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Local & Munl. (189) Department.

INDEXED

PRINTED.

G.O., No. 542-M
542A

DATED 15-3-97

DESPATCHED

[Despatch Abstract.]

Bill to exempt from the operation of Municipal Laws Government Buildings and Lands.

Directing with remark, that a letter be despatched to the Govt of India, communicating the views of this Govt with the opinion of the Judges of the High Courts and certain officers & others, consulted on the ____ situated within the limits of a municipality.

BACK PAPERS.

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

FURTHER PAPERS.

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

Government {1897} of Madras.

LOCAL AND MUNICIPAL.

Recd. } 1897. *Enclosures*

Regd. *Spare copies*

G.O., No. 542 M., 15th March 1897.

MARCH.

Bill to exempt from the operation of Municipal Laws Government Buildings and Lands.

Directing, with remark, that a letter be despatched to the Government of India submitting the views of this Government, with the opinions of the Judges of the High Court and certain officers and others consulted on the provisions of a — situated within the limits of a municipality.

GOVERNMENT OF MADRAS.

LOCAL AND MUNICIPAL DEPARTMENT.

READ—again the following paper:—

G.O., No. 1832 M., dated 29th October 1896.

ABSTRACT.—Referring to certain officers and local bodies, for opinion, Bill to exempt Government buildings and lands from the operation of municipal laws, and ordering that the Bill and the Statement of Objects and Reasons be published in the *Fort St. George Gazette*.

READ—also the following papers:—

From the Acting Collector of Malabar, to the Secretary to Government, Local and Municipal Department, dated Camp, Kalpetta, 14th November 1896, Dis. No. 175-M.

In reply to G.O., No. 1832 M., dated 29th October 1896, I have the honour to state that I have not noticed the necessity for such a Bill in any district where I have served. Municipal councils do not usually expect the same formalities to be observed in the erection of Government buildings as they would require in the case of private houses. Consequently, no friction has ever arisen within my knowledge.

2. If the Bill is considered necessary, I can suggest no amendments or alterations.

(Signed) G. W. DANCE,
Ag. Collector.

From the Government Solicitor, Madras, dated 17th November 1896, No. 590.

ABSTRACT.—Forwarding the following opinion of the Advocate-General, dated 16th November 1896:—

[*Re* the Bill to exempt Government buildings and lands from the operation of municipal laws].

OPINION.

I have no remarks to make or suggestions to offer on the Bill to exempt Government buildings and lands from municipal laws referred to me by G.O., No. 1832 M., dated 29th October 1896.

(Signed) J. H. SPRING BRANSON,
Advocate-General.

From the Collector of Ganjám, to the Secretary to Government, Local and Municipal Department, dated Camp, Aska, 18th November 1896.

With reference to G.O., No. 1832 M., dated 29th October 1896, I have the honour to state that I have no remarks to offer on the Bill to exempt Government buildings and lands from municipal laws. The Statement of Objects and Reasons sufficiently justifies the introduction of the Bill, and I find nothing to criticise in its provisions.

(Signed) C. J. WEIR,
Collector.

From the Chairman, Municipal Council, Tanjore, to the Secretary to Government, Local and Municipal Department (through the Divisional officer), dated 23rd November 1896, No. 1742.

Referring to G.O., No. 1832 M., dated 29th October 1896, I have the honour to forward herewith an extract from the proceedings of the Municipal Council, Tanjore, dated 18th instant, for your information.

(Signed) K. KALYANASUNDARAM AIYAR,
Chairman.

ENCLOSURE.

EXTRACT from the Proceedings of the Municipal Council, Tanjore, at a meeting held at 5 P.M. on Wednesday, the 18th November 1896, at the Municipal Office, Tanjore.

* * * * *

III. Read G.O., No. 1832 M., dated 29th October 1896, referring, for opinion, Bill to provide for the exemption from the operation of municipal laws of certain Government buildings and lands.

Resolution.—The council has no objections to the proposed Bill.

* * * * *

From the Collector of Bellary, to the Secretary to Government, Local and Municipal Department, dated 24th November 1896, Dis. No. 4328.

Referring to G.O., No. 1832 M., dated 29th October 1896, I have the honour to state that I have no remarks to offer on the Bill to provide for the exemption from the operation of municipal laws of certain buildings and lands which are the property or in the occupation of Government and situate within the limits of a municipality.

(Signed) R. H. CAMPBELL,
Collector.

From the Superintendent, Government Press, Madras, dated 25th November 1896, No. 3394.

From the Chairman, Municipal Council, Bellary, to the Secretary to Government, Local and Municipal Department (through the Revenue Officer in charge of division), dated 17th November 1896, No. 654.

With reference to G.O., No. 1832 M., dated 29th October 1896, referring, for opinion, Bill to exempt Government buildings and lands from municipal laws, I have the honour to submit herewith copy of resolution passed by the municipal council at the meeting held to-day to the effect that they see no objection to the proposed Bill being passed into law.

(Signed) D. KRISHNAMA CHARLU,
Chairman.

ENCLOSURE.

EXTRACT from Proceedings of the Bellary Municipal Council, dated 17th November 1896.

* * * * *

20. Read G.O., No. 1832 M., dated 29th October 1896, referring, for opinion, Bill to exempt Government buildings and lands from municipal laws.

Resolution.—The council sees no objection to the proposed Bill being passed into law.

Submitted through the Collector.

(Signed) T. RAMA RAO,
Hd.-qrs. Deputy Collector.

19*th November* 1896.

Forwarded.

(Signed) R. H. CAMPBELL,
Collector.

23*rd November* 1896.

From the Chairman, Municipal Council, Calicut, to the Secretary to Government, Local and Municipal Department, dated 27th November 1896.

With reference to G.O., No. 1832 M., dated 29th October 1896, referring to the Calicut Municipal Council for opinion the Bill to exempt Government buildings and lands from the building license provisions (section 180 of Act IV of 1884), I have the honour to forward herewith copy of a resolution of the municipal council passed at its meeting held on the 25th instant, from which it will be seen that the council approves of the Bill and has no remarks to offer.

(Signed) S. SWAMINATHA AIYAR,
Chairman.

ENCLOSURE.

EXTRACT from the Proceedings of the Municipal Council, Calicut, at a meeting held on the 25th November 1896.

* * * * * *

7. Read G.O., No. 1832 M., dated 29th October 1896, referring to the Calicut Municipal Council for opinion the Bill to exempt Government buildings and lands from inspection by municipal authorities and ordering that the Bill and the Statement of Objects and Reasons be published in the *Fort St. George Gazette*.

Resolution.—The council approves of the Bill and has no remarks to offer.

From the Collector of Madura, to the Secretary to Government, Local and Municipal Department, dated 1st December 1896, Dis. No. 4160.

With reference to G.O., No. 1832 M., dated 29th October 1896, I have the honour to say that, though the necessity for exempting Government buildings from municipal control has not hitherto been felt here, it might arise at any moment, and the Bill is in my opinion a good and useful Bill. I have no alterations or additions to suggest.

(Signed) J. TWIGG,
Collector.

From the President, Municipal Commission, Madras, to the Secretary to Government, Local and Municipal Department, dated 1st December 1896, G. No. 568.

With reference to G.O., No. 1832 M., dated 29th October 1896, I have the honour to forward an extract from the proceedings of a general meeting of the Commissioners held on the 30th November 1896.

2. It is clear that the intention of the Government of India is to relieve their Engineers from the obligation imposed on the public generally of submitting plans and particulars of any building which it is proposed to construct or repair. To this there is no objection; but to exempt the buildings from municipal laws is another thing. It would practically be placing them out of municipal limits and entitle them to exemption from taxation, in which case, of course, they would not be entitled to conservancy or water-supply or lighting.

3. The title of the Bill should therefore be amended.

4. As to the Bill itself, the restriction imposed on inspection is an impossible one.

5. Take, for instance, section 144 of Act 1 of 1884. Suppose a municipal main passing through Government land bursts—is it reasonable that the delay incurred by an application to Government should be possible?

6. It is in view of these points that the resolution was passed by the Commissioners. So far as Madras is concerned, it exempts only from section 265 of Act 1 of 1884, and I cannot help thinking that that is really all that is wanted by the Government of India.

(Signed) G. M. J. MOORE, Lieut.-Col.,
President.

ENCLOSURE.

Extract referred to.

G.O., No. 1832 M., dated 29th October 1896, referring to Municipal Commissioners and others, for opinion, Bill to exempt Government buildings and lands from the operation of municipal laws.

Proposed by the President and seconded by M.R.Ry. Salla Guruswami Chetti Garu—

"That the Commissioners are of opinion that the title of the Bill as it stands is misleading: while willing to exempt such buildings from such of the building regulations which require notice to be given of intention to construct or repair, they cannot approve of their exemption from all municipal laws."

Carried.

From the Collector of South Arcot, to the Secretary to Government, Local and Municipal Department, dated Cuddalore, 1st December 1896, No. 392–Eng. Sup.

Adverting to paragraph 1 of G.O., No. 1832 M., dated 29th October 1896, I have the honour to submit the following remarks regarding the Bill therein referred to.

2. In the "Statement of Objects and Reasons" printed with the Bill, the object is shown to be the exemption from municipal *regulations* of "all buildings which are situate within municipalities and are or are to be erected upon land which is the property or in the occupation of Government."

3. Section 3 (1) of the Bill indicates this object with precision. It runs "nothing contained in any law or enactment for the time being in force to regulate the erection, re-erection, construction, alteration or maintenance of buildings within the limits of any municipality, shall apply to any building which is the property or in the occupation of Government or which is to be erected on land which is the property or in the occupation of Government."

4. The Bill itself, however, is described as "a Bill to provide for the exemption from the operation of municipal laws of certain buildings and lands," &c., and the preamble runs:—"Whereas it is expedient to provide for the exemption from the operation of municipal laws of certain buildings and lands," &c.

5. It thus appears clear that the description of the Bill as also the preamble require to be modified if the scope of the Bill is to be limited to the necessities indicated not only in the published "Statement of Objects and Reasons" but also in the body of the Bill itself.

6. If, on the other hand, it is intended that, for State reasons, Government buildings and lands situated within the limits of municipalities shall, in all respects, be exempted from the operation of municipal laws, the Bill itself would require to be

completely altered. In that case a single section to the effect that "nothing contained in any law or enactment for the time being in force in any municipality to regulate the erection, &c., taxation, &c., of buildings within municipal limits shall apply to any building which is the property or in the occupation of Government or which is to be erected on land which is the property or in the occupation of Government."

7. I take it, however, that such complete exemption, including exemption from liability to taxation, is not contemplated, for otherwise section 3 (2) and the whole of section 4 would be unnecessary and the "Statement of Objects and Reasons" would be very different. In this view I venture to make the following suggestions.

8. The word "*certain*" both in the description of the Bill and in its preamble seems to be out of place. The object of Government is, as I understand it, to exempt *all* Government buildings and lands within municipalities from the operation of *certain provisions* of municipal laws and *not* to exempt only *certain* Government buildings and lands from *all* municipal laws. The word "certain" might therefore more appropriately be placed before the words "municipal laws" or better still, before the words "provisions of municipal laws" and be deleted before the word "buildings."

9. The term "reasonable" in section 3 (2) seems too indefinite. I would suggest that it would be better to prescribe a definite period—say, one month's notice.

10. After section 4 (1) it would, I think, be advisable to fix a definite time within which the municipal authorities should submit any objection they may desire to raise and to distinctly enact that failing receipt of such objection within the time prescribed it will be held that they have no objection. Thirty days from date of receipt of the notice referred to in section 3 (2) would, I think, be a proper time to fix.

11. The Head-quarters Deputy Collector, Mr. Coombes, has favoured me with his views regarding the Bill. His report I submit in original as he has evidently considered the subject thoughtfully.

12. In conclusion, I am of opinion that such a Bill is very necessary for State reasons, and that, personally, I should not be sorry to see its scope extended in the manner indicated in paragraph 6 *supra*.

(Signed) A. E. CASTLESTUART STUART,
Collector.

Enclosures.

From the Head-quarters Deputy Collector, Cuddalore, to the Collector of South Arcot, dated 11th November 1896.

With reference to your endorsement, dated 12th November 1896, forwarding a Bill to exempt Government buildings and lands from municipal laws for an expression of my opinion, I have the honour to submit the following remarks:—

Section 180 of the District Municipalities Act IV of 1884 lays down the procedure to be followed by persons who intend to erect a building on any land vested in them. It states that "every *person*" shall, one month before beginning to erect, make an application for a license to build and shall submit a "statement showing the size and dimensions of the building and the levels at which the foundation and lowest floor are intended to be laid, and the means of ventilation and drainage, and the privies which it is intended to provide for the building."

