

L. & M.
6,000-5-4-99.

Cal & Munl. (1899) Department.

MISCELLANEOUS.

G.O., No. 795
796 M.

DATED 5-6-99

INDEXED.

[Despatch Abstract.]

Acts. - Furnishing the Bombay Govern-
-ment with information regarding the
working of certain sections of Acts I, IV & V of
1884 and of Act II of 1892.

BACK PAPERS.

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

FURTHER PAPERS.

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

L. & M.
259-19-12-08.

LOCAL AND MUNICIPAL DEPARTMENT.

Papers to be read in proceedings:—

Again G.O., No. dated 189

Again G.O., No. dated 189

Current No. 959 L of 1899, dated 24th March 1899 from the Government of Bombay

" " " 189 " "

" " " 189 " "

Min
ORDER

No 795 Min 8/5/99

The following letter will be addressed to the Government of Bombay.

Letter No. 796 Min 8/5/99

The Secretary to the Government of Bombay, General Department.
Sir,

I am directed to acknowledge the receipt of your letter No 1408, dated 24th March 1899, stating that it is proposed to incorporate certain sections of the Madras Acts I, II and IV of 1884, and II of 1892, in a new District Municipal Bill to be introduced into the Legislative Council of the Bombay Presidency, and requesting to be informed whether any difficulties

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Pls. get a copy of the letter from the Secy. to the Govt. of Bombay.

have been found in working those sections, and if so what the difficulties are and what suggestions have been made for their removal.

2. In reply I am to state that while section 99 (b) does not find a place in Act I of 1884, no difficulties have been experienced in working the marginally noted sections of that Act and of Acts IV of 1884 and II of 1892. The other sections of Acts I and IV of 1884 to which reference has been made in your letter have been amended by subsequent enactments and the particulars and objects of these amendments are given in the accompanying statement. A Bill to amend Act IV of 1884 in which it is proposed to modify section 99 so as to make its intention clear, is now before the local Legislative Council.

F.R.
16/5/99

WV
30 V-99

Dated 16/6/99

* Act I of 1884.
Sections 205, 248, 249, 264, 324
and 331.

Act IV of 1884.
Sections 49, 162, 184, 185, 187a
230.

Act II of 1892.
Section 3.

vide Section 72 of the Bill

19/4/89 and what suggestions have been made for their removal.

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ject of showing (i) that no vehicle or animal is to
could be removed by seizure of it load or apprehendances; (ii) that district
is not to be excessive and (iii) that the property seized should be sent at
once to the Chairman or his representative. N

The action has been amended so as to make it clear as to the power
of distributors to break open only doors and as to the amount of property which
may be distrained. N

This action has been amended and it has been left to the Council to decide
as to the supply of water both for domestic and for other purposes. N

It was thought desirable that the power given by section 156 to compel
the cleansing of private drinking water wells should be extended so
as to enable similar orders to be issued in regard to places set apart for
bathing and washing clothes. N

The action has been made clearer. N
Verbal alterations have been made in the penal clause, at the instance
of the Government of India. N

It was considered that the reference to the health of the neighbourhood
made in this section was not wide enough. The action as it originally
stood, seemed to require that the unwholesomeness of a hawk should be
proved before the Council could order it to be cleansed; and such
proof might be very difficult. N

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Local & Munl. (1899) Department.

CURRENT No. 959C

From

The Government of Bombay,
General Department

No. 1408

Dated 24-3-99

Received 27-3-99

Registered 29-3-99

Enclosures /

Spare copies sent

SUBJECT.

stating that it is proposed to incorporate certain sections of the Madras Acts specified in the annexed list in a new District Municipal Bill to be introduced into the Bombay Legislative Council, and requesting to inform whether any difficulties have been found in working these sections and if so what the difficulties are and what suggestions have been made for their removal.

Bill No.	Section	Number and year	Section	Chapter of the amendments.
197	VII of 1884	20		The Government of India when communicating the record of this Bill to the Secretary and Government General to the Madras City Municipal Act 1883 (Latter part of the record as Act I of 1884) requested that a Bill might be introduced into the local Legislative Council in order to repeal those provisions of the Act under which the whole local body tax might be levied, it being considered undesirable that local bodies should increase upon sources of revenue reserved for Imperial purposes. Section 18 to 19 of the Act were accordingly omitted (vide No. 1 of Act VI of 1884) and this Section has been amended correspondingly. W
323	II of 1892	62		It was thought desirable to supply an obvious omission and empower the President to recover the necessary expenses incurred from the owners or occupiers with a view to guard against the capricious modification of resolutions. It has been provided that the modification of resolutions within three months shall be dependent on the vote of at least one half of the sanctioned number of members and that no such modification shall be made except at a special meeting.
30 (5)	III of 1897	24 (6)		The action, as originally stood, implied that toll farmers might sell any auction vehicle which had been seized in default of payment of toll. It was thought that the Legislature never intended to confer such a right, the action has been amended so as to avoid misapprehension on this point. N

BACK PAPERS

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Madras Acts.

Act I of 1884—

Sections 98 (6), 197, 205, 248, 249,
264, 323, 324, 331.

Act IV of 1884—

Sections 30 (5), 49, 92, 95, 106, 147,
156, 162, 163, 184, 185, 187, 226,
228, 230.

Act V of 1884—

Section 99.

Act II of 1892—

Section 3.

MS

No. 1408 of 1899.

General Department.

Pambay Castle, 24 March 1899.

From

R. B. Stewart, Esquire, I. C. S.,

Acting Secretary to Government.

LOCAL & MUNICIPAL DEPT.

CURRENT No. 9595

The Secretary to the Government
of Madras.



Sir,

I am directed to inform
you that it is proposed to in-
corporate certain sections
of the Madras Acts specified
in the annexed list in a new
District Municipal Bill
which will be introduced into
the Legislative Council of this
Presidency in the course of the
current year. I am to request
that with the permission
of His Excellency the Governor

9595/2/99.

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in Council you will be good
enough to inform me whether
any difficulties have been
found in working these sections
and, if so, what the difficulties
are, and what suggestions
have been made for their
removal.

I have the honour to be,

Sir,

Your most obedient servant,

R. B. Stewart

Acting Secretary to Government.

MS

Local

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READ AGAIN G.O., No.
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CURRENT No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT

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LETTER OF GOVERNMENT.

STATEMENT WITH DETTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
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