M.R.O. 1—77,006—8-6-31.

(1) Number of pages 10

(2) Date of repair 7-12-31

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 1382 Press / Mis.

266-268.

Dated 30-6- 1875.

7/8

Not to be folded or roughly handled

Proceedings of the Madras Government, Financial Department,
30th June 1875.

Local Funds—Roads.

No. 266. Read the following Proceedings of the Board of Revenue, dated 19th May 1875, No. 1,363 :—

Read the following letter from W. S. WHITESIDE, Esq., Collector of North Arcot, to H. E. STOKES, Esq., Acting Secretary to the Board of Revenue, dated Palmanair, 27th April 1875, No. 215 :—

WITH reference to paragraph 3 of the Proceedings of the Board of Revenue, dated 29th March last, Miscellaneous No. 2,505, I have the honor to forward, herewith, an estimate, amounting to Rupees 1,01,000, accompanied by plans and by detailed professional report as specified in the margin, for the restoration of the bridge over the Palar River near Vellore, injured by the floods of October last; the estimates and plans were approved by the Local Fund Boards of the Chittoor and Vellore Circles at a special joint meeting held at Chittoor on the 12th instant.

1 Survey.
2 Sections.
4 Plans.
1 Detailed Estimate.
1 Abstract Estimate.
1 Specification Report.

2. The details of the design of restoration are so fully and ably discussed in the elaborate professional report of the District Engineer submitted above, that I do not consider it necessary to enter into the subject again at length. The estimate is divided into three parts, *viz* :—

	RS.
I.—The preliminary works including the road embankment formed for carrying the traffic across the damaged portion of the bridge, the diversion bank and channel for turning the stream through the uninjured arches, the breaking up and removal of the fallen masonry works, &c...	11,000
II.—The reconstruction of the injured arches estimated to cost	53,000
III.—The protective works necessary to prevent injury from future floods	37,000
Total...	1,01,000

3. In paragraph 2 of my letter, dated 16th March last, No. 133, I mentioned that the Local Fund Board have deferred, pending the submission to them of detailed estimates and plans, the consideration of the question whether the damaged portion should be built according to the original design, or whether iron girders might be supplied with advantage. They have now decided unanimously in favor of the former mode, the chief objections against the latter being the enormous cost which is found to be considerably larger than was originally anticipated, and the appearance of the structure would be by no means improved. The details of the cost of iron girders are given in paragraph 35 of the District Engineer's report.

4. The necessity for the several works comprised in the estimate is fully explained by the District Engineer, who acknowledges the receipt of much valuable advice and assistance from Colonel Mullins, R. E., who visited the site early in the year, and it also appears that the proposals contained in the professional report have received the general concurrence of the Chief Engineer.

5. In my letter to the Board, dated 16th March 1875, No. 133, I already intimated to the Board how the Local Fund Boards proposed to meet so heavy an outlay of Rupees 1,01,000 on this by far the most important of their injured works, and also the liberal support they anticipated from Government, and I now ueed only state, as a reference to the copy of the minutes enclosed will show, that the Boards most anxiously hope for a liberal allotment of funds from Government in aid of the work, in view of the very exceptional and peculiar circumstances of the case.

6. It may not be out of place here also to mention that, in connection with the question of the division of the cost of the work, the Local Fund Boards have also had to consider how the enormous sum of Rupees 25,250 on account of "professional supervision" should be apportioned, and the result being that, it is thought, the Government, the Local Fund Boards of Chittoor and Vellore Circles, and the Vellore Municipality should individually bear 25 per cent. in addition to the sum to be contributed by each.

7. In conclusion, I beg to invite your attention to paragraphs 69 and 70 of the District Engineer's report, and to express the hope that, under the circumstances therein stated, the Government may be moved to accord their sanction to the estimate at as an early date as possible.

ENCLOSURES Nos. 1 to 7.—Plans.

ENCLOSURE No. 8.—Detailed Estimate.

ENCLOSURE No. 9.—Abstract Estimate.

ENCLOSURE No. 10.—Specification Report.

ENCLOSURE No. 11.—Table of levels.

ENCLOSURE No. 12.—Extract from Proceedings of Local Fund Board.

THE estimate for the restoration of the bridge across the Palar at Vellore, amounting to Rupees 1,01,000, will be submitted for the orders of Government after reference to the Chief Engineer.

2. In continuation of their Proceedings, dated 29th March 1875, Miscellaneous No. 2,505, the Board also request orders as to the distribution of the cost of the restoration proposed by the Local Fund Boards as noted in the margin. With reference to paragraph 6 of the President's letter, the Board presume that the charge for Public Works establishment will be struck upon the contribution from each according to the usual rules. If the proposed distribution is approved, each Local Fund will thus have to pay Rupees 25,250 and the Municipality Rupees 11,615.

Government, one-half.
Chittoor Local Fund Board, one-fifth.
Vellore do. do.
Vellore Municipality, one-tenth.

25

3. The Board think that the Local Fund payments could be managed even within the current year. They have already sanctioned from the fund of the Chittoor Circle an allotment of Rupees 8,000 to meet expenditure incurred in 1874-75 on the preliminary works comprised in the estimate, and the balance chargeable against Chittoor would therefore be Rupees 15,250 (the establishment charge for the current year's expenditure having been already debited). The actual Road Fund balance exceeds the estimate by Rupees 21,290, and Rupees 6,920 are unappropriated in the Budget of 1875-76. The matter can therefore be arranged in Chittoor.

