M.R.O. 1—77,005—8-6-37.

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(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 125 Press / Mis.

158-159

Dated 24-1- 18 73.

158-159

Not to be folded or roughly handled

No. 158. Read the following letter from the Officiating President of the Municipal Commission, Madras, to the Chief Secretary to Government, Fort St. George, dated Madras, 20th December 1872, G. No. 286-*a* :—

In forwarding the Minutes of the Proceedings of two General Meetings of the Municipal Commissioners, held under dates the 29th February and 1st May last, together with statements of receipts and disbursements (1) from 1st April 1871 to 31st January 1872, and (2) from 1st April 1871 to 31st March 1872, I have the honour to state that I received them from my predecessor, Mr. Loch, shortly after his return from the hills. They appear to have been overlooked by him in giving over charge when vacating the office of President of this Commission.

2. Of the subjects discussed in these Proceedings, those which appear to invite the special attention of Government are—

(A.) Of the Proceedings of the 29th February 1872.

Subject 1.—The levy of rates and taxes and adoption of the Budget Estimates as contained in the following resolutions :—

"1*st.*—Rates at 7½ per cent. on the annual value of Houses, Buildings, and Lands.—Carried.

"2*nd.*—Taxes on Arts, Professions, Trades, and Callings.—Carried.

"3*rd.*—Liquor License Taxes.—Carried.

"4*th.*—Taxes on Carriages and Animals.—Carried.

"5*th.*—Fees on registration of Vehicles without springs.—Carried.

"6*th.*—Tolls on Carriages and Animals entering the Town.—Carried.

"That the Budget Estimate of Receipts and Charges for the year 1872-73, published in the *Fort St. George Gazette* of 20th February last, be altered in accordance with the resolution just adopted, and so altered be approved and passed."

A copy of the Budget is herewith forwarded under Section 30 of the Act; and in accordance with what fell from Mr. Loch, with reference to a provision in it for the payment of the interest on the Water Works Loan, I now make special allusion to it. I cannot do better than quote his words, merely adding that the payment of the interest on the loan is felt to be a very heavy burden on the ordinary resources of the Municipality :—

"He would, before sitting down, call the attention of the Meeting to the last paragraph of the Committee's report in which, with reference to the large sum, nearly Rupees 70,000, for interest on Water Works paid out of ordinary revenue, they say, 'We consider that arrangements should be made as soon as possible to impose additional taxation from the quarter of the official year in which water is introduced into any division of the Municipality.' There would be no question as to the importance of the ordinary revenue of the Municipality being relieved as soon as possible from the obligation under which they now lay of meeting the very heavy charge for interest on the water-supply loan during the progress of the works. It ought, in his opinion, to have been included, as was done at Calcutta, in the original estimate for the supply of water to the town, and added to the amount of the Government loan, it being unquestionably, until the works were completed, a fair charge against the capital account. He feared it was now too

late to ask the sanction of Government to such an arrangement in the case of Madras, but he would not fail to point out to them, when forwarding the Proceedings of the present Meeting, that the Commissioners had been compelled to put a stop to the most necessary improvements in consequence of their having to provide for this charge for interest out of their ordinary revenue, being unable to resort to special taxation for the purpose, before the completion of the works."

SUBJECT 2.—The adoption of bye-laws in lieu of those referred by Government in their Proceedings, Public Department, 13th January 1872, No. 59, for the reconsideration of the Commissioners.

As I read it, that part of the original Resolution 4, repealing certain bye-laws, was adopted with the bye-laws proposed as an amendment to that resolution, so that the whole stands as follows:—

"That, with the sanction of Government, Bye-laws No. 14 of those confirmed by Government on June 1st, 1869, and No. 5 of those confirmed by Government on March 14th, 1871, be repealed, and the following bye-laws be substituted and forwarded to Government for the necessary confirmation:—

"1. No meat, dead poultry, fish, salt-fish, or other animal food shall be sold or exposed for sale within the town in any place other than places licensed by the President of the Municipal Commission as markets in accordance with the provisions of Section 185 of Act IX. of 1867, or as stalls to be specially used for such sale as aforesaid.

