[L. & M. 9,000-8-96.]

Local & Munl. (1895) Department.

MISCELLANEOUS.

G.O., No. 1420 Mn.-

DATED 4½ September 1895

[Despatch Abstract.]

Petition.

Informing the petitioners that Government is not prepared to comply with their request to cancel taxes imposed upon them by the Municipal Council, Vaniyambadi.

BACK PAPERS.

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

FURTHER PAPERS.

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

INDEXED

Miscellaneous.

LOCAL AND MUNICIPAL DEPT.

G.O., DATED 4-9-95.
No. 1420 M.

When given for copying.

[Despatch Abstract.]

Petition

Informing the petitioners that Govt. is not prepared to comply with their request to cancel taxes imposed upon them by the Hmnd. Cl Vāniyambādi.

BACK PAPERS.

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

FURTHER PAPERS.

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

Local & Municipal Dept.
CURRENT No. 2455

To

His Excellency The Right Honorable

The Governor in Council

Fort Saint George,

CHIEF SECRETARY
29 JUL 95
GOVERNMENT OF MADRAS

OOTACAMUND.

THE HUMBLE MEMORIAL OF THE UNDERSIGNED INHABITANTS OF VANIAMBADY, TALUQ OF TRIPATORE, DISTRICT OF SALEM.

SHEWETH,

That your Memorialists in considering your Excellency as the protector and benefactor of the helpless and poor and being fully aware of your Excellency's justice towards all who approach your Excellency for redress of their grievances with every mark of respect and submission beg to make the following representation, hoping that they will meet with your Excellency's unqualified approbation.

That the object of the introduction of the Madras District Municipalities Act No. 4 of 1884 in Vaniambady is for the conservancy and improvement thereof, and for other objects of public utility calculated to promote the health, comfort and convenience of the people and not to annoy, tease and exact at 5 per cent., *not upon the annual value* of such lands and buildings, *but upon the value thereof*, contrary to the provision contained in Clause 2 of Section 47 of the said Municipalities Act.

That the Chairman of the said Municipal Council has raised 5 per cent. to 7½ and would have raised it to any maximum provided the Act sanctions the same.

Memorialists submit that if your Excellency will be pleased to send a European Commissioner to ascertain the annual value of the lands and buildings it will be proved that the Tax at present imposed is 50 times more than what law requires.

That a large portion of the amount so collected by the Municipal Council is vainly spent on the construction of a Hospital now under progress at an estimated cost of 7 or 8,000 Rupees, which enormous expense could have been saved if they rented a large house and used the same for Hospital at a rent of 5 or 6 Rupees.

That most of the Memorialists who ought to have been exempted from the License Tax whose income does not exceed Rupees 29 are charged under Clauses 2, 3, and 4 of Schedule A, (Section 47) but when appeal was presented, no notice was taken by the Municipal Councillors under the advise of the Chairman who is a new officer and anxious to impose and exact Taxes whether just or otherwise.

That most of the Municipal Councillors, being of opinion that the Taxes which are already imposed are illegal and have subjected Memorialists to extreme distress and poverty, have tendered their resignation to the Chairman, who, Memorialists are informed, has forwarded the same to your Excellency for disposal.

That the Municipal Council of Vaniambady have overlooked Section 210, which is as follows: "All public or other drainage works for the improvement of, or the conservancy hereafter required in, any Municipality, shall be constructed under the direction of the Municipal Council," but they contrarily prosecuted some of the Memorialists on the allegation that the filth was collected in their houses, whereupon the Sub-Magistrate convicted them and sentenced them to pay a fine ranging from 5 to 25 Rupees.

Under the aforesaid circumstances Memorialists humbly pray that your Excellency will be mercefully pleased to appoint a European Commissioner from Madras to ascertain by local investigation whether they ought not to be exempted from the License Tax as their income does not even fall under Class 8 and further pray that the said Commissioner will also ascertain the annual value of the lands and building as provided under Clause 2 of section 47 of the said Act.

That Memorialists further pray that the yearly Tax of 7½ per cent. on lands and buildings which have been now raised will be reduced to 5 per cent.

Memorialists shall, as in duty bound, ever pray.

Address

Please send a reply for
this application
To. The Inspector Educational
Sahibzada Enclave
Zamzama

27-7-1995

LOCAL AND MUNICIPAL DEPARTMENT.

87 to 19-1-95
1258 to 28-8-95
2127 to 24-12-92
703 to 4-6-94
420 to 2-4-94
228 to 26-2-94
1258 to 3-8-95
632 to 8-4-95

Local & Municipal Dept.
CURRENT No. 2451/M

Petition
From

Paish Imam Abdus Salam Sahib
& others, Vaniyambadi

No.