It was extremely doubtful whether "person" included Government acting through its officers; and Public Works officers and Municipal Councils differed on this point. In 1889 the matter came before Government. The municipality of Karur called upon the Superintending Engineer to show cause why the necessary license under the above section was not obtained for the construction of a District Munsif's Court. The Superintending Engineer pointed out (1) that it was not usual and (2) that the section referred to *private* parties who should satisfy the Municipal Council as to dimensions and level of foundation of floor and the means of ventilation, drainage, privies, &c. Government decided that section 180 of District Municipalities Act should be complied with when Government buildings were to be erected within the limits of district municipalities.

It will be thus seen that the Government of the day decided that "person" in section 180 included the officers of the Public Works Department, though the wording of the section shows clearly that the object which the framers of the code appear to have had in view was to control and regulate the erection of buildings by ignorant owners solely with reference to sanitary and hygienic laws.

To remove any further misconception about this matter, however, so far as this Presidency was concerned, Government ordered the insertion of the necessary instructions in the Public Works Code. Whatever may be the theory, in practice, it will be found that, in spite of the interpretation placed on section 180 of Act IV of 1884 by Government, and notwithstanding the provisions of the Public Works Code, the officers of Government seldom, if ever, obtain the consent of the municipality prior to the erection or repair of Government buildings which are under their control. There are, it is true, odd cases where a Chairman, more intelligent and forward than the usual run of such men, does insist on the provisions of the code being followed out in this respect, but the rule is, on the whole, more honoured in the breach than the observance.

2. The present Bill apparently provides for the same object, but in a different manner, and places the position of the municipality in its proper place, viz., under Government with unmistakeable clearness. The Government officers of the Public Works Department felt in an awkward position. On the one hand they were directly responsible to Government, on the other they were under the necessity of having their plans scrutinized and examined by second and third rate professionals. In the event of a difference of opinion, Government was the appellate authority and this the Act of 1884 did not provide for, and the Government officers would accept no other. The present Act does not ignore the internal arrangements and general administration of municipalities. It recognizes its right to criticise the erection or repair of buildings which are the property of or in the occupation of Government. But it lays down that the final judgment on objections and suggestions should rest with the local Government, and in the last resort to the Governor-General in Council but not with a Municipal Board. The equity of this will be fully acknowledged even by municipalities, for the officers who frame and undertake the projects of Government are officers of the highest professional standing, and the opinion of a Municipal Board on such matters can have little value.

3. The "preamble" is loosely worded. I gather that the object of the Bill is to exempt *all* buildings which are the property or in the occupation of Government from the operation of *certain* municipal laws, and not as the preamble suggests "certain" buildings which are the property or in the occupation of Government from the operation of *all* municipal laws. For instance, it is not contemplated to stop the tax payable by Government buildings to municipalities, so that in this respect Government buildings are *not* exempt from the operation of municipal laws. The word "certain" would more accurately find a place before "municipal laws" instead of "buildings."

4. *Section* 3 (1).—The words "any building which is the property, or in the occupation, of Government" are too wide, including as they do buildings owned by private individuals but occupied by Government. There seems no reason why private owners whose houses are merely *rented* by Government should be exempted from the operation of any municipal laws. For "any building, which is the property, or in the occupation of Government" read "any building which is the property of Government, whether in its occupation or not" or words to this effect. Of course the objection that applies to "buildings" will not apply to "land" in the penultimate line of this section, for it does not matter who owns the land so long as the erection or alteration is by Government officers for its own occupation.

5. *Section* 3 (2).—The words "reasonable notice" are too indefinite in a matter of this kind. What a Government official may consider "reasonable" may not be so to a Municipal Board. It would perhaps prevent future differences if a fixed period were laid down. Section 180 provides for a month's notice in the case of private buildings, why not 60 days be the minimum period within which the required notice should be served to the municipality.

6. After section 4 (1) add a proviso that if no objection or suggestion is received within, say, two months, or no notice of the intention of the municipality to make any such objection or suggestion, the erection, re-erection, construction, alteration shall be proceeded with.

7. *Section* 4 (3).—Does this mean that even an order in which the Local Government agrees to adopt the suggestions of a municipality shall be subject to revision by the Governor-General in Council or only an order under section 4 (2)? If the latter, sub-section (3) should be altered accordingly.

8. Though the Bill has been referred for an expression of opinion on its provisions, I cannot help remarking that it also meets a want, seeing the difference that existed in practice among the several municipalities in carrying out the provisions of section 180.

9. In returning the Bill, I have, &c.

(Signed) J. R. COOMBES,
Head-quarters Dy. Collector.

From the Acting Collector of Tanjore, to the Secretary to Government, Local and Municipal Department, dated Muttupet, 5th December 1896, Ref. on Cur. No. 1745-G. and B.

I have the honour to submit my report on the Government Buildings Bill received with G.O., No. 1832 M., dated 29th October 1896.

The Sub-Collector, Mr. Ayling, considers, and I quite agree with him, that the Bill might well end with section 3 (1), and that in any case there is no necessity for section 4 (3) or the second paragraph of section 4 (2).

(Signed) J. ANDREW,
Ag. Collector.

From the Registrar of the High Court of Judicature, Madras, to the Secretary to Government, Local and Municipal Department, dated 8th December 1896, Dis. No. 1157.

With reference to G.O., No. 1832 M., dated 29th October 1896, referring, for favour of an expression of opinion of the Honourable the Judges, a Bill to provide for the exemption from the operation of municipal laws of certain buildings and lands which are the property, or in the occupation, of Government and situate within the limits of a municipality, I am directed to state that the Honourable the Judges have no remarks to offer on the subject.

(Signed) D. W. G. COWIE,
Registrar.

From the Collector, Kistna District, to the Secretary to Government, Local and Municipal Department, dated Masulipatam, 12th December 1896, Dis. No. 1390-Rev.

Referring to G.O., No. 1832 M., dated 29th October 1896, I have the honour to say that, subject to the following remarks, I approve of the Bill therewith forwarded.

2. In clause (1) of section 4, the words from "and may submit" to the end of the clause are unnecessary. Even without this provision, a Municipal Committee may submit a statement of objections or suggestions to Government.

3. Similarly, the first paragraph of clause (2) of the same section is unnecessary. If a Municipal Committee submit any objection or suggestion, it goes without saying that Government will consider it and pass orders thereon.

4. The provision contained in the second paragraph of clause (2) is unnecessary and inadvisable. Cases are conceivable where reasons of State, or other sufficient cause might render it most impolitic for Government to make a public statement of the causes determining its decision. If there be no objection, doubtless the Local Government would communicate its reasons to the Municipal Committee concerned; but it should be given a discretion in the matter.

5. Clause (3) is also unnecessary, since even without it the Municipal Committee would have a right to appeal to the Governor-General in Council. I consider that the Bill will be improved if section 4 be curtailed by leaving out the whole, from the words "and may submit" to the end.

(Signed) J. N. ATKINSON,
Collector.

From the Chairman, Municipal Council, Madura, to the Secretary to Government, Local and Municipal Department, dated 28th December 1896, No. 61.

Adverting to G.O., No. 1832 M., dated 29th October 1896, I have the honour to submit herewith copy of resolution of the municipal council, No. 424, dated 22nd December 1896, on the subject.

(Signed) R. FISCHER,
Chairman.

Enclosure.

Extract from the proceedings of the Municipal Council, Madura, passed at the meeting held on the 22nd December 1896.

* * * * *

No. 424.—Read Bill to exempt Government buildings and lands from the operation of municipal laws.

Resolution.—The object of the Bill is approved, but it is presumed that it will not exempt any Government building from taxation.

From the Chairman, Municipal Council, Cuddalore, to the Secretary to Government, Local and Municipal Department, dated 11th January 1897, No. 562.

I have the honour to forward, for the information of Government, copy of a resolution passed by the council at their meeting held on the 17th ultimo relative to G.O., No. 1832 M., dated 29th October 1896, referring, for opinion, Bill to exempt Government buildings and lands from municipal laws.

(Signed) C. S. SRINIVASA RAO,
Chairman.

Enclosure.

Extract from the proceedings of the Municipal Council of Cuddalore passed at a meeting held on the 17th December 1896.

* * * * *

Read G.O., No. 1832 M., dated 29th October 1896, referring to certain officers and local bodies, for opinion, Bill to exempt Government buildings and lands from municipal laws, and ordering that the Bill and the Statements of Objects and Reasons be published in the *Fort St. George Gazette.*

Resolution.—The council sees no reason to object to the Bill, the object of which is to exempt Government buildings and lands from municipal laws, regulating the construction of such buildings, &c.

From the Chairman, Municipal Council, Berhampur, to the Secretary to Government, Local and Municipal Department (through the General Duty Deputy Collector, Berhampur), dated 18th December 1896, No. 1078.

With reference to G.O., No. 1832 M., dated 29th October 1896, asking for opinion regarding the Bill to exempt Government buildings and lands from municipal laws, I have the honour to forward herewith, for the information of Government, extract from the proceedings of the Municipal Council, Berhampur, of a meeting held on 15th December 1896, No. 17.

(Signed) B. CHATTERJEE,
Chairman.

Enclosure.

Extract from the proceedings of the Municipal Council, Berhampur, at a meeting held on Tuesday, the 15th December 1896.

* * * * *

17. Read G.O., No. 1832 M., dated 29th October 1896, requesting opinion regarding the Bill to exempt Government buildings and lands from municipal laws.

Resolution.—The Council see no objection to the Bill.

Cur. No. 112-Rev.

Forwarded.

(Signed) P. S. P. RICE,
Revenue Divisional Officer.

14th January 1897.

No. C. 76-Eng.
Forwarded.

19*th January* 1897. (Signed) C. J. WEIR,
Collector.

ORDER—No. 542 M., dated 15th March 1897.

The following letter will be despatched to the Government of India.

[Here enter letter, No. 542A M., dated 15th March 1897.]

(True Extract.)

G. S. FORBES,
Secretary to Government.

Exd. A. F. Eccleston.

Government {1897} of Madras.

LOCAL AND MUNICIPAL.

Recd. } 1897. *Enclosures*
Regd. } *Spare copies*

G.O., No. 542A M., 15th March 1897.

MARCH.

Bill to exempt from the operation of Municipal Laws Government Buildings and Lands.

Submitting to the Government of India the views of this Government and the opinions of the Judges of the High Court and certain officers and others consulted on the provisions of a — situated within the limits of a municipality.

LOCAL AND MUNICIPAL DEPARTMENT.

LETTER—from

THE SECRETARY TO THE GOVERNMENT OF FORT ST. GEORGE,

To

THE SECRETARY TO THE GOVERNMENT OF INDIA, LEGISLATIVE DEPARTMENT.

SIR,

In reply to your letter of the 17th October 1896, No. 2026, inviting an expression of opinion on the Bill to provide for the exemption from the operation of Municipal laws of buildings and lands which are the property, or in the occupation of Government and situated within the limits of a municipality, I am directed to forward the replies received from the Hon'ble the Judges of the High Court and certain officers and others who were consulted on the subject.

2. His Excellency the Governor in Council generally approves of the provisions of the Bill. It is suggested that the word "certain" occurring before "buildings and lands" in the preamble may be omitted and inserted before "municipal laws."

3. The Bill and statement were published in the *Fort St. George Gazette* in English, Telugu, Canarese, Malayalam and Hindustani on the 17th November, and in Tamil on the 24th November 1896.

I have the honour to be,
Sir,
Your most obedient servant,

G. S. FORBES,
Secretary to Government.

FORT ST. GEORGE,
15*th March* 1897.

Ed. A. F. Eccleston.

Government {1897} of Madras.

LOCAL AND MUNICIPAL.

Proof for approval

Press
Struck off
as recommended
14/3/97

Recd. } 1897. *Enclosures*

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Directing, with remark, that a letter be despatched to the Government of India communicating the views of this Government, with the opinion of the Judges of the High Court and certain officers and others consulted on the — situated within the limits of a municipality.

GOVERNMENT OF MADRAS.

LOCAL AND MUNICIPAL DEPARTMENT.

READ—again the following paper:—

G.O., No. 1832 M., dated 29th October 1896.

ABSTRACT.—Referring to certain officers and local bodies, for opinion, Bill to exempt Government buildings and lands from the operation of municipal laws, and ordering that the Bill and the Statement of Objects and Reasons be published in the *Fort St. George Gazette*.

READ—also the following papers:—

From the Acting Collector of Malabar, to the Chief Secretary to Government, dated Camp, Kalpetta, 14th November 1896, Dis. No. 175-M.

In reply to G.O., No. 1832 M., dated 29th October 1896, I have the honour to state that I have not noticed the necessity for such a Bill in any district where I have served. Municipal councils do not usually expect the same formalities to be observed in the erection of Government buildings as they would require in the case of private houses. Consequently, no friction has ever arisen within my knowledge.

2. If the Bill is considered necessary, I can suggest no amendments or alterations.

(Signed) G. W. DANCE,
Ag. Collector.

From the Government Solicitor, Madras, dated 17th November 1896, No. 590.

ABSTRACT.—Forwarding the following opinion of the Advocate-General, dated 16th November 1896:—

[*Re* the Bill to exempt Government buildings and lands from the operation of municipal laws].

OPINION.

