

18.5.16 PM

Legislative (1895) Department.

ORDINARY MS.

G.O., No. 38

Dated 25th April 1895

[Despatch Abstract.]

BILL TO AMEND ACT IV OF 1884 (THE MADRAS DISTRICT MUNICIPALITIES ACT).

Requesting the Sanction of the Government of India to the
penal clauses contained in the -- as revised by the Select Committee.

BACK PAPERS.

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

FURTHER PAPERS.

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

NOTE FOR THE CHIEF SECRETARY.

Submitted to L.S. for
perusal of H.M's note of the
28th instant. Letter to India
has been sent. The despatch
to Secy of state will go by
the next Mail.

(By order of us) 12/10/91
30/11/91
Seen
[Signature]

Note for the Head Clerk, City office.

Please note that I have
given a Routine No (No 48) to the
endorsement to the Government of
India, Legislation Dept on letter
No 38 of 25th April 1895 to the
Home Dept of that Govt regarding
the Madras Dr Municipalities
Amendment Bill.

8/5/95

Sd

✓
at once. ¹⁸ sent
to the N.M.
afterwards on with
the copy of letter
what the call have
been. ¹⁸ sent
to the N.M.

To

Mr. Stuart Clark.

28.

Carroll

[G.
75]

NOTE FOR THE UNDER SECRETARY.

As the paper belonged to the
Legation, it was first sent
to H.E.; having returned from H.E.
it was sent to H.M. This morning
first to the Hon: Mr. Bliss.

Very well: remember
2/20/14
dis. urgent
22.4.95

Indes.

City Clerk

Please note return.

H. M.

FC

INDIAN TELEGRAPH.				Local No.
To (Station)	Telephonic			From (Station) message
Words.	Day.	Hour.	Minute.	OFFICIAL INSTRUCTIONS.
	22	15	43	

To (Person)	From (Person)
Mr Davidson	Major Lowley

1 your letter of 20th -
 2 the papers regarding District
 3 municipalities were seen by H.E.
 4 and sent back on 20th

7 Repts
 8 "Sent
 9 Thanks" 22/4/95
 10 15/55
 11 22/4

12 I send me the papers; I fancy they ought
 13 to have gone to the other 2 H.E.s

ACD. FROM	L. N.	SENT TO	L. N.
AT Hrs.	Mts. By	AT Hrs.	Mts. By
Date	Telegraph Master.		

Spec
 being
 in

RATES OF CHARGE FOR INLAND TELEGRAMS

The address (including name of Sender and name and residence of Addressee)
is transmitted free.

	First 8 words.	Each additional word.	
Deferred Message	... 8 Annas	... 1 Anna.	A group of 3, 4 figures, is reg. as one word.
Ordinary "	... 1 Rupee	... 2 Annas.	
Urgent "	... 2 Rupees	... 4 Annas.	

No charge for delivery within a distance of 5 miles.

spec
being
in

Recd 21/4/95
 LETTER, 29 April 1895,
 No. 2.

TO
 The Right Honorable the Secretary
 of State for India.

Right Hon. Sir,

With reference to Lord Kimber-
 ley's despatch dated 11th May 1882, No. 1,
 Legislative, and in continuation of our
 despatch dated 8th February 1894, No. 2,
 Legislative, on the subject of the Bill
 to amend Act IV of 1884 (The Madras
 District Municipalities Act), we have
 the honour to forward copies of the Sele
 Committee's Report, of the Bill as amend-
 ed by the Committee and of the Act as it
 will stand if amended as proposed.

2. The Bill will not be passed
 into law until we have obtained the sanc-
 tion of the Government of India to the
 penal clauses introduced by the Select
 Committee nor until a communication has
 been received from the same authority to
 the effect either that you have no
 objection to the Bill or that no reply
 has been received from you within two
 months from the date of this report.

*I presume this will be presented to the
 being "taken into consideration" early
 in June*
 MS

*W
 20 Apr*

*BB
 22/4/95*

*JS
 24/4*

8. The papers specified in the margin are forwarded for information.

Paper Nos. 1-86 relating to the Bill

Desd with 3 copies of the revised bill and its report + 3 copies of the act with amendment.
27/4/95

Legislative Department

Desd
27/4/95

LETTER, 25 April 1895 1895

No. 38.

TO

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

SIR,

I am directed to invite your attention to the correspondence ending with your letter dated 24th January 1894, No. 5 on the subject of the Bill to amend Madras Act IV of 1884 (The Madras District Municipalities Act).

2. The Bill has now passed through the hands of the Select Committee which has found it necessary to introduce certain new penal clauses. I am accordingly to request, with advertence to Sir C. Wood's despatch dated the 1st December 1862, No. 35, Legislative, communicated with Home Department Endorsement No. 150, dated 8th January 1863, and to Home Department letter No. 1130, dated 7th July 1875, Public, that the Government of India may be moved to accord sanction to the following sections of the revised Bill viz.-Sections 9, 131, 132, 136, 147 & 174. Section 9 repeats the

Copy forwarded to the Government of India, Legislative Department, with reference to Home Department letter dated 7th July 1875, No. 1130, and Legislative Department letter, dated 14th May 1889, No. 1030.

