



KHYBER PAKHTUNKHWA

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GOVERNMENT OF THE KHYBER PAKHTUNKHWA **SPORTS, TOURISM, ARCHAEOLOGY, MUSEUMS** **AND YOUTH AFFAIRS DEPARTMENT**

NOTIFICATION

Dated: 24th September, 2020.

No. SO(T)STA&M/5-60/2020.--- In exercise of powers conferred by section 55 of the Khyber Pakhtunkhwa Tourism Act, 2019 (Khyber Pakhtunkhwa Act No. XXXVIII of 2019), read with section 19 thereof, the Government of Khyber Pakhtunkhwa is pleased to make the following rules:

THE KHYBER PAKHTUNKHWA SPECIAL PURPOSE KUMRAT **DEVELOPMENT AUTHORITY RULES, 2020**

CHAPTER-I **PRELIMINARY**

1. Short title, extent and commencement. ---(1) These rules may be called the Special Purpose Kumrat Development Authority Rules, 2020.

(2) These rules shall extend to the areas of Kumrat and such other areas of District Upper Dir as notified by the Department.

(3) These rules shall come into force at once

2. Definitions. ---(1) In these rules, unless there is anything repugnant in the subject or context,-

- (a) "Act" means the Khyber Pakhtunkhwa Tourism Act, 2019 (Khyber Pakhtunkhwa Act No. XXXVIII of 2019);
- (b) "Special Authority" means the Special Purpose Kumrat Development Authority, established under these rules;
- (c) "area" means the area of Kumrat and such other areas of District Upper Dir, notified by the Department;
- (d) "Chairman" means the Chairman of the Special Authority;
- (e) "Government agency" includes-
 - (i) a division, department, bureau, section, commission, board, office, or unit of Government;
 - (ii) Khyber Pakhtunkhwa Culture and Tourism Authority;

- (iii) a local council; and
- (iv) a development or any other public authority, trust, company or corporation owned or controlled by Government or a local council, as the case may be;
- (f) “land” means and includes earth, water and air above, below or on the surface and any improvements in the structure customarily regarded as land and benefit arising out of land and things attached to earth or permanently fastened to earth;
- (g) “littering” means all waste material, refuse, cans, bottles, garbage, trash, debris, dead animals or other discarded materials of every kind and description which are hazardous to environment;
- (h) “local council” means a local council, constituted under the Khyber Pakhtunkhwa Local Government Rules 2013, (Khyber Pakhtunkhwa Rules No. XXVIII of 2013);
- (i) “member” means a member of the Special Authority and includes the Chairman;
- (j) “person” means and includes an individual, company, firm, cooperative society or association of individuals whether incorporated or not; and
- (k) “Schedule” means the Schedule appended to these rules.

(2) Words and expressions, used but not defined in these rules, shall have the same meanings as are assigned to them in the Act.

CHAPTER-II

CONSTITUTION OF THE SPECIAL AUTHORITY

3. Establishment of Special Authority.---(1) On coming into force of these rules, there shall be established a special purpose Kumrat Development Authority for development and promotion of tourism in the area.

(2) The Special Authority shall be a body corporate having perpetual succession and a common seal with powers, subject to the provision of these rules, to acquire, hold and transfer property, both movable and immovable and may by its name sue or be sued.

4. Composition of Special Authority. --(1) The Special Authority shall consist of twelve (12) members.

(2) The members shall include-

- (a) four (4) members from private sector, one of whom shall be from tourism sector, with no conflict of interest;
- (b) one (1) local Member of the Provincial Assembly of the Khyber Pakhtunkhwa, from respective tehsil or constituency; and
- (c) six (06) members from Government sector as follows:
 - (i) the Director General of the Authority;

- (ii) a representative of Sports, Tourism, Archaeology, Museums and Youth Affairs Department;
 - (iii) Deputy Commissioner, District Upper Dir;
 - (iv) XEN Communication and Works of District Upper Dir;
 - (v) District Forest Officer of District Upper Dir; and
 - (vi) Tehsil Municipal Officer concerned.
- (d) the Director General of the Special Authority as member-cum-secretary.