I have no remarks to make or suggestions to offer on the Bill to exempt Government buildings and lands from municipal laws referred to me by G.O., No. 1832 M., dated 29th October 1896.

(Signed) J. H. SPRING BRANSON,
Advocate-General.

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With reference to G.O., No. 1832 M., dated 29th October 1896, I have the honour to state that I have no remarks to offer on the Bill to exempt Government buildings and lands from municipal laws. The Statement of Objects and Reasons sufficiently justifies the introduction of the Bill, and I find nothing to criticise in its provisions.

(Signed) C. J. WEIR,
Collector.

From the Chairman, Municipal Council, Tanjore, to the Secretary to Government, Local and Municipal Department (through the Divisional officer), dated 13rd November 1896, No. 1742.

Referring to G.O., No. 1832 M., dated 29th October 1896, I have the honour to forward herewith an extract from the proceedings of the Municipal Council, Tanjore, dated 18th instant, for your information.

(Signed) K. KALYANASUNDARAM AIYER,
Chairman.

ENCLOSURE.

EXTRACT from the Proceedings of the Municipal Council Tanjore, at a meeting held at 5 P.M. on Wednesday, the 18th November 1896, at the Municipal Office, Tanjore.

* * * * *

III. Read G.O., No. 1832 M., dated 29th October 1896, referring, for opinion, Bill to provide for the exemption from the operation of municipal laws of certain Government buildings and lands.

Resolution.—The council has no objections to the proposed Bill.

* * * * *

From the Collector of Bellary, to the Secretary to Government, Local and Municipal Department, dated 24th November 1896, Dis. No. 4328.

Referring to G.O., No. 1832 M., dated 29th October 1896, I have the honour to state that I have no remarks to offer on the Bill to provide for the exemption from the operation of municipal laws of certain buildings and lands which are the property or in the occupation of Government and situate within the limits of a municipality.

(Signed) R. H. CAMPBELL,
Collector.

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From the Superintendent, Government Press, Madras, dated 25th November 1896, No. 3394.

From the Chairman, Municipal Council, Bellary, to the Secretary to Government, Local and Municipal Department (through the Revenue Officer in charge of division), dated 17th November 1896, No. 654.

With reference to G.O., No. 1832 M., dated 29th October 1896, referring, for opinion, Bill to exempt Government buildings and lands from municipal laws, I have the honour to submit herewith copy of resolution passed by the municipal council at the meeting held to-day to the effect that they see no objection to the proposed Bill being passed into law.

(Signed) D. KRISHNAMA CHARLU,
Chairman.

ENCLOSURE.

EXTRACT from Proceedings of the Bellary Municipal Council, dated 17th November 1896.

* * * * *

20. Read G.O., No 1832 M., dated 29th October 1896, referring, for opinion, Bill to exempt Government buildings and lands from municipal laws.

Resolution.—The council sees no objection to the proposed Bill being passed into law.

Submitted through the Collector.

(Signed) T. RAMA RAO,
Hd.-qrs. Deputy Collector.

19*th November* 1896.

Forwarded.

(Signed) R. H. Campbell
Collector.

23*rd November* 1896.

From the Chairman, Municipal Council, Calicut, to the Secretary to Government, Local and Municipal Department, dated 27th November 1896.

With reference to G.O., No. 1832 M., dated 29th October 1896, referring to the Calicut Municipal Council for opinion the Bill to exempt Government buildings and lands from the building license provisions (section 180 of Act IV of 1884), I have the honour to forward herewith copy of a resolution of the municipal council passed at its meeting held on the 25th instant, from which it will be seen that the council approves of the Bill and has no remarks to offer.

(Signed) S. SWAMINATHA IYER,
Chairman.

ENCLOSURE.

EXTRACT from the Proceedings of the Municipal Council, Calicut, at a meeting held on the 25th November 1896.

* * * * *

7. Read G.O., No. 1832 M., dated 29th October 1896, referring to the Calicut Municipal Council for opinion the Bill to exempt Government buildings and lands from inspection by municipal authorities and ordering that the Bill and the Statement of Objects and Reasons be published in the *Fort St. George Gazette*.

Resolution.—The council approves of the Bill and has no remarks to offer.

From the Collector of Madura, to the Secretary to Government, Local and Municipal Department, dated 1st December 1896, Dis. No. 4160.

With reference to G.O., No. 1832 M., dated 29th October 1896, I have the honour to say that, though the necessity for exempting Government buildings from municipal control has not hitherto been felt here, it might arise at any moment, and the Bill is in my opinion a good and useful Bill. I have no alterations or additions to suggest.

(Signed) J. TWIGG,
Collector.

From the President, Municipal Commission, Madras, to the Secretary to Government, Local and Municipal Department, dated 1st December 1896, G. No. 568.

With reference to G.O., No. 1832 M., dated 29th October 1896, I have the honour to forward an extract from the proceedings of a general meeting of the Commissioners held on the 30th November 1896.

2. It is clear that the intention of the Government of India is to relieve their Engineers from the obligation imposed on the public generally of submitting plans and particulars of any building which it is proposed to construct or repair. To this there is no objection, but to exempt the buildings from municipal laws is another thing. It would practically be placing them out of municipal limits and entitle them to exemption from taxation, in which case, of course, they would not be entitled to conservancy or water-supply or lighting.

3. The title of the Bill should therefore be amended.

4. As to the Bill itself, the restriction imposed on inspection is an impossible one.

5. Take, for instance, section 144 of Act 1 of 1884. Suppose a municipal main passing through Government land bursts—is it reasonable that the delay incurred by an application to Government should be possible?

6. It is in view of these points that the resolution was passed by the Commissioners. So far as Madras is concerned, it exempts only from section 265 of Act 1 of 1884, and I cannot help thinking that that is really all that is wanted by the Government of India.

(Signed) G. M. J. MOORE, Lieut.-Col.,
President.

ENCLOSURE.

Extract referred to.

G.O, No. 1832 M., dated 29th October 1896, referring to Municipal Commissioners and others, for opinion, Bill to exempt Government buildings and lands from the operation of municipal laws.

Proposed by the President and seconded by M.R.Ry. Salla Gurusawmy Chetty Garu—

"That the Commissioners are of opinion that the title of the Bill as it stands is misleading: while willing to exempt such buildings from such of the building regulations which require notice to be given of intention to construct or repair, they cannot approve of their exemption from all municipal law."

Carried.

From the Collector of South Arcot, to the Secretary to Government, Local and Municipal Department, dated Cuddalore, 1st December 1896, No. 392–Eng. Sup.

Adverting to paragraph 1 of G.O., No. 1832 M., dated 29th October 1896, I have the honour to submit the following remarks regarding the Bill therein referred to.

2. In the "Statement of Objects and Reasons" printed with the Bill, the object is shown to be the exemption from municipal *regulations* of "all buildings which are situate within municipalities and are or are to be erected upon land which is the property or in the occupation of Government."

3. Section 3 (1) of the Bill indicates this object with precision. It runs "nothing contained in any law or enactment for the time being in force to regulate the erection, re-erection, construction, alteration or maintenance of buildings within the limits of any municipality, shall apply to any building which is the property or in the occupation of Government or which is to be erected on land which is the property or in the occupation of Government."

4. The Bill itself, however, is described as "a Bill to provide for the exemption from the operation of municipal laws of certain buildings and lands," &c., and the preamble runs:—"Whereas it is expedient to provide for the exemption from the operation of municipal laws of certain buildings and lands," &c.

5. It thus appears clear that the description of the Bill as also the preamble require to be modified if the scope of the Bill is to be limited to the necessities indicated not only in the published "Statement of Objects and Reasons" but also in the body of the Bill itself.

6. If, on the other hand, it is intended that, for State reasons, Government buildings and lands situated within the limits of municipalities shall, in all respects, be exempted from the operation of municipal laws, the Bill itself would require to be

completely altered. In that case a single section to the effect that "nothing contained in any law or enactment for the time being in force in any municipality to regulate the erection, &c., taxation, &c., of buildings within municipal limits shall apply to any building which is the property or in the occupation of Government or which is to be erected on land which is the property or in the occupation of Government."

7. I take it, however, that such complete exemption, including exemption from liability to taxation, is not contemplated, for otherwise section 3 (2) and the whole of section 4 would be unnecessary and the "Statement of Objects and Reasons" would be very different. In this view I venture to make the following suggestions.

8. The word "*certain*" both in the description of the Bill and in its preamble seems to be out of place. The object of Government is, as I understand it, to exempt *all* Government buildings and lands within municipalities from the operation of *certain provisions* of municipal laws and *not* to exempt only *certain* Government buildings and lands from *all* municipal laws. The word "certain" might therefore more appropriately be placed before the words "municipal laws" or better still, before the words "provisions of municipal laws" and be deleted before the word "buildings."

9. The term "reasonable" in section 3 (2) seems too indefinite. I would suggest that it would be better to prescribe a definite period—say, one month's notice.

10. After section 4 (1) it would, I think, be advisable to fix a definite time within which the municipal authorities should submit any objection they may desire to raise and to distinctly enact that failing receipt of such objection within the time prescribed it will be held that they have no objection. Thirty days from date of receipt of the notice referred to in section 3 (2) would, I think, be a proper time to fix.

11. The Head-quarters Deputy Collector, Mr. Coombes, has favoured me with his views regarding the Bill. His report I submit in original as he has evidently considered the subject thoughtfully.

12. In conclusion, I am of opinion that such a Bill is very necessary for State reasons, and that, personally, I should not be sorry to see its scope extended in the manner indicated in paragraph 6 *supra*.

(Signed) A. E. CASTLESTUART STUART,
Collector.

Enclosures.

From the Head-quarters Deputy Collector, Cuddalore, to the Collector of South Arcot, dated 11th November 1896.

With reference to your endorsement, dated 12th November 1896, forwarding a Bill to exempt Government buildings and lands from municipal laws for an expression of my opinion, I have the honour to submit the following remarks:—

Section 180 of the District Municipalities Act IV of 1884 lays down the procedure to be followed by persons who intend to erect a building on any land vested in them. It states that "every *person*" shall, one month before beginning to erect, make an application for a license to build and shall submit a "statement showing the size and dimensions of the building and the levels at which the foundation and lowest floor are intended to be laid, and the means of ventilation and drainage, and the privies which it is intended to provide for the building."

It was extremely doubtful whether "person" included Government acting through its officers; and Public Works officers and Municipal Councils differed on this point. In 1889 the matter came before Government. The municipality of Kárur called upon the Superintending Engineer to show cause why the necessary license under the above section was not obtained for the construction of a District Munsif's Court. The Superintending Engineer pointed out (1) that it was not usual and (2) that the section referred to *private* parties who should satisfy the Municipal Council as to dimensions and level of foundation of floor and the means of ventilation, drainage, privies, &c. Government decided that section 180 of District Municipalities Act should be complied with when Government buildings were to be erected within the limits of district municipalities.

It will be thus seen that the Government of the day decided that "person" in section 180 included the officers of the Public Works Department, though the wording of the section shows clearly that the object which the framers of the code appear to have had in view was to control and regulate the erection of buildings by ignorant owners solely with reference to sanitary and hygienic laws.

To remove any further misconception about this matter, however, so far as this Presidency was concerned, Government ordered the insertion of the necessary instructions in the Public Works Code. Whatever may be the theory, in practice, it will be found that, in spite of the interpretation placed on section 180 of Act IV of 1884 by Government, and notwithstanding the provisions of the Public Works Code, the officers of Government seldom, if ever, obtain the consent of the municipality prior to the erection or repair of Government buildings which are under their control. There are, it is true, odd cases where a Chairman, more intelligent and forward than the usual run of such men, does insist on the provisions of the code being followed out in this respect, but the rule is, on the whole, more honoured in the breach than the observance.

2. The present Bill apparently provides for the same object, but in a different manner, and places the position of the municipality in its proper place, viz., under Government with unmistakeable clearness. The Government officers of the Public Works Department felt in an awkward position. On the one hand they were directly responsible to Government, on the other they were under the necessity of having their places scrutinized and examined by second and third rate professionals. In the event of a difference of opinion, Government was the appellate authority and this the Act of 1884 did not provide for, and the Government officers would accept no other. The present Act does not ignore the internal arrangements and general administration of municipalities. It recognizes its right to criticise the erection or repair of buildings which are the property of or in the occupation of Government. But it lays down that the final judgment on objections and suggestions should rest with the local Government, and in the last resort to the Governor-General in Council but not with a Municipal Board. The equity of this will be fully acknowledged even by municipalities, for the officers who frame and undertake the projects of Government are officers of the highest professional standing, and the opinion of a Municipal Board on such matters can have little value.

3. The "preamble" is loosely worded. I gather that the object of the Bill is to exempt *all* buildings which are the property or in the occupation of Government from the operation of *certain* municipal laws, and not as the preamble suggests "certain" buildings which are the property or in the occupation of Government from the operation of *all* municipal laws. For instance, it is not contemplated to stop the tax payable by Government buildings to municipalities, so that in this respect Government buildings are *not* exempt from the operation of municipal laws. The word "certain" would more accurately find a place before "municipal laws" instead of "buildings."

