Archives I—10,006—16-8 77.

(1) Number of pages 44

34 (2) Date of repair 27.4.87.

(3) Initials of the Referencer [illegible]

TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

FINANCIAL DEPARTMENT

G.O. No. / ~~B.P. No.~~	1712	Press. / Mis.
Dated	13-9-1881	~~197~~ .

23/24

S.G.S.

Not to be folded or roughly handled

22

1712.
1

GOVERNMENT OF MADRAS.

FINANCIAL DEPARTMENT.

13th September 1881, No. 1712.

Municipal—Bye-laws.

Read the following paper :—

From J. GROSE, Esq., President of the Municipal Commission, Nellore, to the Chief Secretary to Government, dated Nellore, 12th August 1881, *No.* 164 [*Current No.* 2149].

I have the honor to submit, for the approval and sanction of Government, certain amendments in, and additions to, the Bye-laws now in operation in this Municipality, which the Commissioners, at a meeting held on the 6th August 1881, considered it desirable to introduce. The reasons for the changes are stated opposite to each amendment and addition in the memorandum appended.

2. I beg to submit also a copy of the Bye-laws as they stand at present, and of the Bye-laws as they will stand, after the proposed amendments and additions have been sanctioned, and request that the latter may be approved and confirmed by Government under Section 165 of the Towns Improvement Act.

ENCLOSURE No. 1.

Memorandum of certain Amendments and Additions proposed to the Bye-laws now in operation in the Nellore Municipality.

Amendments and Additions.	Grounds for the Amendments and Additions.
Amendments. Bye-laws 1 and 2.—"Sanitary Inspector and Death and Birth Registrar" for "Nuisance Inspector."	This change in the designation is proposed to be in conformity with the duties performed by the Nuisance Inspector.
In place of Bye-law 17 the following is proposed :— "The Division Registrars of Births and Deaths shall submit a return daily through the Sanitary Inspector and Registrar of Births and Deaths of all births and deaths registered by them in their divisions to the Vice-President. The Sanitary Inspector and Registrar of Births and Deaths, through whom the returns are submitted daily, shall note in his note book the births and deaths reported, and shall, during his inspection of the town, verify as many entries as he possibly can, and note the fact of his having done so in the monthly register maintained at the Municipal Office. He will also make inquiries frequently with the view of discovering whether any cases have occurred which have not been reported."	The registration of births and deaths in the town has been found unsatisfactory. The Sanitary Inspector is the proper officer to supervise effectually the work of the Division Registrars of Births and Deaths—his duties taking him to one or other part of the town daily.

Govt. of (1881) Madras.

FINANCIAL.

To

THE PRESIDENT OF THE
MUNICIPAL COMMISSION,
Nellore.

Dated September, 13*th*.

Issued

Recd. *Encl.*

G.O., 13*th September* 1881, *No.* 1712.

SEPTEMBER.

Municipal—*Bye-laws.*—The proposed Bye-laws of the Nellore Municipality, sanctioned; but Bye-law No. 21 ordered to be amended.

Draft of the revised Bye-laws.

Don't print

1712/3

1 The Sanitary Inspector and Death and Birth Registrar shall reside within the limits of the Municipality and shall exercise a proper supervision over all the scavengers, lamp-lighters, and other inferior Municipal servants employed therein. He shall keep a diary in which it shall be his duty to enter daily all matters which come to his knowledge calling for notice, and shall submit it daily to the Vice President for perusal and orders. He shall be responsible for the state of the roads and streets, latrines, lamps, dust-bins and other Municipal property in his division, and it shall be his duty to see that each and all are kept in proper repair, and he shall generally enforce the Municipal Laws within his division and shall conduct all

all prosecutions ordered.

2 Every cart stand or public halting-place shall be inspected weekly by the Sanitary Inspector and Birth and Death Registrar and its condition noted in his diary.

Time and mode of collecting Rates and Taxes - sections 38 to 87.

3 The owners of carriages let for hire and carts shall produce them at the Municipal Commissioners' Office, if required, to be numbered and stamped.

4 All carts or other wheeled vehicles without springs registered under sections 73 and 74 of Act III of 1871 shall have the numbers painted on the axle-tree.