"2. A license in writing for the use of each such stall as shall not be comprised or included in any licensed market must be obtained from the President who is hereby empowered to charge a yearly fee of 1 Rupee for such license, and at his discretion to refuse, withdraw, or revoke such license, and whoever without such license or after notice of its withdrawal or revocation uses such stall for the sale or exposure for sale of meat, dead poultry, fish, salt-fish, or other animal food, shall be liable, on conviction before a Magistrate, to a penalty not exceeding 20 Rupees, and to a penalty not exceeding 10 Rupees for every day after the conviction for such offence during which the said offence is continued. Provided that an appeal against the President's refusal to grant such license or against his withdrawal or revocation thereof shall lie to two Magistrates in the manner provided by Section 83 for appeals against assessment."

If these bye-laws be approved, I have to request that they may be published in the *Fort St. George Gazette* and confirmed by Government, in substitution of those repealed, agreeably to Sections 234 and 235 of the Act.

SUBJECT 6.—The statement of receipts and disbursements from 1st April 1871 to 31st January 1872.

Government will observe that, in submitting this statement, Mr. Loch brought to the notice of the Commissioners that the Municipality had to raise a loan of Rupees 30,000 on the hypothecation of the Government Securities belonging to the fund; and that the loan had been paid off by the sale of the securities. I would add that the securities alluded to were all that the fund possessed.

Proceedings of the Madras Government, Financial Department,
24th *January* 1873.

(B.) Of the Proceedings of the 1st May 1872.

None of the subjects discussed in these Proceedings appear to me to call for any special notice, except

SUBJECT 5.—The statement of receipts and disbursements for the official year 1871-72.

Under Section 9 of Act V. of 1871, I beg to submit a copy of the said statement, and to request that Government will be pleased to appoint a person to audit the accounts of the said official year under Section 32 of Act IX. of 1867, as well also the accounts of the three preceding months, agreeably to G. O., Public Department, 25th April 1871, No. 539.

No. 159. ORDER THEREON, 24th January 1873, No. 125.

The Proceedings of the Madras Municipal Commissioners, received with the above letter, will be published in the *Fort St. George Gazette*, and the President will arrange, in communication with the Supervisor of the Government Press, to have them printed *there* in future before submission to Government, so as to allow of their being incorporated with the Gazette without the expense of reprinting.

2. The rates and taxes adopted in the Budget for the current year, which was passed by the Commissioners in the Proceedings now forwarded, have been already approved by the Government on former occasions for imposition, and, therefore, do not require to be re-sanctioned as a preliminary to their levy.

3. At this late date it would be useless to review the Budget in detail, but the Governor in Council desires that the Commissioners will, in future, submit their Annual Budget in time to allow of practical effect being given to Section 30, Act IX. of 1867, which the delay that has occurred on the present occasion virtually converts into a dead letter.

4. The revised bye-laws set forth in the Proceedings, in substitution for those proposed to be repealed, will be published in five issues of the *Fort St. George Gazette*, and then submitted for the confirmation of Government.

5. The Governor in Council resolves to appoint Mr. Donald, Acting Deputy Accountant-General, to audit the accounts submitted.

(True Extract.)

Chief Secretary.

To the President of the Municipal Commission, Madras.
" Accountant-General.

Exd. J. Wright.

Govt. of {1873} Madras.

FINANCIAL.

To

THE PRESIDENT OF THE
MUNICIPAL COMMISSION,
Madras,

&c., &c.,

Dated January, 24th.

Recd.

G. O., 24th January 1873, No. 125.

JANUARY.
Nos. 158-159.

Passing orders with reference to the Proceedings of the Commissioners and the Statements of receipts and disbursements submitted by the President.

G. O. No. 286

Municipal Commissioners' Office
Madras 20th December 1872.