(3) The private members, at clause (a) of sub-rule (2), shall be appointed by the Chief Minister of the Province.

(4) The members from the private sector, at clause (a) of sub-rule (2), may include persons having adequate experience, skills and knowledge in relation to the field of environment, town planning, forestry, business, community development, marketing, tourism, architecture, law, finance or civil engineering.

(5) The Chairman shall be elected from amongst the members of private sector for a period of one year, through voting from amongst themselves, who shall preside over the meetings of the Special Authority.

(6) The term of office of private members shall be three years, unless he resigns earlier or removed from holding such office due to disqualification or ineligibility, as the case may be, under these rules.

(7) The membership of members from private sector shall cease and fall vacant if, he resigns, fails to attend three consecutive meetings without sufficient cause or for any other reasons which incapacitate to remain as member. Any such vacancy shall be filled within one month and the new member shall hold office for the remaining of the term of his predecessor.

(8) The private member shall not be paid for being member of the Special Authority.

(9) No person shall be appointed or remain as a member of the Special Authority, if he-

- (a) is of unsound mind;
- (b) has applied to be adjudicated as an insolvent and his application is pending;
- (c) is an un-discharged insolvent;
- (d) has been convicted by a Court of law for an offence involving moral turpitude;
- (e) has been debarred from holding any office under any provisions of law for the time being in force; or
- (f) has a financial interest in any scheme; and
- (g) has a conflict of interest directly or indirectly..

5. Meetings of the Special Authority.---(1) The meeting of the Special Authority shall be regulated in accordance with procedure as may be prescribed by regulations.

(2) Meetings of the Special Authority shall be held as and when required, but once at least in a quarter, at the time and place as the Chairman may determine.

(3) Presence of seven (07) members of the Special Authority shall constitute the quorum for a meeting; provided that such number shall include at least three official members.

(4) The decisions of the Special Authority shall be taken by the majority of the members present and, in case of a tie, the Chairman shall have a casting vote. All decisions of the Special Authority shall be reduced to writing together with a record of the discussions held in the meeting.

(5) The Special Authority may co-opt members belonging to the relevant expertise in relation to any matter under consideration of the Special Authority, who may take part in discussion, but shall not be entitled to vote for or against the matter under discussion.

(6) The business of the Special Authority shall be disposed of at its meetings or at the meetings of its committees, or by the Director General of Special Authority or its officers or other functionaries, in such a manner as may be prescribed by regulations.

(7) The proceedings of the Special Authority shall not be invalid merely by reason of any vacancy or defect in the constitution of the Special Authority.

CHAPTER-III **POWERS AND FUNCTIONS**

6. Powers and functions of the Special Authority. ---(1) The Special Authority may exercise such powers and take such measures as may be necessary for carrying out the purposes of these rules.

(2) The strategy for all development works and other measures shall be embedded in the objective of environmental up-gradation, local development, housing schemes and uplift of the local community.

(3) All roles of the Special Authority, whether executive or not, shall be expressed and taken in the name of the Special Authority and shall be authenticated by the Director General of the Special Authority by affixation of his official seal.

(4) Without prejudice to the generality of the foregoing sub-rule, the Special Authority may-

- (a) prepare, manage and implement through line departments and any other Government agency, feasible schemes of education, health, agriculture, industry, forest conservation and development, preservation of wildlife, promotion of tourism under the vision, guidelines and supervision of the Authority, conduct surveys and prepare a strategy on the direction of the Authority to further integrate and strengthen existing tourism, maintain new tourism products while focusing on family, youth, students and corporate segments, operate centralized tourism web portal developed by the provincial culture and tourism authority to provide one step solution and facilitate tourists for getting up-dated information on transport, tourist destinations and tour packages, develop and

project touristic attractions through bill boards or electronic boards, provide directional boards at the relevant place to facilitate tourists, provide drinking water at tourist destinations and improvement of water supply for community, ensure cleanliness and sanitation at tourist destinations and prepare comprehensive solid waste management plan and ensure its execution, land slide management, development of irrigation facilities, development of means of communication, construction and development of housing, sewerage, drainage, environmental improvement and slum clearance or any other thing pertaining to the purposes of these rules;

