L. & M.
2,000-3-8-96.

Local & Munl. (1895) Department.

MISCELLANEOUS.

G.O., No. 1869/m

DATED 8th November 1895.

[Despatch Abstract.]

License

Directing that, under section 35 (2) of act IV of 1884, the order of the Collector of Salem cancelling the---------- for a Skin depot in the Bazaar Street, Vaniyambadi, shall continue in force permanently.

BACK PAPERS.

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

FURTHER PAPERS.

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

Local & Municipal Dept.
CURRENT No. 3180/95

Department.

From the Collector

and District Magistrate,

Salem.

To

The Chief Secretary
to Government
Local & Municipal
Dept. Madras

Dated 14-10-95

UNDER SECRETARY
GOVT. OF MADRAS
JUDICIAL ETC. DEPT.

No. 1478

Enclosure / file

Subject.

Submitting with remarks, letter of the Chairman, Vaniyambadi Municipality, requesting that a certain Resolution of the Council may be cancelled for the reasons stated (with an order)

Hm
7/11/95

Order No. 1869 mins 8/11

Under Section 35(2) of the District Municipalities Act IV of 1884, His Excellency the Governor in Council is pleased to direct that the Collector's order of 12th October 1895, a copy of which is submitted with his endorsement read above, shall continue in force permanently.

12/11/95 Mr. 3110/95 8.11.95

To The collector of Salem
Chairman, Municipal Council Vaniyambadi
Dup 12/11/95

No. 614.

District Medical Office
Salem, 12.10.1894.

Memo.

From

The District Medical & Sanitary Officer
Salem

To

The Hospital Assistant in Charge of the
Municipal Dispensary, Vaniyambady

Ref: His letter No 46 of the 7th instant

The Hospital Assistant is informed that fresh skins though dry often emit a very offensive odour and generally under any circumstances skins are obnoxious and the storage of such in crowded localities is unwholesome and consequently the skin stores referred to should be removed from their present sites.

(Signed) A.R.S. Rogers Harrison
Surgeon Lt Colonel
District Medical Officer

(True Copy)

Chairman

Extract from the Proceedings of the Municipal Council Vaniyambadi dated 23rd September 1895.

PRESENT.

Mr. Ghose Esquire C.S. Chairman

Official Councillors.

Mr. R. Sundara Rao avargal Deputy Tahsildar

" M. Sumsami Sastriar avargal Hd Registrar

Non-official Councillors.

Mr. Mr. Suviseshamuthu Pillai avargal

" Murugappa Chettiar avargal

" Narasingalala avargal

Siddaikara Jainulabdni Sahib

Nainasal Jaffar Sahib

Rasul Khan Sahib.

× × ×

Read Appeal petition of Hasa Ibrahim Sahib against the order cancelling the license for his Skin depot.

Resolution:- Resolved that a license be granted for the same building

Two Councillors dissenting.

× ×

(Signed) M. Ghose

Chairman

(True Extract)

Hd Chairman

Reference on No. 945

Vet

MUNICIPAL OFFICE VANIYAMBADI.

Dated 28 September 1895.

From

M. Shore Esquire, C.S.

Chairman, Municipal Council,

VANIYAMBADI.

To

THE CHIEF SECRETARY TO GOVERNMENT
LOCAL AND MUNICIPAL DEPARTMENT,
MADRAS.

THROUGH THE COLLECTOR OF
SALEM.

Sir,

I have the honor to report the following for the orders of Government.

2. One Nasa Ibrahim Sahib, a merchant in this town obtained a license under section 188 of the District Municipalities Act IV of 1884 during the year 1893-94 for storing up skins in a certain building in the bazaar street. From the sanitary point of view the building referred to which is in the midst of dwelling houses was found to be most objectionable for the purpose. For a professional opinion on the subject the matter

was

was referred to the Hospital Assistant and the District Medical and Sanitary Officer of Salem and the letter received from the latter Officer (Copy accompanies) showed that the Skin Stores should not be allowed in the building. Thereupon the license granted to the said person was cancelled under Section 188(2). During the current year, license was applied for, for the same building in the name of another person and unfortunately the Divisional Councillor to whom the application was referred as usual and who was well aware of the cancellation of the license in the previous year, recommended the grant of license stating that there was no objection. On the presumption that this was a different building license was granted by the Sub Collector of Salem who was then in charge. It was subsequently brought to my notice both by the Police and the Municipal Out-door Servants that the same building has again been licensed for storing Skin and the building being in the middle of the bazaar street, it emits bad odours and is very injurious to the public health. I personally inspected the building and finding the objections to be sound cancelled the license under section 188(2) and directed the owner to select some other unobjectionable site. The person appealed to the Council who without giving any credit whatever to the opinion of the District Medical and Sanitary Officer resolved to grant the license for the same building.

