

Local & Munl. (1898) Department.

MISCELLANEOUS.

G.O., No. 1700 *Mis:*

DATED 5-10-98

INDEXED.

DESPATCHED

[Despatch Abstract.]

Municipal Council

Declining to sanction the proposal
of the Congreeram Municipal Council to
delegate to its Secretary certain powers of
the Chairman under the Epidemic Diseases Act
III of 1897 & the Public Health Act II of 1888.

BACK PAPERS.

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

FURTHER PAPERS.

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

C. No 2771 M.

This

Order. No. 1700 Mins 5/10/98

The Municipal Council's proposal cannot be sanctioned as neither section 39 A of the District Municipalities Act nor the rules issued under the Epidemic Diseases and the Places of Public Resort Acts, provide for the delegation to the Secretary of the Chairman's powers under these latter Acts.

V.B.
30/9/98

AT
310 JS

To
The Chairman, M.C. Conjeevaram,
through the Collector of Chingleput.
supd. 8/10/98

C. No. 277/M

SUBJECT.

Delegation to the Secretary, Conjeevaram Municipality, of the Chairman's powers under the Epidemic Diseases Act and the Places of Public Resort Act.

FOR ORDERS.

In the letter read above, the Municipal Council of Conjeevaram requests the sanction of Government for delegating to its Secretary the powers of the Chairman under the Epidemic Diseases Act III of 1897 (apparently the Chairman's powers under the regulations issued under that Act are meant) and the Places of Public Resort ^{Act} II of 1888. It does not appear that the delegation of the powers now proposed by the Council can be approved under clause (d) of sub-section (3) of Section 39A of the District Municipalities Act, as amended, as there is no express provision in that section empowering the Chairman or the Council to delegate to the

Secretary the powers possessed by the Chairman under other enactments. Nor do the rules issued under the Epidemic Diseases Act or Act II of 1888, provide for the powers conferred by them on the Chairman being delegated to any other person. It is therefore submitted that the Municipal Council's proposal cannot be sanctioned. The accompanying draft order is submitted for approval.

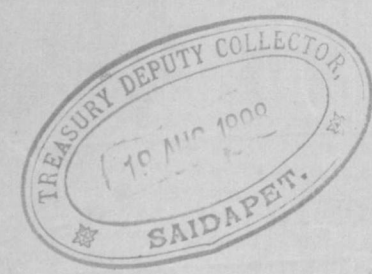
Approved
H. T.
3-10-98

Genl. Cur. Regn (Subordinate Officer)
 No. 1544 of 1898

Cal No 142 Aug 19-88

Local & Munl. (1898) Department.

CURRENT No. 2771



Forwarded.
I see no objection to these powers being delegated to the Secretary.

From The Secretary to the Municipal Council Conjeevaram.

Order
18/8/88
Forwarded.

agree with the Sub Collector

No. 729 of 1898

Saidapet 22-8-98
Do E. Conil
Apollon

Dated 16th August 1898
Received
Registered
Enclosures 1
Spare copies

To
The Secretary to Govt. of Madras

SUBJECT.

Requesting sanction to delegate to the Secretary of the Chairman the powers under the Epidemic Diseases Act III of 1897 and the Public Resorts Act II of 1888.

27/9
8/9

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Municipal Office,
Conjeevaram, 16-8-98.

From,

Lt. R. R. C. Sambasivaiah
Accepted B.A.,

LOCAL & MUNICIPAL DEPT.
CURRENT No. 2777M

Secretary,
Municipal Council,
Conjeevaram.

To, The Secretary to Government
Local & Municipal Dept.
Madras.

Through the Subcollector & the Collector
Chingleput.

Sir,

I beg to submit that under
G.O. No. 685 M. M. S. dated 31st March
1898 the powers of Chairman under the
Municipal Act alone were delegated
to the Secretary. The powers under the
Epidemic Diseases Act III of 1897
and the Public Resorts Act II of 1888
not having been delegated, the
Chairman has to exercise them him-
self. As this system has been found
to be both inconvenient and undesi-
rable, the Council has at its meeting
held

held on the 9th instant, resolved
to delegate these powers also to the
Secretary. I request that you will
be so good as to obtain the sanction
of Government thereto.

2. A copy of the resolution of the
Council on the subject is herein
enclosed.

I beg to remain

Sir

Your most obedient servant

Banhalal Chandra
Secretary.

[Signature]
1799

No: 12 of 1898-99.

Extract from Minutes of Proceedings
of the Municipal Council Conjee-
veram passed at its General Meeting
held on 2nd Tuesday the 9th August
1898 at 7.30 A.M.

Present

Chairman

1. Mr. R. M. Subbaraya Chetty Aiyar

Councillors.

2. Mr. R. M. C. J. Parathasarathy Mudaliar
Municipal B. & C.

3. " V. Damodara Mudaliar, M.L.

4. " J. E. Kumaracatathariad - a

5. " V. Akambara Pruckab - a

6. " C. Terunial Row - a

7. " C. J. M. Apparao Mudaliar - a

8. " C. Serhachella Mudaliar - a

* * * *

III. Read Office note by the Secretary
as to whether the Chairman is to exercise
the powers under Act II of 1888 and
III of 1897 or whether they are to be
delegated to the Secretary.

The powers be delegated to the Secretary
and

and the sanction of Government
will be requested.

(Signed) M. Subbaroyah Chettiar.

Chairman

(True extract)

Samudraiah
Secretary

178

1
2771/m/98

When given for copying _____
When copied _____ 189
When examined _____
When signed 7/10

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

CURRENT No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

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