4. *Section* 3 (1).—The words "any building which is the property, or in the occupation, of Government" are too wide, including as they do buildings owned by private individuals but occupied by Government. There seems no reason why private owners whose houses are merely *rented* by Government should be exempted from the operation of any municipal laws. For "any building, which is the property, or in the occupation of Government" read "any building which is the property of Government, whether in its occupation or not" or words to this effect. Of course the objection that applies to "buildings" will not apply to "land" in the penultimate line of this section, for it does not matter who owns the land so long as the erection or alteration is by Government officers for its own occupation.

5. *Section* 3 (2).—The words "reasonable notice" are too indefinite in a matter of this kind. What a Government official may consider "reasonable" may not be so to a Municipal Board. It would perhaps prevent future differences if a fixed period were laid down. Section 180 provides for a month's notice in the case of private buildings, why not 60 days be the minimum period within which the required notice should be served to the municipality.

6. After section 4 (1) add a proviso that if no objection or suggestion is received within, say, two months, or no notice of the intention of the municipality to make any such objection or suggestion, the erection, re-erection, construction, alteration shall be proceeded with.

7. *Section* 4 (3).—Does this mean that even an order in which the Local Government agrees to adopt the suggestions of a municipality shall be subject to revision by the Governor-General in Council or only an order under section 4 (2)? If the latter, sub-section (3) should be altered accordingly.

8. Though the Bill has been referred for an expression of opinion on its provisions, I cannot help remarking that it also meets a want, seeing the difference that existed in practice among the several municipalities in carrying out the provisions of section 180.

9. In returning the Bill, I have, &c.

(Signed) J. R. COOMBES,
Head-quarters Dy. Collector.

From the Acting Collector of Tanjore, to the Secretary to Government, Local and Municipal Department, dated Muttupet, 5th December 1896, Ref. on Cur. No. 1745-G. and B.

I have the honour to submit my report on the Government Buildings Bill received with G.O., No. 1832 M., dated 29th October 1896.

The Sub-Collector, Mr. Ayling, considers, and I quite agree with him, that the Bill might well end with section 3 (1), and that in any case there is no necessity for section 4 (3) or the second paragraph of section 4 (2).

(Signed) J. ANDREW,
Ag. Collector.

From the Registrar of the High Court of Judicature, Madras, to the Secretary to Government, Local and Municipal Department, dated 8th December 1896, Dis. No. 1157.

With reference to G.O., No. 1832 M., dated 29th October 1896, referring, for favour of an expression of opinion of the Honourable the Judges, a Bill to provide for the exemption from the operation of municipal laws of certain buildings and lands which are the property, or in the occupation, of Government and situate within the limits of a municipality, I am directed to state that the Honourable the Judges have no remarks to offer on the subject.

(Signed) D. W. G. COWIE,
Registrar.

From the Collector, Kistna District, to the Secretary to Government, Local and Municipal Department, dated Masulipatam, 12th December 1896, Dis. No. 1390-Rev.

Referring to G.O., No. 1832 M., dated 29th October 1896, I have the honour to say that, subject to the following remarks, I approve of the Bill therewith forwarded.

2. In clause (1) of section 4, the words from "and may submit" to the end of the clause are unnecessary. Even without this provision, a Municipal Committee may submit a statement of objections or suggestions to Government.

3. Similarly, the first paragraph of clause (2) of the same section is unnecessary. If a Municipal Committee submit any objection or suggestion, it goes without saying that Government will consider it and pass orders thereon.

4. The provision contained in the second paragraph of clause (2) is unnecessary and inadvisable. Cases are conceivable where reasons of State, or other sufficient cause might render it most impolitic for Government to make a public statement of the causes determining its decision. If there be no objection, doubtless the Local Government would communicate its reasons to the Municipal Committee concerned; but it should be given a discretion in the matter.

5. Clause (3) is also unnecessary, since even without it the Municipal Committee would have a right to appeal to the Governor-General in Council. I consider that the Bill will be improved if section 4 be curtailed by leaving out the whole, from the words "and may submit" to the end.

(Signed) J. N. ATKINSON,
Collector.

From the Chairman, Municipal Council, Madura, to the Secretary to Government, Local and Municipal Department, dated 28th December 1896, No. 61.

Adverting to G.O., No. 1832 M., dated 29th October 1896, I have the honour to submit herewith copy of resolution of the municipal council, No. 424, dated 22nd December 1896, on the subject.

(Signed) R. FISCHER,
Chairman.

ENCLOSURE.

EXTRACT from the proceedings of the Municipal Council, Madura, passed at the meeting held on the 22nd December 1896.

* * * * *

No. 424.—Read Bill to exempt Government buildings and lands from the operation of municipal laws.

Resolution.—The object of the Bill is approved, but it is presumed that it will not exempt any Government building from taxation.

From the Chairman, Municipal Council, Cuddalore, to the Secretary to Government, Local and Municipal Department, dated 11th January 1897, No. 562.

I have the honour to forward, for the information of Government, copy of a resolution passed by the council at their meeting held on the 17th ultimo relative to G.O., No. 1832 M., dated 29th October 1896, referring, for opinion, Bill to exempt Government buildings and lands from municipal laws.

(Signed) C. S. SRINIVASA RAO,
Chairman.

ENCLOSURE.

EXTRACT from the proceedings of the Municipal Council of Cuddalore passed at a meeting held on the 17th December 1896.

* * * * *

Read G.O., No. 1832 M., dated 29th October 1896, referring to certain officers and local bodies, for opinion, Bill to exempt Government buildings and lands from municipal laws, and ordering that the Bill and the Statements of Objects and Reasons be published in the *Fort St. George Gazette*.

Resolution.—The council sees no reason to object to the Bill, the object of which is to exempt Government buildings and lands from municipal laws, regulating the construction of such buildings, &c.

From the Chairman, Municipal Council, Berhampur, to the Secretary to Government, Local and Municipal Department (through the General Deputy Collector, Berhampur), dated 18th December 1896, No. 1078.

With reference to G.O., No. 1832 M., dated 29th October 1896, asking for opinion regarding the Bill to exempt Government buildings and lands from municipal laws, I have the honour to forward herewith, for the information of Government, extract from the proceedings of the Municipal Council, Berhampur, of a meeting held on 15th December 1896, No. 17.

(Signed) BABU B. CHATTERJEA GARU,
Chairman.

ENCLOSURE.

EXTRACT from the proceedings of the Municipal Council, Berhampur, at a meeting held on Tuesday, the 15th December 1896.

* * * * *

17. Read G.O., No. 1832 M., dated 29th October 1896, requesting opinion regarding the Bill to exempt Government buildings and lands from municipal laws.

Resolution.—The Council see no objection to the Bill.

Cur. No. 112-Rev.

Forwarded.

(Signed) P. S. P. RICE,
Revenue Divisional Officer.

14*th January* 1897.

No. C. 76-Eng.
Forwarded.

(Signed) C. J. WEIR,
Collector.

19th January 1897.

ORDER—No. 542 M., dated 15th March 1897.

The following letter will be despatched to the Government of India.

[Here enter letter, No. 542A M., dated 15th March 1897.]

(True Extract).

(Signed) G. S. Forbes.
Secretary to Government.

Exd C. M. Thumbuswamy.

Government {1897} of Madras.

LOCAL AND MUNICIPAL.

Proof for approval

Recd. } 1897. *Enclosures*
Regd. } *Spare copies*

G.O., No. 542A M., 15th March 1897.

MARCH.

Bill to exempt from the operation of municipal laws Government Buildings and Lands.

Submitting
Communicating to the Government of India, the views of this Government & the opinions of the Judges of the High Court and certain officers & others Consulted on the provisions of a —— situated within the limits of a municipality.

LOCAL AND MUNICIPAL DEPARTMENT.

LETTER—from

THE SECRETARY TO THE GOVERNMENT OF
FORT ST. GEORGE,

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,
LEGISLATIVE DEPARTMENT.

SIR,

In reply to your letter of the 17th October 1896, No. 2026, inviting an expression of opinion on the Bill to provide for the exemption from the operation of Municipal laws of buildings and lands which are the property, or in the occupation of Government and situated within the limits of a municipality, I am directed to forward the replies received from the Hon'ble the Judges of the High Court and certain officers and others who were consulted on the subject.

2. His Excellency the Governor in Council generally approves of the provisions of the Bill. It is suggested that the word "certain" occurring before "buildings and lands" in the preamble may be omitted and inserted before "Municipal laws."

3. The Bill and statement were published in the *Fort St. George Gazette* in English, Telugu, Canarese, Malayalam and Hindustani on the 17th November, and in Tamil on the 24th November 1896.

I have the honour to be,
Sir,
Your most obedient servant,

FORT ST. GEORGE,
15*th March* 1897.

Secretary to Government.

Exd. A. F. Eccleston.

[5]
700—6-4-96.

Papers to be read in Proceedings:—

Again G.O., dated 29th October 1896, No. 1832M

Current Nos 313 of 1896, ~~dated from the~~

~~Current No. of 189 , dated from the~~

Order. No. 542 M. dt 15-3-97

The following letter will be despatched to the Government of India:—

Letter No. 542 A.M. dt 15-3-97

To

The Secretary to the Govt. of India,
Legislative Department.

Sir,

In reply to your letter of the 17th October 1896, No. 2026, inviting an expression of opinion on the Bill to provide for the exemption from the operation of Municipal laws of buildings and lands which are the property, or in the occupation of Government and situated within the limits of a municipality, I am directed to forward the replies received from the Hon'ble the Judges of the High Court and certain officers and others who were consulted on the subject.

2. His Excellency the Governor in Council generally approves of the provisions of the Bill. It is suggested that the word "certain" occurring before "buildings and lands" in the preamble may be omitted and inserted before "Municipal laws."

(From orders)

(Initialed) G. S. F.
11.3.97.

3. The Bill and Statement were published in the Fort Saint George Gazette in English, Telugu, Canarese, Malayalam and Hindustani on the 17th November and in Tamil on the 24th November 1896.

Bill to exempt Govt buildings & lands from the operation of municipal laws.

LOCAL AND MUNICIPAL DEPARTMENT.

Read again G.O.No.1832 M.
dated 29th October 1896.

Current Nos. 3113, 3127, 3161, 3179, 3180, 3181, 3187, 3205, 3225, 3230, 3243, 3266, 3296, & 3374 M. of 96 and C.Nos. 22, 162, & 258 M. of 97.

From

Dp 5462 M
15-3-97

FOR ORDERS.

In G.O.No.1832 M., dated 29th October 1896, a Bill received from the Government of India to provide for the exemption from the operation of municipal laws, of certain buildings and lands, which are the property or in the occupation, of Government, and situated within the limits of a Municipality, was referred to the Hon'ble the Judges of the High Court, the Advocate General, the Municipal Commissioners of Madras and to certain Collectors and Municipal Councils for an expression of their opinion. The letters read above are the replies received.

2. With the exception of the Municipal Commissioners of Madras and the Collectors of Kistna, Malabar, South Arcot and Tanjore, all the officers and local bodies who were consulted on the subject either approve of the Bill or have no remarks to offer on its provisions.

3.

3. The Collector of Malabar states that, so far as his experience goes, the necessity for such a Bill has not been felt, because Municipal Councils do not expect the same formalities to be observed in the erection of Government buildings as they would require in the case of private houses and no friction has ever arisen. The Head Quarter Deputy Collector of South Arcot, however, mentions a case in which the Municipal Council of Karur insisted upon the provisions of section 180 of the District Municipalities Act, being complied with in regard to some Government buildings, and a similar difficulty might probably have been experienced in many other places. The Bill will prevent the possibility of their recurrence in future.

4. Title & Preamble. The Municipal Commissioners of Madras and the Collector of South Arcot point out that the wording of the title and preamble of the Bill is misleading. It is there stated that the Bill is intended to provide for the exemption of certain Government buildings and lands from the operation of municipal laws, which would imply that the buildings &c. are to be exempted not only from the regulations in municipal acts relating to the construction and repair of buildings, but from all municipal laws, inclusive of those appertaining to taxation, water supply &c. The Municipal Commissioners of Madras state that they have no objection to Government buildings being exempted from the regulations prescribed in section 265 of Act I of

A

BILL

TO

Provide for the exemption from the operation of municipal laws of certain buildings and lands which are the property, or in the occupation, of Government and situate within the limits of a municipality.

WHEREAS it is expedient to provide for the exemption from the operation of municipal laws of certain buildings and lands which are the property, or in the occupation, of Government and situate within the limits of a municipality; It is hereby enacted as follows:—

Should suggestion be

The objection is of little importance. The Heading is no part of the Act. And if the language of the enacting part of the Act is clear, & nothing in the preamble is it can give any wider application.

S.R. 6.9.27

See note below

S.R.

