

close
Mr

Sectt. II-27-50,006-23-11-42.

Education & P. H. (1945) Department.

Ms SERIES.

①

G.O. No. Ms. 421 Education,

Dated the 20th March 1945.

[Despatch Abstract.]

BUDGET ESTIMATE - 1945-46 - ELEMENTARY EDUCATION
FUND - MUNICIPAL COUNCIL, PALNI - ORDERS PASSED.

20/3/45
bale.

Back papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
G.O.	419	200.	16.3.1944				

Further papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

Office

XXXXXXXXXX of the Director of Public Instruction, Madras
Dr. B. B. Dey, D.Sc.(Lond.), F.R.I.C.
Offg. Director of Public Instruction.
R.O.P.No.81-B3/44-45
Dated 20th January, 1945.

Subject.
Elementary Education Fund.-Budget Estimate for 1945-46 -
Municipal Council, Palni.



Submitted.
Revised Estimate for 1944-45:-

Expenditure under "Ordinary" is in excess of the sanctioned budget. The reasons for the excess are explained by the Commissioner in his report accompanying the budget. Sanction of Government is necessary for the excess expenditure.

(ii) A sum of Rs. 300/- is provided under "Capital - Lands and Buildings" while there is no such provision in the sanctioned budget. Sanction of Government is necessary for this expenditure.

3. Budget Estimate for 1945-46:-

08196

The credit taken for Government grant under section 37 of the Act is liable to revision with reference to the actual amount of education tax realised and adjusted to the fund during 1944-45.

4. As per the details furnished by the Commissioner the provision made under "Salaries and allowances - Masters" should be raised to Rs. 13,950/-.

5. The accommodation provided for 2 schools (1 for boys and the other for girls) is inadequate and that of another boys' school is unsuitable. Steps should be taken to rectify these defects at an early date.

P.T.O.

RECEIVED
MADRAS

- 2
6. The staff employed in the girls' school is inadequate.
 7. The equipment supplied to the girls' School is inadequate.
 8. Time scales of pay are adopted. Leave salary and dearness allowance are paid.

gadh
For Director of Public Instruction.

To
The Secretary to the Government of Madras,
Education and public Health Department,
Fort St. George, Madras.

Ms. 22-1. *sd*
22/1

M.C.C. No. 4917/44-31

S.S. # 3

Municipal Office, Palni
Dated 30th Dec 1944

From Sri C.N. Narayanaswamy, B.A.,
Commissioner, Palni Municipality, Palni.

To
The Secretary to Government,
Education and Public Health Department,
Through
The Director of Public Instruction, Madras.

3
JAN 1945
Rep. 81 B3/44-5
3

And
The Chairman, Municipal Council, Palni.

Budget Estimate- Elementary Education Funds -
Palni Municipality - 1945-46 - Submitted.

I submit herewith the Budget Estimate relating to Elementary Education funds of Palni Municipality for the year 1945-46 together with the prescribed enclosures.

CP Narayanaswamy
Commissioner.
30/12/44

Forwarded

J.T. Chelvanarayana
Chairman. *30.12.44*

REPORT TO ACCOMPANY THE BUDGET ESTIMATE ON
Elementary Education Fund
1945-56.

1. This council owns two buildings in which two boys schools and one girls school are located. One boys school is located in a rented building. The provision made for repairs to buildings does not include repairs for rented or rent-free building.

No provision for expenditure under capital has been made in the Budget Estimate for 1945-46. A sum of Rs.300/- has been provided in the Revised Budget Estimate for 1944-45 towards the acquisition of land for a latrine in the Bazaar Street Municipal Elementary School.

The provision made under the head 'house rent' in the budget estimate for 1944-45 is increased from Rs.380/- to 530/- in the revised budget estimate for 1944-45 as the arrears due for the previous year has been paid during the current year.

2. The amount under salaries of school teachers has decreased in Budget Estimate for 1945-46 as the council has resolved to convert the existing Higher Elementary School for girls into a complete elementary school from the next school year.

3. The increased expenditure is met by the increased contribution from the General account as no credit has been taken for the Government grant towards the payment of dearness allowance to the teachers as instructed by Government.

sen. 50.12.44.

Commissioner,
Palni Municipality.

Executive Authority.

Bill Collector.

Date of collection.....1945
of credit.....1945
of service of duplicate.....1945

Rupees.....

Total

Other items (to be specified)

specified)

Rent of stalls at Rs.....per month (market, etc., to be

House rent at Rs.....per month

Meter rent at Rs.....per month

Excess water charges for.....gallons at Rs.....

Rs. A. P.

Proceedings of the Palni Municipal Council passed at its
meeting held on 20th December 1944.

No. 499. Read revised Budget Estimate for 1944-45 and Budget
estimate for 1945-46 of the Elementary Education Fund and the
note of the Commissioner thereon. (5)

"The note is approved. The Budget Estimate and the
Revised Budget Estimate are approved."

Sd. I.T. Oblakondana Navakar,
Chairman.

/True extract/

ssn. 30.12.44.

(Signature)
Commissioner.

(Signature)

RECEIPTS.

Actuals of 1943-44.	Revised estimate for 1944-45.	Heads.	Budget estimate for 1945-46.	Remarks.
Rs.	Rs.	Ordinary.	Rs.	
3804	3880	1. Education tax.	3780.	
191	240	2. Deduct collection charges.	250.	
3613	3640	Net.	3530	
53		7. Other receipts.		
3488	3800	8. Government grants:-		
		(i) Under section 37 of the Education Act.	3830	
1218	1218	(ii) Under proviso to Section 37 of the Education Act.	1220	
714	752	(iii) Compensation for loss of income from Education tax on Profession tax.	727	
	4180	(iv) For payment of Dearness allowance.		
6300	3000	9. Contribution from the General account:-		
4	50	(b) For other purposes.	6190	
		Deduct refunds.	50	
	160	Deduct amount transferred to Capital.	160	
15363	16380	Total.	15447	

This should be shown on the expenditure side.

CAPITAL

160	6. Additional amount transferred from ordinary:-	
160	Total.	

EXPENDITURE.

Actuals of 1943-44.	Revised estimate for 1944-45.	Heads.	Budget estimate for 1945-46.
		Ordinary.	
13057	10000	1. Staff:-	
	3600	Salaries & allowances:-	9870
		Teachers	3620
508	620	Contribution to Provident fund.	700
		2. Contingencies & equipments:-	
268	530	Contingencies:-	
263	200	House rent.	400
		Other items.	200
240	200	Equipment:-	
34	50	Furniture & apparatus	200
20	50	Library books & maps.	50
498	300	Other items.	200
750	750	4. Repairs to buildings.	
		5. Interest on & repayment of debt.	
15640	16370	Total Rev. Adn.	15360

EXPENDITURE.

Actuals of 1945-44. Revised estimate for 1944-45. Heads. Budget estimate for 1945-46.

Rs. Capital. 1. Lands & Buildings. ... Total.

300 300 703

PALNI MUNICIPALITY.

BUDGET ESTIMATE OF THE ELEMENTARY EDUCATION FUND. 1945 - 46.

Summary.

1	2	3	4	5
Ordinary	Rs.	Receipts	Expenditure	Closing balance
700	15447	15360	787	3

Commissioner Palni Municipality

PALNI MUNICIPALITY.

Budget for 1945-46 - Elementary Education Funds - Establishment Schedule.

S.No.	Name.	Designation.	Scale of pay.	pay on 1-4-45.	Total per year.	Dearness allowance, per month - per year.
1.	Sri S. S. Subramanian.	Headmaster Secondary Grade.	25-2/2-45 + Rs. 5.	34	408	Rs. 10/-
2.	Sri Devaraj.	Assistant, -do-	20-1/2-24-1/2-30	25	300	Rs. 10/-
3.	S. Lakshminarayana Rao	Assitant.	"	26	312	Rs. 10/-
4.	K. Irulandy	"	"	25	300	Rs. 10/-
5.	P. R. Venkatrama Iyer.	"	"	30	360	Rs. 10/-
6.	P. V. Subramania Iyer.	"	"	30	360	Rs. 10/-
7.	K. Saivakaruppanan.	"	"	21	252	Rs. 10/-
8.	C. Karuppusamy.	"	"	23	276	Rs. 10/-
9.	T. Murugesan.	"	"	22	264	Rs. 10/-
10.	S. Ponnuraman.	"	"	22	264	Rs. 10/-
					3096	Rs. 1200
					77	30
					3173	1230

22% Leave Allowance.

