

Local & Munl. (1899) Department.

PRINTED.

G.O., No. 1254 M

DATED 2nd Sept 89

DESPATCHED

INDEXED.

[Despatch Abstract.]

Rules — Ordering with remarks the publication in the Govt. G.O. & also in the Gazette of a notification proposing an addition to the rule regarding the transfer of immovable property vested in Admin. Councils issued in G.O. No. 210 to & 20th February 1889 & stating that any objection or suggestion which may be made in respect of this addition by any person interested therein will be considered on or after the 1st Oct. 1899.

November

BACK PAPERS.

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

FURTHER PAPERS.

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

To be substituted for the
of the same number

Government (1899) of Madras. LOCAL AND MUNICIPAL.

Recd.

Regd.

1899.

Enclosures

Spare copies

G.O., No. 1254 M., 2nd September 1899.

SEPTEMBER.

Rules.

Ordering, with remarks, the publication in the Fort St. George and all the District Gazettes of a notification proposing an addition to the rule regarding the transfer of immovable property vested in Municipal Councils, issued in G.O., No. 210 M., dated 20th February 1889, and stating that any objection or suggestion which may be made in respect of this addition by any person interested therein will be considered on or after the 1st November 1899.

GOVERNMENT OF MADRAS.

LOCAL AND MUNICIPAL DEPARTMENT.

ORDER—No. 1254 M., dated 2nd September 1899.

The Government considers it desirable to amend the rule regarding the transfer of immovable property vested in Municipal Councils, issued in G.O., No. 210 M., dated 20th February 1889, so as to make it clear that the purchaser of immovable property from a Municipal Council is liable to pay to Government such assessment or ground-rent, as the case may be, which the Collector may determine as payable in respect of that property, subject to periodical revision. The following sentence will accordingly be added at the end of the rule:—

“The purchaser of any immovable property from a Municipal Council shall pay to Government such assessment or ground-rent, as the case may be, which the Collector may determine as payable in respect of that property. The assessment or ground-rent so determined will be liable to periodical revision.”

2. The following notification will be published in the Fort St. George and all the District Gazettes:—

NOTIFICATION.

Under section 250 (1) (g) of Act IV of 1884, as amended by Act III of 1897, it is proposed to make the following addition to the rule regarding the transfer of immovable property vested in Municipal Councils, issued in G.O., No. 210 M., dated 20th February 1889. Any objection or suggestion which may be made in respect of this addition by any person interested therein will be considered on or after the 1st November next.

Add the following at the end of the rule:—

“The purchaser of any immovable property from a Municipal Council shall pay to Government such assessment or ground-rent, as the case may be, which the Collector may determine as payable in respect of that property. The assessment or ground-rent so determined will be liable to periodical revision.”

3. The Superintendent, Government Press, will print the required number of copies of this notification and forward them to the Collectors for publication.

(True Extract.)

M. HAMMICK,
Ag. Secretary to Government.

To all Chairmen of Municipal Councils.
„ all Collectors.
„ the Revenue Department.
„ the Superintendent, Government Press.
Gazette.

Exd. P. Seetharam.

Government (1899) of Madras.
LOCAL AND MUNICIPAL.

Proof for approval

stake off as noted V.R. 11/9/99

Recd.

1899.

Enclosures

Regd.

Spare copies

G.O., No. 1254 M., 2nd September 1899.

SEPTEMBER.

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Ordering, with remarks, the publication in the Fort St. George and all District Gazettes of a notification proposing an addition to the rule regarding the transfer of immovable property vested in Municipal Councils issued in G.O., No. 210 M., dated 20th February 1889, and stating that any objection or suggestion which may be made in respect of this addition by any person interested therein will be considered on or after the 1st October 1899.

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Add the following at the end of the rule:—

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(True Extract.)

for Ag. Secretary to Government.

To all Chairmen of Municipal Councils.
 „ all Collectors.
 „ the Revenue Department.
 „ the Superintendent, Government Press.
 Gazette.

Proc. L & M Dept. No. 508 M
 2-4-89
 (Ceo 2774)

To the Under Secretary

The land is stated to form part of a road margin and will vest in the Municipal Council, if "Public Streets" in Sec 23 of Act IV of 1884 (M) includes street margin also. Under Sec. 250 (g) of the Act, the Governor in Council may make rules "as to the conditions on which property vested in the Municipal Council may be transferred by sale, mortgage, lease, exchange or otherwise" and in G.O. 210 L & M the Govt has issued the rule that "no immovable property vested in a Municipal Council shall be transferred by sale, mortgage, exchange, or otherwise, without the sanction of the Governor in Council". The sale in the

Has not been
 been amended?
 Put up with
 23/9

November

L. & M.
500-20-2-99.]

The present case is thus
regular

2. It does not, however, appear whether the private purchaser is to hold the land free of assessment or quit-rent like the municipality. The intent in the present case is trifling, but a principle is involved, and it would be well to expressly declare that in all such sales the purchaser is liable to pay assessment or quit-rent as the case may be. subject to periodical revision

RS
20-5-99

-5-99 Let the original of the

L + M 90.

Me
31/04/18

To See

The original of Co. 210 M,
20.2.89
Local Municipal has been obtained
and put up below.

