

INDEXED.

Local & Munl. (1897) Department.

MISCELLANEOUS.

G.O., No. 1134 M

DATED 10-5-97

DESPATCHED

[Despatch Abstract.]

Water tap

Declining, with remarks, to
entertain the request of the Coonam
Council that the Crads in the
may be exempted from the payment of
the — from 1st April 1897

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 & Munl. (1897) Department.

CURRENT No. 146

From

The Collector of the Nilgiris

Chos 7804/146314.

Order No 1134 M. m. d. 10-5-97

No. 252

The request of the municipal Council that the lands in the municipality may be exempted from the payment of water-tax from 1st April 1897. Cannot be entertained. As the water-supply scheme is for the benefit of the whole town, the Government sees no sufficient reason why this preliminary rate should not be enforced over the whole municipal area.

Dated 29-3-1897

Received 2-4-1897

Registered

Enclosures 2 & C. No 780. M. m. d.

Spare copies

SUBJECT.

Forwarding with recommendation letter from the Chairman Municipal Council Coonoor requesting that the Govt. will be pleased to cancel the levy of water tax on lands in the Coonoor Municipality from 1st April 1897.

(From orders)

V.R.
2/5/97

2/5/97

To
The Chairman. He. Coonoor
Collector of Nilgiris
Cup. 1/5/97

BACK PAPERS.

G.O.	No.	Department.	Date.

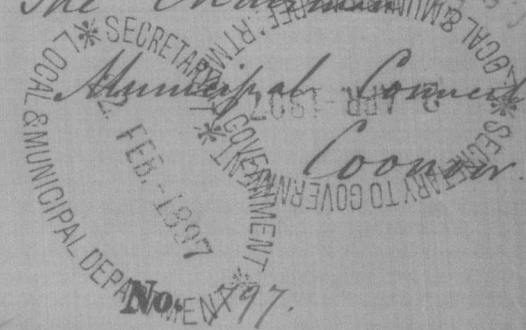
FURTHER PAPERS.

G.O.	No.	Department.	Date.

Local & Munl. (1897) Department.

CURRENT No. 7807

Forwarded to Govt with the recommendation that provisions similar to those authorized in G.O. 1610. Nis be extended to the Coonoor Municipality. From The Chairman, Coonoor Municipal Council.



Order.

No. 313 16/3/97

Returned to the Chairman, Municipal Council, Coonoor, for re-submission through the Collector, as required in G.O. 10, 116204, dated 4th September 1893.

Dated 19th February 1897. Received 22-2-1897. Registered 22-2-1897.

Enclosures

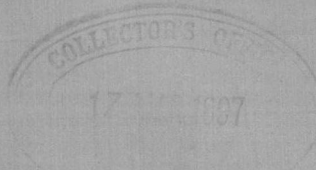
Spare copies

Secretary to Government

SUBJECT.

Requesting that the Government will be pleased, for reasons stated, to cancel the levy of water tax on lands in the Coonoor Municipality from 1st April 1897.

For St George 15th March 1897



The Chairman, M.C. Coonoor.

Re-submitted through the Collector as required. Mun. Office, Coonoor 16th March 1897.

Recd 26th March 1897.

BACK PAPERS.

G.O.	No.	Department.	Date.
10	1539	hwh	14-9-96
10	1230	h	22-7-96
10	1600	hwh	5-10-92

FURTHER PAPERS.

G.O.	No.	Department.	Date.

No 797

Municipal Office,
Coonoor, 19 February, 1897.

From

J. A. Marjoribanks, Esq. 780 M
Chairman, Municipal Council,
Coonoor.

To

The Secretary to Government,
Local and Municipal Department,
Fort St. George.

Sir,

With reference to paragraph 3, clause (1) of G.O. No 1230, M. dated 22nd July 1896, I am desired by the Municipal Council to request that the Government will be pleased to authorize the cancelling from the commencement of next official year, viz April 1st, 1897, of the levy of water tax at one per cent on lands in this Municipality as it does not consider it is just to levy the tax on lands that are not and cannot be supplied with water. The Council would point out that in the adjoining Municipality of Ootacamund water tax is not levied on land unserved with water.

I have the honour to be
Sir

Your most obedient servant
J. A. Marjoribanks
Chairman

No. 2489
5.9.92

Cotacamund
4th September '92.



Sir,
The Honorable J. F. Price
Chief Secretary to the Government
Stone House Hill.

Sir,
I have the honor to transmit for
the approval of His Excellency the Governor
in Council the Resolution passed by
the Municipal Council at the meeting
held on the 1st instant, regarding the
water rate to be levied in this town
on buildings and lands.

2. A copy of the Notification is sent
under Section 50 of the Municipal Act
is also submitted for information.

I have &c.