4. In Vellore, the resources are—

	Rs.
Excess of Road Fund balance on 31st March	4,608
Do General Fund	14,836
Unappropriated balance, Road Fund	11,070
Total...	30,514

and will be sufficient if the transfer from the General Fund is allowed.

5. These suggestions leave the reserves of each Circle untouched to meet incomplete works and emergencies.

(A true Copy and Extract.)

(Signed) H. E. STOKES,
Acting Secretary.

Referred to the Chief Engineer for opinion.

OOTACAMUND,
2nd June 1875.

(Signed) D. F. CARMICHAEL,
Officiating Chief Secretary.

No. 267. MEMORANDUM.

[Proceedings of the Board of Revenue, dated 19th May 1875, No. 1363.]

The estimate is approved.

2. It is for the Local Fund Board to determine whether they will incur the expense of wells below piers and lower retaining walls, with a view to the proposed widening of the bridge; their construction need not be a part of the restoration of the bridge, a substantial rough stone apron would be sufficient protection and would probably effect a saving of about 10,000 Rupees.

3. It is considered necessary that the river embankments above the bridge should be restored; if this is done, the hanging groynes up stream will probably be unnecessary.

OOTACAMUND,
18*th June* 1875.

(Signed) J. O. HASTED, Major, R.E.,
for *Offg. Chief Engineer.*

No. 268. ORDER THEREON, 30th June 1875, No. 1382.

The Governor in Council approves and sanctions, on the recommendation of the Officiating Chief Engineer, the plan and estimate for Rupees 1,01,000 for the reconstruction of the bridge across the river Palar at Vellore.

Proceedings of the Madras Government, Financial Department,
30th June 1875.

2. The remarks of the Chief Engineer regarding wells, retaining walls, rough stone aprons and embankments will be communicated to the Local Fund Board of the Vellore Circle.

3. The proposed distribution of the cost of the bridge as indicated in the margin of paragraph 2 of the Board's Proceedings is approved.

(True Extract.)

Officiating Chief Secretary.

To the Board of Revenue, with twelve enclosures returned.
,, Public Works Department.
,, Accountant-General.

Exd. W. H. French.

Local Fund - Roads.

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Financial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

READ the following ~~letter~~ Proceedings of the Board of Revenue dated 19th May 1875 - No 1363 -

Read also memo from the Offg Chief Engr Pr Dept dated 18th June 1875 No -

Order thereon - Communicated 30 June 1875. No 1382.

The Governor in Council approves and sanctions, on the recommendation of the officiating Chief Engineer, the plan and estimate for Rupees 1,01,000 for the reconstruction of the Bridge across the

the River Palar at Vellore.

2. The remarks of the Chief Engr. regarding wells, retaining walls, rough stone aprons and embankments will be communicated to the Local Fund Board of the Vellore Circle

3. The proposed distribution of the cost of the Bridge as indicated in the margin

J

to recommend that the Commissioners be invited to reconsider the whole with reference to the above suggestions. An instance has recently occurred in which a conviction on a bylaw has been quashed by the High Court on the ground of the bylaw being ultra vires, & it is most undesirable to incur the risk of a repetition of such a mishap.

I append a detailed statement of the bylaws on which I think the objections open to

Objection.

Bylaw 1. Provided for by ss 100 - 110.

2. Beyond the scope of the Act.

3. do.

4. do. see ss 130.

5. Provided for by s 149.

6. This may be said to be a "matter connected with conservancy"

but it is a somewhat strong interference with the habits of the people, & of questionable legality.

7. The right provision would be to deal with cases in which animals were kept so as to create a nuisance - this bye-law as it stands must be differently worded - many persons keep pigs under circumstances which do no harm to any one by so doing.

8. See s 110

9 & 10 — s 111.

11 — s 99.

12 — s 157.

13 & 14 — s 119

15 — beyond the scope of the Act

16 — do.

17 — 21 do.

22 - See sec 114 of the Act.

23. Illegal.

Municipal Bye-laws

J

6

Financial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following ~~letter~~ opinion from the Advocate General, Madras; dated 16 May 1875.

Communicated

Order thereon 20 July May 1875. No. 1509.

The opinion of the Advocate General will be communicated to the Municipal Commissioners of Trichinopoly in view to their remitting the bye-laws submitted with their Presidents letter dated the 21st Dec. 1874, No. 111, in accordance with the opinion.

I have carefully compared the Bye-laws with the Act. Sec. Zanders. & the Act. I must confess that the objections taken are sound.

I am afraid that they will apply equally to many of the Municipalities.

Some of the nuisances &c are not provided for by the T. M. Act. nor do the clauses I think by the Magistrate within under this statutory power.

To The President by the Govt Commr Trichinopoly

All other Presidents for ref. 17/5/75 Advocate Genl

6 Dec. 75

3 Encls & 4 Translations 12 Dec. 75 318.

I think the objections are sound - There is no power under Section 99 to make Bye-laws of this description.

Para 2. See Govt

2. The Govt will take steps to submit all the Bye-laws heretofore sanctioned in any Municipality to the scrutiny of the Advocate General.

C M

19-7-75

85

margin of para 2 of the Board Proceedings is approved

C M

To The Board of Revenue 14
" P.W. Dept 11
Acct General 6
} Desp 1577

60-Lists

24-6-75

Ramnad

Govt. of {1875} Madras.

V

Financial

To

Dated 30 June
Recd. 1875, No. 1382

Nos. 266-8

Local Funds. Roads

The Plan and Estimate for Rs 1,01,000 for the re-construction of the Bridge across the Palar river at Vellore, Sanctioned with remarks.

V

Plans necessary
to be annexed