- (b) sell, lease, exchange, transfer, mortgage, put under lien or encumbrances, allot, hire, cancel, restore or otherwise dispose of or deal in any property vested in or entrusted to the Special Authority, in such a manner as may be prescribed;
- (c) undertake any works and incur any expenditure in performance of its function under these rules;
- (d) procure machinery, instruments or any other material required by it;
- (e) enter into contract or any arrangement, including but not limited to those for grant of license to any person for carry out the purpose of these rules;
- (f) cause studies, surveys, experiments, technical researches or contribute toward the cost of any such studies, surveys, experiments or technical researches made by any other agencies;
- (g) receive, enquire or investigate, and adjudicate on complaints and claims of alleged contraventions of the provisions of this Rules and issue interim development orders for areas for which a scheme is under preparation and restrict or regulate by general or special order, any, change in the use of land and alteration in building structure and installations;
- (h) cause removal of any works obstructing the execution of its schemes;
- (i) seek and obtain advice and assistance for the preparation of any scheme, or for the execution of scheme, from any Government agency or person and such Government agency or person shall give the advice and assistance, sought by the Special Authority to the best of ability, knowledge and judgment and the additional expenditure, if any, involved in giving such advice or assistance, shall be borne by the Special Authority;
- (j) procure securities, collaterals, bonds or any other means of assurances from lessees;
- (k) impose fine, levy of taxes and collect fees, charges etc. as provided under these rules;
- (l) enforce and periodically revise urban designs and public safety and compliance with the master plans;
- (m) recover all arrears of taxes, fees, charges, rents and other moneys, within the area, claimable by it as arrears of land revenue;

- (n) make policies, from time to time, for carrying out the purposes of these rules;
- (o) order sealing, demolishing, removal of encroachments or repair of property for purposes of these rules;
- (p) take actions that is necessary, incidental or ancillary to enforce and give effect to these rules; and
- (q) undertake any other function which the Government or Authority may assign to it.

(5) The Special Authority, with the approval of the Authority, may, and if directed by the Department or the Authority shall, undertake the maintenance and regulation of schemes and other activities of a Government agency as may be necessary and when a scheme or any activity is undertaken by the Special Authority, the assets and liabilities, connected therewith, shall also stand transferred to the Special Authority.

(6) The Special Authority, with the approval of the Authority, may, and if directed, shall transfer any of its functions and powers to a Government agency on such terms and conditions as it may deem fit.

7. Levy of taxes, fee, charges and delegation of powers.---(1) Notwithstanding anything contained in any other law, for the time being in force, the Special Authority shall collect fees for the services it provides, within the area. The Special Authority may collect such user charge, fee or tax as specified in **Schedule-I**, in respect of services or facilities extended or made available by it to the public, including fee or charges on account of conservancy, maintenance of public parks, green belts and green areas or facilities within the said areas.

(2) The Special Authority may, subject to such conditions as it may impose, by general or special order, delegate to the Director General of the Special Authority, any of its officer or to a member or a committee of members, constituted by it, as the case may be, any of its powers, duties and functions under these rules, not being a power, duty or function delegated to it by Government.

(3) The Special Authority may, subject to such conditions as it may impose, by general or special order, contract out operational and management functions under clause (f) of sub-section (4) of section 6 of these rules to reputable firms and companies without contradiction to any other law or rules.

8. Appointment of officers and other employees. ---(1) Subject to the general policy of Government, the Special Authority may, appoint such officers, advisors, experts, consultants and employees, as it considers necessary for the efficient performance of its functions on such terms and conditions as it may determine.

(2) The Special Authority may associate with it, in such manner, on such terms and for such purpose as it may deem fit, any person whose assistance or advice it may require in carrying out its functions under these rules on temporary basis.

9. Constitution of the committees.---The Special Authority may constitute financial committee, technical committee, tourism committee, departmental accounts committee, procurement committee, consultant committee, auction committee, working approval committee, dispute resolution committee, advisory committee or any other committee, as it may deem necessary, to be chaired by the Director General of the Special Authority, for carrying out of the purposes of these rules and such committees shall exercise such powers and perform such functions as may be delegated or assigned to them by the Special Authority.