From

Colonel A. Retherdon
Offg. President Municipal Commission
Madras

To

The Honble. A. Huddleston
Offg. Chief Secretary to Government
Fort St. George

Sir,

In forwarding the Minutes of the Proceedings of two General Meetings of the Municipal Commissioners held under dates the 29th February and 2nd May last, together with Statements of Receipts and Disbursements from 1st April 1871 to 31st January 1872 and from 1st April 1871 to 31st March 1872, I have the honor to state that I received them from my Predecessor, Mr. Lock, shortly after his return from the Hills. They appear to have been overlooked by him in giving over charge when vacating the Office of President of this Commission.

2. Of the subjects discussed in these Proceedings those which appear to invite the

special

special attention of Government are

(1) of the Proceedings of the 29th February 1872.

Subject 1. "The levy of Rates and Taxes and adoption of the Budget Estimates as contained in the following resolutions.

"1st Rates at 7½ per cent on the annual value of Houses, Buildings and Lands - Carried

"2d. Taxes on Arts, Professions, Trades and Callings - Carried

"3d. Liquor Licence Taxes - carried

"4th Taxes on Carriages and Animals - Carried

"5th Fees on Registration of Vehicles without Springs - Carried.

"6th Tolls on Carriages and Animals entering the Town - Carried."

"That the Budget Estimate of Receipts "and Charges for the year 1872-73 published "in the Fort St George Gazette of 20th February "last, be altered in accordance with the Resolution "just adopted, and so altered be approved and "passed."

A copy of the Budget is herewith forwarded under Section 30 of the Act; and in accordance with what fell from Mr Lock, with reference to a provision in it for the payment of the Interest on the Water Works Loan, I now make special allusion to it. I cannot do better than quote his words, merely adding that the payment of the Interest on the Loan is felt to be a very heavy burden on the ordinary resources of the Municipality:-

"He would before sitting down call the "attention of the Meeting to the last para of the "Committee's Report in which, with reference to the "large sum, nearly Rs 70,000, for interest on Water "Works paid out of ordinary revenue they say "we "consider that arrangements should be made as "soon as possible to impose additional taxation "from the quarter of the official year in which "water is introduced into any division of the "Municipality." There could be no question "as to the importance of the ordinary revenue of "the Municipality being relieved as soon as "possible from the obligation under which they "now lay of meeting the very heavy charge for "interest on the water supply loan during the "progress of the works. It ought, in his opinion, "to have been included as was done at Calcutta "in the original estimate for the supply of "water to the Town and added to the amount "of the Government loan, it being unquestionably, "until the works were completed, a fair charge "against the capital account. He feared it "was now too late to ask the sanction of Government "to such an arrangement in the case of Madras but

"but he would not fail to point out to them, when
"forwarding the Proceedings of the present Meeting
"that the Commissioners had been compelled to
"put a stop to the most necessary improvements
"in consequence of their having to provide for this
"charge for interest out of their ordinary revenue,
"being unable to resort to special taxation for
"the purpose, before the completion of the works".

Subject 2. The adoption of Bye. Laws in lieu of those referred by Government in their Proceedings, P. D. 13th January 1872 No 59 for the reconsideration of the Commissioners.

As I read it, that part of the original Resolution 4, repealing certain Bye Laws, was adopted with the Bye Laws proposed as an amendment to that resolution, so that the whole stands as follows.

"That with the sanction of Government
"Bye-laws Nos 1 of those confirmed by Government
"on June 1st 1869, and No 5 of those confirmed
"by Government on March 4th, 1871, be repealed
"and the following Bye laws be substituted and
"forwarded to Government for the necessary confirmation".

"1- No meat, dead poultry, fish, salt fish or
"other animal food shall be sold or exposed for sale
"within the Town in any place other than places
"licensed by the President of the Municipal
Commission

"Commission as Markets in accordance with
"the provisions of Section 185 of Act IX of
"1867, or as stalls to be specially used for such
"sale as aforesaid.