Total.

EAST CAR STREET ELEMENTARY SCHOOL.

1.	Sri N. Jagadeswaran.	Headmaster Secondary grade.	25-2/2-45 + 5.	34	408	Rs. 10/-
2.	S. Venkatasubramania Iyer.	Assistant.	20-1/2-24-2/2-30.	30	360	Rs. 10/-
3.	B. Arunugam	-do-	-do-	24	288	Rs. 10/-
4.	G. Venkatachalam.	-do-	-do-	23	276	Rs. 10/-
5.	V. Balakrishnan.	-do-	-do-	22	264	Rs. 10/-
6.	S. Manikkam.	-do-	-do-	21	252	Rs. 10/-
7.	M. Thiruvankatam	-do-	-do-	20	240	Rs. 10/-
					2088	840
					52	20
					2140	860

22% Leave allowance.

Total.

Handwritten calculations and notes on the right margin, including a circled number 7 and various numerical figures.

No. A1-1205/45

Municipal Office, Palni,
Dated 27th February, 1945.

From Sri C.R. Narayanaswamy, B.A.,
Commissioner, Palni Municipality, Palni.

To
The Secretary to Government,
Education and Public Health Department,
Fort St. George, Madras.

The Chairman,
Municipal Council, Palni.

4-MAR 1945
Sir,
- Education tax - Increase in the rate
of - under section 35(2) of the Elementary
Education Act - Sanction - Requested.

09011

The municipal council, Palni, is at present levying under section 34 of the Madras Elementary Education Act an education tax on the buildings in this municipality at 2% on the annual rental value of buildings per half year. The receipts under the Elementary Education Act of this municipality including Government grants are not sufficient to meet the expenditure and hence the municipal council has to contribute a large amount every year from its general account in order to balance the Elementary Education budget.

2. The Deputy Inspector of Municipal councils & Local Boards suggested to the council in his inspection notes for the year 1943 to increase the rate of Education tax to 3% per annum and to effect certain retrenchments in the staff. The retrenchment suggested was given effect to during the current year; but the council was not then in favour of increasing the education tax. The Deputy Inspector has in his inspection notes for the year 1944 has advised to take steps to limit the expenditure to the receipts till the financial position of the council improves. As there was no scope to curtail the expenditure, I placed a note (copy enclosed) to the council stating the necessity for increasing the education tax. The council has in its resolution No. 76 dated 24-2-45

P.T.O.

Mun. Form No. 104—(Tamil).
மியுனி. நமூனா ந. 104.

Serial No. 457
வரிசைக்கிரமமான ந.

CHALAN FOR MISCELLANEOUS PAYMENTS INTO
THE MUNICIPAL OFFICE.

மியுனிஸிபலாபிஸில் பலவகைப்பட்ட தொகைகள் செலுத்துவதற்குச் சலான்.

To

THE CHAIRMAN, MUNICIPAL COUNCIL,
COMMISSIONER,

மியுனிஸிபல் கௌன்ஸில் அக்கிராசனாதிபதி அவர்கள் சமூகத்துக்கு,
கமிஷனர்

SIR,

Please receive the sum of Rs. ()

sent here with on account of (purpose)

I request that you will be good enough to grant me a Receipt

License

ஐயா,

1938-39 ஆண்டு வரையில் 213.8 ரூபாய் (213.8) ரூபாய் தயவுசெய்து

இதனுடன் அனுப்பியிருக்கும் ரூபாய் (213.8) ரூபாய் தயவுசெய்து
பெற்றுக்கொள்ளவும். பதிவு செய்து கொடுக்கப்பட்டுள்ளதில் 213.8

எனக்கு ஒரு ரசீது கொடுக்கும்படித் தங்களை கேட்டுக்கொள்ளுகிறேன்.

Station மியுனிஸிபல்
இடம்.
Date 6. 3. 1940
தேதி, 19 -ம் மார்ச் 1940

I have, etc.,
இப்படிக்கு,

Name: 28 ரசீது செய்தவர்
பெயர்.

Designation
உத்தியோகப் பெயர்.

Address.

மேல்

விலாசம்.

For Municipal Office.

மியுனிஸிபல் ஆபிஸுக்கு.

Received Rs. 213.8 and credited
in the accounts on 6/3/1940.

ரூ. பெற்றுக்கொண்டு 19 -ம்
மார்ச் உ கணக்குகளில்
வரவு வைத்துக்கொள்ளப்பட்டது.

Shroff. ஷரூப்.

Hoe & Co., Madras-5-2-1939

approved my note and decided to increase the rate of
education tax from 4% to 12% per half year with effect
from 1-4-45.

3. I therefore request the Government may be pleased
to sanction under sub-section 2 of Section 35 of the
Madras Elementary Education Act the alteration in the
rate of education tax levied on buildings in this mun-
cipality as said above. In anticipation of the sanc-
tion of Government, and to avoid delay, I have publish-
ed the necessary preliminary notification calling for
objections, if any, to the proposed increase in the
rate of education tax.

ssn.1-3-45.

C. R. Narayanaswamy
Commissioner.

Forwarded 6/3/45.

Chairman.

As the Chairman is not in the town the
reference is submitted to the Government
directly.

C. R. Narayanaswamy
Commissioner.

Mun. Form No. 104—(Tamil).
மியுனி. நமூனா ந. 104.

Serial No. 420
வாரிசைக்கிரமமான ந.

CHALAN FOR MISCELLANEOUS PAYMENTS INTO
THE MUNICIPAL OFFICE.

மியுனிஸிபலாபிஸில் பலவகைப்பட்ட தொகைகள் செலுத்துவதற்குச் சலான்.

To

THE CHAIRMAN, MUNICIPAL COUNCIL, Pal.
COMMISSIONER,

மியுனிஸிபல் கௌன்ஸில் அக்கிராசனாதிபதி அவர்கள் சமூகத்துக்கு,
கமிஷனர்

SIR,

Please receive the sum of Rs. (0-50) Nil of annas

sent here with on account of (purpose) being the registration fees.
புலு 50 மஃபா.

I request that you will be good enough to grant me a Receipt License

ஐயா,

இதனுடன் அனுப்பியிருக்கும் ரூபாய் () தயவுசெய்து
பெற்றுக்கொள்ளவும்.

எனக்கு ஒரு ரசீது கொடுக்கும்படித் தங்களை கேட்டுக்கொள்ளுகிறேன்.

Station Pal.
இடம்.
Date 10-2-1946
தேதி, 19 -ம் மார்ச் 1946

I have, etc.,
இப்படிக்கு,

For Municipal Office.
மியுனிஸிபல் ஆபிஸுக்கு.
Received Rs. 55-0 and credited
in the accounts on 10/2/1946.
ரூ. 55-0 பெற்றுக்கொண்டு 19 -ம்
மார்ச் 1946 கணக்குகளில்
வரவு வைத்துக்கொள்ளப்பட்டது.
Shroff. காராய்.
Hoe & Co., Madras-5-2-1939

Name G. Venkataswamy
பெயர்.
Designation P.W.D. Super Mopad.
உத்தியோகப் பெயர்.
Address }
மேல் }
விலாசம். }

Copy of the note dated 14th February 1945 of the
Commissioner, Palni Municipality.

Funds - Elementary Education - unsatisfactory
position.

