

Local & Munl. (1897)) Department.

MISCELLANEOUS.

G.O., No. 2683 M

DATED 2-12-97

INDEXED. CR

DESPATCHES

[Despatch Abstract.]

Appointment of Secretary

Noting in the remarks, that having regard to the liberal salary which it is proposed to pay to the Secretary to the Salem Municipal Council, the Govt. is of opinion that more of the Chairman's powers should be delegated to him; & requesting the munl. Council in its remarks to reconsider accordingly its resolution on the subject.

BACK PAPERS.

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

FURTHER PAPERS.

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

Appointment of Secretary - Salem Municipality

LOCAL AND MUNICIPAL DEPARTMENT.

-23-9-7.

Papers to be read in Proceedings:—

Again G.O., No. 2083. In, dated 23rd September 1897.

Current No. 3884. In. of 1897, dated 5th November 1897 from the Chairman. In C. Salem
Current No. of 189 , dated from the

Misc Order. n. 2688 m m m of 2. 12-97

Having regard to the liberal salary which it is proposed to pay to the Secretary, the Government is of opinion that more of the Chairman's powers should be delegated to him. The Municipal Council is accordingly requested to reconsider its resolution, dated 4th November 1897 with reference to the following remarks:—

(1) The Secretary should specially have control over the sweepers and the other outdoor servants of the municipality, and he should have full power to appoint all permanent and temporary servants and to fine, suspend or dismiss all such servants in receipt of salaries not exceeding Rs 15 per mensem.

(2) The

(2) The Chairman's powers under sections 52(1), 54, 63, 66, 69-A, 69-D, 72, 73(1) and (2), 77, 233 and 280 of the Madras District Municipalities Act IV of 1884, as amended by Act III of 1897, specified in the statement submitted with the Council's resolution, should also be delegated to the Secretary.
(From orders).

V.R.
1/12/97

H.T.

2.12.97

To
The Chairman. M. C. Salem
through the Collector.

Drop 4/12/97

2868
Cuv.

Local & Munl. (1897) Department.

CURRENT No. 3884

Again G.O. No 2083. M of 23rd September 1897
and Current No 3884. M of 1897

Misc
Order.

From

The Chairman
Municipal Council
Salem
Through the Collector
of Salem

No. 1773

In the circumstances stated, the proposals of the municipal council to fix the salary of the Secretary at Rs. 175 rising to Rs 200, by two annual increments of Rs 10 and respectively, and to delegate to the powers specified in the statement submitted with the Council's resolution, dated 4th November 1897,

Dated 5th November 1897

Received 10-11-97

Registered

Enclosures 2

Spare copies

SUBJECT.

Submitting a copy of the resolution of the Municipal Council of Salem, dated 4th instant, as to which of the Chairman's powers may be delegated to the Secretary. The Chairman's powers may be delegated to the Secretary until the 1st April 1898.

1/12/97

The

1/12/97

The present paid Chairman will continue until then.

2. Having regard to the liberal salary paid to the Secretary, the Government is of opinion that more of the Chairman's powers should be delegated to him. The municipal council is requested accordingly to consider what additional powers may be delegated and to report the result to Government.

12
21/1/97

12
18/1/97

Note. Please see the notes in G.O. No. 2083. M. of 23rd September 1897.

I don't think we should sanction the appt. of a Secretary & fix his salary until we get a satisfactory reply to para 2 - I will put a blue pencil mark in the list of powers against some of those which I should say should be delegated - I think we may as well suggest some of them to the

W.C.
19/1/97

BACK PAPERS.

G.O.	No.	Department.	Date.
	2083	Public	23-9-97
	1465	Public	21-6-97
	921	Public	31-5-95

FURTHER PAPERS.

G.O.	No.	Department.	Date.

To The Chairman M.C. Salem, through the Collector.

Special
Extract from the Proceedings of a General Meeting of the Municipal Council of Salem held on the 14th November 1897.
PRESENT.

Chairman

Md. A. Pushpanadasa Pillai auzgal B.A.

Official founders

S. M. V. Woomansahil Bahadur B.A. B.L.

Md. D. V. Ramachandrasastry auzgal B.A.

" R. Sundarayastry auzgal B.A.

Non-official

Syed Kader Sahib

A. A. Haried Sahib

Muhammed Sahib

Md. T. Narasimha Rao auzgal

" S. Krishnasami Madurai "

" Chethi. Nuthaniphetrai "

" M. Venkatasubramanian auzgal "

" T. Raghunathaswami "

" P. Coolaramania Chethai "

Read again G. O. No. 2083 M. C. dated 23rd September 1897.