Dated 27-7-95
Received 31-7-95
Enclosures

SUBJECT.

Praying that a European commissioner may be appointed to investigate whether they ought not to be exempted from the License Tax and that the yearly tax of 7½ p.c. on lands and buildings may be reduced to 5 p.c. &c

1895

Local & Municipal Dept.
CURRENT No. 2451/M

houses, Rs. 7500 are collected as taxes. While there are only 3000 houses in this Vaniembadi town, taxes have been levied at their estimated value of Rs. 10,200.

(8) It is the Chairman that has so unjustly imposed these taxes. He is not of this place. He has no experience. His place is filled up by Members newly appointed. When a former Chairman imposes certain taxes, his successor in office enhances & imposes several other taxes. With all this, no new roads have been formed in the town & it is not kept clean. There are no channels cut to carry the drainage water. This Vaniembadi town can boast of about 75 lights. They are not allowed to burn even for an hour.

(9) Nine years have elapsed since the formation of a Municipality here. If the drainage water is allowed to run outside the houses, or allowed to stagnate inside the houses, in both cases parties are fined. When the Sub Magistrate of the place is appealed to on the subject, he says that he is powerless & is acting under orders of the Chairman.

(10) Petitioners pray that a commission may be appointed by Government to enquire into the matter of inequate taxation of their houses and buzzars.

(Translation in full.)

A. Raghavendra Rao,
Translator
6-8-95.

Petition from Certain residents of Vaniyambadi Municipality

DATED 25 July 1895.

TRANSFERRED to the Chief Secretary to Local & Municipal Department Government for disposal.

(By Order.)

Private Secretary.

GOVERNMENT HOUSE,
Ootacamund
29 July 1895.

Cons 2451 1/95

Local & Municipal Dept.
(1895) DEPARTMENT.
CURRENT No. 2471 M

From C. F. MacCarthy Esq I.C.S.
THE PRIVATE SECRETARY TO THE
RIGHT HONORABLE THE GOVERNOR,

To
THE CHIEF SECRETARY
TO GOVERNMENT,
Local & Municipal DEPARTMENT.

Dated 29 July 1895.
Received

ENCLOSURE.-

Subject.

TRANSFERS a petition from Certain residents of Vaniyambadi Municipality complaining about the taxes imposed on them by the Chairman and praying that a Commission may be appointed to enquire into the matter.

Short transaction
ref
3/8/95

The humble petition of Hussain Sahib & other poor inhabitants who have set their signatures below of Vaniambadi to wit-

(1) Government has formed a Municipality with the object of rendering the town clean & orderly. The taxes levied therein have the effect in that town only on roads, ditches, drains, lights, &c and in keeping these clean. If this is not done, the townspeople will not be comfortable. Municipality is a favour shown to the public.

(2) According to law the tax is not to be levied on the estimated value of a house. The taxes should be regulated according to the rents the houses fetch. While this is the case, contrary to law the Chairman of the Vaniambadi municipality and its members have combined together & imposed taxes at the estimated value of houses. This is unjust.

(3) At the rate of five rupees for every hundred rupees of the estimated value of houses, taxes were levied at first. From 1893 they have been enhanced to Rs 7½ per every 100 Rs. Petitioners being unable to pay the taxes, submitted several petitions objecting to the payment of the same; but received no reply.

(4) There are 3,000 and odd houses in this town. Of these only 25 or 30 belong to rich traders. All the rest are poor. Petitioners intend to quit the town not being inclined to reside in it on account of the heavy taxation imposed on the poor inhabitants & thus to put them to trouble.

(5) The 25 or 30 house-owners referred to above have simply constructed large houses and they do not carry on their trade in this town but at Madras, Bangalore, Bombay & other places. They pay all their taxes at those places only. At this Vaniambadi they pay only their house-tax.

(6) Under the impression that Vaniambadi is inhabited by rich men, the municipal taxes are imposed on its inhabitants. The poor petitioners are thereby subjected to great hardships.

(7) At Vellore there are 10,000 houses, on the house-rents of these houses 10,000 Rs. are collected. At Pudiattam on the rents of 10,000

Local & Municipal Dept.
CURRENT No. 2531 M

To

His Excellency The Right Honorable

The Governor in Council of

Fort Saint George,

OOTACAMUND.

THE HUMBLE MEMORIAL OF THE UNDERSIGNED INHABITANTS OF VANIAMBADY, TALUQ OF TRIPATORE, DISTRICT OF SALEM.

SHEWETH,

That your Memorialists in considering your Excellency as the protector and benefactor of the helpless and poor and being fully aware of your Excellency's justice towards all who approach your Excellency for redress of their grievances with every mark of respect and submission beg to make the following representation, hoping that they will meet with your Excellency's unqualified approbation.