The expenditure on Elementary Education is on the
increase as well as the contribution from the General
account the position of which is also unsatisfactory.
To reduce the expenditure on Elementary Education, the
council has resolved to abolish the higher standards -
from the school year 1945-46. It was not in favour of
increasing the education tax. In spite of the fact that
retrenchment has been resolved to be effected from 1945-
46, the general account has to contribute a sum of --
Rs.6190/- for the budget year 1945-46. The Deputy --
Inspector of Municipal Councils and Local Boards has --
therefore suggested that steps may be taken to limit --
the expenditure to the receipts till the financial --
position of the council improves.

There is not scope to reduce the expenditure --
unless any of the schools are abolished. Minimum ex-
penditure has been provided. The estimated number of
children of schoolage still to be provided for is large.
Hence the small No. of schools which the council is now
running should not be reduced in the interest of ad-
ministration. The best course to be adopted will be to
increase the rate of education tax to 3% as was done in
the case of scavenging tax. The orders of the council
are solicited.

Sd/- C.R.Narayanaswamy,
Commissioner.

C.R.Narayanaswamy
Commissioner.

N. O.

Serial No. 413

வரிசைக்கிரமமான ந.

ISCELLANEOUS PAYMENTS INTO
MUNICIPAL OFFICE.

பட்ட தொகைகள் செலுத்துவதற்குச் சலான்.

IPAL COUNCIL, Palni

இதிலுள்ள அளிகள் சமுதாயத்துக்கு,
பினர்

m of Rs. (3/-) Three of

urpose) having been for in
s for the part of a w.w. Supri
be good enough to grant me a Receipt
License

த்தின் பொருட்டு

தயவுசெய்து

சாடுக்குப்படித் தங்களை கேட்டுக்கொள்ளுகிறேன்.

I have, etc.,
இப்படிக்கு,

Name
பெயர், G. G. Ganesan

Designation
உத்தியோகப் பெயர், W. W. Subbar

Address,
மேல்
விலாசம், Palni

Edited
1940

தகவில
ப.

Sum to day

Nov
20/1/45

Edn and P.H. Dept
Budget Estimate - 1945-46 - Elementary Edu Fund
Municipal Council, Palni - Order passed.

From the D.P.S. R.O.P. No: 81-33/44-45-20.1.45-

From the Commr, Palni Municipality No. A1-1205/45-

827.2.45-

Order 421. Edn. dated 20.3.45.
Ms

The Govt pass the following orders on the
Revised Estimate for 1944-45 and the Budget Estimate
for 1945-46 of the E.E. Fund of the Municipal Council,
Palni

2. Revised Estimate for 1944-45.

The expenditure provided under "Ordinary"
is in excess of the sanctioned budget. A sum of Rs 300/-
has been provided under "Capital - Lands and Building"
while there is no provision for it in the sanctioned budget.
The Council should obtain the sanction of Govt before
incurring the expenditure.

3. Budget Estimate for 1945-46

(1) The credit taken for Govt contribution under
section 37 of the E.E. Act, 1920, is liable to revision with
reference to the amount of education tax adgnated
to the fund in 1944-45.

(2) The credit taken for contribution from the
general funds should be reduced from Rs 6190/- to
Rs 5490/- as the general funds cannot afford to
contribute more.

4. Under sub-section (2) of section 35 of the
Madras Elementary Education Act, 1920 (as amended
by Madras Act XV of 1941) the Govt approve the proposal
of the Municipal Council, Palni, that the rate of
education tax levied in the Municipality be raised

from $\frac{3}{4}$ p.c. to $\frac{1}{2}$ p.c. per half year of the annual value of buildings with effect from 1.4.45.

5 An extract of the remarks of the D.P.S. in paras 5, 6 and 7 of his Ldt. read above is commd. to the Commr for information and necessary action.

6 The sanctioned budget for 1945-46 will be as shown in the annexure.

To the Commr, Palni Municipality
(His: Mr. B. G. B.)
with copy of subjects)
" D. P. S.
" L. A. Dept
" Ex aminer of A. H.

Annexure

Rs. 703

Expenditure - ordinary

Opening Balance

Receipts - Ordinary

1. Education tax

2. Govt grant

(1) Under section 57 of the E. E. Act

(2) Under proviso to section 57 of the E. E. Act

(3) Compensation in respect of edu tax on property tax and equivalent Govt. contribution

3. Contribution from general funds

Refunds

Total

Grand Total including opening balance

Rs. 19,480

Rs. 18,777

Rs. 13,560

Rs. 500

Rs. 700

Rs. 400

Rs. 200

Rs. 200

Rs. 50

Rs. 50

Rs. 200

Rs. 15,860

Rs. 3,620

Rs. 3,780

Rs. 3,620

Rs. 3,780

Rs. 3,620

Rs. 3,780

Rs. 3,620

Rs. 3,780

Roc.No.1205/45 A1.

From

Sri V. Lakshmana Iyer, M.A.,
Commissioner, Palni Municipality, Palni,

To

The Secretary to Government,
Education and Public Health Department,
Madras.

Through

The Inspector of Municipal Councils and Local Boards,
Egmore, Madras.

And

The Chairman,
Municipal Council, Palni.

Sir,

Sub: TAX- Education - Increase in the rate of -
Sanction to give effect from 1-4-45 -
Applied for.

The preliminary notification in respect of the proposal of the Council to increase with effect from 1-4-45 the rate of Education tax on buildings in this municipality was published on 27-2-45 under sub-section (2) of section 35 of the Madras Elementary Education Act. The Government approved in G.O.MS. No.421 Edn. dated 20-3-45. The proposal of the Council. As the Chairman was absent from the town during the last 10 days in March 1945, the meeting of the Council could not be convened for confirming the preliminary notification. At its meeting held on 28-4-45 the Council has confirmed the preliminary notification. The final notification in respect of the levy of the increased rate of Education tax could not be made before the commencement of the year 1945-46 as required by the last

P.T.O.

proviso to section 78 (3) of the Madras District Municipalities Act. I, therefore request that the Government be pleased to condone the irregularity so that the increased rate of Education tax may be levied with effect from 1-4-45. I solicit very early orders.

16 MAY 1945

22091

V. Lakshmi

Commissioner 1/5/45

Forwarded.

S. T. Chinnaiy
Chairman 1.5.45

B.K.1.5.
F.C.465.

Office of the Inspector of Local Boards.

Roe
No. 13050-45-C2 dated 14-5-45.

Forwarded.

Inspector Y I

To the Secretary to Government
Education and Public Health Departt.

15 27 EXP.H(A)

B.E - 1945-46 - E.E. fund - M. d. Bahi -

Increase of education tax - levy from 1-4-45.

C. No. 22091A/45

From the Commr, Bahi Mpty, Roe. No. 1205/45A-1, d/30.4.45

" " Inspector of M. d. and Local Boards

Memo: No. 22091A/45-4 Edn. d/18/5/45

The Commissioner, Bahi Mpty,

is informed that, in virtue of the third proviso to section 78(3) of the M.D.M. Act, 1920 the resolution of the Council, d/28.4.45, increasing the rate of education tax cannot take effect in 1945-46 nor can the omission of the Council to pass the resolution before 1-4-45 be condoned. The question of directing the Council to increase the rate of education tax with effect from 1-10-45 is under consideration. Pending the issue of orders on the matter, the tax should not be collected at the enhanced rates

p 390 of Book No. 17

q p 4 n f

18/4/45

pp 23-24 of (K)

Sanctioned in G.O. 421 Edn., d/20.3.45.

16/7/45

16.7.45

To the Commissioner,
Palni Muty
(Thro' the C.F.A.)

Cy/

D. P. I

For C.F.A

R.A. Dept.

29/8
GOVERNMENT OF MADRAS
Education & Public Health Deptt.
MEMORANDUM No. 22762.A/45.1.Edn.,
dated the 10th July 1945.

Budget Estimate - 1945-46 -
Elementary Education fund -
Local bodies - Financial
position - Review.

Presidents of District Boards
and Executive authorities of Muni-
cipal Councils are requested to
review the position of the Ele-
mentary Education fund with refer-
ence to the actual closing ba-
lance at the end of 1944-45 and
to submit the particulars required
below, by the 25th July 1945.