CHAPTER-IV
DIRECTOR GENERAL

10. Appointment and terms of office of Director General.---(1) Establishment Department of Government may post a Government officer (i.e. PAS/PMS), of BPS-18/19, as the Director General of the Special Authority, for a term not exceeding three (03) years.

(2) In addition to the functions and powers, assigned or delegated under these rules or as may be prescribed by regulations, the Director General of the Special Authority shall-

- (a) be whole time officer of the Special Authority;
- (b) act as Principal Accounting Officer of the Special Authority; and
- (c) be responsible for day to day management and affairs of the Special Authority.

(3) The Director General of the Special Authority shall also be responsible for-

- (a) the preparation of the agenda, working paper and its distribution among the members of Special Authority;
- (b) recording the minutes of each meeting of the Special Authority and its prompt dispatch to the concerned quarters;
- (c) maintain disciplines and order in Special Authority;
- (d) enforce policy, rules, regulations and implement decisions of the Special Authority;
- (e) proper follow-up of all matters connected with or arising out of a meeting of the Special Authority;
- (f) maintain book of accounts for receipts into and expenditure from the fund;
- (g) monitoring and evaluation of the progress of projects approved by the Special Authority; and
- (h) perform any other function as assigned by the Authority.

(4) Without prejudice to the generality of the foregoing, the Director General of the Special Authority shall function under the supervision and control of the Special Authority in policy matters and other mega projects except administrative or operational matters in general and that of emergent nature, shall undertake responsibilities and duties as are entrusted to him by the Special Purpose Authority for purposes of these rules.

(5) Save as otherwise provided, the executive powers of the Special Authority, with its approval, shall be exercised by the Director General of the Special Authority.

CHAPTER-V
PREPARATION AND EXECUTION OF SCHEMES.

11. Preparation of schemes. ---(1) The Special Authority shall, in such form and in such manner as may be determined by it in accordance with the provisions of these rules, prepare schemes for the area or any part thereof.

(2) All constructions, whether for residential or commercial purposes, in the area, shall strictly be in accordance with the scheme and the land use plan prepared by the Special Authority.

(3) No excavation or land leveling in the area shall be made, except with the prior approval of the Special Authority.

(4) No construction, of whatsoever nature, shall be permissible in the area, contrary to the Khyber Pakhtunkhwa Highways Ordinance, 1959 (Khyber Pakhtunkhwa Ord. No. XXXII of 1959).

12. Modification of schemes.---A scheme, prepared under these rules, may, at any time, be amended, modified or abandoned by the Special Authority in such form and in such manner as may be decided by it.

13. Power to give directions.---(1)The Special Authority may, with the prior approval of the Authority, require Government agency, within whose jurisdiction any particular locality or aspect of development covered by a scheme lies to,-

- (a) execute a scheme in consultation with it;
- (b) take over and maintain any of the works and services in the area; and
- (c) provide any amenity in relation to the land which, in the opinion of the Special Authority, ought to be provided.

(2) The expenditure incurred on the execution of any scheme or the taking over or maintenance of any work, or the enforcement of regulations, under these rules, shall be borne, as may be agreed to between the Special Authority and the Government agency or, in the event of disagreement, as may be determined by Government.

CHAPTER-VI
GENERAL

14. Direction by Authority.---The Special Authority shall, in discharging its functions under these rules, follow guidelines issued by the Authority from time to time.

15. Borrowing money.---(1) The Special Authority shall be deemed to be a local authority for the purpose of borrowing money and any scheme or project, prepared or undertaken by it, shall be deemed to be work as defined in section 2 of Local Authorities Loans Act, 1914 (Act No. IX of 1914):

Provided that no local or foreign loan shall be obtained by the Special Authority without prior sanction of Government.

(2) The Special Authority may, with the approval of the Board, borrow money or raise funds by issuing bonds or debentures or otherwise for carrying out the purposes of these rules. A scheme or project, for which money is borrowed or funds raised, shall be self-financing according to profit or loss as may be approved by Government.