That the object of the introduction of the Madras District Municipalities Act No. 4 of 1884 in Vaniambadi is for the conservancy and improvement thereof, and for other objects of public utility calculated to promote the health, comfort and convenience of the people and not to annoy, tease and exact at 5 per cent., *not upon the annual value* of such lands and buildings, *but upon the value thereof*, contrary to the provision contained in Clause 2 of Section 47 of the said Municipalities Act.

This is not the case as fact the demand for 1894-95.

That the Chairman of the said Municipal Council has raised 5 per cent. to 7½ and would have raised it to any maximum provided the Act sanctions the same.

Memorialists submit that if your Excellency will be pleased to send a European Commissioner to ascertain the annual value of the lands and buildings it will be proved that the Tax at present imposed is 50 times more than what law requires.

That a large portion of the amount so collected by the Municipal Council is vainly spent on the construction of a Hospital now under progress at an estimated cost of 7 or 8,000 Rupees, which enormous expense could have been saved if they rented a large house and used the same for Hospital at a rent of 5 or 6 Rupees.

Vide the Collr. Ltr.

That most of the Memorialists who ought to have been exempted from the License Tax whose income does not exceed Rupees 29 are charged under Clauses 2, 3, and 4 of Schedule A, (Section 47) but when appeal was presented, no notice was taken by the Municipal Councillors under the advise of the Chairman who is a new officer and anxious to impose and exact Taxes whether just or otherwise.

That most of the Municipal Councillors, being of opinion that the Taxes which are already imposed are illegal and have subjected Memorialists to extreme distress and poverty, have tendered their resignation to the Chairman, who, Memorialists are informed, has forwarded the same to your Excellency for disposal.

That the Municipal Council of Vaniambadi have overlooked Section 210, which is as follows: "All public or other drainage works for the improvement of, or the conservancy hereafter required in, any Municipality, shall be constructed under the direction of the Municipal Council," but they contrarily prosecuted some of the Memorialists on the allegation that the filth was collected in their houses, whereupon the Sub-Magistrate convicted them and sentenced them to pay a fine ranging from 5 to 25 Rupees.

Under the aforesaid circumstances Memorialists humbly pray that your Excellency will be mercefully pleased to appoint a European Commissioner from Madras to ascertain by local investigation whether they ought not to be exempted from the License Tax as their income does not even fall under Class 8 and further pray that the said Commissioner will also ascertain the annual value of the lands and building as provided under Clause 2 of section 47 of the said Act.

That Memorialists further pray that the yearly Tax of 7½ per cent. on lands and buildings which have been now raised will be reduced to 5 per cent.

Memorialists shall, as in duty bound, ever pray.

1397

Local & Municipal Dept.
CURRENT No. 2531 M

No 3202

Endorsement No 1397.
Date 24 96

Submitted to Govt.

Does does not involve any matter in this petition on which I can usefully comment.

The matter of the petition is not to [illegible] municipality.

(1) The raising of Rs 5% & 7½ the Land Tax from 5% & 7½ the maximum. and thereby the tax is not enabled under the Act:

(2) the exemption of this appeals petitioner & others from the tax is under Class VIII (a) as an exempted land which was [illegible] Rs 30 Rs:

The hospital is [illegible] a plan to appeal by the Sanitary Commissioner.

Salem Collector
2/8/97

The Chief Secretary to Government Public Health Madras

Cno 2451 Fc

2000—3-8-94.

Local & Municipal Department.

CURRENT No. 2531/M

From the Collector

and District Magistrate,

Cnos 2451, 2471 & 2531/M.

Despatched on 8-8-95 Salem.

To

The Chief Secretary
to Government
Local & Municipal Dept
Madras.

Dated 2nd August 95
-9 AUG 95

No. 3202
/J

Enclosure.

Subject.

Forwarding Memorial
addressed to H.E. the Governor
in Council by certain
residents of Vanjambadi
protesting against certain
measures of the Municipal
Council Vaniambadi

1878-1918

5 1878-95

Vaniambadi.

To.

Local & Municipal Dept.

CURRENT No. 2545/M

The Excellency the Right Honourable

The Governor in Council of

Fort St. George

CHIEF SECRETARY'S OFFICE 5 AUG 95 GOVERNMENT

Sheweth

the

We are inhabitants and Merchants of Vaniambadi, Most respectfully beg to represent the following for your honours Kind Consideration and orders

We ~~are~~ submitted a petition in Tamil on the 25-7-95. Second on the 27-7-95 in English printed Copy to Your highness. No answer for ~~those~~.

Praying for the Cancelment ~~of~~ ~~for~~ the Professional Tax imposed on us a Copy of which is herein; enclosed for the Kind perusal and favours, of issuing necessary orders. for the Cancelment of the Tax.