1. Actual opening balance on
1-4-1945.
2. Additional income under G.O.
No.530.Edn. dated 6-4-1945.
3. Additional expenditure under
G.O.No.1173, L.A., dated
28-5-1945

P.T.O.

130
-2-

4. Anticipated closing balance for 1945-46 plus or minus.

5. Proposals for avoiding deficit, if any.

M.V. Subramanian,
Secretary to Government.
To the Presidents of Dt. Boards.
" Executive authorities of
Municipal Councils (through
Chairmen concerned).

Forwarded - By order.

s.11.7. Superintendent.

01-2-8.

P.T.O.

Roc.B1.No.3992/45.

From Sri V. Lakshmana Iyer, M.A.,
Municipal Commissioner, Palni.

The Secretary to Government,
Education and Public Health Department, M a d r a s.
The Chairman, Municipal Council, Palni.

BUDGET ESTIMATE - 1945-46 - Elementary Education
Fund - Palni Municipality -
Ref:- Government Memo No.22762-A/45-1-Edn. dated
10-7-45.

I submit the following after reviewing the position of
the Elementary Education Fund of this municipality.

(i) The actual opening balance on 1-4-45 was Rs.653-10-6
against Rs.703/- taken in the Budget Estimate for 1945-46. The
opening balance has fallen short by Rs.53/-

(ii) Receipts:- In the order No.MS.421 Edn. dated 20-3-45
the Government have approved the proposal of the Council that
the rate of education tax levied in this municipality be raised
from $\frac{1}{2}$ % per cent to 1% per cent per half year of the annual
value of buildings with effect from 1-4-45. Accordingly Rs.7560/-
has been provided for in the Budget Estimate under education tax.
But the levy of education tax at the revised rate has not been
given effect to as the council has not sanctioned the enhance-
ment before the commencement of this official year. Hence only
a sum of Rs.3780/- has to be taken in the Budget Estimate under
education tax against Rs.7560/- as approved by the Government.
There is a short of Rs.3780/- under receipts.

(iii) Against Rs.3830/- taken credit under section 37 of the
Act in the Budget Estimate only Rs.3750/- the actual receipts
during 1944-45 has to be taken and there is a fall of Rs.83/-
under ~~the~~ income. On the whole Rs.3860/- (Rs.3780 + Rs.83) has
to be deducted under receipts in the Budget Estimate as approved
by the Government.

(iv) Expenditure:- According to G.O.No.1173 L.A.dated 28-5-45
additional expenditure Rs.3147/- as detailed below has to be -
incurred during the current year towards the payment of dearness
allowance at revised rates.

(a) Additional expenditure for the payment
of Dearness Allowance. Difference of
Dearness Allowance at the revised rates
for 1945-46.

Rs. 2304-0-0

(b) Payment of Dearness Allowance at the
increased rates during the current year
for the months of ~~July and~~ January and
February '45.

" 843-0-0

2087
1765
3852

83
654
53
796

3147
1850
4037
790

4827

3147-0-0

P.T.O.

The total expenditure for the year comes to Rs.19007/- against Rs.15860/- provided for in the Budget Estimate. With reference to above the closing balance will be a minus one as shown below:-

(i)	Actual opening balance on 1-4-45	Rs. 653 10 6
(ii)	Total receipts according to the revised figures.	" 14917 0 0
(iii)	Total including Opening Balance.	" 15570 10 6
(iv)	Expenditure Expenditure - revised	" 19007 0 0
(v)	Anticipated closing Balance	" - 3437 0 0

(2) I give below the particulars called for in the above Government Memorandum.

1. Actual opening balance on 1-4-45..... Rs. 653/-
2. Additional income under G.O.No.530 Edn. dated 6-4-45. " N 1 1
3. Additional expenditure under G.O.No. 1173 L.A. dated 28-5-45. " 3147/-
4. Anticipated closing balance minus Rs.3437/- - 1424
5. Government may be pleased to sanction the utilization of the arrear toll compensation according to Para 4 of G.O.No.1048 L.A. dated 11-5-45.

Forwarded
F.C.No.1279
Chairman.
Commissioner.

From Sri V. Lakshmanan Iyer, M.A.,
Municipal Commissioner, Paimi.
The Secretary to Government,
Education and Public Health Department, Madras.
The Chairman, Municipal Council, Paimi.
BUDGET ESTIMATE - 1945-46 - Elementary Education
Fund - Paimi Municipality -
Ref:- Government Memo No.22762-A/45-1-Edn. dated
10-7-45.

I submit the following after reviewing the position of the Elementary Education Fund of this Municipality.

(i) The actual opening balance on 1-4-45 was Rs.653-10-6 against Rs.703/- taken in the Budget Estimate for 1945-46. The opening balance has fallen short by Rs.53/-

(ii) Receipts:- In the order No.MS.421 Edn. dated 20-3-45 the Government have approved the proposal of the Council that the rate of education tax levied in this Municipality be raised from 2 per cent to 1 1/2 per cent per half year of the annual value of buildings with effect from 1-4-45. Accordingly Rs.7560/- has been provided for in the Budget Estimate under education tax. But the levy of education tax at the revised rate has not been given effect to as the Council has not sanctioned the enhancement before the commencement of this official year. Hence only a sum of Rs.3780/- has to be taken in the Budget Estimate under education tax against Rs.7560/- as approved by the Government. There is a short of Rs.3780/- under receipts.

(iii) Against Rs.3830/- taken credit under section 27 of the Act in the Budget Estimate only Rs.3750/- the actual receipts during 1944-45 has to be taken and there is a fall of Rs.80/- under the income. On the whole Rs.3860/- (Rs.3750 + Rs.80) has to be deducted under receipts in the Budget Estimate as approved by the Government.

(iv) Expenditure:- According to G.O.No.1173 L.A. dated 28-5-45 additional expenditure Rs.3147/- as detailed below has to be incurred during the current year towards the payment of salaries allowance at revised rates.

(a) Additional expenditure for the payment of salaries allowance at the revised rates for 1945-46.

(b) Payment of salaries allowance at the increased rates during the current year for the months of January and February '45.

46

-2-

The total expenditure for the year comes to Rs.19007/- against Rs.15860/- provided for in the Budget Estimate. With reference to above the closing balance will be a minus one as shown below:-

Rs. 653	10	6	(i) Actual opening balance on 1-4-45	(ii) Total receipts according to the revised figures.
Rs. 14517	0	0	(iii) Total including opening balance.	
Rs. 15860	10	6	(iv) Expenditure - revised	
Rs. 19007	0	0	(v) Anticipated closing balance	
Rs. 3437	0	0	(vi) I give below the particulars called for in the above Government Memorandum.	
Rs. 653	10	6	1. Actual opening balance on 1-4-45	
Rs. 14517	0	0	2. Additional income under G.O.No.230 dated 6-4-45	
Rs. 3437	0	0	3. Additional expenditure under G.O.No. 1173 L.A. dated 28-3-45	
Rs. 15860	10	6	4. Anticipated closing balance minus Rs.3437/-	
Rs. 19007	0	0	5. Government may be pleased to sanction the utilization of the arrears toll compensation according to para 4 of G.O.No.1048 dated 11-3-45.	
Rs. 30-7-45			Forwarded	
Rs. 30-7-45			Chairman.	

19

E and P.H.(A)

35

B.E. - 1945-46 - E.E. fund - Municipal Council, Palni - Increase of Education tax from 1-10-45 - Recovery of excess dearness allowance grant paid in 1944-45.

pp3-4e

Read again Memo: No.22091 A/45-4 Edn., d/18-7-45.

pp7-9e

From the Commissioner of ^{Palni} Palni Municipality, Roc.Bl.No.3992/45, d/30-7-45.

