

INDEXED.
Local & Munl. (1897) Department.

MISCELLANEOUS.

G.O., No. 50. M

DATED 16-1-97

DISPATCHED

[Despatch Abstract.]

License fees.

Informing the Inspection General
of Ordnances that Sec 341 of the City of Madras
Munl Act authorizes the levy of — on timber
& bamboos and makes no exception in fa-
vour of Govt stores.

24 NOV. 1895
TREASURY TO GOVERNMENT
MUNICIPAL DEPARTMENT

слад

Order. No 50 issued 16-1-97

No. 14273

Received 24-11-96

Registered 24-11-76

Enclosures

Spare copies

lycensefa

Municipal ~~Law~~ on Timber and
Bamboos - Requests direct
refund of sum of Rs 1665 f o/a -

Dec 16/197

2/12

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Ordinance Department.

Le. Dept.
No. B/14273 31/5/11

FROM

THE INSPECTOR GENERAL OF ORDNANCE,
MADRAS COMMAND.

To

THE SECRETARY to GOVERNMENT,
LOCAL & MUNICIPAL DEPARTMENT,
MADRAS.

Fort St. George, 23 November 1896.

SIR,

I have the honor to state that charges to the extent of Rs. 1665/- have been demanded by the Madras Municipality under Section 341 of the City of Madras Municipal Act of 1885⁴ and paid by this Department since 1st April 1895 on account of License Fees levied on Timber & Bamboos consigned by the Forest Department from out-stations and Ports to those establishments.

Gun Car. Fac. Madras Rs. 1653-6-0
Madras Arsenal.....Rs. 11-10-0
1665-0-0

2. It appears to me that the scope of the Act does not include Government stores and in any case should not include Government stores consigned by a Government official outside the bounds of the Municipality to one within its jurisdiction, and I have ascertained from the Inspectors General of Ordnance of other Commands that such charges are not imposed by Municipalities in their respective Commands.

3. Under the circumstances, I have the honor to request that the Local Municipality may be directed to discontinue putting forward such claims in future and to refund to this Department the sum of Rs. 1665/- paid since

1st April 1895.

I have the honor to be,

Sir,

Your most obedient servant,

W. K. M. M. M.
Captain, R.A.
Asst: Insp: Genl: of Ordnance, M.C.
In charge.

LOCAL AND MUNICIPAL DEPARTMENT.

Current No. 3165-11

From

*The Inspector General of Ordnance.
Madras Command.*

FOR ORDERS.

The levy of the fees in question *ap*
prostate is quite legal under section 341 of the
City of Madras Municipal Act, which does
not make an exception in the case of
Government timber. The Inspector Gene-
ral of Ordnance, however, contends that
the scope of the act does not include
Government stores, but the act, which
should be construed strictly, contains
no express provision to this effect,
similar to those exempting Government
Vehicles and Carts (sec. 154 & 164) from
municipal tax and Government stores,
from tolls (sec 174).

2. In regard to the argument that
such fees are not levied by municipali-
ties in the other commands, it is observ-
ed that the levy of a fee on timber im-
ported into the town is not authorized
by the Calcutta and Bombay city municipi-
pal acts.

*But see Act No. of
1881
S.D.*

*But Octroi is levied in
all or nearly all M.C. Municipal
acts, gov't property
being however exempted
by Act No. of 1881 S.D.*

*V.P.
13/4/96*

Has any action been taken
or proposed under Act ~~XI~~ ^{XI}
of 1881 (the Municipal Tax
Act) in this Presidency?

S.R. 4.1.7

Yes. The levy of Municipal taxes
on military officers and men of
the classes described in Section 3(a)
of Act XI of 1881, has been prohi-
bited by the Government of India.
Vide para. 1 of its letter in Lj.O
No. 2399 Financial, dated 8th Decem-
ber 1881; but no action has yet
been taken with reference to Section
3(b). In a few instances, however,
it was complained that the Muni-
cipal tax on Government buildings
was exorbitant and the Government
told the Municipal Councils concerned
that, unless the assessments were
reduced to reasonable limits, action
will be taken under Act XI of 1881.

Vide Lj.Os No. 1372 h. dated 19th August
1895 and No. 1521 h. dated 7th September
1896.

V.R.
25/1/97

H.M.

The Octroi rules, which in
the N.W.P. & other provinces w.
catch timber &c, expressly
exempt govt goods.

Here however a duty on
timber imported into the
Madras City has always
been legal under S. 341

Act I of 1884, & govt has
not as yet seen any
reason to take steps to
introduce an exemption
in favor of timber im-
ported for govt. purposes.

I would tell the J.F.O.
that the duty is legal
under the Act; & leave
the Govt. of India to move
if they please.

S.R. 9/1/97

FOR ORDERS.

When given for copying
When copied *101-97774*
When examined *108/164*
When signed *16/1* } 189

READ AGAIN G.O., No.
189

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTERS OF GOVERNMENT

STATEMENT WITH DITTO.

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