5 No cart registered within the limits of the Municipality shall be exempt from payment of tolls unless it shall have been branded or painted by the Commissioners with a number and mark prescribed by the

1712/4

the Commissioners, or unless the registration ticket issued by the Commissioners shall be produced.

6 Toll-keepers are authorized, under section 66 of Act III of 1871 to demand the production of licenses from persons passing the gates under color of a license.

7 No toll-collector shall collect more or less than the authorized charges.

8 The toll contractor shall on demand furnish to the Commissioners a list of the names of the toll-collectors appointed by him to receive the tolls at each gate and, should he find it necessary to substitute other persons in lieu of those entered in the list aforesaid, the change is to be at once notified to the Commissioners.

9 The toll-contractor shall furnish to each toll-collector a sanad authorizing him to levy tolls at the gate therein specified, and each toll-collector shall be bound to produce such sanad as his authority for levying tolls

tolls when called upon to do so.
Any person levying tolls without
being authorized as above de-
cribed will be liable to
prosecution under section 83 of
Act III of 1871.

10 No vehicle or animal
liable to toll shall be detained
at any gate for a longer time
than is necessary to collect
such toll, and it shall be
allowed to pass immediately
on payment. The toll-collector
shall thereupon promptly
furnish a ticket. Such ticket
shall give free passage in
respect of the vehicle or animal
for which it was issued for
the time prescribed by section 78,
viz, twenty four hours, counted
from midnight to midnight.

11 On no pretence whatever is
any animal or vehicle leaving
Municipal limits to be
detained or the owners required
to show tickets.

12 No ticket shall be issued
in any form other than that
prescribed by the Commissioners.

These

1712/5

These tickets will be supplied
by the Commissioners at cost
price, and the Contractor will
not be allowed to use any
others.

13 The toll-contractor and
the toll-Contractors appointed
by him shall strictly observe
the provisions of sections 78, 79,
80, 81 and 82 of Act III of 1871

14 The fee payable for every
notice of demand issued under
section 52 shall be 4 Annas
for sums below Rupees 5 and
Annas 8 for sums of Rupees 5
and more.

15 The fee for renewing cart
registration, number or licence
on animals, if lost or destroyed
shall be Annas 2.

16 The fee for the registration
of transfer (section 75) shall be
4 Annas.

Registration of Births and
Deaths sections 88 to 95.

17 The division Registrars of
Births and Deaths shall submit
a return daily through the
Sanitary Inspector and Registrar
of

of Birth and Death of all
Births and Deaths registered
by them in their divisions the
Vice-President. The sanitary
Inspector and Registrar of Births
and Deaths through whom the
returns are submitted daily
shall note in his note book
the births and deaths reported,
and shall during his inspection
of the Town, verify as many entries
as he possibly can, and note
the fact of his having done
so in the monthly Register
to be maintained at the Municipal
Office. He will also make
enquiries frequently with the
view of discovering whether
any cases have occurred which
have not been reported.

Deposit and Removal of Filth,
the Commission of Nuisances
Filthy Houses, Latrines and
Private Privies — sections 96 & 107.

18 All owners or occupiers
of houses, or enclosed yards shall
keep all drains and water-channels

in or about their premises free
from obstruction of every kind,
and remove all evident causes
of malaria, such as night-soil,
dung or other filth, and all
noxious vegetation, and deposit
them in collected heaps, at such
points only of the roads or streets
as the Commissioners may fix,
by not later than 7 o'clock daily.

19 No person shall put on
any wall or any roof of a house,
or on any bank or tree, adjoining
any public road any preparation
of dung to be used as fuel, or
for any other purpose.

20 No person shall carry night-
-soil through the street, except
between the hours of 4 and 6 o'clock,
or otherwise than in closely
covered receptacles, or use any
place other than those approved
by the Commissioners for the
purpose of depositing such
night-soil.

21 All dust, dirt, and
rubbish of every kind, the
removal of which is undertaken
by the Municipal Commissioners,
shall

1712/6

shall be deposited between the hours of 4 and 7 A.M. in the dust-boxes provided for the purpose.

