

CHAPTER VI
BUDGET, FINANCE, ACCOUNTS AND AUDIT

30. ¹[(1) The Chief Executive Officer or in his absence the Financial Controller or such officer, as may be specially or generally authorised in this behalf, by the Authority shall, at a special meeting to be held not later than 31st March in each year, lay before the Authority, the budget estimates of the Authority for the next year.] Submission of budget to Authority.

(2) Every such budget estimates shall be prepared in such form as the State Government may, from time to time by order, determine, and shall provide for,—

(i) the proposals, plans and projects which the Authority proposes to execute whether in part or in whole during the next year ;

(ii) the due fulfilment of all the liabilities of the Authority ; and

(iii) the implementation of the provisions of this Act ;

and such estimates shall contain a statement showing the estimated income and expenditure on capital and revenue accounts, for the next year and such other particulars indicating the financial performance of the Authority as the State Government may direct. The budget shall clearly reveal financial outlay and performance.

(3) The Chief Officer of every Board shall prepare annually on or before such date and in such form as the State Government may from time to time by order determine a budget estimate of the income and expenditure of the Board for the next year relating to the proposals, plans or projects to be undertaken or continued or executed from the funds of the Authority.

(4) Every Board shall, as soon as may be, after the said date consider the budget estimates so prepared and approve the same with or without modifications and forward it to the Authority for the inclusion thereof in the budget estimates of the Authority before such date as the State Government may, from time to time, by order determine.

31. The Authority shall consider the budget estimates submitted to it under section 30 and approve the same with or without modifications on or before such date as the State Government may, from time to time, determine. The budget estimates forwarded by every Board shall form part of the budget estimates of the Authority. Sanctions of budget estimates.

32. (1) Every budget estimates approved by the Authority under the last preceding section shall be submitted to the State Government for information. Submission of approved budget estimates to State Government.

(2) After the receipt of the approved budget estimates, the State Government may as far as practicable before the beginning of the next year, suggest to the Authority, such modifications therein as the State Government may deem fit, and the Authority shall carry out such modifications in the budget estimates in such manner as the Authority may think fit.

33. The Chief Executive Officer may, at any time during the year for which a budget has been approved by the Authority, lay before the Authority as supplementary budget estimate and the provisions of sections 30, 31 and 32 shall, so far as may be, apply to such supplementary budget estimate. Supplementary budget.

34. (1) The Authority shall have its own fund. Authority's Fund.

(2) (a) All moneys received by the Authority by way of grants, subventions, donations and gifts for all or any of the purposes of this Act ;

(b) All proceeds of land or any other kind of property sold or disposed of by the Authority, all rents, deposits, betterment charges and all interest, profits and other moneys accruing to the Authority ;

¹ Sub-section (1) was substituted by Mah. 23 of 2000, s. 2.

(c) all loans received by the Authority ;
shall constitute the fund of the Authority ;

(3) ¹*

Deposit of
money in fund
and operation
thereof.

35. (1) Except as otherwise directed by the State Government, all moneys forming part of the funds of the Authority shall be deposited in the Reserve Bank of India or in such Scheduled Bank or invested in such securities as may be approved by the State Government.

Explanation.—For the purposes of this section, the Reserve Bank of India means the Reserve Bank of India at ²[Mumbai] constituted under the Reserve Bank of India Act, 1934, and a Scheduled Bank means a Bank included in the Second Schedule to the said Act. II of 1934.

(2) The fund of the Authority shall be operated upon by such officers as may be authorised by the Authority.

Power of
Authority to
borrow.

36. (1) The Authority may, from time to time with the previous sanction of the State Government and subject to the provisions of this Act and to such conditions as may be prescribed in this behalf, borrow any sum required for the purpose of this Act.

(2) The rules made by the State Government for the purposes of this section may empower the Authority to borrow by the issue of debentures and to make arrangements with bankers.

(3) All debentures issued by the Authority shall be in such form as the Authority with the sanction of the State Government, may, from time to time, determine.

(4) Every debenture shall be signed by the President and one other member of the Authority as the Authority may by order specify in this behalf.

(5) Loans borrowed and debentures issued under this section may be guaranteed by the State Government as to the repayment of principle and the payment of interest at such rate as may be fixed by the State Government.

Application of
property,
fund, etc.

37. All property and fund of the Authority and all other assets belonging to, or vesting, in the Authority shall be held and applied by it, subject to the provisions and for the purposes, of this Act,

Subvention
and loans to
Authority.

38. (1) Any Government or local authority (and every local authority is hereby authorised to do so) may, from time to time, make subventions to the Authority for the purposes of this Act on such terms and conditions as the State Government may determine.

(2) Any Government may from time to time advance loans to the Authority on such terms and conditions not inconsistent with the provisions of this Act, as that Government may determine.

Accounts and
audit.

39. (1) The Authority shall cause to be maintained proper books of accounts and such other books as the rules may require, and shall prepare in accordance with the rules an annual statement of accounts.

(2) The Authority shall cause its accounts to be audited annually by such person and by such date in the next succeeding year as the State Government may direct. The person so directed shall have the right to demand the production of books, accounts and connected vouchers, documents and papers, and to inspect any of the offices of the Authority including those of the Boards.

(3) As soon as the accounts of the Authority have been audited, the Authority shall send a copy thereof with a copy of the report of the auditor thereon to the State Government ; and the Authority shall comply with such directions as the State Government may, after perusal of the report of the auditor think fit to issue.

¹ Sub-section (3) was deleted by Mah. 54 of 1977, s. 5.

² This word was substituted for the word "Bombay" by Mah. 25 of 1996, s. 2, and Sch. para (3).

(4) The accounts together with the report of the auditor thereon shall be laid by the State Government before each House of the State Legislature as far as possible before the expiry of the year next succeeding the year to which they relate.

40. (1) Notwithstanding anything contained in section 39, there shall be a concurrent audit of the accounts of the Authority by such person as it thinks fit. The State Government may also direct a special audit to be made by such person as it thinks fit of the accounts of the Authority relating to any particular transaction or a class or series of transactions or to a particular period.

Concurrent
and special
audit of
accounts.

(2) Where an order is made under sub-section (1), the Authority shall present or cause to be presented for audit such accounts and shall furnish to the person appointed under sub-section (1) such information as the said person may require for the purpose of audit ; and shall remedy or cause to be remedied the defects pointed out by such person, unless they are condoned by the State Government.