Memo: No.22091 A/45-7 Edn. d. 24-9-45

3100
1080
4180

pp1-4g (V)

The Municipal Council, Palni, was granted in G.O.692 Edn., d/3-5-44 and G.O.1502 Edn., d/10-10-44, a subsidy of Rs.4180 towards the expenditure involved in the payment of dearness allowance to the staff and establishment employed in the municipal elementary schools in 1944-45, on the assumption that the E.E. fund would close with a nil balance at the end of that year. As the E.E. fund ^{has} is now seen to have closed with a credit balance of Rs.654, the Council is requested to refund to Government this sum (Rupees six hundred and fiftyfour only) and to make a report.

pp9e

pp23-24e/g (K)

2. In supersession of the orders in para 4 of G.O.421 Edn., d/20-3-45, the Government,

236

1920, ~~direct the M.C., Palni,~~
hereby direct the Municipal Council, Palni, under

sub-section (2) of section 35 of the M.E.E. Act, 1920,
as amended by Act XV of 1941, ~~to increase the rate~~
of Education tax levied in the municipality from
1/4 p.c. to 1 1/2 p.c. per half-year of the annual value
of buildings with effect from 1-10-45.

3. The B.E. for 45-46, modified with
reference to the orders in paras 1 and 2 above, ~~xx~~
~~xx~~ and after
making provision for payment of dearness allowance
at enhanced rates is expected to close with a deficit
of Rs.2,078. The Government direct that this
deficit should be met by a corresponding increased
of the contribution to the E.E. fund from the general

funds of the Council. ~~(from out of the assets of~~
~~the Council)~~

23/9/45
322
24.9.45

OSM
24/9/45

24/9/45

To the Commissioner,
Palni Mpty (thro'
the C.M.C.)
" Accountant-General
" D.P.I. (para 1 only)
" Exr. of L.F.A.
" L.A. Deptt.

KDP
24/9/45

L.Dis.6484/45.

Municipal office, Palni, 37.
Dated 23rd October, 1945.

From Sri V. Lakshmana Ayyar, P. n i.
Municipal Commissioner, P. n i.
To The Accountant General, Madras.
Through, The Treasury Officer, Madras.
Sir,

Sub:- Establishment - Palni Municipal Council - Grant towards
cost of dearness allowance - Elementary Education
Account - Refund of excess grant
Ref:- Government Memorandum No.22091-A-45-7 dated 24-9-45.

654-0-0 being the grant drawn in excess towards the cost of
dearness allowance paid ~~xxxx~~ during ~~xxxx~~ 1944-45 to the elementary
education staff has been refunded into the Palni Sub Treasury on
12-10-45 in chalan No.615. (Copy enclosed)

Encl:1

Copy submitted to the Secretary to Government, Commissioner
Public Health Department, Madras for ~~xxxx~~ favour of infor-
mation.
Copy to the Examiner of Local Fund Accounts, Madras.
F.C.No.2064
F.V.24-10-45.

25/10/45

May be filed with *Go. 421 Edn.*

31.10.45
51.10.45

OSM
1/11/45

Ref:-B1/No.4472/46

Municipal Office, Palni,
Dated 31st July 1946.

From

Sri.V.Lakshmana Ayyar, M.A.,
Commissioner, Palni Municipality, Palni.

To

The Secretary to Government,
Education and Public Health Department, Madras.

Through

The Chairman,
Municipal Council, Palni.

Sir,

Funds - Palni Municipal Council - Elementary Education
Account - 1945-46 - Excess over budget estimate -
sanction.

I give below the details of expenditure incurred in excess
over the revised budget sanctioned by the Government in their
order No.Ms.207 Bdn. dated 30th January 1946.

S.No.	Particulars	Amount provided for and sanction- ed by the Govern- ment in the Revised Budget Estimate for 1945-46	Amount actually spent during 1945-46	Difference	
				Excess.	Less.
1.	Staff salaries and allowances.	16600-0-0	16752-0-0	152-1-0	5xx0-0
2.	Contribution to Provident Fund.	550-0-0	496-1-0	-	54-0-0
3.	Collection - Charges	390-0-0	410-0-0	20-0-0	-
4.	Home rent	400-0-0	474-0-0	74-0-0	-
5.	Contingencies other items	300-0-0	271-15-9	-	28-0-3
6.	Equipment, Furniture etc.,	200-0-0	330-6-0	130-6-0	-
7.	- do - Library books.	50-0-0	-	-	50-0-0
8.	- do - other items	100-0-0	67-14-9	-	32-1-3
9.	Repairs to buildings	200-0-0	92-13-0	-	107-3-0
10.	Refund of excess Government grant drawn during 1944-45 towards the payment of Dearness Allowance -		654-0-0	654-0-0	-
	Total	18790-0-0	1030-7-0	271-4-6	

P.T.O.

38

141

இவ்வ. கமிஷனர்
செயலகரில்

2574

21.4.41

தலைவர் அலுவலகத்தில்
பெற்றுள்ள பணிகளை

Accordingly to the above details the expenditure under elementary education ordinary during 1945-46 was in excess over the sanctioned budget due to the following main reasons:

- (i) the payment of dearness allowance to the staff at increased rate.
- (ii) the refund of excess Government grant drawn during 1944-45 towards the payment of dearness allowance to the staff for which no provision was made in the budget estimate for 1945-46.

I, therefore, request that the Government may be pleased to sanction the expenditure in excess over the total provision in the sanctioned budget.

C. K. Ashwin
3.8.46
Commissioner.

Forwarded

Chairman.

Commissioner

3.8.46

Edn and P.H. Dept
CI.
Memo No 44382 E1/46 - 1 - Edn. dated 23-8-46
E.E. Fund - Municipal Council, Palni
Accounts for 1945-46. - Excess expenditure
Ref letter from the Commr, Palni
Municipality B1. No: 4472/46 D
31-7-46.

The Commr, Palni Municipality, is requested to send a statement showing the receipts and expenditure under the E.E. Fund account in 1945-46.

To the Commr,
Palni Municipality
(thru the C.O. 6)
22/8/46

22/8/46

42

12.08.46

8/17

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12.08.46

12.08.46

12.08.46

24/8/46

12.08.46

Ref:B-1.No.4472/46

From

Sri V. Lakshmana Ayyar, M.A.,
Commissioner, Municipal Council,
Palni.

To

The Secretary to Government,
Education and Public Health Department,
Madras.

Through,

The Chairman,
Municipal Council, Palni.

Sir,

57231

Sub: Funds - Elementary Education - Palni Municipal
Council - Excess expenditure - 1945-46.
Ref: Government Memorandum No.44382 C1/46-1 Edn.
dated 27-8-46.

I submit the statement of receipts and expenditure
under elementary education fund account in 1945-46.

B.K.21.9.
F.C.1850.



Commissioner.

21/9/46

P.T. 10

44
Forwarded

S. S. Subramanian

Chairman 22.2.46
Municipal Council, Palni.

PALNI MUNICIPALITY.

(24)

45

Elementary Education Funds - 1945-46 - RECEIPTS.

ORDINARY.

CAPITAL

Opening Balance	Rs.	653-10--6	
(1) Education Tax - Gross collection		6789--6--7	
(2) Govt. grant under Section 37 of the Ele. Education Rule set.		3750--4--0	
(3) Govt. grant under provision to sec- tion 37 of the Act.		1218--0--0	
(4) Compensation for loss of income from Education-tax.		726--9--0	
(5) Contribution from General Account		7568--0--0	
Deduct refunds		-2-14--8	

20049--4-11

P.T.O.

EXPENDITURE - 1945-46.

ORDINARY		
(1) Salaries and allowance, Masters	Rs. 9994--6--0	
(2) do Dearness allowance	6757-11--0	
(3) Contribution to Provident Fund	496--0--0	
(4) Collection charges	410--0--0	
(5) Contingencies - House rent	474--0--0	
(6) do other items	271-15--9	
(7) Equipment furniture and apparatus	330--6--0	
(8) do other items	67-14--9	
(9) Repairs to buildings	92-13--0	
(10) Refund of Government grant excess drawn in 1944-45 towards dearness allowance	654--0--0	
Total	19549--2--6	

Closing Balance

Rs. 1153-12-11.

B.K.21.9.

Commissioner.

Signature.

19549
410
1519

51
7/4

B.E-1945-46 - E.E. fund - R.E. cl. (4)
Palmi - Excess expenditure.