Every person within whose premises, cattle sheep, or pigs, may die shall within 6 hours after the death, or if the cattle, sheep or pigs die at night within 3 hours after day-break either remove the carcase at his own expense, without cutting up or opening it to such place as may be set apart by the Commissioners for the reception of such carcases or report the death to the Conservancy Mairstry of the division within which such premises may be situated, and in such latter case, shall pay to the said Mairstry the expenses of removing the carcase at such rates as the Commissioners shall from time to time determine.

Sewers, Drains, cesspools, &c.
Sections 108 to 113.

22 No public drain shall be covered without the written permission of the Municipal Commissioners.

23. No person shall construct or place over or by the side of any public drain, any bridge, platform, building, or structure of any kind, except by and with the written permission of the Commissioners, and in such manner as they shall direct.

24 The owners of conveyances shall provide proper entrances, with culverts where necessary, to their premises from the public way, so that the side drains be not damaged by the passage of the said conveyances. In the case of new drains made by the Commissioners, however, the burden of providing the necessary crossings and protection shall lie on the Municipality.

25 No person shall deposit, or cause to be deposited, in or by the side of any public drain, any substance or thing whereby the said drain is or may be in any way obstructed.

1712/7

Public streams and Tanks -

Sections 114 to 116.

26 No person suffering from any contageous desease shall bathe, or wash, or cause to be washed any cloth or wearing apparel belonging to him, in any public tank or reservoir of standing water or in any stream or channel not set apart by the Commissioners for the purpose.

27 No person shall bathe in, or by the side of, any public tank or well, unless such tank or well, has been specially set apart for the purpose.

28 No person shall wash or cause to be washed or cleaned, in any public street, lane or thoroughfare, or in, upon, or by the side, or with the water of, any well or cistern intended for drinking or cooking purposes, any dog, horse, or other animal, or any wool, cloth, or wearing apparel, or any utensil for cooking or other purpose, or leather

leather or skin of any kind, or other foul or offensive thing.

29 No person shall suffer any offensive matter from any manufactory, place or business, stable or cook-house, to flow into any river, nullah, canal, public tank, or surface drain.

30 The owner or occupier of any part of the bank of any nullah or water-course shall keep it free from filth, dense vegetation, or other obstruction, and shall at all times allow the Commissioners, or any of their servants duly authorized, to have access to such nullah or water-course for any purpose of public Conservancy.

31 No person shall, without the written permission of the Commissioners, set up any obstruction in any nullah or water-course, and the Commissioners may order the removal of any such obstruction on grounds of public health.

32 No person shall strain in any tank or ditch, stream or

1712/8

or channels which may not be
set apart for the purpose by
the Commissioners, within the
municipal limits any jute, hemp,
hides, or vegetable matter
likely to render the water
of such tank or ditch, streams
or channels which may not be
set apart for the purpose by
the Commissioners. Offensive
or noxious to the neighbourhood.

33 . No person shall dig
or make or cause to be dug or
made, in any public place,
any tank, pond, well, ditch,
water-course, or other excavation,
without the written permission
of the Commissioners.

34 No person shall commit
a nuisance in the dry bed
of any river, water-course, public
tank, &c within the Municipal
limits.

35 No person shall divert
the course of any public,
waterwork, channel, or stream
without authority.

1712/9

36 Every public tank shall
be enclosed by a fence or
wall.

37 No person shall use the
public drinking-water reservoirs
for any purpose other than
drawing water from them for
drinking on the spot or carrying
away for domestic and gardening
purposes.

Unwholesome Tanks and
Dangerous Buildings - sections
117 to 122.

38 Every well shall be fenced
by a wall not less than three
feet high from the surface of
the ground.

39 Every owner of a house shall
be bound to keep the fandal
attach to such house in repair
to the satisfaction of the
Municipal Commissioners.

Slaughter-houses and Markets -
sections 123 and 128.

40 Meat including raw skin
or skins or raw hide or hides, or
offal of any description removed
from the slaughter-house shall
not

not be exposed to view during removal.

41 The offal of animals slaughtered, unless removed at once, by the butcher or his servants, may be dealt with by the Commissioners as they think fit.

Streets and Removal of street obstructions - sections 138 to 148.

42 No person shall alter, deface, or erase any number, figure, or other mark painted on the door or wall of any house or other building by order of the Commissioners, or the writing on any sign-board or wall so ordered by them; nor shall any person remove the nails which fasten the sign-boards to the walls.

