The decisions taken by the Inspection Officer or the Sub-Committee under Section 5.2 shall be final.

5.7 **Police to Extend Cooperation**

The police employees of the concerned Police Office, station of Post must extend cooperation to the Center in order to implement the objectives of this act.

Chapter 6 **Fund and Audit**

6.1 **Fund to the Center**

6.1.1 The Center shall have a fund of its own, and the following amounts shall be credited to this fund:

6.1.1.1 Amounts received from His Majesty's Government.

6.1.1.2 Amounts received as service charges for cleaning operations.

6.1.1.3 Fines collected under this act.

6.1.1.4 Amounts received from internal of external sources.

6.1.1.5 Amounts received from international associations and institutions, foreign governments of agencies.

6.1.1.6 Amounts received from any other sources.

6.1.2 All expenses to be incurred in the name of the Center shall be met from the Fund.

6.1.3 Amounts credited to the Fund shall be deposited in an account opened in the Nepal Rastra Bank or any commercial bank within the kingdom of Nepal.

6.1.4 The bank account of the Center shall be operated in the prescribed manner.

6.2 Account and Audit

- 6.2.1 The accounts of income and expenditures of the Center shall be maintained in the prescribed manner.
- 6.2.2 The accounts of the Center shall be audited by the Auditor General's Department.
- 6.2.3 If His Majesty's Government so desires, it may itself inspect, or arrange for the inspection of the accounts of incomes and expenditures of the Center, as well as relevant documents and other cash and materials, at any time.

Chapter - 7 **Miscellaneous**

7.1 Power of His Majesty's Government to Issue Directives

- 7.1.1 His Majesty's Government may issue necessary directives to the Center in respect to Solid Waste Management and Resource Mobilization Center.
- 7.1.2 It shall be the duty of the Center to comply with the directives issued by His Majesty's Government under Sub-section 7.1.1

7.2 Land Acquisition

- 7.2.1 His Majesty's Government may arrange for the acquisition of necessary lands for the Center for the following purpose according to current law:
 - 7.2.1.1 To Throw, or dump solid waste or to install containers for the purpose, or for transit points, the places where solid wastes are finally disposed of, and for arranging places of production.
 - 7.2.1.2 To make available other facilities relating to cleanliness and sanitation.
 - 7.2.1.3 To conduct programs relating to resource mobilization.

7.3 Imposition of Services Charges

- 7.3.1 The Center may collect sanitation service charges from any individual, institution or body, or from the inhabitants of a locality or place, in consideration of the sanitation services rendered by it to such individual, institution or body or in such locality or place.
- 7.3.2 In case any industrial, commercial, religious or social institution, or any foreign or diplomatic mission, or any individual, wishes to obtain the sanitation services of the Center, the Center may provide such services on Payment of a sanitation service charge.
- 7.3.3 In Case any one wishes to obtain the services of the Center other than those mentioned in Sub-Sections 7.3.1 and 7.3.2, the Center may make available such services on payment of a service charge
- 7.3.4 The rates of service charges to be collected by the Center in consideration of its services shall be as determined by it from time to time.

7.4 Annual Report

7.4.1 After the accounts are audited every year, the Center shall submit a yearly report to His Majesty's Government clearly mentioning the following particulars along with the audit report:

7.4.1.1 Particulars relating to the implementation of Policies formulated in respect to solid waste management and resource mobilization.

7.4.1.2 Current Progress report of the plan.

7.4.1.3 Particulars relating to the implementation of directives received from His Majesty's Government under Sub-Section 7.1.1.

7.4.1.4 Other particulars as deemed appropriate by the Center.

7.5 Delegation of Authority

The Center may delegate the powers conferred on it by this act to the Chairman, the General Manager, any member, the Inspection Officer, or the Sub-Committee, according to need.

7.6 Power to Frame Rules

His Majesty's Government may frame necessary rules in order to fulfill the objectives of this act.

7.7 Power to Frame Bye-Rules

The Center may frame necessary bye-rules in order to conduct its business, subject to this act and the rules framed hereunder.

7.7A Information Regarding the Registration of an Industry to be supplied.

7.7A.1 Any individual, institution or body registering an industry or enterprises connected with solid waste must supply information thereof to the Center within three months.

7.7A.2 The Center shall maintain the records of industries or enterprises registered under Sub-Section 7.7A.1 on a current basis.

7.8 Contact With His Majesty's Government

The Center shall maintain contacts with His Majesty's Government through the Ministry of Housing and Physical Planning or the prescribed Ministry.

7.9 His Majesty's Government May Delegate Powers to the Municipality

His Majesty's Government may delegate all or any of the powers conferred on the Center to manage solid wastes under this act in areas prescribed by His Majesty's Government under Sub-Section 1.1.2 to the concerned Municipality so as to be exercised by the concerned Municipality.

7.10 Immunity For Action Taken in Good Faith

The Chairman, the General Manager, members of the Board or the Sub-Committee, Inspection Officers, or other employees of the Center shall not be held personally liable for any action taken by them in good faith while discharging their duties under this act.

7.11 Power to Remove Obstacles

In case any obstacle arises in the course of implementing this act, His Majesty's Government may remove such obstacles by issuing an order by notification in the Nepal Rajapatra.

7.12 Repeal and Saving

7.12.1 The 1981 Solid Waste Management Board (Formation) Order has been repealed and all the movable and immovable assets of the Board formed according to the Order shall devolve on the Center

7.12.2 Contracts and agreements signed with the Board mentioned in Sub-Section 7.12.1 shall be considered to have been signed with the Center, and all the functions and operations undertaken by the Board shall be considered to have been undertaken by the Center.

7.13 Current Law to be Applicable

Actions in respect to matters provided for in this act shall be taken accordingly and actions in respect to other matters shall be taken according to current law.