16. Power to levy betterment fee.---(1)Where, as a consequence of any scheme having been executed by the Special Authority, the value of any property in that locality, in the opinion of the Special Authority, has increased, the Special Authority may, with the previous sanction of Government, levy upon the owner of the property or any person having an interest therein, a betterment fee in respect of the increase in value of the property resulting from the execution of the scheme.

(2) Any Government department, when so directed by Government, shall surrender its local organization along with its assets and liabilities including funds or funding source, to the administrative control of the Special Authority and it shall, in that event, take over the organization and ensure its efficient performance.

17. Assessment of betterment fee.---(1)Where it appears to the Special Authority that any particular development scheme is sufficiently advanced to enable the amount of the betterment fee to be determined, the Special Authority may, by an order made in this behalf, declare that for the purpose of determining the betterment fee, the execution of the scheme shall be deemed to have been completed and shall thereafter give notice in writing to the owner of the property of any person having an interest therein that the Special Authority proposes to assess the amount of betterment fee in respect of the property mentioned in rule 16.

(2) The betterment fee, under rule 16 or under sub-rule (1) of this rule, shall be assessed and be payable in the manner as may be determined by the Special Authority.

18. Property tax.---Notwithstanding anything contained in any other law for the time being in force, the Special Authority shall, with prior approval of Government, have the power to levy property tax on all commercial buildings within the area.

CHAPTER-VII **FINANCES, ACCOUNTS AND AUDIT**

19. Special Authority's Fund.---(1)There shall be a Fund to be known as the "Kumrat Development Fund", here-in after referred to as Fund, which shall vest in the Special Authority and shall be utilized by it in connection with its functions under these rules, including the payment of salaries and other remunerations to the officers, servants, experts, consultants, other operational and developmental expenditures of the Special Authority.

(2) The Fund shall consist of-

- (a) grants made by Government;
- (b) all moneys received from the Federal Government or any international agency by way of grants, loans, advance or otherwise;
- (c) all fines, fees, rates and charges, received by the Special Authority, under these rules; and
- (d) all moneys received by the Special Authority from the disposal of lands, building and other properties movable or immovable.

20. Custody and investment of funds. ---The Special Authority may keep money in any treasury, sub-treasury or a bank in such manner as may be approved by Government.

21. Budget and accounts. --- (1) The Director General of Special Authority shall submit annual budget estimates and working plan to the Special Authority and it may modify the said estimate or working plan as it may consider necessary.

(2) The accounts of the receipts and expenditure of the Fund shall be kept in such form as may be directed by the Government.

(3) The Director General of Special Authority shall within three (03) months of the close of each financial year, place before the Special Authority, the annual statement of accounts and audited balance sheet, profit and loss account and the auditor's report, for the preceding financial year.

22. Audit of Accounts---The accounts of the Special Authority shall be audited by the Auditor General of Pakistan.

23. Annual report---The Director General of Special Authority, with the approval of Special Authority, shall, within four (04) months after the end of every financial year, submit an annual report to Government on the conduct of its affairs for that year.

CHAPTER-VIII OFFENCES AND PENALTIES

24. Power to seal a building for violation of rules or regulations---The Director General of Special Authority or any of its officers, duly authorized by him, shall have the powers to seal any building, structure or any other premises for violation of any provision of these rules regulations or bye-laws as the case may.

25. Penalty for violation of construction or trespassing into sealed building---Any person, who enters into or opens a sealed building or initiates construction in a sealed building, within the area, shall be liable to imprisonment for a term which may extend to three (03) years or a fine which may extend to rupees one and half million or with both.

26. Penalty for encroachment---Whoever, encroaches or violates the approved site plan or structure of a building in the area, shall be liable to imprisonment for a term which may extend to three (03) years or fine which may extend to rupees two million or with both:

Provided that no person shall be subject to fine or proceedings under this rule unless he is given notice and has failed to remedy the violation within fifteen (15) days thereof at his own costs and expense.

