

Local & Munl. (1897) Department.

MISCELLANEOUS.

G.O., No. 2256 M.

DATED 15-10-97

INDEXED. CR

DESPATCHED

[Despatch Abstract.]

Encroachment

Drawing the attention of the M.L. Council
of Madras, to the remarks of the Collector
in his endorsement, on the subject of the
removal of encroachments in the M.L.

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. 348

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Order 2256 mdy 15-10-97

The attention of the municipal Council is drawn to the Collector's remarks in his endorsement

V.A.
12/10/97

8/15/10/97

From

The Chairman Delegates,
Municipal Council,
Madura

No. 50

Dated 1st October 1897.

Received 11 OCT. 1897

Registered 11-10-97

Enclosures Nil

Spare copies



SUBJECT.

Submitting the report called for in para 3 of G.O no: 1691 mdy dated 30th July 1897. re- the removal of encroachments.

To

The Chairman. M.C. Madurai

thru the Colr

10/10/97

2/10/10/97

BACK PAPERS

G.O.	No.	Department.	Date.
10	1691	h	30-7-97
10	1802	h	26-8-96

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Municipal Office,

No. 50

MADURA 1st October 1897.

ENCLOSURES. *encl*

From,

M. R. RY. P. R. VENKATESALU NAIDU GARU,

Chairman Delegate, Municipal Council,

Madura.

To,

The Secretary to Government
Local & Municipal Department,
Madras.

By,

Through The Collector of Madura.

I have the honour to submit the report
called for in para 3 of G.O. No. 1691^{m.m.s} dated
30th July 1897.

2. As soon as the Government order
was received by me on the 17th August
last, I lost no time in placing it
before the next meeting, and with the
sanction of the Council, issued notices
to all concerned under clause 2 of Section
168 of the District Municipalities
Amendment Act IV of 1884.

3. As soon as the 30 days' time is
over

over, necessary arrangements will be made, with the assistance of the Police, for removing all such encroachments as are not removed by the owners themselves, or their representatives in interest, in spite of the notice given to them.

I have the honour to be,
Sir,

Your most obedient Servant,

Pr. Ven. atal
Chairman Deputee

Forwarded.

2. There are two main kinds of cases (a) approaches to houses, the simplest form being slabs laid flat over the drains, and (b) platforms in front of shops extending over the drains - generally some three feet above it and supported on the side of the drain towards the road by posts or stone pillars - something like tables in fact. The first kind stops ventilation and access to the drain; the latter does not, though it makes access difficult. There are variations of the latter type, and some no doubt close in the drain completely.

3. I have objected to the Council's various proposals because the intention seemed to be to shelve the matter altogether; but I have always held that action should be taken with discretion, and the cases I have had in mind chiefly (and I believe the Government also) have been class (a) referred to above. As regards class (b) the Sanitary Commissioner in para 5 (b) of his inspection notes printed with

Government

Government Order No 1802 M, Local and Municipal, dated 26th November 1894, advocates their removal only at such intervals as shall permit of the convenient cleansing of the drains, pending introduction of a drainage scheme which will involve the clearing away of all such obstructions as a primary step.

4. These bazaar-platforms are quite a feature of the trading part of the town, and their removal has once before been attempted in vain. It is a much more delicate matter to interfere with them than with the house approaches, and action should in the first instance be directed with discrimination to the removal of structures only where absolutely necessary, as suggested by the Sanitary Commissioner. The law on the subject is a little uncertain, and it may be that compensation will have to be paid. When the drains have been thrown open at necessary intervals and the question of prescriptive right

right has been decided, the Council will be in a position to consider what further action is desirable.

5. What the Council has now done, (as I have ascertained from the Chairman-Delegate), has been to leave the matter of house approaches alone till the Chairman returns to Madras as it is suggested in the Government Order of 30th July No 1691 M. His that some discretion should be exercised by him, but to issue some 1,500 notices street by street to the bazaar men to remove their platforms, without any discrimination as to ~~the~~ objectionableness of structure or length of occupation.

6. I regard this action as very injudicious, and have advised the Chairman-Delegate not to proceed to demolish the structures by the aid of the Police as he proposes, but to let the matter wait till the Chairman returns, when action may be taken on more judicious lines. The Chairman is expected to return by the end of the current month.

Madras Collector's Office
8th October 1894

W. W. W.
Collector

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READ AGAIN G.O., No.
 189

DATED

CURRENT No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT

STATEMENT WITH DITTO

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