Read also the proceedings of the Municipal Council dated 14th October 1897, para 3 and the statement shewing the various powers now exercised by the Chairman with his opinion as to which of them may be delegated to the Secretary.

Resolved that the statement,

as

as now revised by the Council be approved
and the same be submitted to Government.

(Indelible)

Chairman

compd. 1880

3884

Salem Municipality

Statement showing the powers of the Chairman
and the ^{Council's} opinion as to which of them may be
delegated to the Secretary.

Section of the Act.	Chairman's powers.	Chairman's remarks.
28 (2)	Chairman may draw on Municipal fund.	May be delegated to the Secretary.
29 (1)	Chairman may convene meetings as often as necessary.	Not to be delegated.
(2)	Chairman to convene meeting on requisition by Municipal Councillors.	Do
30 (1)	Chairman to preside at meetings.	Do
(4)	The Sanitary Commissioner, the Sanitary Engineer, the Civil Surgeon, the Executive Engineer, the Inspector or Assistant Inspector of Schools may address the Council with the previous sanction of the Chairman.	Do
31 (1)	Minutes of proceedings to be entered in a book and signed by the Chairman.	Do
(2)	Minutes to be forwarded by the Chairman to the Divisional Officer.	May be delegated to the Secretary.

Section of the Act	Chairman's powers	Chairman's remarks
	Chairman to submit minute of dissent within 48 hours	not to be delegated.
(3)	Certified copies of proceedings and record may be granted by Chairman.	May be delegated.
32 (1)	Chairman to carry out the resolutions of the Municipal Council	May be delegated.
(2)	Chairman to furnish progress reports.	
(3) (4)	Chairman may delegate his powers to Vice-Chairman and to a Municipal Councillor.	not to be delegated.
32 A.	Chairman's powers in emergencies to direct the execution of any work &c	— Do —
39 A. (d)	Chairman shall delegate his powers under Sec. 42 to the Secretary.	Powers as regards servants of the Municipal Council other than those employed in the ^{municipal} Office and the collection of Municipal Revenues need not be delegated.
42	Chairman's powers to appoint permanent and temporary servants and to fine, suspend or dismiss such servants.	The power of paying all servants permanent and temporary employed under the Municipal Council may be delegated to the Secretary.

Section of the Act	Chairman's powers	Chairman's remarks
45	Contracts exceeding Rs 200 may be signed by the Chairman	May be delegated.
52 (1)	Chairman to maintain assessment books.	not to be delegated.
52 B.	Chairman to grant receipts for all payments.	May be delegated.
54.	Chairman to decide class for the purpose of profession tax and may revise such classification.	not to be delegated.
56.	Chairman to serve notice to pay Profession tax within 15 days, in cases payment is not made within 60 days in any half year.	May be delegated.
61.	Chairman may call on land lord or occupiers of houses for a list of persons liable to tax on Ato.	
62.	Chairman to call upon employers &c for similar lists	
63.	Chairman to levy tax on buildings and lands.	not to be delegated.
66.	Chairman to assess the amounts payable and revise them	— Do —
69	Chairman to consider revision petitions	— Do —