27. Penalty for illegal housing schemes---Whoever, develops a housing scheme or society within the area, without prior written approval of the Special Authority, shall be liable to imprisonment for a term which may extend to three (03) years or a fine up to rupees five (05) million.

28. Imposition of fine---(1) Where an officer of the Special Authority, authorized by the Director General of the Special Authority, is of the opinion that any person, who contravenes the provisions of these rules, relating to offences as specified in **Schedule-II**, shall charge the accused by issuing a ticket, in the form as specified by Special Authority, for payment of fine, as provided in the said **Schedule-II**.

(2) In case of failure to pay the fine under sub-rule (1), within the specified time, and any other kind of outstanding dues, shall be recovered as arrears of land revenue under the Land Revenue Act, 1967 (Act No. XVII of 1967).

29. Violation of agreements---Whoever violates or contravenes the terms and conditions of lease agreement, rent agreement, sale agreement or any other agreement or default in payment of lease money, levy, taxes etc., or makes other violations of rules and regulations, for the first and second time, shall be liable to fine which may extend to rupees one (01) million, and its repetition for thrice within the time as specified in the notice to be served shall lead to the cancellation of agreement.

30. Consequences of non-payment of fines.---(1) Subject to the provision of rules 25, 26 and 27, the amount of fine shall be paid to the Special Authority within thirty (30) days and in the event of delay in payment of such fine, such person shall be liable to a further fine of rupees five (05) thousand per day for each day defaulted:

Provided that no fine shall be imposed until an opportunity of hearing is given to the person liable to such fine.

(2) In the event a fine, imposed under these rules, remains unpaid for a period exceeding sixty (60) days, the Special Authority shall, without the need for further notice or proceedings, seal the property, demolish, remove or repair the encroachment, as the case may be.

31. Offences to be cognizable and non-bailable.---The offences, mentioned under these rules shall be cognizable and non-bailable and the Court of District and Sessions Judge of District Dir Upper shall take cognizance of offences punishable under these rules upon a complaint by an officer authorized by the Director General of the Special Authority, in this behalf.

32. Application of the Code.---The provisions of the Code of Criminal Procedure, 1898 (V of 1898), relating to the trial of offences, shall mutatis mutandis be applicable to the offences under these rules.

33. Appeals against the orders of the Special Authority.---(1) Any person, aggrieved by any decision or order of the Director-General or any other officer of the Special Authority, may, within thirty days (30) of the receipt of such decision or order, appeal to the Chairman of Special Authority to decide the issue within a period of one hundred and twenty (120) days.

(2) The decision made in the appeal shall be final.

34. Application on corporate bodies.---Where the person guilty of an offence under these rules is a company or other body corporate, every director, manager or other officer responsible for the conduct of affairs of such person shall, unless he proves that the offence was committed without his knowledge or that he exercised all due diligence to prevent its commission, be deemed guilty of the offence.

CHAPTER-IX **SUPPLEMENTAL PROVISION**

35. Public servant.---Every person acting under these rules shall be deemed to be a public servant within the meaning of section 21 of the Pakistan Penal Code, 1860 (XLV of 1860).

36. Bar to proceedings.---No suit, prosecution or other legal proceedings shall lie against the Special Authority or any of its employees for anything in good faith done or intended to be done under these rules.

37. Indemnity.---The Chairman, members, Director General of the Special Authority, Directors, advisors, consultants, officers, officials or employees of the Special Authority shall be indemnified by the Special Authority against all losses and expenses incurred by him in the discharge of his duties, except as are caused by his own willful act, negligence or default.