It is not my desire to question the action or right of the Council in as much as they are competent to hear an appeal on the subject under Section 188(3) of the Municipal Act, but it is a matter of great regret that the professional opinion on an important subject like Sanitation should be completely discredited by the Council.

The Skin in which the building

in

in question is situated is very narrow and is always overcrowded by the people. As such, the offensive smell arising from the building will, I am of opinion, seriously injure the public health. I may add that this is a town in which Cholera makes its appearance almost every year and if the Council should encourage the existence of nuisance of this kind which would injure the public health any precaution against Cholera when it prevails is not likely to be of much use. In matters of Sanitation I think it is the imperative duty of the Council to abide by the opinion of professional men and their interference especially in a matter which will injure the publics health seems improper. With this in view I request that Government will be pleased to Cancel the Council's resolution under section 35(1) of the District Municipalities Act.

A Copy of the Councils resolution on the subject accompanies.

I have the honor to be
Sir,
Your most Obedt Servt

Chairman

Local & Munpl Department

[1895]

2552/C

RECEIVED. 5 OCT 95 G. STOKES.

From The Chairman
Municipal Council
Vaniyambady

To the Chief Secretary to Government
Local & Municipal Dept
Thro the Collector of Salem
and Revenue Divisional Officer.

Dated 28 } September 95
Despatched 28 }

Report No 945/ver.
Enclosures Two.

Subject.

Requesting to cancel a Resolution of the Council for reasons stated within

Submitted

Endorsement Report No 2552/C dated 4th October 1895

Submitted to the Collector.

The terms of section 35(1) of Act II of 1884 are clear enough to empower the Collector to cancel the order passed by the Municipal Council on appeal and I request that the necessary steps may be taken in the case to prohibit the storage of the skins in the locality

Dated 4th October 1895

Head of the Section
4/10/95

Endorsement. Dated 14th October 1895

Submitted to Government in the Local and Municipal Department.

2. I quite agree with the Chairman and Divisional Officer in considering that the existence of a skin depot in the bazaar street is dangerous to public health and I have accordingly cancelled the resolution of the Council under section 35 (1) of the Act in my Order dated 12th instant copy enclosed. I request that the Government

may be pleased to direct
that my order continue
in force permanently.

For Collector.

cfpd.
E.K
15.10

Proceedings of the Collector of Salem.

No: 4489 dated 12 October 1895.

Despatched on 19-10-95

Read letter from the Chairman municipal Council Vaniyambadi to the address of the Chief Secretary to Government dated 28 September 1895 and the endorsement of the Head Assistant Collector thereon regarding the resolution of the municipal Council revoking a license cancelled by the Chairman for a skin depôt.

Order

The facts of this matter are plain. In the Bazaar Street of Vaniyambadi is a building belonging to one Mosa Ibrahim Sahib. This was licensed in 1893-94 as a dry skin store but on obvious sanitary grounds and with the advice of the District medical and Sanitary officer (memo: no: 614 dated 12.10.94) the license for the building was cancelled ~~for~~ by the Chairman. This year acting on the ~~report~~ ——— report of a Councillor the Sub Collector who

was in charge licenced the building.
The present Chairman finding the — licensing of the building for the purpose of storing Skin in the main bazaar street, injurious to the public health has cancelled the licence. On appeal the Council have passed a resolution that the building should be licensed.

As the licensing of a Skin depot in the bazaar street is fraught with dangers to the public health under Section 35 (1) of the District municipalities Act the resolution and order of the Municipal Council on the appeal of Moza Ibrahim Sahib, that a licence be issued for the same building is hereby Cancelled.

/Signed/ G Slater.
Collector

/True copy/

J Ellis
For Collector.

WP ESB 15-10

Ed 15-10

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.