In the particular circumstances

If the present case, it seems useless
to raise the question here: but perhaps
som Dept wd consider the expediency
of adding some such proviso, that
at A labor to the Rule in E.D. 280 M.?
20-2-89

202 Mac. No. 252 d/ 10/13/68

NOTE FOR THE Secretary.

Under No. 12-A
of the Board's Standing Orders, lands
in the occupation of municipal councils
and Local Boards, which are utilized
for public wells, latrines, roads, hospi-
tals, dispensaries, schools, burning
and burial grounds or other similar
public purposes, are exempt from all
demand on account of land revenue
only for such time as the conditions
on which the exemption was originally
granted are fulfilled, and where this
is not the case, the assessment has
to be re-imposed. When lands of this
description are sold by the muni-
cipality to private persons, the latter
cannot acquire any right over the land
which the municipality does not
possess. And as the lands will be
liable to assessment when the con-
ditions of the original grant cease
to be fulfilled, the Revenue Authority
can assess them under the a-
standing order, on the ground
they are no longer devoted to
purposes for which they were or

granted. The addition of a proviso
to the Rule issued in G.O. No. 210-M,
dated 20th February 1887, such as that
suggested by the Revenue Department
^{in the note below}
at A, seems therefore to be unnecessary.

V.R.
24/1/99

The Stewardship Order is clear
enough but I think the
addition of the proviso to G.O.
No. 210-M. d. 20.2.87. would be
useful & would prevent the
matter being lost sight of.
As the majority of such cases
however the result will
be very insignificant.

B.G.W.
26.7.99

To Rev. Dept. W.O.

Rev Dept

Levy

The order on the docket
may issue & these notes
be returned to L & M for
the necessary action being
taken with ref to A above?

M
28/11/81

To L & M no. 392
2-8-88.

H.T.
29.7.99

Rifa
29/7/99

Jagoe.
True as amended.
20/11/99

W.S.
25.8.99

Levy

The above seems
better. The Rev Dept is
not a separate entity from

Govt
27/11/88

To Rev. no
H.T.

29.8.99

Rev. Dept

To the Under Secretary

The 2nd order
below proposes to give effect to the
suggestion in the note flagged T. The
wording of the proposed rule would
seem to require revisions and may,
if it is submitted be revised as under:

"The purchaser of any im-
moveable property from a Municipal
Council shall pay to Govt. such assess-
ment or ~~proportionate~~ ground-rent, as
the case may be, which the Collector
may determine as payable in respect
of ^{that} ~~such~~ property. The assessment
or ground-rent so determined will
be liable to periodical revision."

info

L. & M.

-19-12-08.

LOCAL AND MUNICIPAL DEPARTMENT.

Papers to be read in proceedings:—

Again G.O., No.	dated	189
Again G.O., No.	dated	189
Current No.	of 189, dated	, from
" "	" 189, "	" "
" "	" 189, "	" "

ORDER.

No. 1254 M

2/9/89

I agree subject to
C.I. by Rev. wh. has not
yet seen the draft order.

MS 23.8.89

To
The Revenue Department for favour
of Counter initials

24.11.89

The Government Considers it
desirable to amend the rule regarding
the transfer of immovable property vested
in municipal Councils, issued in G.O.
21011. dated 20th February 1889. So as to
make it clear that the purchaser of
immovable property from a municipal
Council is liable to pay to Government
Such assessment or ^{ground} rent ^{the case} as may be
which the Collector may determine as payable
be demanded by the Revenue Department.
in respect of that property,
subject to periodical revision. The
following sentence will accordingly
be added at the end of the rule:

"The purchaser of any immovable
property from a municipal Council
shall be liable to pay to Government
Such assessment or ^{ground} rent ^{the case} as may be

which the Collector may determine as payable
be, ~~demanded by the Revenue Department~~
in respect of that property. ~~The assessment or~~ ^{the assessment or} ground-rent to be determined with liability
periodical revision."

2. The following notification
will be published in the Fort Saint
George and all the District Gazettes:—

Notification

Under Section 250(1) (g) of Act
IV of 1884, as amended by Act III of 1897,
it is proposed to make the following
addition to the rule regarding the
transfer of immovable property vested in
Municipal Councils issued in G.O. No. 210/M,
dated 20th February 1889. Any objection
or suggestion which may be made
in respect of this addition by any
person interested therein will be considered
on or after the 1st ^{November} ~~October~~ next:—

Add the following at the end of the
rule:—

"The purchaser of any immovable
property from a Municipal Council
shall ~~be liable to~~ pay to Government
such assessment or ^{ground} ~~rent~~ ^{the case} as may
be determined as payable
by the Revenue Department."

in respect of that property.
The assessment or ground-rent to be determined with liability
subject to periodical revision."

3. The Superintendent, Govt
Press, will print the required number

of copies of this notification and
forward them to the Collectors for pub-
lication.

V.R.
16/9/99

19. 10. 99

Note

Please see the notes below flagged J.

To All Chairmen of Municipal Councils
Collectors

The Revenue Department
Superintendent Govt Press

16/9/99
Gazetted 19/9/99

16/9/99
reinstated 16/9/99

First copy sent to Press. 2-9-99 - 27-4-99

Returned for signature. 15-9-99 - 28-9-99

Despatched in print. 16-9-99 - 24-9-99

Order complete. 237
Letter only.
Order complete with letter.

READ AGAIN. G.O., No.
189

DATED

CURRENT

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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

N.B.—

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

3
Show proof please
11/9/99