Now imposed on the poor

People

Please address to us.

1st Masha Ebram Sahib.

2nd Mr. A. Balekamiyan Sahib

3rd A. Mr. Mahamed Hoosaman Sahib

4th V. Chendamiyan Sahib

Bazar Street Vanembadi

To

His Excellency The Right Honorable

The Governor in Council of

Fort Saint George,

OOTACAMUND.

THE HUMBLE MEMORIAL OF THE UNDERSIGNED INHABITANTS OF VANIAMBADY, TALUQ OF TRIPATORE, DISTRICT OF SALEM.

SHEWETH,

That your Memorialists in considering your Excellency as the protector and benefactor of the helpless and poor and being fully aware of your Excellency's justice towards all who approach your Excellency for redress of their grievances with every mark of respect and submission beg to make the following representation, hoping that they will meet with your Excellency's unqualified approbation.

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That Memorialists further pray that the yearly Tax of 7½ per cent. on lands and buildings which have been now raised will be reduced to 5 per cent.

Memorialists shall, as in duty bound, ever pray.

M. Abdul Rahaman Sahib

M. Abdul Kuthoos Saib. Mittathar

Mahomed Ismail

N. Abdul Samad

A. Kareem Sahib

LOCAL AND MUNICIPAL DEPARTMENT.

Local & Municipal Dept

CURRENT No. 2545 M

Petition

From

M. Ibrahim Sahib & others
Vaniyambadi

No.

Dated 5-8-95

Received 10-8-95

Enclosures 1

SUBJECT.

Stating that they have not received any reply to their memorial praying for the cancelment of profession tax imposed on them.

Cno 2531 M/95
Cno 2451 M/95

LOCAL AND MUNICIPAL DEPARTMENT.

Papers to be read in Proceedings:—

Again G.O., dated 189 , No.

Current No. 2461 M of 1895, dated 27th July 1895 from the Paish Imam Abdus Salam Sahib and others of Vaniyambadi

Current No. 2471 M of 1895, dated 29th July 1895 from the Private Secretary to H.E. the Governor

. . . 2531 M — — — 2nd August 1895 . . Collector of Salem.
. . . 2545 M . . . . 5th August 1895 - M. Ibrahim Sahib & others of Vaniyambadi

Order. 4-9-95. No. 1420 Mines.

The Government is not prepared to comply with the petitioners' requests.

2. It is, however, observed that the present system of fixing the annual rents of buildings and lands at a certain percentage rate on their market value is open to objection. The principles upon which this should be assessed are specifically laid down in section 65 of the District Municipalities Act, and the municipal council should therefore revise the assessments in strict accordance with the provisions of this section and report the result to Government.

Note.

The real cause of complaint seems to be the enhancement of the tax on buildings from 5 to 7½ per cent, & the complaint about the method of assessment seems only thrown in by the way.

Para. 10. of the Chairman's last administration report shows the way the house-tax is assessed. It is submitted that the plan of taking 8 per cent. on sale value as the annual rental in the case of houses which are occupied by owners is not illegal. The Council say that the rent for which these houses wd. ordinarily let from year to year is usually a sum

To The Petitioners.
" Chairman, Municipal Council, Vaniyambadi
thro' the Collector of Salem.

Equal to about 8 per cent of their selling value, & it will seem that this is a sufficient compliance with sec. 65(i) of the Act. In practice, it is submitted, there must be some general scale of this kind, either expressed or understood, or the assessment would lead to endless work. Those who are or who think themselves over assessed under this plan can always appeal. Please see 1342-M. H.'s note in 96. 16.8.95

11C. 25.8.95

(Note. The paper was somewhat damaged for further references.)

2451-2471-2531+2545

14204

Back Paper, No. of 189

Further Paper, No. of 189

Order of Government, dated 189 , No , Miscellaneous.

Enclosures.

Current No

Statement with ditto.

Order of Government

Statement with ditto.

Papers not filed up, being meant for despatch in original (not paged).

N.B.—
A — Copy in full
B — Not to be copied.
P — Copy abstract only.
Q — Copy heading only.

Copied by

Examined by

INDEXED.

Miscellaneous.

LOCAL AND MUNICIPAL DEPT.

G.O., DATED 4-9-95.
No. 1420 M.

When given for copying.

[Despatch Abstract.]

Petition

informing the petitioners that Govt. is not prepared to comply with their request to cancel taxes imposed upon them by the Municl. Cl. Tanjambádi.

When given for copying _____
When copied _____
When examined _____
When signed _____
} 189.

READ AGAIN G.O., No. 189 ; DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT	A	A	A	A	A	A	A	
LETTER OF GOVERNMENT.								
STATEMENT WITH DITTO.								
PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH IN ORIGINAL.								

N.B.—
A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only.