"2- A license in writing for the use of each
"such stall as shall not be comprised or
"included in any licensed Market must be
"obtained from the President, who is hereby
"empowered to charge a yearly fee of one Rupee
"for such license, and at his discretion to refuse,
"withdraw, or revoke such license, and whoever
"without such license or after notice of its
"withdrawal or revocation uses such stall
"for the sale or exposure for sale of meat,
"dead poultry, fish, salt fish or other animal
"food shall be liable on conviction before a
"Magistrate to a penalty not exceeding Twenty
"Rupees and to a penalty not exceeding
"ten Rupees for every day after the conviction
"for such offence during which the said
"offence is continued. Provided that an appeal
"against the President's refusal to grant
"such license or against his withdrawal
"or revocation thereof shall lie to two Magistrates
"in the manner provided by Section 83 for
"appeals against Assessment".

If these Bye Laws be approved I have to

Request

request that they may be published in the Fort St. George Gazette and confirmed by Government, in substitution of those repealed agreeably to Sections 234 and 235 of the Act.

Subject 6. The Statement of Receipts and Disbursements from 1st April 1871 to 31st January 1872.

Government will observe that in submitting this Statement Mr. Lock brought to the notice of the Commissioners that the Municipality had to raise a loan of Rs. 30,000 on the hypothecation of the Government Securities belonging to the Fund; and that the Loan had been paid off by the sale of the Securities. I would add that the Securities alluded to were all that the Fund possessed.

(B.) Of the Proceedings of the 1st May 1872.

None of the Subjects discussed in these Proceedings appear to me to call for any special notice except

Subject 5. The Statement of Receipts and Disbursements for the Official Year 1871-72.

Under Section 9 of Act V of 1871, I beg to submit a copy of the said Statement and to request that Government will be pleased to appoint a person to audit the accounts of the said official year under Section

Section 32 of Act IX of 1867; as well also the accounts of the three preceding months agreeably to G. O. Public Department 25th April 1871 No. 339.

I have the honor to be,
Sir,
Your most obedient Servant;

Wm. Rutherford
Offg. President
& Municipal Commission

Rec'd. 13/1/72
A.J.J.

Rec'd. 18th Jany. 1873 Dept.
From
The Hon'ble President
Mun'l. Commissioners
Madras
No. 286 dt.
24th Nov. & 20th Dec. 1872
No. 125

Rec'd 13th Jany. 1873

No 72

Forwards Minutes of the Proceedings of two General Meetings of the Municipal Commissioners held on 29th February & 1st May 1872; together with Statements of Receipts and Disbursements.

Financial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter from the Offg. President Municipal Commission. Madras.
Dated 20th December 1872.
No. 286a

Order thereon 24 Jany/73 No. 125.

The proceedings of the Madras Municipal Commissioners, received with the above letter, will be published in the Fort St. George Gazette and the President will arrange, in communication with the Superintendent of the Govt. Press, to have them printed there in future before submission to Govt, so as to allow of their being incorporated with the Gazette without the expense of reprinting.

The

2. The rates and taxes adopted in the Budget for the current year which was passed by the Commissioners in the Proceedings now forwarded, have been already approved by the Government on former occasions for imposition and therefore do not require to be re sanctioned as a preliminary to their levy.

3. At this late date, it would be useless to review the Budget in detail, but the Governor in Council desires that the Commissioners will, in future, submit their annual budget in time to allow of practical effect being given to Sec. 30, Act 9 of 87, which the delay that has occurred on the present occasion, ~~practically~~ virtually converts into a dead letter.

4. The revised Bye-laws set forth in the Proceedings ~~are hereby sanctioned in lieu of~~ in substitution for those repealed, and the usual notification will be published in the Gazette & then submitted for confirmation of Govt.

The Governor in Council resolves to appoint Mr. Auld Dy. Asst. Genl. to audit the accounts submitted

To The Secretary, Municipal Commissioners Bridas
Accountant General. } 4 dup 3/1

Memo to Translator 4/2/73
Proc: published in the G of 4/2/73
Bye laws published in the same G of 28 Jany - 4-11-18 & 25 Feby 1873.

Govt. of {1873} Madras.

Jud

To

The Secy. Finl. Commn.

Madras

Dated Janry. 24 } 1873, No. 125.

Recd. }

Nos. 158, 159.

Passing Orders with refce. to the Proc. of the Commn. & the Statements of receipts & disbursements submitted by the Presy.

C 13/6/73