SCHEDULE-I
[see rule 7(1)]
LIST OF APPLICABLE TAXES

1	Local tax on services.
2	Fee on sale of animals in cattle markets.
3	Market Fees.
4	Tax on the transfer of immovable property in the area.
5	Fee for fairs, agricultural shows, cattle fairs, industrial exhibitions, tournaments and other public events organized by the Special Authority.
6	Fee for permits and penalties or fines for violations.
7	Fee on cinemas, dramatical, theatrical shows and tickets thereof, and other entertainment.
8	Collection charges prescribed for recovery of any tax on behalf of the Government.
9	Rent for land, buildings, equipment, machinery and vehicles owned by the Special Authority.
10	Fee for specific services rendered by the Special Authority.
11	Fee on advertisements, other than on radio and television.
12	Fee for approval of building plans, housing schemes, erection and re-erection of buildings.
13	Charges for development, betterment, improvement and maintenance of works of public utility like lighting of public places, drainage, conservancy and water supply by the Special Authority.
14	NOC fee for any adventure, sports and installation of seasonal cabins for running small business on tourist's spots within the area.
15	Conservancy fee from hotels, restaurants and shops.
16	License fee from shops, commercial tents.
17	Entry Fee or Toll on roads, bridges, routes, ferries maintained by the Special Authority.
18	Installation of Communication Towers within the area.

SCHEDULE-II

[see rule 28(1)]

OFFENCES WHERE TICKET CAN BE ISSUED

#	Offence	Amount of fine	Through
01	Neglect in safe storage of eatable, drinkable and other consumable items sold or supplied to the public or overcharging	Rs. 5,000/-	Authorized Officer
02	a. Fixing of wooden khokhas, and temporary shops or extension thereof on footpaths or beyond the street line b. Plying of handcarts for the sale of goods without permission.	Rs. 15,000/-	Authorized Officer
03	Failure by the owner or occupier of any land to clear away and remove any vegetation declared by Special Purpose authority to be injurious to health or offensive to neighborhoods.	Rs. 1,500/-	Authorized Officer
04	Slaughtering of animals for the sale of meat at a place other than the place set a part for the purpose.	Rs. 12,000/-	Authorized Officer
05	Without the permission of the Special Purpose Authority causing or knowingly or negligently allowing the contents of any sink, sewer or cesspool or any other offensive matter to flow, or drain or to be put upon any street, or public place, or into irrigation channel or any sewer or drain not set apart for the purpose.	a. Rs. 6,000/- in case of commercial concerns. b. Rs. 4,000/- for others	Authorized Officer
06	Keeping or maintaining any cattle in any part of the prohibited area or failure to remove the cattle from the prohibited area within the specified time when an order to this effect has been made.	Rs. 2,000/-	Authorized Officer
07	Keeping ferocious dogs or other animals in residential areas or taking such animals to public places or the areas specified by the Special Purpose authority, without leash or chain and without being muzzled or to set at large any animal or dog infected with rabies or any other infectious disease.	Rs. 2,000/-	Authorized Officer
08	Obstructing or tampering with any road, street drain or payment.	Rs. 25,000/-	Authorized Officer
09	Obstructing or tampering with any main pipe, meter or any apparatus or appliance for the supply of water or sewerage system.	Rs. 50,000/-	Authorized Officer
10	Without previous sanction of the Special Purpose Authority laying out a drain or altering any drain in as street or road; connecting any house drain with a drain in a public street; and drawing off; diverting or taking any water.	Rs. 7,000/-	Authorized Officer
11	Excavation of earth, stone or any other material within such distance of the residential area as specified by the Special Purpose Authority.	Rs. 10,000/-	Authorized Officer