C.No. 44382 C-1/46

From the Commr. Palmi Mty

ppl-2 c/5-1

B1-4472/46, d/31.7.46 & 20.9.46

Memo: No. 44382 C-1/46-2 Edn. d/5/15/46

The action of the R.E. cl. Palmi in having incurred expenditure in excess of the provision made in the R.E. for 1945-46 of its E.E. fund approved in G.O. 207 Edn. d/30.1.46, is ratified.

p/9 c/4 (m)

To the Commissioner

Palmi Mty
(this "the C.M.C.")

" in Excess L.F.A

2/10/46

2/10/46

2/10/46

(X)

Note. After issue, the papers may be filed with G.O. 421 Edn. d/20.3.45.

11/10/46

48

+12

[C No. 3196]

From the D.P. 9. Ro.P No. 81 B3/44-45 of 20.1.45

B.E. - 1945-46 - E. E. Fund - M.L. cl., Palni

The R.E. for 1944-45 and the B.E. for 1945-46 of the E. E. Fund of the M.L. cl., Palni, call for the following remarks:-

2. R.E. for 1944-45

The d. may be asked to obtain the sanction of Govt. for incurring exp. in excess of the provision in the sanctioned budget, both under 'ordinary' and under 'capital'.

3. B.E. for 1945-46

(i) The d. has taken credit for a contribution of Rs. 6,190 from the gl. fund against the accepted contribution (ie. the contribution for 1942-43) of Rs. 3,000. ~~The d. may see. The contribution is necessary to balance the budget, it may stand if L.A. agrees.~~

(ii) Provision has been made for the payment of dearness allowance to the staff at Govt. rates.

(iii) The budget is expected to close with a balance of Rs. 790.

4. The file may be sent to L.A. with refce. to para 3(i) above.

vis 27/6-45
8.2.45

6.2.45/104
2/2/45

8.2.45

L. A. up

S. D. sc pt



3686

9.2.45

Ru 14245

The contributions provided in the gl. fund budget in the R.E. for 1944-45 (Rs 3000) and in the B.E. for 1945-46 (Rs 6190) are the same as those taken credit for in the Ely. Edn. budget. The gl. fund budget for the gl. for 1945-46 as revised closes with a deficit under the gl. Accd - body. In view of the unsatisfactory financial position of the gl. the ~~it~~ ~~it~~ may be requested to accept contribution provided in the B.E. for 1945-46 may be reduced by Rs 700.

of the class next year:-

- (1) The class should be held for 10 months instead of 9 months as at present.
- (2) The number of admissions to the class should be raised from 40 to 50.
- (3) All the 50 students should be paid stipends at Rs. 12 each per mensem instead of only 20 students as at present.

In justification of the above changes the Director states as follows:-

"It is proposed that the period of training be extended from nine to ten months in order to bring it in conformity with the men's training course, which lasts for ten months and as the same course is more or less followed now in the women's section also.

More teachers have to be trained to meet the present demand for Physical Training Instructresses which is very great. As the course is a costly one, coming after a Training School Leaving Certificate course or a degree course, very few girls are able to meet the cost of the course without some sort of aid from the State. Hence the need for increasing the number of stipends till the demand is met."

The Government have recently constructed a shed at a cost of Rs. 10,000 in the compound of the F.M.C.A. College of Physical Education, Saidapet, for use as hostel for the students of the Physical training class. No provision is therefore necessary for rent for the hostel building.

The cost of the proposal to continue the class for another year is as shown in the summary above. Students coming from outside this Presidency will, as in the past, be admitted to the class without prejudice to the admission of students from within the Presidency. A fee of Rs. 10 per mensem will be levied from such students.

This Department supports the proposal of the Director and recommends that the necessary provision may be made in the budget for 1942-43.

E. C. Wood,
9-12-41.

Note by the Finance Department.

The proposal may be considered as a Part II scheme for 1942-43.

J. P. L. Shenoy,
10-12-1941.

As the Ely. Edn. Acct. for 1945-46 is expected to close with a balance of Rs 90 even with the reduced contribution, the E & B sept. may be requested to accept the proposal. With these remarks the file may be returned to the E & B sept.

DP 15-2-45
06675

L.A. No 3686-Bud II

15-2-45

12-2-45

14-2-45

EXP. H. (C)

15 FEB 1945

Please see L.A. note above.

It may be noted that when a subsidy of Rs. 4,180 was given to the cl. in 1944-45 towards the payment of d.a. to the staff paid from the E.E. Fund, the budget for that year was expected to close with a nil balance after taking credit for this subsidy. But according to the R.E. the closing balance for 1944-45 will be Rs. 703. It is for order whether the cl. should be asked to refund this amount to Govt. In that case the closing balance for 1945-46 will be only Rs. 87 and it will not be possible to reduce the contribution from gl. funds by Rs. 700 as suggested by L.A. If therefore, the cl. should be asked to refund as stated above, L.A. may be requested to agree to the contribution of Rs. 6,190 provided by the cl. in 1945-46.

19-2-45

24-2-45

L.A. No

L.A. No

3196C2

24/2/45

A



L.A. No 5118-Bud II

7-3-45

The attention of the E & P H. Dept may be invited to this Dept's L.A. No 5774-Budget II dated 7-3-45 regarding the general question of recovering the dearness allowance grants.

7-3-45



GOVERNMENT OF MADRAS
 Received.....1941.
 Abstract
 Accounts - Exhibitions and fairs run by or under the auspices of
 Municipal Councils - Procedure in accounting and audit -
 Instructions issued.
 Local Administration Department
 G.O.No. Ms. 263
 O r d e r :-
 dated 11th February 1941.

A question has been raised as to whether receipts and charges relating to the exhibitions and fairs in which Municipal Councils are interested should pass through municipal accounts and be subject to detailed audit by the audit department and if audited by that department to whom the audit report should be submitted. Such exhibitions and fairs are either run by municipal councils under rule 40(c) of Schedule IV of the Madras District Municipalities Act, 1920, or those in which municipal councils have considerable interest and for holding which money is advanced by municipal councils though the actual management is wholly or in part entrusted to a separate committee consisting entirely or only partly of municipal councillors, those in which municipal councils are interested but to those in which municipal councils are interested but to which they only make a contribution.

It is reported that the practice followed in this matter hitherto has not been uniform. To secure uniformity in procedure the following instructions are issued. The transactions relating to the fairs and exhibitions referred to in items (a) and (b) above should pass through the accounts of the municipal council concerned in the first instance under "Deposits and advances" subject to adjustment to the regular head after the closing of the final accounts of the year. These accounts will be audited by the Examiner of Local Fund Accounts who will communicate the irregularities noticed to the municipal council concerned for necessary rectification. The accounts of exhibitions and fairs referred to in item (c) should be made available for audit in cases where the contribution given by municipal councils is with reference to the receipts and expenditure of the exhibition or fair; where the contribution is paid unconditionally the accounts of the exhibition or fair need not be produced for audit.

(By Order of His Excellency the Governor)
 A.F.W. Dixon,
 Secretary to Government.
 To All Executive Authorities of Municipal Councils,
 through the Chairmen of Municipal Councils,
 To the Examiner of Local Fund Accounts,
 Education and Public Health Department.
 (True copy)
 F o r w a r d e d
 By Order/
 Superintendent.

SPM-11.2.41.
 25 spare copies.

3196C/45-3SM
 13.3.45



L. A. Dept
 The mupl Council has also proposed to increase the rate of scavenging tax from 1½ to 3% per annum from 1-4-45. So, if the proposed increase in the rate of Edn Tax is sanctioned, the total rate of taxes on property (including Edn Tax) will stand at 23 ¾%.

A draft order is subd. & A may see before circulation.

voluntarily raising the rate above the limit.

he has published the necessary preliminary notice in anticipation of the sanction of Govt. The Municipal Council is levying tax at the maximum rate at which a Council of this category can levy.

The Commr. Palni Municipality, has since reported that the Council has resolved to increase the rate of edu tax from ¾ to 1½ per cent. per half year (ie from 1½ to 3 per cent. per annum) with effect from 1.4.45, and that in accordance with the resolve

may be recovered next year after the actual closing balances for 1944-45 are known.