43 No owner of a house shall extend the pandal attached to such house into the street.

44 No grain, oil, stuffs, &c or refuse of dyeing articles shall be dried or heaped in any public thoroughfare.

45 No person shall chop fire-wood or do any other work, or expose articles

articles of any description, such as straw, grass, fire-wood &c for sale in any road so as to cause obstruction.

1712/10

46 No washerman or other person shall spread cloths or any wearing apparel to dry on any road, or any where immediately adjoining a public road.

47 No grain pits shall be dug in the streets or public roads.

48 No article shall be exposed for sale in any street so as to cause obstruction to the public.

No article shall be exposed for sale over any side drain nor without the permission of the Commissioners any open ground belonging to the Municipality by the side of public roads.

49 No grain shall be spread or heaped up in any public thoroughfare.

50 No person shall cut grass or dig grass roots on the sides of roads or on open spaces

of

of land within Municipal limits.

51 If any house, wall, or other erection, or any part thereof, fall upon any public highway, into any public drain, the owner of such house, wall, or erection shall remove it after notice within the time prescribed by the Commissioners.

52 Penalty. Any infringment of Sec^ns 3-4-5-6-7-8-9-10-11-12-13-14-15-16-17-18-19-20-21-22-23-24-25-26-27-28-29-30-31-32-33-34-35-36-37-38-39-40-41-42-43-44-45-46-47-48-49-50 and 51 of the foregoing bye-laws will render the offender liable to the penalties prescribed by section 163 of the Act.

Appendix B.

Conditions which might be inserted in Licenses issued under sections 123, 125-129-130 and 138.

Markets - section 125.

1 That no articles shall be exposed for sale beyond the limits of the verandah in front of each stall, and each stall-renter shall confine himself

himself to the area of the stall rented by him in the arrangement of his goods.

2 That the renter of any stall shall be liable for any damage done to the same.

3 That the driving into the walls of the market of nails, pegs &c. is prohibited.

4 That no renter of a stall shall expose a naked light within the stall, but shall protect the same by a proper shade or lantern.

5 That no pandals, screens, or matting of any kind shall be erected by any renter of a stall without previously obtaining the sanction of the Commissioners.

6 That any renter of a stall, creating disturbance in the market-place or opposing the persons in the execution of their duty, or in any way infringing the regulations of the market shall be liable to expulsion.

7 That places for the sale of meat and fish shall be cleaned

&c

1712/11

once a day at such times as the Commissioners may direct, and the refuse removed therefrom shall be deposited at such place or places as the Commissioners may appoint.

8 That the said market shall be lime-washed within and without once at least in every six months.

9 That standard sets of such weights and measures as are generally used in markets and bearing the Government stamp shall be kept in the said market and shall be available without charge or fee on application for use as test weights by any person buying or selling in the market or public bazar.

10 That the said market shall be provided with such latrines and urinals as may be necessary to secure the cleanliness and health of the bazar.

Slaughter houses - section 123.

1 That the said slaughter-house shall be thoroughly washed and swept twice at least daily at such time as the Commissioners may fix.

2 That the said slaughter-house shall be lime-washed both within and without once at least in every three months.

3 That the said slaughter-house shall be paved with granite stones or flat paving-bricks or tiles or Asphalte, and except in the case of asphalte-paving, the joints shall be pointed with mortar once at least annually.

4 That the said slaughter-house shall be surrounded with a wall six feet high with proper copings.

5 That no sheep or other animal shall be slaughtered in the said slaughter-house except between 5 and 8 in the morning and 4 and 6 in the evening.

6 That all animals intended for slaughter shall be exposed in such places as the Commissioners direct from 2 to 5 P.M. on the day previous to their slaughter.

7 That the offal of animals slaughtered

1712/12

slaughtered shall lee at the
disposal of the Commissioners
unless removed at once by the
butcher or his servants.

Noxious Trades – sections
129 & 130.

1 That no hide or skin shall
lee removed or allowed to lee
removed from any pit in the said
tannery for the purpose of lleing
exposed to the air or for any other
purpose at any other time
than between the hours of 5 and 8
in the morning.

2 That all filth, dirt,
and refuse shall lee removed
once at least in every twenty-four
hours and shall lee deposited
in such places as the Commissioners
may approve of.