12	Burying or burning a dead body at a place which is not a public or registered burial or burning place, except with the sanction of the Special Purpose authority.	Rs. 3,000/-	Authorized Officer
13	Picketing, parking animals or collecting carts or vehicles on any street, using a street as a halting place for vehicle or animals or a place for encampment without permission of the Special Purpose Authority.	Rs. 2,000/-	Authorized Officer
14	<p>a) Throwing or placing any refuse, litter or garbage on any street, or in any place, not provided or appointed for the purpose by a Special Purpose Authority;</p> <p>b) Failure to provide for disposal of litter or garbage inside or outside a hotel / shop etc. by its owner;</p> <p>c) Failure to provide for disposal of litter or garbage inside or outside a shop by its owner;</p> <p>d) Failure to maintain clean premises of the area in front of a hotel, shop, office or green belt up to the public street or road serving this facility.</p>	Rs. 5,000/-	Authorized Officer
15	Watering cattle or animals, or bating or washing at or near a well or other source of drinking water for the public.	Rs. 1,500/-	Authorized Officer
16	Steeping hemp, jute or any other plant in or near a pond or any other excavation within such distance of the residential area as may be specified by the Special Purpose Authority.	Rs. 3,000/-	Authorized Officer
17	Failure to provide, close, remove, alter, repair, clean, disinfect or put in proper order any latrine, urinal drain, cesspool or other receptacle for filth, water or refuse by an owner if a house, shop, office, industry or premises.	Rs. 10,000/- for commercial concerns Rs. 2,000/-	Authorized Officer
18	Failure to clean the premises, houses, shops and cultivated lands of the plastic bags and other non-perishable materials.	Rs. 2,000/-	Authorized Officer
19	Damaging or polluting physical environment, inside or outside private or public premises, in a manner to endanger public health.	Up to Rs. 2,0000/- for public premises Rs. 10000/- for private premises	Authorized Officer
20	Failure by the owner or occupier of any land to cut or trim the hedges growing thereon which overhang any well, tank or other source from which water is derived for public use.	Rs. 1,500/-	Authorized Officer
21	Failure by the owner or occupier of any land or building to clean, repair, cover, fill up or drain off.	Rs. 3,000/-	Authorized Officer

	any private well, tank or other source of water supply, which is declared under this Rules to be injurious to health or offensive to the neighborhood		
22	Failure to stop leakages of water pipes, faucets and sanitary fittings resulting in dirty water pools affecting physical environment and breeding of mosquitoes.	Rs. 5,000/-	Authorized Officer
23	Failure of an owner or occupier of any building or land to put up and keep in good condition troughs and pipes for receiving or carrying water or sullage water.	Rs. 3,000/-	Authorized Officer
24	a) Fixing or allowing the fixing of any bill, notice, play card, poster or other paper or means of advertisement against or upon any private or public building or place other than the places fixed for the purpose by Special Purpose authority. b) Exhibiting any obscene advertisement.	Rs. 1,0000/-	Authorized Officer
25	Loud playing of music or radio, beating of drum or tom-tom, blowing a horn or beating or sounding any brass or other instruments or utensils in contravention of any general or special prohibition issued by the Special Purpose authority or a hospital or an educational institution.	Rs. 3,000/-	Authorized Officer
26	Loud shouting in abusive language causing distress to the inhabitants of the neighborhood or village or any other public place.	Rs. 3,000/-	Authorized Officer
27	Using or allowing the use for human habitation of a building declared by Special Purpose authority to be unfit for human habitation.	Rs. 10,000/-	Authorized Officer
28	Failure to lime-wash or repair a building, if so, required by Special Purpose Authority.	Rs. 5,000/-	Authorized Officer
29	Begging importunately for alms by exposing any deformity or disease or any offensive sore or wound to solicit charity.	Rs. 2,000/-	Authorized Officer
30	Causing or permitting to be caused by any owner or keeper of an animal who through neglect or otherwise damage any land or crop or produce of land, or any public road, by allowing such animal to trespass thereon.	Rs. 3,000/-	Authorized Officer
31	Kite flying in contravention of any general or specific prohibition issued by Special Purpose Authority.	Rs. 1,500/-	Authorized Officer
32	Keeping pigeon or other birds in a manner causing danger to air traffic.	Rs. 5,000/-	Authorized Officer

33	Digging of public land without the permission in writing of Special Purpose Authority.	Rs. 10,000/-	Authorized Officer
34	Contravention of prohibition or direction of the Special Purpose Authority issued under the Rules.	Rs. 1,500/-	Authorized Officer
35	Non-disposal of building materials/ debris.	Rs. 25,000/-	Authorized Officer
36	Construction of illegal speed breaker on public roads / streets.	Rs. 20,000/-	Authorized Officer
37	Illegal installations or alteration the water supply line	Up to Rs. 500000/-	Authorized Officer
38	Sewerage, Sanitation & other violations	Rs. 1,0000/- up to 1 million	Authorized Officer

Secretary to Government of Khyber Pakhtunkhwa
Sports, Tourism, Archaeology, Museums and
Youth Affairs Department