From the Commr. Palni Municipality
 No: 11/1205/45 & 21.2.45

(28) 3 4

per annum, ~~and~~ which is a high rate for any mpty. However, as the council has voluntarily proposed to increase the rate of Edn Tax, there is no objection to the increase being sanctioned by the Govt.

Rm 13.3.45 S 13.3.45
Ed P. & S 13.3.45

For order submitted the increase L.Aus 6352-1-Bud II of the Edn Tax from 1 1/2 to 3 p.c. per annum shd be sanctioned, notwithstanding the fact that the tax is not raised the fund will close with a small balance of Rs 90 to the budget for 1945-46. The Govt is willing to sanction the increase of 9 p.c. 100% is refused to Govt.

Sanctioned
13.3.45
M/S 18/45

The draft order below is for approval.

19/3/45

From

13.3.45



22-2-1945

The only Council has also proposed to increase the rate of Edn Tax from 1 1/2 to 3 p.c. per annum from 1-12-42. So if the proposed increase in the rate of Edn Tax is sanctioned, the rate of tax will be 3 p.c. (not 1 1/2 p.c.)

29 S. E. P. H. (A)

Tax - Education - M. D. M. Act, P. H. -

Increase - Levy from 1.4.45

C. No. 2209/A/45 from the Commissioner, P. H. M. D. M. Act, 1205/45 A1, 2/30.4.45
Inspector of M. D. M. Act and local boards, Loc 13050-45-C2, 2/14.5.45

Memo

The Commissioner, P. H. M. D. M. Act, is informed that, as the preliminary notification re. the increase in the rate of levy of education tax was published one month before the commencement of the year 45-46, as required under Section 78(3) of the M. D. M. Act, the Council can levy from 1.4.45 the tax

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at the rate sanctioned in G.O. 421 Edw. after observing the procedure
of 20.3.45, even though the preliminary
laid down in Section 78 of the M. D. M. Act.
notification was not confirmed by the
Council before 1.4.45.

17/5/45
17.5.45

18.5.45

NOTE

Legal may be requested to advise whether
the position taken in the draft above is correct.

17.5.45

18.5.45

LEGAL DEPARTMENT

The provisions of the D.M. Act relating to the incidence,

pp 23-24 of (K)

To the Commissioner
Palani Mpt
(thru the M.C.)
Inspector of R.L.
Local Boards

Legal
2935
19/5/45
EXP. H. No. 22091A/45-1
19/5/45

assessment and realization of the relevant municipal tax will
apply to the levy of the education tax by a municipality as an
addition to the municipal tax concerned (see section 36 of the
Elementary Education Act). The procedure laid down under sec-
tions 78 and 80 of the D.M. Act will therefore apply to
increasing the rate of levy of the education tax. There
should therefore be a resolution of the municipal council under
section 78 (3) of the D.M. Act determining to levy the tax at
an increased rate and specifying the date from which the tax
at such increased rate will be levied. What was published in
this case before 1-4-45 was not a resolution of the municipal
council under the opening paragraph of section 78 (3) but ^{was} only
a preliminary notice under the first proviso to that section.
Such preliminary notice should precede the passing of the
resolution increasing the rate of levy of the existing tax.
The actual resolution by the council levying the tax at the

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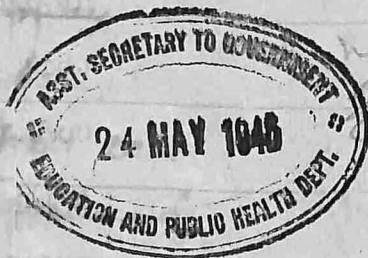
pp 389-390 of
Book No. 17

increased rate was passed only on 28-4-45. By that date the previous resolution of the council levying the tax at the existing rate had already taken effect in respect of the year which commenced on 1st April 1945. It follows that, in virtue of the third proviso to section 78 (3), the resolution of the municipal council dated 28-4-45 increasing the rate of levy cannot take effect in the year 1945-46. The Government have therefore no power to authorise the collection of the tax at the increased rate from 1-4-45.

S.H.H.

13/5/45

EXP. H (A)



23353

Please see the note of the legal

department on pp 2-4 above.

The E.E. fund budget for 45-46

of the M.C., Palmi, as approved in G.O. 421 Edn. d/20.3.45

pp 23-24 of (K)

Legal no 2935-1
23-5-45

is expected to close with a surplus of Rs 3,620. As the Education tax is not levied in 45-46, the budget will close with a surplus of Rs 90. If, however, the Council is directed to levy tax at the enhanced rate from 1-4-45, the budget will close with a surplus of Rs 1,855. If the proposal to allow local bodies to allow their staff enhanced earnings allowance at the rates now paid to Govt servants is approved, the Council will have to meet an additional expenditure of Rs 2,232 from its E.E. fund. The Council may have to find to Govt the opening balance of Rs 703 in the E.E. for 45-46 which is represented by the excess grant paid to the Council towards the payment of earnings allowance in 44-45. The total additional expenditure anticipated is Rs 2,935. If the course suggested at 'M' above is adopted, the E.E. fund budget for 45-46 will close with a deficit of Rs 1,080.

(A) R.A. may be requested to say whether the deficit of Rs 1,080 can be met by an additional contribution from gl. funds from out of the arrears toll compensation (Rs 19,500) sanctioned in G.O. 1048 H.A. d/11.5.45. If this is not possible, the Council will have to be directed to levy education tax at double the rates sanctioned in G.O. 421 Edn. d/20.3.45 (i.e. at 6 p.p. at 3 p.p. half year) in the second half of 45-46.

EXP. H no. 22091 A/45-2

28/5/45



Med
29/5

19985

The Budget Estimate of this M.C. as approved by Govt is expected to

close with a deficit of Rs. 6720 under the Genl account ordinary against the prescribed minimum closing balance of Rs 6290. A sum of Rs 12310 is required to wipe off the deficit and to secure a minimum closing balance. A sum of Rs 19502 has been sanctioned to the mil. cl. in G.O. No. 1048 L.A. of 11.5.45 towards the arrears of toll compensation. After wiping off the deficit and providing for the minimum closing balance, a sum of Rs 5492 still remains in the Genl account ordinary. This sum may be used by the Council to make an additional contribution of Rs 1080, as requested by the E.E. Deptt. and above the contribution of Rs 5490 already agreed to by this Deptt. in the B.E. for 1945-46. This Deptt. may therefore agree to the contribution of Rs 1080 from the Genl to the E.E. fund being made in the B.E. for 1945-46.

1.6.45
1/6/45

E.P.H(A)
Please see the note from p.2 above.
As the L.A. department agree L.A. w.o. 12985-1C, 4-6-45 to increase the contribution from gl. funds to E.E. fund by a sum of Rs 1,080, the orders in para 4 of G.O. 4216 dw, d/20.3.45 sanctioning the proposal of the cl. to raise the rate of education tax from $\frac{3}{4}$ p.c. to $1\frac{1}{2}$ p.c. per half year from 1.4.45 may be cancelled and the cl. directed to levy education tax at $1\frac{1}{2}$ p.c. per half-year with effect from 1-10-45.

A draft memo is submitted. Note perhaps necessary to be made A, 14.6.45

It is not clear

6720
6290
12310
19502
13010
5492

15 above
4/6/45

4/6/45

4/6

253501



It is not clear to me how the legal objection will not stand in the way of a proposal to raise the tax from 1-10-1945 - which is also within the year 1945-46.

M.V.S.,
14-6-1945.

The objection appears to have force. There is, however, a precedent in G.O.No.1429-Edn., dated 28-9-1944, in which the rate of the education tax was directed to be raised in Salem Municipality with effect from the second half-year of 1944-45, at the instance of the L.A. Deptt. Legal also had seen the draft. The particular point was not however raised and discussed there. It was perhaps assumed that the third proviso to section 78(3) of the M.D.M. Act would not stand in the way of the tax being levied or its rate altered, in pursuance of a direction from Government, under sections 34 and 35 of the E.E. Act.