Order in Thoroughfare – section 138.
That the said scandal shall
not occupy more than [ ]
of the breadth of the street
or thoroughfare in which it
may lee situated, and that
all damages done to the road
by such erection shall lee

made

6

made good by the licensee,
in default of which the
necessary repairs will lee executed
by the Commissioners and the
cost recovered in the same
manner as provided for arrears
of assessment under section 53
of Act III of 1871.

1712/13

J. Grote
President

Buckmaster
manager

No. 764

Enclosures Two

From

Municipal Commissioners'
Office Nellore
12th August 1881

CURRENT No. 2149

J. Groce Esquire
President
Municipal Commission
Nellore

1712/10/14

To

The Honorable R. Davidson Esquire
Chief secretary to Government
Madras.

Sir

I have the honor to submit for the approval and sanction of Government certain amendments in and additions to the Bye Laws now in operation in this Municipality, which the Commissioners at a meeting held on the 6th August 1881, considered it desirable to introduce.

The reason for the changes are stated opposite to each amendment, and addition in the Memo appended.

2 I beg to submit also a copy of the Bye-Laws as they stand at present,

and

In Fail 2149/81

and of the Bye-laws as they will stand, after the proposed amendments and additions have been sanctioned; and request that the latter may be approved and Confirmed by Government under section 165 of the Towns Improvement Act.

I have the honor to be
Sir,
Your most obed.t servt.

J Grote
President

T. Adenkins
Manager

1712/IX 15

Encl 2408/01

28/6/18 Nos 167-168

W/168 Fwd. 0851 Dept

(Mad - Bye Laws)

From

The President
Municipal Commission
Nellore

R.D.
5 AUG 81

To

The Chief Secretary
to Government
Madras

Dated 11th August 1881

Despatched 12th Do.

Received 15 No. 1149

No. 164 Enclosures Two

Subject

Submitting certain amendments in and additions to the Bye-Laws now in force in this Municipality.

2nd Do 29/8

0 No 1484

The opinion of the Advocate General is requested on the proposed Bye Laws of the Nellore Mty.; more especially ~~with regard~~ respecting the legality of rule 21 ~~of the proposed~~, with reference to sec 103 of the Act. ~~of the latter~~

J. Bruce
9/Aug

Ordered }
1-9-81 }

To the Advocate Genl
with original papers 3 Dec 1/9

Memorandum of Certain amendments and Additions proposed to the Bye-Laws now in operation in the Nellore Municipality.

Paper

1712/16

Amendments and Additions	Grounds for the amendments and additions.
Amendment. Bye law 1 and 2 "Sanitary Inspector and Death and Birth Registrar" for "Nuisance Inspector."	This change in the ~~the~~ designation is proposed in conformity with the duties performed by ~~the~~ Nuisance Inspector.
In place of Bye Law 17 the following is proposed. "The division Registrars of Births & Deaths shall submit a return daily through the Sanitary Inspector and Registrar of Birth and Death of all Births and Deaths registered by them in their divisions to the Vice-President. The sanitary Inspector and Registrar of Births and Deaths through whom the returns are submitted daily, shall note	The Registration of Births and Deaths in the Town has been found unsatisfactory. The sanitary Inspector is the proper officer to supervise effectually the work of the Division Registrars of Births and Deaths — his duties taking him to one or other part of the Town daily.

note in his note book the births and deaths reported, and shall during his inspection of the Town, verify as many entries as he possibly can, and note the fact of his having done so in the monthly Register maintained at the Municipal Office. He must also make enquiries frequently with the view of discovering whether any cases have occurred which have not been reported."

Addition. After Bye-Law 21 the following Bye-Law is proposed to be added.

"Every person within whose premises, cattle, sheep, or pigs may die shall within 6 hours after the death, or if the cattle, sheep or pigs die at night within 3 hours after day-break either remove the carcase at his own expense, without cutting up or opening it to such place as may be set apart by the Commissioners for the reception of such carcases or report the death to the Conservancy Baistry of the division, within which such premises may be situated, and in such latter case, shall pay to the said Baistry the expenses of removing the carcase at such rates as the Commissioners shall from time to time determine."