But the Bill means to give the Mun. Cs. a locus standi

S.R.

of 1884, but they are opposed to the total exemption of such buildings from all municipal laws. From the statement of objects and reasons and from section 3(1) of the Bill, however, it is evident that the scope of the Bill is ~~only~~ to exempt only such buildings from the building regulations, and it may therefore be pointed out to the Government of India that the wording of the Title and Preamble should be so altered as to remove these doubts. The suggestion made by the Collector of South Arcot that the word "certain" occurring before "buildings and lands" may be omitted, may be adopted; but his proposal to insert the same word before "municipal laws" is open to the objection that it is made too indefinite.

5. Sections 3 & 4-(1) The Subcollector and the Collector of Tanjore are of opinion that the Bill might well end with section 3(1) and that in any case there is no necessity for section 4(3) or the second para. of section 4(2). The Collector of Kistna likewise considers that the portion beginning with the words "and may submit to the Local Government &c." in clause (1) of section 4 and also clauses (2) and (3) of the same section are unnecessary, as ~~that~~ even if no express provision is made in the Bill, a municipal Committee can submit a statement of objections or suggestions to the Local Government, and if any such objections or suggestions are received, the Government will in the usual course consider and pass orders on them. He also

points

points out that it will be not only unnecessary but inadvisable to make it obligatory on the Local Government to give reasons for overruling such objections, as there may be cases where reasons of State or other sufficient cause might render it most impolitic for Government to make a public statement of the causes determining its decision, and if there is no such objection, the Local Government would doubtless communicate its reasons to the Municipal Committee concerned. He further considers that, even if it is not so provided in the Bill, a Municipal Committee would have a right of appeal to the Governor General in Council.

But the reason given may simply be that the objection is overruled for State reasons, without entering into details.
S.R.

With reference to the above remarks, it is ~~submitted~~ observed that in the absence of any special provision in the Bill authorizing such a procedure, the Municipal Committee cannot make any objections or suggestions, the Local Government will have no power to receive, consider or pass orders on them and no appeal will lie against the orders of the Local Government to the Government of India. The Bill as it stands is therefore necessary.

(ii) The Head Quarter Deputy Collector of South Arcot suggests that the words "any building which is the property of Government, whether in its occupation or not" may be substituted for "any building which is the property or in the occupation of Government" in section 3 clause(1). The section in its present form would include buildings owned by private individuals but occupied by Government, and there is apparently no reason why private persons, whose

3. (1) Nothing contained in any law or enactment for the time being in force to regulate the erection, re-erection, construction, alteration or maintenance of buildings within the limits of any municipality shall apply to any building which is the property, or in the occupation, of Government, or which is to be erected on land which is the property, or in the occupation, of Government:

Exemption of Government buildings from municipal laws to regulate the erection, etc., of buildings within municipalities.

The building may be leased from a private person for (say) some military purpose. The Bill should stand. S.R.

3. (2) When the erection, re-erection or alteration of any such building as aforesaid is contemplated, reasonable notice of the proposed work shall be given to the Municipal Committee before the work of erection, re-erection or alteration is commenced.

4. (1) In the case of any such building as is mentioned in the last preceding section, the Municipal Committee of such municipality, or any person authorized by it in this behalf, may, with the permission of the Local Government previously obtained, but not otherwise, and subject to any restrictions or conditions which may, by general or special order, be imposed by the Local Government, inspect the said land and

Control over the erection, etc., of Government buildings within municipalities.

"Reasonable notice" as in the bill is preferable to a hard & fast rule. which will not suit all cases. S.R. 4/3/77

4. (3) Every order passed by the Local Government under this section shall be subject to revision by the Governor General in Council, but not otherwise, and the decision of the Governor General in Council thereon shall be final.

whose houses have been rented to Government should be exempted from the operation of any of the Municipal laws. These remarks may be commended to the Government of India for consideration.

(iii) The Collector of South Arcot considers it desirable that a definite period of say one month, should be prescribed for the notice required under section 3 clause (2) and for submission to the Local Government by the municipal authorities of the objections or suggestions under section 4(1) and that it be distinctly enacted that failing receipt of the objections within the prescribed period, it will be held that they have no objection. These suggestions may also be commended to the Government of India.

(iv) The interpretation put upon section 4(3) by the Head Quarter Deputy Collector of South Arcot does not seem to be correct. The Governor General in Council will have no occasion to revise an order passed by a Local Government, unless on appeal by a municipal committee, and a municipal committee will not appeal if the Local Government has accepted its objections or suggestions. The words "but not otherwise" occurring in this section however, seem to be unnecessary and may be omitted.

I.R.
4/3/77

H.H. The Bill seems unobjectionable. The Statt. of Objects & Reasons explains clearly its scope.

The Bill ~~substitutes for~~ in subordinate
municipal rule to imperial
considerations gives the ~~Local~~ Councils
a locus standi to represent
their views, & to have their objections
heard & considered before final
orders are passed.

The Govt of India may be informed that they
not approves the Bill, & has
no remarks to offer.

S.R. 6/8/97

Excepting as noted above
regarding the members

BS
9/8/97

[L. & M. 1,000—28-10-96.]

2 Headings

Local & Munl. (1896) Department.

CURRENT No. 3184/96

Order Print heading only

From

The Superintendent, Govt. Press,
Madras.

No. 3394

Dated 25-11-96

Received 26-11-96

Registered 27-11-96

Enclosures

Spare copies

SUBJECT.

Reporting the dates on which the Bill to exempt Government Buildings &c was published in the "Fort St. George Gazette".

17/11/96

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

No. 3394

Statement showing the dates on which the undermentioned Bill was published in the "Fort St. George Gazette."

(*Vide para.* 2 *of G.O. dated* 2nd *June* 1891, *No.* 1042, *Judicial.*) and G.O. no. 1832-M, dated 29th October 1896, Local and Municipal Dept.

Title of the Bill.	English.	Tamil.	Telugu.	Canarese.	Malayalam.	Hindustani.	Remarks.
	1896.	1896.	1896.	1896.	1896.	1896.	
India Bill no. 26 of 1896—To exempt Government Buildings, &c.	17th Nov.	24th Nov.	17th Nov.	17th Nov.	17th Nov.	17th Nov.	

Government Press,
Madras, 25th Nov. 1896.

To

The Chief Secretary to Government,
Madras.

R. Rice
Superintendent.

From

THE SUPERINTENDENT,

GOVERNMENT PRESS,

Madras,

To

THE CHIEF SECRETARY TO GOVERNMENT,

Madras.

CHIEF SECRETARY
26 NOV. 1896
GOVERNMENT OF MADRAS

Dated 25th
Received } November 1896.

Subject.

REPORTS the dates on which the within-mentioned Bill to exempt Gout Buildings &c was published in the "Fort St. George Gazette."

No. 175 Ma / Dis

Malabar Collectors office
Camp: Calpetta 14th November 96.

Local & Municipal Dept.
CIPHER No. 3627 M

From,

G. D. Dance Esq
Ag Collector of Malabar

To.

The Chief Secretary
to Government. Madras.

Sir,

In reply to G.O. No. 1832 M. dated 29th October 96 I have the honor to state that I have not noticed the necessity for such a Bill in any District where I have served. Municipal Councils do not usually expect the same formalities to be observed in the erection of Government buildings as they would require in the Case of private houses. Consequently no friction has ever arisen within my knowledge.

2 If the bill is considered necessary I can suggest no amendments or alterations.

3 I submit that the bill has been wrongly styled in the docket a "Bill to exempt Gout Buildings and Lands from Municipal taxation"

Recd with the papers

I have the honor to be
Sir,
Your most obedt. Servant

G. D. Dance
Ag Collector.

K.

171 91

Government {1896} of Madras.

LOCAL AND MUNICIPAL.

Recd.	1896.	*Enclosures*
Regd.		*Spare copies*

G.O., No. 1832 M., 29th October 1896.

OCTOBER.

Bill to exempt Government Buildings and Lands from ~~Municipal~~ the operation of ~~Taxation.~~ mun. taxt.

Referring to certain officers and local bodies, for opinion, —, and ordering that the Bill and the Statement of Objects and Reasons be published in the *Fort St. George Gazette*.

GOVERNMENT OF MADRAS.

LOCAL AND MUNICIPAL DEPARTMENT.

READ—the following paper: —

From H. W. C. CARNDUFF, Esq., Officiating Deputy Secretary to the Government of India, Legislative Department, to the Chief Secretary to the Government of Madras, dated Simla, the 17th October 1896, No. 2026.

I am directed to forward herewith 40 copies of the papers noted on the margin, and to request that the Governor in Council will favour the Government of India in this department with an expression of his opinion on the provisions of the Bill, and with the opinions of the Hon'ble the Judges of the High Court and of such selected officers and other persons as the Governor in Council may think fit to consult on the subject.

A Bill to provide for the exemption from the operation of municipal laws of certain buildings and lands which are the property, or in the occupation, of Government and situate within the limits of a municipality, with Statement of Objects and Reasons.

2. I am also to request that the Bill and Statement may be published in the *Fort St. George Gazette* in English, and in such other languages as the Governor in Council may deem proper, and that the dates of publication of both may be communicated in your reply.

3. The reply to this letter should be sent in by the 31st December next.

ORDER—No. 1832 M., dated 29th October 1896.

The Hon'ble the Judges of the High Court.
„ Advocate-General.
„ Municipal Commissioners of Madras.
The Municipal Councils of—
Bellary. | Calicut.
Berhampur. | Cuddalore.
Masulipatam. | Tanjore.
Madura.
The Collectors of—
Bellary. | Malabar.
Ganjám. | South Arcot.
Kistna. | Tanjore.
Madura.

The Bill will be referred to the marginally-noted officers and local bodies for favour of an expression of their opinion on its provisions; opinions should be submitted by the 1st December 1896.

2. The Bill and the Statement of Objects and Reasons will be published in the *Fort St. George Gazette* in English and all vernaculars.

3. The Superintendent, Government Press, should report to Government the dates of publication in the Gazette.

(True Extract.)

A. T. ARUNDEL,
Ag. Chief Secretary.

To the Hon'ble the Chief Justice, with C. L.
„ Government Solicitor.
„ President, Municipal Commission, Madras.
„ Chairman, Municipal Council, Bellary.
„ „ „ Berhampur.
„ „ „ Masulipatam.
„ „ „ Madura.
„ „ „ Calicut.
„ „ „ Cuddalore.
„ „ „ Tanjore.
„ Collector of Bellary.
„ „ Ganjám.
„ „ Kistna.
„ „ Madura.
„ „ Malabar.
„ „ South Arcot.
„ „ Tanjore.
„ Superintendent, Government Press.
„ Translators to Government.
„ Legislative Department.
Gazette.

Exd. J. P. Oliver.

[L. & M. 1,000—28-10-96.]

Local & Munl. (189) Department.

CURRENT No. 3113

Order

From

The Government Solicitor,

Madras.

Abstract- Forwarding the opinion of the Advocate General

Q 16-11-97

No. 590

Dated 17-11-96

Received 18-11-96

Registered 18-11-96

Enclosures

Spare copies

SUBJECT.

Forwarding opinion of the Advocate General regarding the Bill to exempt Government Buildings and Lands from municipal ~~taxation~~ building regulations.

17/11

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

50

Re The Bill to exempt Government Buildings and Lands from the operation of Municipal ~~taxation~~ laws.

O P I N I O N

I have no remarks to make or suggestions to offer on the Bill to exempt Government Buildings and Lands from Municipal ~~taxation~~ laws referred to me by G. O. No.1832 M, dated 29th October 1896.

J. H. Spring Branson

Madras

Advocate General.

16th November 1896.

True Copy

Ernest Barclay

Government Solicitor.

21/11

17/11

(1896) Department

From

Ernest Barclay
Government Solicitor
Madras

To
The Secretary to Government
Local & Municipal Deptt
Madras

№ 590

Dated 17th November 1896
Recd

SECRETARY TO GOVERNMENT
18-NOV-1896
LOCAL & MUNICIPAL DEPARTMENT

Forwarded with Reference
to the Order of Government
№ 1832. M. dated 29th October
1896. Local and Municipal

Ernest Barclay
Government Solicitor

Municipal Councillor's Office
Bellary 17th Octr 96

Loc. Dept. 3180 M

From M R Ry Divakarunni Charlu Garu.
Chairman.
Municipal Council
Bellary

Encl: 1

To. The Secretary to Government
Local and Municipal
Department
Madras

Sir)

Submitted thro' the Collector
Chairman
M. Dr. Dy Secretary
19.11.96

Thro The Revenue Officer in
charge of Division.
Bellary

With reference to G.O. No 1822 Mun.
dated 29th October 96 referring
for opinion Bill to Exempt Govern-
ment Buildings and Lands
from Municipal Taxation (which
I believe is a mistake for Laws,
vide the Preamble to the Bill)
I have the honor to submit here-
with Copy of resolution passed
by the Municipal Council at
the meeting held to day to the
effect that they see no objection
to the proposed Bill being passed
into Law.