Wm Geo. Hammett

Chairman

Extract
I. Read again Chairman's
note dated 2nd August 1892,
regarding the imposition of
water tax on lands with
connected papers.

Resolution
Proposed by Mr J. T. Murray and
seconded by A. R. Hajee Fakker
Mahomed Saik
"That water rate of one (1) per
cent on the rental value be
charged upon all buildings in
the Municipality and all lands
to which water is supplied
within the purview of the Act

Exemption of lands in the Coonoor
Municipality from payment of water-tax.

Current Nos 7804 and 14634.

72-520

For Orders

In G.O. No. 569 M, dated 29th March 1895, the Sanitary Board was asked to report upon the improvements that were necessary to render the water supply of Coonoor less unsatisfactory, and pending a final decision upon the questions as to which of the measures that might be recommended by that body should be taken at once and at what rate the water tax should be levied in order to raise the necessary funds for the repayment of the loan that will be necessarily required, the Municipal Council was directed to impose a water-tax of one per cent, commencing from the year 1895-96. The income from this source was estimated at Rs 1670 (calculated at one per cent on the rental value of all buildings and lands within the Municipality) and credit was taken for this amount in the budget for 95-96.

2. In para. 7 of the Administration Report for 95-96, the Chairman stated that as the lands in the Municipality were not supplied with water and no water-works had yet been undertaken, the water tax was levied only on buildings. The Government thereupon remarked that the exemption of lands from this tax on the ground that water was not supplied to them, was unauthorised and

Vide proviso to Sec. 47 of the
Distt municipalities Act.

5724 B
29-3-95

Page 1 of 10 12304 C
22-7-96

Page 10 of 10
(Para. 3)

2
14/5/1897

and directed that the tax should be levied in the year 1896-97. The Municipal Council now requests that the levy of water-tax on lands in the Municipality may be cancelled with effect from 1st April 1897, as it does not consider it just to levy the tax on lands that are not, and cannot be supplied with water, and points ^{out} that, in the adjoining Municipality of Ootacamund, this tax is not levied on lands unserved with water. The Collector recommends that the system approved in G.O. No. 1610 M, dated 5th October 1892 for Ootacamund may be extended to Coonoor.

3. No part of the town of Coonoor is now supplied with water, the water supply scheme being still under preparation by the Sanitary Engineer. The Council's contention that because the lands in the town are not supplied with water they should be exempted from water-tax is untenable, as the tax is levied on buildings although they are not supplied with water. Whether any of the lands can be supplied with water or not is a question which can be decided only after the introduction of the scheme. Until therefore this is done, there appears to be no reason why any distinction should be made between houses and lands in the matter of the levy of water tax. Moreover, the water-tax is not an equivalent for water supplied to specified premises, but a rate for what is a benefit to the whole community. If after the works have been completed it is found that any buildings or lands are so situated that they cannot be supplied with water, then the question of granting a partial exemption similar to that sanctioned in

* The Ootac exemption is in favor of "lands unappropriated to buildings ~~unserved~~ with water"

believe this assertion to be entirely wrong is a considerable water supply for 252 m. E. (no doubt) in 19-2-97

which commands the whole of the town. In fact, I am practically certain that this is so & that the fact can be clearly ascertained from the papers. My assertion is based on personal recollection. RS

Please see the point in addition to the note 1/11/97

F
Vide G.O. 71 M. dated 19 January 1893

G
in G.O. No. 1569 A.M dated 14th September 1896 for Ootacamund, may be considered :

RS
26/11/97

H.M.

So far as I can make out the water-tax when the scheme is actually completed ~~working~~ will be at least 4% if not very much more - vide notes in G.O. 29/3/95 no 56p 81.

The one percent rate is a mere preliminary asst. which will probably cover no more than initial expenses. As the scheme is for the benefit of the whole Mty., I see no sufficient reason why this rate should be enforced over the whole Municipal area.

When the scheme is complete & the G.O. arises as to the rate necessary to meet the full cost it will then be time to consider whether

Quite so, subject to the new Act
RS
575797

exemptions such as were
effected in Ootacamund
may reasonably be allowed.
(Coonoor is much more
compact than Ootacamund)

S.R. 75797

When given for copying
When copied 13-5-97
When examined 14/5/97
When signed 17/5/97

READ AGAIN G.O., No.
189

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

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

[L. & M.]
28.

10,000-13-10-00.

Paper taken out of the Records from the charge of the Referencer.

Press
Ordinary
Routine

No. 1136 dated 10/5/1901

Date taken out.	FOR WHAT PURPOSE.			Initials of clerk taking the paper or of attender.	Date returned.	Initials of attender.
	Department.	C. No.	Year.			
16/6/03	By	232403		[Signature]	25/6/03	
28-4 of L-14 16551/6/03 [Signature]						

t.

60