The case may perhaps be sent to Legal Department thro' L.A. for further remarks.

Exp. No. 2209 (A) 1/45-1
25/6/45



Refce A above. With reference to G.O.No.669 L.A. dated 24-3-44, the Salem Ml.Cl. submitted proposals for the enhancement of the rates of property and education taxes with effect from the second half year of 1944-45. While taking action under section 81A of the M.D.M. Act for fixing the rate of property tax as proposed by the Council, this Deptt. sent the file to the E&P.H. Deptt. for taking action on the proposal of the Council to enhance the rate of education tax. No suggestion was then made by this Deptt. as to the date from which the levy of the education tax might be sanctioned. While section 81A of the M.D.M. Act empowers the Govt. to fix the rate of property tax with effect from the succeeding half year, there is no similar provision in respect of the education tax. Under the last proviso to section 78(3) of the Act, (which applies to the levy of education tax by

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I/inf.

p 392 of Book No. 17

p 390 of Book No. 17

15.6.45
w/6/45 L.A.
Legal

L.A. Department

8-12 p613 of Book No. 17
virtue of section 36 of the Ely. Education Act), no alteration in the rate of ^{education} tax in respect of a year can be considered after the year has begun. In the present case, it is not therefore possible to alter the rate of education tax leviable by the Palni M.L.C. with effect from the 1st Oct. 1945, as proposed by E&P.H.

2. With these remarks, the file may be passed on to Legal u.o.

Legal Department.

Section 35(2) of the Madras Elementary Education Act, 1920 provides inter alia that a local authority shall, if so directed by the Government, alter the rates of levy of the elementary education tax. As the power to direct alteration in the rate of the education tax is thus conferred on the Government by an express provision in the Elementary Education Act, section 81A of the D.M. Act cannot be invoked by the Government for directing a municipal council to alter the rate of the elementary education tax leviable as an addition to property tax.

The legal objection pointed out in this Department's note at pages 2-4 ante related to the resolution of the Palni municipal council determining to increase the rate of education tax with effect from the commencement of the year 1945-46. It was pointed out that the municipal council was not competent to increase the rate of tax as such an increase would contravene the proviso to section 78(3). The position now is that it is not the council which desires to increase the rate of education tax but it is the Government which propose to issue a direction under section 35(2) of the Elementary Education Act. It is possible to take the view that the third proviso to section 78(3) of the D.M. Act applies only to resolutions of a municipal council altering the rate of tax of their own motion and not in compliance with a direction by the Government. In this view there can be no



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pp 389-90 of Book No. 17

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33 13/9
no objection to the Government directing under section 35(2) of the Elementary Education Act an increase in the rate of elementary education tax leviable by the Palni municipal council with effect from the second half-year of 1945-46. But to make the position quite clear and obviate all arguments against the view expressed above E&P.H. may consider whether a rule may not be issued under the proviso to section 36(1) of the Elementary Education Act making section 78(3) of the D.M. Act inapplicable to cases where the rate of the education tax is determined or altered on a direction issued by the Provincial Government.

Legal no 3831-1
11-7-45



There is time to get into the merits of the rules suggested above. Perhaps better to be done later. The case in this case may be referred to the board.

In the circumstances stated by the legal department in their note at pp 8-9 above, the draft already put up may be approved.

The question of issuing a rule as suggested at 'M' above may be considered separately.

L.A. may see the file after issue of the memo.

Pending the issue of a rule as suggested at 'M' above, it is desirable that the cl. should be told that it should not levy education tax at the increased rates sanctioned in G.O. 421 Edn. of 20.3.45.

A draft memo is submitted for approval.

[Done to Memo of 22.09.45 of 18.7.45]

with refer to draft order proposing an amendment of the only 5 minutes for aff. in legal Dept. may see the draft for scrutiny of the [no such amendment is necessary in respect of the city council for the Madras Local Funds Act]

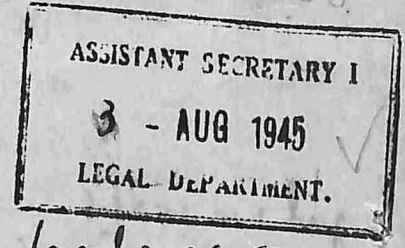
30.7.45
31.7.45

2.8.45
Legal Dept.

EPH W.D. 22091/45-5
31/8/45

The alteration indicated in red ink on the draft notification may be made

3/8/45 M
4.8.45 E & PH



Legal 204539-1
(with Rules 4-8 to Schools)

E & P. H.

May be circulated for appl. of draft.

4.8.45
6/8/45



Keep the work of 1/8/45



Done as G.O. 1204 Edw., 2/8.8.45

The question of directing the cl to raise the rate of education tax from 1.10.45 may be taken up after the draft amendment is confirmed.

It is observed from the statement furnished by the Commr at pp 7-9e that the E.E. fund will close with a deficit of Rs. 1424 (presuming that the rate of edu. tax will be enhanced to 1 1/2 p.a. with effect from 1.10.45). If the Council is also asked to refund to Govt the opening balance

of Rs 654 in the E.E. fund on 1.4.45 being the excess dearness allowance grant paid to the cl in 44-45, the deficit in the E.E. fund at the end of 45-46 will be Rs. 2078.

L.A. may be requested/whether the gl funds of the cl can make an additional contribution of Rs 2078 to the E.E. fund (as against Rs 1,080 agreed to by them - p b ante)

EPH W.D. 22091A/45-6
30/8/45

11/8/45

L.A. 1/8



Pl. see the previous note of this department on pp 5 and 6 ante and note of E and P.H. from page 10 above. This dept. has already agreed to an additional contribution of Rs 1,080 from the general account to the elementary education account over and above the contribution already approved (Rs 5,490). The E and P.H. dept. now wants to know whether the Council can make an additional contribution of Rs 2078 instead of Rs 1,080 to cover the deficit in the elementary education account.

The B.E. of the Palni Ml. cl. for 1945-6, as revised by the Government and with reference to the actual opening balance on 1.4.45. and after taking into account the additional expenditure involved in the payment of dearness and war allowances at enhanced rates with effect from 1-1-1945, closes with a deficit of Rs 25,006 against the prescribed minimum balance of Rs 6,290. The above deficit will be reduced to Rs 5,504 if the arrear toll compensation of Rs 19,502 sanctioned to the Council in the current year is taken into account. The Council can

25,006
19,502
5,504

G.O. at G
Done as
1/6

however wipe off the above deficit and pay the additional contribution of Rs 1,078 from the additional income which it will get from the net proceeds of entertainment tax and the additional stamp duty on the transfer of immovable property. With these remarks the file may be returned to Encl. P.H. to do.

N.K.
6.9.45

7.5.45

dp 7.9.45

Encl. H(A)



LAWO 21539/45-1C
7.5.45

This may lie over till 20.9.45 (when the question of confirmation of the draft amendment issued with Lgo. 1204 Encl. 2/8.8.45 will be taken up — cf also notes on p 9 ante)

39849
(a)

8/9/45
8.9.45

Orders confirming the draft amendment issued with Lgo. 1204 Encl. 2/8.8.45 are under issue.

(a)

Orders confirming the draft amendment issued with Lgo. 1204 Encl. 2/8.8.45 are under issue. The rate of education tax from 2 p.c. to 1 1/2 p.c. per half-year with effect from 1-10-45, to refund the excess dearness allowance grant of Rs 654 paid in 1944-45 and to increase the contribution from gr. funds by Rs 2078.

p 6 ante

please see draft.

above

A draft memo is submitted all for

23/9/45
24.9.45

24/9/45

24/9/45

the payment of dearness allowance and was allowed in 1942, 2001-1-1. The effect of this was to increase the rate of dearness allowance from 10 p.c. to 15 p.c. with a deficit of Rs 2500 against the account. The deficit was increased to Rs 4000 if the order for compensation of Rs 1500 sanctioned to the Council in the current year is taken into account. The Council can