From

The Additional Chief Secretary to Government Haryana,
Public Health Engineering Department.

To

The Engineer-in-Chief,
Public Health Engineering Department,
Haryana, Panchkula

Memo No. 22/3/2017- PH-4
Dated, Chandigarh, the 15 May, 2017

Subject:- Duties and Responsibilities at various levels in Public Health Engineering Department –Operation & Maintenance of STPs & other works.

In continuation of Government letter No. 22/3/2017-PH-4, dated 13-1-2017 on the subject noted above.

2. The duties and responsibilities at various levels in Public Health Engineering Department are defined in Haryana POWD Code, Notified by Government of Haryana vide Government memo No. 9/16/05-3B&R(W), dated 19-10-2009. The various clauses of PWD Code defining the duties and responsibilities of Divisional Officers known as 'Executive Engineers' are as under:-

6-5-26. Divisional Officer shall be responsible for proper operation and maintenance of works/assets in his jurisdiction.

The duties and responsibilities of SDE have been defined in clause 6.6 of PWD Code. The provisions of the relevant Clauses 6.6.5 are reproduced as under

6.6.5 He shall be responsible for proper operation and maintenance of assets in his jurisdiction, and maintenance of their records. He shall keep watch that no Government land or property is encroached upon and no unauthorized construction is allowed to be done. He shall further see the property in his charge is kept in a proper state by timely action and wise utilization of Govt. funds, with the sanction of the competent authority.

As per provisions of 6.2.2 of PWD Code, the Engineer-in-Chief, Haryana (HOD), as far as possible shall not involve himself in direct

administration of contracts and is responsible to the Government for efficient Administration and General Professional Control of public works of the Department.

3. Duties of Junior Engineers are elaborated in Rule 5.6 of Public Works Department(Buildings and Roads) Manual of Orders. Section-48 of water (Prevention and Control of Pollution Act, 1974)states as under:-

> **" Where an offence under this Act has been committed by any Department of Government, th e Head of the Department shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly:-**
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> **Nothing contained in this section shall render such Head of the Department liable to any punishment if he proves that the offence was committed without his knowledge or that he exercised all due diligence to prevent the Commission of such offence."**

In view of the provisions of the PWD Code, the Executive Engineer , Sub Divisional Engineer & Junior Engineer are actual incharge & responsible for operation and maintenance of STPs & other works which are under their respective jurisdiction and as such they are deemed to be Head of the Department w.e.f.01/11/2009, within their respective jurisdictions.

Superintendent, Public Health,
for Additional Secretary to Government Haryana,
Public Health Engineering Department.