

# Certificate Course on Participatory Irrigation Management (PIM)

## Module 4- Functioning of Water User Associations (WUAs)

### Topic 4.3 – Recall, resignation, filling vacancies, dissolution, and reorganization of WUA

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#### Topics of Module 4:

- 4.1 Daily functioning, duties, and responsibilities of Managing Committee (MC)
- 4.2 Meetings of Managing Committee and General Body
- 4.3 Recall, resignation, filling vacancies, dissolution, and reorganization of WUA
- 4.4 Powers of WUA and Irrigation Management Transfer



## 1. Recall

- It will be done according to the procedure laid down in the PIM Act and Rules of the respective states.
- For this, the ideal arrangement would be that no action could be taken to call back a member / President in the managing committee before one year of the election is over .
- To call back the member / chairman of the managing committee of a WUA, one fourth of the total number of members of its constituency will have to submit an application in writing to the Project Officer in the form prescribed.
- The project officer will convene a meeting of all members of the concerned committee in seven days. Which will be headed by an officer appointed by the Project Officer.
- If more than 50 percent of the total members vote in favour of the proposal, then the proposal will be considered passed and the person will be removed from his post by the Project Officer.
- It has to follow only the procedures laid down in the Act & Rules of different states.

For example, In Rajasthan according to Section 10 and Rule-35 , there is a provision that if more than 50 percent of the members present in the meeting vote in favor of the proposal then the proposals will be considered to be passed, but it is not good it should be more than 50 percent of the total members. The Uttar Pradesh Act provides for more than 50 percent of the total members.

## **2. Resignation**

Any member of the managing committee, with his or her wish, can give resignation by registered post or in person to its chairman and this may be considered and approved in the management committee.

If the resignation letter is accepted, then the chairman will inform the project officer about this incidental vacancy so that the vacancy can be filled according to the prescribed procedure in the Act and Rules.

## **3. Casual vacancy and its fulfillment**

**Casual vacancy** - The casual vacancy in the management committee will be on the death of a member, resignation, recall or disqualification as per the act and rules.

**Fulfillment of casual vacancy**- Filling of casual vacancy will be done as per the procedure laid down in the PIM Act / Rule of the concerned state. As in Rajasthan. There is a provision to fill the vacancy in the management committee of a WUA by Distributary Committee, and vacancy in management committee of a Distributary Committee by the Project Committee and the vacancy in Project Committee will be filled by State Govt. by Nomination.

## **4. Dissolution of management committee or disqualification of its member**

- In the event of any embezzlement, fraud, misuse of powers and acts by the management committee of a farmers' organization or its member in violation of the provisions in the act and rules, the competent authority of the project area may dissolve the management committee or disqualify the member as the case may be.
- And to perform the functions of the organization, it shall have the power to make an interim arrangement.
- But in the event of such dissolution, the Management Committee shall be reorganized within three months from the date of dissolution of the Management Committee.
- Prior to the dissolution of the Management Committee, the persons affected by it will have to be given an appropriate opportunity to present their case. But it will be done as is prescribed in the act and rules of the states.

## 5. Reorganization of Water Users' Association

In the interest of the Organization the State Government or an officer authorized by it, by notification and in accordance with the Act / Rules made -

- May form a new Water Users' Association by dividing the area of any existing WUA.
  - Can increase / reduce the area of any WUA & change the boundaries.
  - Can cancel any notification issued under the Act for rectification of any error.
- But any such division, increase reduction and cancellation will not be effective or considered until a reasonable opportunity of hearing is given to the organization which may be affected by it.

**-Water can be saved, but cannot be made-**



**-Save Water**

**Secure Future -**

**- Sincere Thanks -**