Vide Leu 103

This Bye Law is deemed necessary to prevent the cutting up or opening of dead cattle and yet by Pariahs and Cucklers in their Pollies which are generally dirty and unhealthy, and the objectionable practice tends only to make those places more unhealthy.

1712 3 88
19 17

Note for Press
Print all this portion inclosed by blue line in italics and place within brackets ( )

Addition to Bye Law 26.

"or in any stream or channel not set apart by the Commissioners for the purpose."

Bye Law No. 32. "The phrase "streams, or channels which may not be set apart for the purpose by the Commissioners" should be inserted after the word "ditch" in the second and fourth lines of this Bye-Law.

The amendments in Bye-Laws Nos. 26 and 32 are deemed necessary, as the water of the streams or channels in certain places within the Municipal limits is used for drinking and cooking purposes, and the fouling of these waters will not only inconvenience the people, but will also tell upon their health.

Addition to Bye Law № 40
"including raw skin or skins
or raw hide or hides" should
be inserted after the word
'meat' in the first line of
the Bye-Law.

This insertion is desirable
as the butchers carry the
skins and hides of slaughtered animals
through the
~~killed~~ in Public streets
exposed to the public view and
to make it clear that these
are included in the term "Offal"

Addition after Bye Law 48.
"No article shall be exposed
for sale over any side drain
nor without the permission of
the Commissioners any open ground
belonging to the Municipality
by the side of public roads."

Bye Law № 48 provides only
for cases where there are
obstructions. But as the
Municipal drains are much
damaged by such use as the
one noted in the new Bye-laws
and as the occupation of the
Municipal ground might be
charged for, the new Bye Law
is desirable.

J Grote
President

Fa Hawkins
Manager

In Trial 21/9/81

CURRENT No. 2408
Madras, 6th September, 1881.

1712/1418

From

The Honorable P. O'Sullivan
Advocate General.

To

The Honorable R. Davidson C.S.I.
Chief Secretary to Government
Octacamund.

Sir,

With reference to official memorandum
dated the 1st September 1881, № 1484, Financial
Department, I have the honor to forward, on
the other side, my opinion upon the proposed
Bye-laws of the Nellore Municipality, and to
return the papers sent to me.

I have the honor to be
Sir
Your most Obedient Servant

P O'Sullivan
Advocate General.

1712
15 09

Opinion.

The portion of the addition to bye-law, No. 21, which I have marked in blue pencil is of doubtful validity and, I think, had better be omitted.

P. Sullivan
Advocate General.

Madras, 5th September, 1881.

No 1251 – 17 – 7 – 76.
1202 – 2 – 7 – 78.
742 – 20 – 1 – 75
2401 – 12 – 2 – 75
1101 – 20 – 6 – 76.
2342 – 21 – 12 – 77.

Judicial 1881. Depth

From (Bye Laws)

The Advocate General

R.D. Madras.

7 SEP 81

To

The Chief Secretary to Govt.

Or tacammad.

Dated 5th Septr:

Despatched 5 "

RJ

No 1712/81.

CURRENT No. 2408

Subject.

Forwarding opinion upon the proposed bye-laws of the Nellore Municipality.

F. Department. 4 P

1712/80

PROCEEDINGS of the MADRAS GOVERNMENT.

READ the following letter

from President M. Comm^r Nellore dated the 11th Aug/81

No 1624 (No 2149

Dft. to Advocate General no 1484 d 5/9/81

From Adv. General d 5 Sept/81 (No 2408

Order thereon 13 Sept: 1881.

No 1712.

The proposed bye-laws are sanctioned, with the exception of No. 21, which should be amended thus: ~~after~~ the word "either" to be omitted before the words "remove the carcass", the rest of the clause, and from "or upon the death" to the end, to be omitted.

No 1880-25

To the President, Mun: Comm:
Nellore. } desp 28/9

1712/21

Bellore Municipality

Govt. of {188} Madras.

Bye Laws

Dated
Recd. } 188 , No.

Nos.

1212/32

Rec'd 1879.

Chinnappa

Govt. of 1881 Madras.

Final

DISPOSED OF

13 SEP 81

BY G.O. No. 1712

(22)

Municl Bye-laws. The proposed bye-laws of the Nellore Municy, passed, but bye-law No 21 ordered to be amended.