I have the honor to be
Sir
Your obt Servt
17/11

Very
Please move
print the Papers
in brackets

17/11
17/11

Extract from Proceedings of the Bellary municipal Council — dated 17th November 1896.

Present) (the present Strength being 24)

1. Mr Chy C. Ramachandra Garu B.A. Chairman (Delegate
2. Mr. K. Abdool Sathar Sait
3. Mr Chy K. Ranga Rao Garu
4. Mr. Khader Cateha Sait.
5. Mr Chy D. Krishnamachariar Garu
6. do. G. Krishtappah Garu
7. do. H. Balaji Singh Garu.
8. do. J. Hanmayya Garu.
9. do. K. Srinivasa Rao Garu
10. do. A. Gopalswamy Naidoo Garu
11. do. V. Kasturi Reddy Garu.

20. Read G.O. No 1832 M dated 29.10.96. referring for opinion Bill to exempt Government Buildings and lands from municipal Levy.

The council has no objection to the proposed Bill being passed into Law.

True Extract

D. Ramachandra Rao
Chairman Delegate

1
3180 Mun 96

Mil Office
Bellary
17.11.96

DB 17/11

17/11

18/11/96

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Local & Munl. (1896) Department.

COLLECTOR'S OFFICE Regr. No. 2967 20 NOV. Vdlms 20/11

CURRENT No. 3180/96

HEAD QUARTER DEPUTY COLLECTOR'S OFFICE Regr. No. 3422 19 NOV. 96 BELLARY.

From MRRy D. Krishnama Charlu Garu Chairman, Municipal Council, Bellary

Order.

SECRETARY TO GOVERNMENT LOCAL & MUNICIPAL DEPARTMENT 26 NOV 1896 **No.** 5454

Dated 16th November 96.

Received 26-11-96

Registered 26-11-96

Enclosures one

Spare copies

SUBJECT.

Bill to exempt Govt Buildings and Lands from Municipal Taxation—

Submitting that the Council has no objection to — being passed into Law.

96

Forwarded.

Collr Asst.

Secy. Opinion dispatched at 6 Clock

Local & Municipal Dept. 10 CURRENT No. 3181/96

From

C. J. Weir Esquire I.C.S.

Collector of Bellary

To

The Secretary to Government

Local and Municipal Department

Madras.

Dated Camp Ashta 18th November 1896.

Sir,

With reference to G.O. No. 1832 M dated 29th October 1896, I have the honour to state that I have no remarks to offer on the bill to exempt Government buildings and lands from Municipal taxation. The statement of objects and reasons sufficiently justifies the introduction of the bill and I find nothing to criticise in its provisions.

I have the honourable
Sir
Your most Obt Servt
C. J. Weir
Collr

Secy. compld 27/11

(Form No 43.)

Local and Municipal Dept.
CURRENT No. 3184 M

TANJORE MUNICIPAL OFFICE,
23rd November 1896.

No. 1742

FROM

The Hon: K. Kalyana Sundaram Aiyangr

CHAIRMAN,
MUNICIPAL COUNCIL,
TANJORE.

To

The ~~Chief~~ Secretary,
TO GOVERNMENT
Local and Municipal Department
Fort St. George,
MADRAS.

Thro. the Divisional Officer,
TANJORE.

SIR,

Referring to G.O. Rt. 1832 M, dated 29th October 1896, I have the honor to forward herewith an extract from the Proceedings of the Municipal Council, Tanjore, dated 18th instant, for your information.

I have the honour to be
Sir
Your Most obedient Servant

K Swaminatha Sastri
Chairman Delegate

23/11/11
A.L

TANJORE MUNICIPALITY.

Extract from the Proceedings of the Municipal Council, Tanjore, at a meeting held at 5 P. M. *on* Wednesday *the* 18th November 1896. *at the Municipal Office, Tanjore.*

PRESENT.

13 Councillors.

* * *

Resolution No. III

~~Read~~

The Honorable K. Kalyana Sundaram Avl. Chairman
Dr. R. Pr. C. Arunagesam Pillai Avl. Dy Collector and Ex-Officio Councillor.
" Thanchi Kambalam Chettiar Avl. Councillor
" Makarsah Rowther " "
" Ratna Krishna Naidu Garu " "
" V. Appasamy Vanday Avl. " "
" S. A. Swaminatha Sastrial " "
" Sammanda Pillai Avl. " "
" Palaneyandy Pillai Avl. " "
" Krishnasamy Naidu Garu " "
" Sanjeeny Pillai Avl. " "
" Kandasamy Pillai Avl. " "
" Dr. Rakaraja Iyer Avl. " "

* * *

1
3181 Misd

III. Read G. O. No 1832 M. dated 29th October 1896, referring for opinion

Bill to provide for the exemption from the operation of Municipal laws of certain Government Buildings and Lands.

The Council has no objection to the proposed bill.

* * * * *

[Signed] K. Kalyana Sundaram
Chairman.

True Extract.

[Signed] Sivaswamitha Sastri
Chairman delegate

138

Disposal No. 4328/96

BELLARY COLLECTOR'S OFFICE.
Dated 24th November 1896.

From

D. A. Campbell Esqr
COLLECTOR OF
BELLARY.

Lo... Dept.
CU... 3179 M

To

~~THE~~ The Secretary to Government,
Local & Municipal Department,
Madras.

Sir,

Referring to G.O. No 1832 dn 29.10.96 I have the honor to state that I have no remarks to offer on the bill to provide for the exemption from the operation of Municipal laws of certain buildings and lands which are the property or in the occupation of Government and situate within the limits of a Municipality.

I have the honor to be.
Sir,
Your most obedient Servant
[Signed]
for Collector

25/11

REVENUE DEPARTMENT.

From

THE COLLECTOR OF
BELLARY.

To

THE

No.

Dated
Despatched
Received

Enclosures.

Abstract.

Municipal Office
Calicut 27th November 189

Local & Municipal Dept.
3205 M

From.

Rao Saheb S. Swaminatha ~~Iyer~~ B.A.

Chairman, municipal Council
Calicut

To.

The Secretary to Government
Local and municipal Department
Madras

Sir,

With reference to G.O. No. 1832 dated 29th October 1896 (Local & municipal) referring to the Calicut municipal Council for opinion the bill to exempt government buildings and lands from the building license provisions (section 180 of act V of 1884) I have the honor to forward herewith copy of a resolution of the municipal Council passed at its meeting held on the 25th instant from which it will be seen that the Council approves of the bill and has no remarks to offer.

I have the honor to be
Sir,
Your most obedient servant.

S. Swaminatha
Chairman
27/11

Issued to Govt.
27/11

(Sd) S. Swaminatha

[Ref. 4]
13,000-22-3-05.

Madura Collector's Office
Dated 1st December 1896

158

Extract from the Proceedings of the Municipal Council, Calicut at a Meeting held on the 25th November 1896.

Present

Rao Sahib S. Swaminatha Iyer and B.A. Chairman
Rao. K. Krishnan Nair and B.A.B.C.L.
" V. M. Appu Nedungadi " B.A.B.L
Mr. G. Zachariah. B.A
Rao D. Ganpat Rao and B.A
" O. A. Krishna Menon and "
" O. O. Karunadara Menon "
" O. Krishna Menon "
" Goovinda Aradhi "
" C. Rama Menon "
" K. Chuppu Menon "

* * * * *

7) Read G. O. No. 1882-M dated 29th October 1896 referring to the Calicut municipal Council for opinion whether to exempt Government buildings and lands from inspection by municipal authorities and ordering that the Bill and the Statement of Objects and Reasons be published in the Fort Saint George Gazette.

The Council approves of the bill and has no remarks to offer.

(Sd) S. Swaminatha Iyer

[Ref. 4]
13,000-24-3-05.

Madura Collector's office

Dis No: 4160 of 96

Dated 1st December 1896

From

Local ... Dept.
... 1896
3225 M

J. Twigg Esquire
Collector of
Madura

To

The Secretary to Government
Local and Municipal Department
Madras

Sir,

With reference to Government Order No: 1832 M dated 29th October 1896, I have the honor to say that though the necessity for exempting Government buildings from Municipal Control has not hitherto been felt here, it might arise at any moment, and the bill is in my opinion a good and useful bill. I have no alterations or additions to suggest.

I have the honor to be,
Sir,

Your most obedient

[Ref. 4]
13,000-24-3-05.

Genl. Dept.
13

178

G. No. 568

MUNICIPALITY OF MADRAS.

General Department,

Madras, 1st December 1896.

From

LIEUT.-COL. G. M. J. MOORE, C. I. E.,
President, Municipal Commission.

Lo Dept.
3230

To

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

SIR,

Enclosure. 1

With reference to G.O.No 1832 M, dated 29th October 1896, I have the honour to forward an Extract from the Proceedings of a General Meeting of the Commissioners held on the 30th November 1896.

2. The above quoted G.O. styles the Bill as one to exempt Government Buildings and Lands from Municipal Taxation, but this does not appear in the objects and reasons or in the Bill itself, although the Title of the Bill is again misleading, in so far as it is to exempt from Municipal Laws.

2 4. It is clear that the intention of the Government of India is to relieve their Engineers from the obligation imposed on the public generally of submitting plans and particulars of any building which it is proposed to construct or repair. To this there is no objection - but to exempt the buildings from Municipal Laws is another thing. It would practically be placing them out of Municipal limits, and entitle them to exemption from taxation, in which case, of course, they would not be entitled to conservancy or water supply or lighting.

3 5. The title of the Bill should therefor

4. Take for instance Section 144 of Act 1 of 1884. Suppose a Municipal Main passing through Government land bursts - is it reasonable that the delay incurred by an application to Government should be possible?

5. It is in view of these points that the resolution was passed by the Commissioners - so far as Madras is concerned it exempts only from Section 265 of Act 1 of 1884 and I cannot help thinking that that is really all that is wanted by the Government of India.

I have the honor to be,

Sir,

Your most obedient servant,

Lt.-Col.

President, Munl.Comm.

Ref. 4

13,000-24-3-05.

1896

Extract referred to.

G.O.No.1832 M., dated 29th October 1896, referring to Municipal Commissioners and others for opinion, Bill to exempt Government Buildings and Lands from the operation of Municipal Laws.

Proposed by the President and seconded by M.R.Ry Salla Gurusawmy Chetty Garu-

"That the Commissioners are of opinion that the Title of the Bill as it stands is misleading: while willing to exempt such Buildings from such of the Building Regulations which require notice to be given of intention to construct or repair, they cannot approve of their exemption from all Municipal Law"

Carried.

Rel. 4
13,000-24-3-05.

Collector's office
Cuddalore
Dated 1st December 1896.

South Arcot Letter No 392 Rev. Sup 896.

From

A. E. Castlestuart Stuart Esquire

Collector of South Arcot

To

The Secretary to Government

Local and Municipal Department

Madras.

Adverting to para 1 of Government Order No. 1832 M dated 29th October 1896 I have the honour to submit the following remarks regarding the Bill therein referred to.

2. In the "statement of objects and reasons" printed with the Bill, the object is shown to be the exemption from Municipal regulations of "all buildings which are situate within municipalities and are or are to be erected upon land which is the property or in the occupation of Government."

"the time being in force to regulate the erection,
"re-erection, construction, alteration or maintenance
"of buildings within the limits of any municipality,
"shall apply to any building which is the
"property or in the occupation of Government
"or which is to be erected on land which is
"the property or in the occupation of Govern-
"ment."

4. The Bill itself however is described as "a Bill to provide for the exemption from the operation of Municipal laws of certain buildings and lands" etc, and the preamble runs:- "Whereas it is expedient to provide for the exemption from the operation of Municipal laws of certain buildings and lands" etc. The Bill is described on the back of the Government order under reply as a "Bill to exempt Government buildings and lands from Municipal taxation"

5. It thus appears clear that the description of the Bill as also the preamble requires to be modified if the scope of the Bill is to be limited to the necessities indicated not only in the published "statement of objects and reasons" but also in the body of the Bill itself.

6. If on the other hand, it is intended that for state reasons, Government buildings and lands situated within the limits of Municipalities shall

Ref. 4

13,000-24-3-05.

Please omit the portion in brackets as printed.

Steps for laws

be exempted from the operation of municipal laws, the Bill itself would require to be completely altered. In that case a single section to the effect that "nothing contained in any law or enactment for the time being in force in any Municipality to regulate the erection etc, taxation etc of buildings within municipal limits shall apply to any building which is the property or in the occupation of Government or which is to be erected on land which is the property or in the occupation of Government."

7. I take it however that such complete exemption including exemption from liability to taxation is not contemplated for otherwise Section 3(2) and the whole of Section 4 would be unnecessary and the "statement of objects and reasons" would be very different. In this view I venture to make the following suggestions.

8. The word "certain" both in the description of the Bill and in its preamble, seems to be out of place. The object of Government is as I understand it to exempt all Governm

13,000-24-3-05.

of Municipal laws and not to exempt only certain Government buildings and lands from all municipal laws. The word "certain" might therefore more appropriately be placed before the words "municipal laws" or better still, before the words "provisions of Municipal laws" and be deleted before the word "buildings".