Section of the Act	Chairman's powers	Chairman's remarks
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69 A	Chairman to give special notice in certain cases.	Not to be delegated.
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69 B	Any person may move the Chairman by revision petition to reduce the tax.	Do.
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69 C	Chairman to give reasonable opportunity to represent case.	Do.
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69 D	Chairman to inform the petitioners of the orders passed on revision petitions.	Do.
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72	Chairman to grant refund on account of vacant buildings.	Do.
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73(1)	Notice to be given to the Chairman of buildings newly built or rebuilt.	Do.
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(2)	Chairman to grant remission or refund when a building is destroyed.	Do.
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77	Chairman to impose tax on vehicles and animals.	Do.
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79	Chairman may compound with livery stable keepers and others.	May be delegated.
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80	Chairman may send blank forms to persons liable to this tax.	Do.
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82	Chairman to serve notice in case of default.	Do.
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Section of the Act	Chairman's powers	Chairman's remarks
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83	Chairman to give licenses.	May be delegated.
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85(3)	Chairman to notify on what dates half yearly registration of carts should be made.	Do.
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86	Chairman to grant certificate of registration.	Do.
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89	Chairman may seize any unregistered cart.	Do.
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90	Chairman may sell any seized carts and recover fees, fines and other charges.	Do.
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91(2)	Chairman may compound with persons living outside the Municipal limits.	Do.
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95	Chairman may sell property seized for non-payment of toll etc.	Do.
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96	Chairman may stop sale on payment.	Do.
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99(2)	Chairman may allow appeal without deposit on the ground of poverty.	Not to be delegated.
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100	If tax is reduced on appeal Chairman may grant refund.	May be delegated.
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Section of the Act	Chairman's powers	Chairman's remarks
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102	Chairman to serve notice before distraint.	May be delegated.
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103(1)	Chairman may recover taxes by distraint and sale.	— Do —
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(2)	Chairman may prosecute for default.	— Do —
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104	Chairman to issue warrants.	— Do —
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107	Chairman to sell the distrained property.	— Do —
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110	Chairman may call on occupier to pay for owner.	— Do —
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134	Chairman may direct the vaccination of any unprotected child.	— Do —
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138(1)	Chairman may give notice to parent or guardian of unprotected child to give certain information.	— Do —
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(2)	If notice is disobeyed Chairman to send a report to Magistrate.	— Do —
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148(1)	Chairman may enter upon any building and examine the condition of water pipes etc.	— Do —
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Section of the Act	Chairman's powers	Chairman's remarks
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148(2)	If obstructed Chairman may stop water.	May be delegated.
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149 A	Chairman may cut off water in case of neglect to pay water tax.	— Do —
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153	Chairman may examine pipes.	— Do —
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156	Chairman may require private well etc to be cleansed.	— Do —
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159	Chairman may temporarily close any street for repairs etc.	— Do —
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165	When projecting buildings fall down, Chairman may acquire intervening land, and require building to be set back etc.	— Do —
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170	Chairman may permit temporary erections in streets on occasions of festivals.	— Do —
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171	Chairman to grant licenses for the repair of buildings etc.	— Do —
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173	No holes or obstructions to be made in streets without Chairman's permission. Chairman may remove obstruction from road etc.	— Do —
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Section
of the
Act

Chairman's powers

Chairman's remarks

275(1) Chairman may enter upon
land adjacent to works. May be delegated.

280 Chairman may sanction
prosecution in certain cases. Not to be delegated.

281 Chairman may apply to
the Magistrate for com-
pensation for damage to
Municipal property. May be delegated.

Salem Municipal Office

4th November 1897

A. Pushpanatha Pillai
Chairman

CA

No. 1773

Salem Municipal office,

Dated 5th November 1897

FROM

M. R. Ry,

A. PUSHPANATHA PILLAI AVERGAL, B. A.,

Chairman, Municipal Council,

SALEM.

TO

THE

Secretary to Government,

Local & Municipal Department,

Madras.

Enclosure,

Through

The Collector,

Salem.

SIR,

With reference to L. O. No. 2083 M

No. 1, dated 23rd September 1897, I have the
honor to submit herewith a copy of the
resolution of the Council passed at its meeting
held on the 4th instant, together with a copy
of the statement therein referred to for
information and orders of Government.

2. The L. O. under reference was received
through the collector on 1.10.97 and the matter
was placed before the Municipal Council
at its next general meeting held on 14.10.97
but the Council wished that this subject
should be disposed of at a special meeting
and that sufficient interval ought to be
allowed for the consideration of the subject
and therefore resolved that the subject be

2
3884

be adjourned to a special meeting to be
convened on the 1st of November 1897.
This was the cause of the delay in reporting
on the order under reference.

I have the honor to be
Sir
Yours most obedient servant
A. Chapman
5-11-97

Comptd: 2280
CK

No 5814.

Endorsement 4-11-97

Forwarded. The delay in getting the resolution
passed was due to the Council who pretended
they wanted 3 whole weeks to consider a
subject that had been before them for months.

2 The general tenor of the resolution is
I gather, to leave as much power in the hands
of the chairman & as little in the hands of
the Secretary, as possible. I think if a
Secretary on Rs 175 per mensem is
appointed this is a mistake.

3 I believe that as several gentlemen
in Salem would like to be the new Muni-
cipal chairman the proposed restriction upon
the delegation of the Secretary of powers that
might be delegated to him has been advisedly
done with the object of keeping the Chairman's
post as important as possible.

Salem Collector's office }
6th November 1897 }
Acting Collector.

When given for copying _____
 When copied _____
 When examined _____
 When signed 3/12 189 .

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

CURRENT No. _____

ENCLOSURES TO G. 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.