9. The term "reasonable" in section 3(2) seems too indefinite. I would suggest that it would be better to prescribe a definite period — say one month's notice

10. After section 4(2) it would I think be advisable to fix a definite time within which the Municipal authorities should submit any objection they may desire to raise and to distinctly enact that failing receipt of such objection within the time prescribed it will be held that they have no objections. Thirty days from date of receipt of the notice referred to in section 3(2) would, I think, be a proper time to fix.

11. The Head Quarters Deputy Collector, [illegible] has favoured me with [illegible] Municipal [illegible]

has evidently considered the subject thoroughly. thoroughly

12. In conclusion I am of opinion that such a bill is very necessary for state reasons, and that, personally, I should not be sorry to see its scope extended in the manner indicated in para 6 supra.

I have the honour to be,
Sir,
Your most obedient servant

A Epenetus Stuart
Collector.

RH

[Ref. 4]
13,000-22-3-05.

Cuddalore.
4th November 1896.

From

J. R. Cavanagh Esquire, B. A.

Cuddalore.

To

The Collector

of South Arcot.

Sir,

With reference to your endorse-
-ment dated 12-11-'96 forwarding a Bill
to exempt Government Buildings and
lands from Municipal taxation
for an expression of my opinion,
I have the honour to submit the
following remarks:-

Section 180 of the District Muni-
-cipalities Act IV of 1884 lays down
the procedure to be followed by
persons who intend to erect a
building on any land vested
in them. It states that "every
person" shall one month before
beginning to erect make an applica

13,000-21-3-05.

for a license to build and shall submit a "statement showing the size and dimensions of the building and the levels at which the foundation and lowest floor are intended to be laid and the means of ventilation and drainage and the purpose which it is intended to provide for the building".

It was extremely doubtful whether "person" included Government acting through its officers; and Public Work officers and Municipal Councils differed on this point. In 1889 the matter came before Government. The Municipality of Karur called upon the Superintending Engineer to show cause why the necessary license under the above Section was not obtained for the construction of a District Munsiff's Court. The Superintending Engineer pointed out that it was not usual and (2) that the Section referred to private parties who should satisfy the Municipal Council as to dimensions and level of foundation of floor and the means of ventilation, drainage purposes. Government decided that Section 180 of District Municipalities Act should be complied with when Government buildings were to be erected within the limits of District Municipalities.

It will be thus seen that the Government of the day decided that "person" in Section 180 included the officers of the Department of Public Works though the wording of the Section shows clearly that the object which the framers of the Code appear to have had in view was to control and regulate the erection of buildings by ignorant owners solely with reference to Sanitary and hygienic laws.

To remove any further misconception

about this matter however so far as the Presidency was concerned. Government ordered the insertion of the necessary instructions in the Public Works Code. Whatever may be the theory, in practice it will be found that in spite of the interpretation placed on Section 180 of Act IV of 1884 by Government and notwithstanding the provisions of the Public Works Code, the officers of Government seldom, if ever, obtain the consent of the Municipality prior to the erection or repair of Government buildings which are under their control. There are, it is true, odd cases where a Chairman more intelligent and forward than the usual run of members, does insist on the provisions of the Code being followed out in this respect, but the rule is, on the whole, more honoured

Rel. 4
13,000-22-3-05.

2. The present Bill apparently provides for the same object, but in a different manner (2) places the position of the Municipality in its proper place under Government - with unmistakeable clearness. The Government officers of the Public Works Department fell in an awkward position. On the one hand they were directly responsible to Government, on the other they were under the necessity of having their plans scrutinized and examined by Second and Third rate professionals. In the event of a difference of opinion Government was the appellate authority and this the Act of 1884 did not provide for, and the Government officers would accept no other. The present Act does not ignore the internal arrangements and general administration of Municipalities. It recognizes its right to criticize the erection or repair of buildings which are the property of or in the occupation of Govt.

[Ref. 4]
13,000-24-3-05.

But it lays down that the final judgment on objections and suggestions should rest with the Local Government, and in the last resort to the Governor General in Council but not with a Municipal Board. The equity of this bill be fully acknowledged even by Municipalities for the officers who frame and undertake the projects of Government are officers of the highest professional standing, and the opinion of a Municipal Board on such matters can have little value.

3. The "preamble" is narrowly worded. I gather that the object of the Bill is to exempt all buildings which are the property or in the occupation of Government from the operation of certain Municipal Laws, And not as the preamble suggests "certain" buildings which are the property or in the occupation of the

of Government from the operation of all Municipal Laws. For instance, it is not contemplated to stop the taxes payable by Government buildings to Municipalities, so that in this respect Government buildings are not exempt from the operation of Municipal laws. The word "certain" would have the effect of placing before Municipal Laws" instead of "buildings"

4. Section 3(1). The words "any building which is the property, in the occupation, of Government are too wide, including as they do buildings owned by private individuals but occupied by Government. There seems no reason why private owners whose houses are merely rented by Government should be exempted from the operation of any Municipal Laws. For "any building, which is the property, or in the occupation of Government read "any building which is the prop

[Ref. 4]
13,000-24-3-05.

of Government, whether in its recess or not or words to this effect. Of course the objection that applies to "buildings" will not apply to "land" in the penultimate line of this section for it does not matter who owns the land so long as the erection or alteration is by Government officers for its own administration.

5 Section 3(2) The words "reasonable notice" are too indefinite in a matter of this kind. What a Government official may consider "reasonable" may not be so to a Municipal Board. It would perhaps lead to future differences if a fixed period were laid down. Section 180 provides for a months notice in the case of private buildings, why not 60 days be the minimum period within which the required notice should be served to the Municipality.

6. After Section 4(1) add a proviso that if no objection or suggestion is received within, say 2 months, of notice of the intention of the Municipality to make any such objection or suggestion, the erection, reconstruction, construction, alteration shall be proceeded with.

7. Section 4(8) - Does this mean that even an order in which the Local Government agrees to adopt the suggestions of a Municipality shall be subject to revision by the Governor General in Council, or only an order under Section 4(2). If the latter, subsection (3) should be altered accordingly.

8. Though the bill has been referred for an expression of opinion on its provisions, I cannot help remarking that it also seems a want-seeing the difference that existed in practice among the several Municipalities in carrying out the provisions of Section 180.

9. In returning the Bill,

I have the honour to be
Sir
Your most obedient Servant

J R Cooper

Jas

Rep.
4
13,000-24-3-05.

Collector

Ref on Cur

No. 1745/96 B 13 of 1896

Camp: Muttupett, 5th December 1896

Rec'd
32ft m

From

J. Andrew
Esquire,
Acting Collector
District Magistrate of
Tanjore,

To

The Secretary to Government
Local & Municipal Department
Madras.

SECRETARY TO GOVERNMENT
7. DEC. 1896
LOCAL & MUNICIPAL DEPARTMENT

Sir,

I have the honour to submit my report on the Government Buildings Bill received with Government Order dated 29th October 1896 No 1832 m.

The Sub Collector, Mr. Arling, Considers, and I quite agree with him, that the Bill might well end with Section 3 (1), and that in any Case there is no necessity for Section 4 (3) or the second para of Section 4 (2).

I have the honour to be,
Sir,
Your most obedient Servant

THE SECRETARY TO GOVERNMENT
LOCAL & MUNICIPAL DEPARTMENT

[Ref. 4]
13,000-24-3-05.

Disposal No. 1157

High Court of Judicature.,
Madras, 8th December 1896.

LOCAL & MUNICIPAL DEPT.
3296 M

From

D. W. G. Cowie Esquire., I. C. S.,
Registrar of the High Court of Judicature.,
Madras.

To

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

Sir,

With reference to G. O. No. 1832 M, dated 29th October 1896, referring for favour of an expression of opinion of the Honourable the Judges, a Bill to provide for the exemption from the operation of municipal laws of certain buildings and lands which are the property, or in the occupation, of Government and situate within the limits of a municipality. I am directed to state that the Honourable the Judges have no remarks to offer on the subject.

I have the honour to be,
Sir,
Your most obedient servant,

D W G Cowie

Registrar.

BA.
9.12.96

13,000-24-3-05.

No.————of 189

OFFICE
OF THE
COLLECTOR & MAGISTRATE,
MASULIPATAM,
KISTNA DISTRICT.

298

12th December 1896.

LOCAL & MUNICIPAL DEPT
CURRENT No. 1896

From, J. N. Atkinson Esquire
Collector, Kistna District.

To,

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

Sir,

Referring to G. O. No 1832-M. dated 29th October 1896, I have the honor to say that subject to the following remarks, I approve of the Bill therewith forwarded.

2. In clause (1) of section 4, the words "from" and may submit" to the end of the clause are unnecessary. Even without this provision, a Municipal Committee may submit a Statement of objections or suggestions to Government.

3. Similarly the first para of clause (2) of the same section is unnecessary. If a Municipal Committee submit any objection or suggestion, it goes without saying that Government will consider it

and pass orders thereon.

4. The provision contained in the second para of clause (2) is unnecessary and inadvisable. Cases are conceivable where reasons of State, or other sufficient cause might render it most impolitic for Government to make a public statement of the causes determining its decision. If there be no objection, doubtless the Local Government would communicate its reasons to the Municipal Committee concerned; but it should be given a discretion in the matter.

5. Clause (3) is also unnecessary, since even without it the Municipal Committee would have a right to appeal to the Governor General in Council. I consider that the Bill will be improved if section 4 be curtailed by leaving out the whole from the words "and may submit" to the end.

I have the honor to be,

Sir,

Your most obedient servant

13,005-24-3-05.

From The Collector
Kistna

To The Secretary to
Government - Local
and Municipal Depart
ment

Dated 12th December 96

RECEIVED
14 DEC. 96

Dis 132 gpl
Ken

Submitting opinion
on the provisions of the
Bill to exempt Govern.
ment building and
lands from Munici-
pal supervision

Municipal Office,

No. 61

MADURA 28th December 1896

ENCLOSURES One

LOCAL & MUNICIPAL DEPT.
RECEIVED
[illegible]

From,

R. Fischer Esq:

Chairman,

Municipal Council,

Madura.

To,

The Secretary to Government,

Local and Municipal Department,

Fort St. George

Madras.

Sir,

Adverting to G. O no: 1832 Mu dated 29th October 1896, I have the honour to submit herewith copy of resolution of the Municipal Council No. 434 dated 22nd December 1896 on the subject and to state that the wrong docket thereon viz: "Bill to exempt Government Buildings and Lands from Municipal taxation" has led to the passing of the latter part of the resolution of the Council.

Req
Transmit the portion in brackets in printing

I have the honour to be,

Sir,

Your most obedient Servant,

R Fischer

Chairman

Adl
Ldr

13,000-24-3-05.

3188

Extract from the Proceedings of the Municipal Council, Madura, passed at the meeting held on the 22nd December 1876.

× × ×

No. 424.— Read Bill to exempt Government buildings and lands from the operation of Municipal laws.

2 read

Resolution— The object of the Bill is approved but it is presumed that it will not exempt any Government Building from taxation.

× × ×

(Signed) R. Fischer
Chairman

(True extract)

R Fischer
Chairman

Municipal Councillors Office

Cuddalore 11th January 1897.

No. 562.

LOCAL & MUNICIPAL DEPT.
CURRENT No. 162 M

From.

M.R.Ry. C. S. Srinivasa Rão Avergal

Chairman, Municipal Council,

Cuddalore.

To.

The Honorable J. F. Price

Chief Secretary to Government,

Madras.

Sir,

I have the honor to forward, for the information of Government, copy of a resolution passed by the Council at their meeting held on the 17th Ultimo, relative to G. O, dated 29th October 1896, No. 1832 M, referring, for opinion, Bill to exempt Government Buildings and Lands from Municipal Laws.

I have the honor to be
sir,
your most obedient servant

T. Shanmukhamudaliar
Chairman
delegate.

Copied by M.R.
Compared by D.o.D

Ref. 4
13,000-24-3-05.

[Ref. 4]
13,000-24-3-05.

3284

Extract from the proceedings of the Municipal Council of Paddalore passed at a Meeting held on the 17 December 1896.

Dr. Rly. C. S. Srinivasa Rão Avergal, Chairman.
Dr. J. C. Marsden.
Dr. Rly. Mahomed Munir Merkair Avergal.
" Mahomed Razack Merkair Avergal.
" P. Sama Rão Garu.
" K. Kattuswami Chettiar Avergal.
" S. Pandiranja Mudelliar Avergal, B.A. B.L.
" P. T. Shadagopachariar Avergal.
" Dr. Ganapathy Mudelliar Avergal.
" Dr. Comaraswami Pillai Avergal.
" T. Srishaelam Naidu Garu.
" S. Kuppuswami Naidu Garu.
" V. Sankarinh Naidu Garu.

Absent 7 Councillors.

Read G.O., dated 29 October 1896, No 1832 Jud, referring to certain officers and Local bodies, for opinion, a bill to exempt Government buildings and lands from Municipal taxes, and ordering that the bill and the statement of objects and reasons be published in the Fort St. George Gazette.

30. The Council see no reason to object to the Bill, the object of which is to exempt Govt. buildings

and

and lands from the Municipal laws regulating the Construction of such buildings &c. ~~and such~~ from taxation as indicated in the docket to the above G.O.

/Signed/ H. S. Srinivasa Rao
Chairman

/True extract/

Copied by: D.S.T.
Compd. by: D.S.T.

J. Chamberlain
Chairman Delegate

[Ref. 4]

No. 1078

Berhampore.
Municipal office
18th October 1896.

LOCAL & MUNICIPAL DEPT.
CURDATE No. 2584

From,

Mr. K. Ry Babu B. Chatterjea garu
Chairman, Municipal
Council, Berhampore.

To,

The Chief Secretary to Government
Local & Municipal Department
Madras.

Through The General Deputy Collector,
Berhampore.

Sir,

With reference to G.O. No. 1832 M dated 29th October 1896, asking for opinion regarding the Bill to exempt Government Buildings and Lands from Municipal ~~taxation~~, I have the honor to forward herewith for the information of Government Extract from the Proceedings of the Municipal Council, Berhampore of a meeting held on 15th December 1896 Vide 17.

I have the honor to be
Sir,
Your most Obedient Servt.
B. Chatterjea
Chairman Delegate

COLLECTOR,
16 JAN 97
CANJAM.

3482

Extract from the Proceedings of the Municipal Council, Berhampore, at a Meeting held on Tuesday, the 15th December 1896.

Present.

Mr Ry. B. Chatterjea Garu — Chairman
Lieut Col: J. Greenaway.
Surgeon Major A. Thomson
Mr Ry. Rao V. Chelapaturao P.G.
Mr Ry. Rao L. Narasingarao P.G.
Mr Ry Daniel Mahanty Garu
Sheik Abdul Khadir Saheb Garu
Mr Ry. V. Ramiah P.G.
Mr Ry. A. Appalawarasiah Setty Garu
Mr Ry. A. Chetti Ramiah Setty Garu

} Councillors

17. Read G. O. No 1832 M. dated 29th October 1896, requesting opinion regarding the bill to exempt Government Buildings from municipal taxation.

Resolution. The Council see no objection to the bill.

(Sd) B. Chatterjea
Chairman.

(True Extract)
V. Chelapathirao
Chairman

Delegate

1/25 Aug 97

[Ref. 4]

C No. 112 Jan 97

Forwarded

S. Dhar

Rev. Dist. Office.

14-1-97

C No. 76 Aug 97
Rpo 16-1-97

Local & Munl. (1896) Department.

CURRENT No. 258 M

N. C 76 Aug 97

Forwarded

S. Dhar

Collector

19/1/97

Chattopadhyay

Order

From Babu B Chatterjea
Guru
Chairman, Municipal
Council, Berhampore

No. 278

Dated 18th December 1896.

Received 23-1-97

Registered 23-1-97

Enclosures 1.

Spare copies

SECRETARY TO GOVERNMENT JAN. 1897 LOCAL & MUNICIPAL DEPARTMENT

SUBJECT

Taxation of Rent Buildings & Lands.
Forwarding for the information of Government Extract from the Proceedings of the Municipal Council, Berhampore of a meeting held on 15th December 1896 no 17. regarding—

Forwarded
S. Dhar
Rev. Dist. Office.
19-1-97

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Local & Munl. (1897) Department.

CURRENT No. 162 M

From

The Chairman,
Municipal Council,
Cuddalore.

Order

No. 562.

Dated 11th January 1897.

Received 13-1-97 SECRETARY

Registered 14 JAN. 1897 GOVERNMENT OF MADRAS

Enclosures

Spare copies.

SUBJECT.

Forwarding copy of a resolution passed by the Council on the Bill to exempt Government Buildings and Lands from Municipal Laws.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

[Ref. 4]

[L. & M. 1,000—28-10-96.]

Local & Munl. (1897) Department.

CURRENT No. 22 M

Order

From The Chairman, Municipal Council, Madura

No. 61

Dated 28-12-96

Received 4-1-97

Registered

Enclosures /

Spare copies

SUBJECT.

Submitting copy of resolution of the council passed on the Bill to exempt Govt buildings and lands from the operation of municipal laws.

BACK PAPERS.

G.O.	No.	Department.	Date.
		31/12	

FURTHER PAPERS.

G.O.	No.	Department.	Date.

[Ref. 4]

29/12

Local & Munl. (1896) Department.

CURRENT No. 3374/96

From The Collector Kistna

Order.

No. 1390 Emg

Dated 12-12-96

Received 19-12-96

Registered 19-12-96

Enclosures

Spare copies

SUBJECT.

Submitting opinion on the provisions of the Bill exempting Government buildings and lands from the municipal Supervision

[Ref. 4]

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Local and Municipal

Judicial (1896) Department.

CURRENT No. 3296 M

10 DEC. 1896 SECRETARY TO GOVERNMENT LOCAL & MUNICIPAL DEPARTMENT

From

The Registrar.,
High Court of Judicature.,
Madras.

Order

No. 1157

Dated 8th December 1896.

Received 10-12-96

Registered 10-12-96

Enclosures

Spare copies

DESPATCHED 9 DEC. 96

SUBJECT.

Stating that the Honourable the Judges have no remarks to offer on the Bill to exempt certain Government buildings and lands from Municipal laws.

[Ref. 4]
13,000-24-8-05

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Local & Munl. (1896) Department.

272

CURRENT No. 3266/96

From The Acting Collector of Tanjore

Order

Refon our No. 1745/Pb/B *of* 1896

DESPATCHED

Dated 5th December 1896

Received 7-12-96

Registered 7-12-96

Enclosures Nil

Spare copies

SUBJECT

Submitting report on the Government Buildings Bill received with G.O. dated 29th October 1896 No. 1832 M

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Local & Munl. (1896) Department.

CURRENT No. 3230/96

From

THE PRESIDENT,
Municipal Commission,
Madras.

SECRETARY TO GOVT. * LOCAL & MUNICIPAL DEPARTMENT * 2 DEC 1896

Order

G. No. 568

Dated 1st December 1896

Received 2-12-96

Registered 3-12-96

Enclosures 1.

Spare copies

SUBJECT.

Forwarding an extract from the proceedings of a General Meeting of the Commissioners, held on the 30th nov. 1896, and stating that as the title of the Bill is misleading, it should be amended. And that the restriction thereon imposed on inspection is an impossible one but there is no objection to the Government of India relieving their Engineers from the obligation of submitting plans and particulars of buildings proposed to be constructed or repaired.

[Ref. 4]

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

16 1/2

Local & Munl. (1896) Department.

CURRENT No. 3225/96

From The Collector of Madura.

SECRETARY TO GOVERNMENT 2 DEC LOCAL & MUNICIPAL DEPARTMENT

Order.

Dis No. 4160 of 96

Dated 1st December 1896.

Received 2nd " "

Registered 2nd " "

Enclosures

Spare copies

SUBJECT.

Stating that he has no alterations or additions to suggest in the Bill to exempt Government Buildings and lands from Municipal control.

[Ref. 4]

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

152

Local & Munl. (1896) Department.

CURRENT No. 3205/M

From The Chairman Municipal Council Calicut

SECRETARY TO GOVERNMENT 30 NOV 1896 MUNICIPAL DEPARTMENT

Order.

No. 1421

Dated 27th November 1896

Received 30 " " "

Registered 30 " " "

Enclosures /

Spare copies

SUBJECT.

Submitting copy of a resolution of the municipal council dated 25th November 1896 approving of the bill forwarded with G.O. No. 1882-2. dated 29th October 1896 (Encld 10)

[Ref. 4]

BACK PAPERS.

G.O.	No.	Department.	Date.
G. O	1882-7	Local Govt	29-10-96

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Local & Munl. (1896) Department.

13 1/2

CURRENT No. 3179/M

G.O.

From The Collector of Bellary

Order

Dis No. 4328

Dated 24. 11. 1896

Received 26-11-96

Registered 28 NOV 96

Enclosures

Spare copies.

SECRETARY TO GOVERNMENT
23 NOV 1896
LOCAL & MUNICIPAL DEPARTMENT

SUBJECT.

Bills to exempt Govt Buildings from Municipal Laws

Stating that there are no remarks to offer on the

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

[Ref. 4]
13,000-24-3-05.

12½

Local & Munl. (1896) Department.

CURRENT No. 3181/M

From The Chairman
Municipal Council
Lautoka

Order

No. 1742

Dated 23rd November 1896

Received 26 NOV 1896

Registered 26 NOV 1896

Enclosures I

Spare copies

SECRETARY TO GOVERNMENT
LOCAL & MUNICIPAL DEPARTMENT

SUBJECT

Forwarding for information an extract from the proceedings of the Municipal Council Lautoka dated 18 November 1896 on the draft bill to provide for the exemption from the operation of Municipal laws of certain Government Buildings and la

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

[Ref. 4]

13,000-24-3-05.

Local & Munl. (1896) Department.

10½

CURRENT No. 3161

From The Collector of Sarawan

Order

Do No. 1725 Aug 96

Dated 18th November 1896.

Received 24- 11-96

Registered 24- 11-96

Enclosures

Spare copies

SECRETARY TO GOVERNMENT
24 NOV. 1896
LOCAL & MUNICIPAL DEPARTMENT

SUBJECT.

Stating that the Collector has no remarks to offer on the provisions of the bill to exempt Govt. buildings & lands from municipal taxation.

[Ref. 4]
13,000-24-3-05.

BACK PAPERS.

G O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Local & Munl. (1896) Department.

CURRENT No. 3127/96

Order.

From The Collector of Customs.

SECRETARY TO GOVERNMENT
19-NOV-1896
LOCAL & MUNICIPAL DEPARTMENT

No. 1755

Dated 14th November 1896

Received 19-11-96

Registered 19-11-96

Enclosures nil.

Spare copies

SUBJECT.

Bill to exempt Government Buildings and Lands from Municipal Taxation laws.

Expressing his opinion asked for in G.O No 1832 M Dated 25.10.96 re _____.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

[Ref. 4]
13,003-24-3-05.

NT.

Order complete. 140
Number of copies
Letter only. 140

15-3-97

1896.

LOCAL AND MUNICIPAL DEPARTMENT.

FROM

THE CHAIRMAN,

MUNICIPAL COUNCIL,

MADURA.

No.

ENCLOSURE. *One*

Dated 28th December 1896.
Received

SECRETARY TO GOVERNMENT * LOCAL & MUNICIPAL DEPARTMENT
2- JAN.-1897
No. 61

SUBJECT.

Submitting copy of resolution of the Madura Municipal Council passed on the Bill to exempt Government buildings & lands from the operation of Municipal laws.

13,000-24-3-05.

NT.

Order complete. 140
Number of copies
Letter only. 140

15-3-97

ENCLOSURE No. 1

In a letter

FROM,

THE CHAIRMAN,
MUNICIPAL COUNCIL,
MADURA.

Dated 28th December 1896. No. 61.

Copy of resolution of the Municipal Council no: 424 dated 22nd December 1896.

Ref. 4
13,000-24-3-05.

NT.

153-97

Order complete. 140
Letter only. 140

Government of Madras
Local & Municipal Department

L. & M.
500—18-8-96.

Local & Munl. (1896) Department.

CURRENT No. 3243 M

From

From The Collector of South Arcot

No. 392

Dated 1-12-96
Received 3-12-96
Registered 3-12-96
Enclosures 1
Spare copies

SUBJECT.

Submitting report on the Bill to exempt Govt. buildings &c from Municipal taxation laws

Sent to Press. 15

Government of Madras.
Local and Municipal Department

From

The Collector of South Arcot.

Order

Dated 1st
Despatched 2nd } December 1896.

SECRETARY TO GOVERNMENT
LOCAL & MUNICIPAL DEPARTMENT

Enclosure. 1.

Subject.

Submitting report on the Bill to exempt Government buildings etc. from Municipal taxation.

BACK PAPERS

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Q = Print Heading

sent to Press. 15-3-97

signature. 23-3-97

print. 23-3-97

37

Number of copies required: Order complete. 140 / Letter only. 140 / Order complete with Letter.

...ENT.

...of ...r.

...O. No. 1832 [illegible] DATED. 29.10.96 — P. W.

No. 3187 [illegible] — A
Omit from 3113 to 2584 797
PW

V.E

Please put this on the Mark [illegible]
Secy Privy Council
[illegible]
15/3/97

...IGN OFFICE TO C.S. No.

...ER OF GOVERNMENT

...R OF GOVERNMENT.

...TMENT WITH DITTO.

...ERS NOT FILED UP, BEING MEANT FOR DESPATCH
...IS ORIGINAL.

N.B.—

A = Print in full.
B = Not to be printed.
P = Print abstract only.
Q = Print heading only.