W
20 Apr

MS
27/4/95
JG
28/4

W
3 Apr
MS
9/4

provisions directed against corrupt practices at elections which appear in the Madras City Municipal Act, 1884, as amended by Madras Act II of 1893; Section 131 introduces a section (221) containing a proviso to enable Magistrates to compel acceptance of the Municipal scavenging service in certain cases; Section 133 represents Section 350 of the Madras City Municipal Act, 1884; Sections 136 & 147 merely supply defects in the existing law and Section 174 is practically identical with Section 203 of the ^{Sub-sections (1) & (2) of} Punjab Municipalities Act, 1891.

3. I am also to invite attention to Section 173 of the revised Bill. It may be held that this Section, in so far as it withdraws from private individuals the power to institute prosecutions under the District Municipalities Act, practically constitutes an amendment of the Code of Criminal Procedure, 1882. If so, I am to request, with reference to Section 5 of the Indian Councils Act, 1892, that His Excellency the Governor General may be moved to grant sanction thereto.

4. The Bill, as revised by the Select Committee, has been formally

presented to the Council but no further steps will be taken until the sanction herein requested has been accorded.

28
9/4/95
La
3ap.

DN: 48.

copy to the y. of S., Legue Dept.

[G.]
25.
000-8-3-05.

C. No.

FOR ORDERS.

Please see H.M.'s remark against
para. 2 of the letter to the Secretary
of State. -

Para. 9 of the Rules of Legislative
Standing Orders (p. 47 of India
Councils Act pamphlet) prescribes
that from "proceeding with" a bill
"in the legislative Council" until
the Govt. of India replies, ^{that} ~~according~~
thereafter, the Secretary of State has
no objection to the bill. - ~~These~~
~~replies~~ This reply can hardly be
received sufficiently early to
admit of the Bill's being taken into
consideration "early in June".

D

The letter to India ^{26.4.95} ~~has been~~

will be sent on at once, that

to the Secy of State will go by

the next mail ²⁴

24/4.

This is rather above - we
may be prevented from taking
the Bill during the H.C.
vacation. Anyway, it
will be one thing.

RS

28/4/95

C 17/4 22/4
R 20/4 24/4

H.M. Dist. Municipalities
Bill

FOR ORDERS.

hob

Note

The printed despatch has
to be signed.

12/11
27/11

29TH APRIL 1895, No. 2, LEGISLATIVE.

LEGISLATIVE DEPARTMENT.

LETTER—to

THE RIGHT HONORABLE THE SECRETARY OF STATE FOR INDIA.

RIGHT HONORABLE SIR,

With reference to Lord Kimberley's despatch, dated 11th May 1832, No. 1, Legislative, and in continuation of our despatch, dated 8th February 1894, No. 2, Legislative, on the subject of the Bill to amend Act IV of 1884 (*The Madras District Municipalities Act*), we have the honour to forward copies of the Select Committee's Report, of the Bill as amended by the Committee and of the Act as it will stand if amended as proposed.

2. The Bill will not be passed into law until we have obtained the sanction of the Government of India to the penal clauses introduced by the Select Committee nor until a communication has been received from the same authority to the effect either that you have no objection to the Bill or that no reply has been received from you within two months from the date of this report.

Paper Nos. 1—86 relating to the Bill.

3. The papers specified in the margin are forwarded for information.

We have the honour to be,

Right Honorable Sir,

Your most obedient, humble servants,

(Signed) WENLOCK.

(„) H. W. BLISS.

(„) J. GROSE.

OOTACAMUND,
29th April 1895.

R. No. 46.

Copy forwarded to the Government of India, Legislative Department, with reference to Home Department letter, dated 7th July 1875, No. 1130, and Legislative Department letter, dated 14th May 1889, No. 1020.

LIONEL DAVIDSON,
Ag. Under Secretary.

GOVT. OF FORT ST. GEORGE.

LEGISLATIVE (1895) DEPT.

LETTER to the Right Hon'ble
the Secretary of State
for India.

Dated 29th April,

No. 2 of 1895.

*Forwarding copies of the Madras District
Municipalities Bill as amended, of the Act as it
will stand if amended as proposed and of the
select committee's report.*

BACK PAPER, No.

OF 189

FURTHER PAPER, No.

OF 189

READ AGAIN ORDER OF GOVERNMENT, DATED
189 , No. MISCELLANEOUS.

LOSUR

CURRENT No.

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT. A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL (not paged).

N.B.—

A = Copy in full.
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Q = Copy heading only.

ORDINARY, MS.

Legislation DEPARTMENT.
G.O., DATED 25 April 1895
No. 38, 71 X 46 + 48.

When given for copying. 26/4

[Despatch Abstract.]

*Bill to amend Act IV of 1884 -
The Madras District Municipality
Act. Requesting the sanction of the
Government of India to the final
clauses contained in the
as revised by the Select Committee.
Copy to the Government of India,
Legislation Dept.*

for copying

ained

ren sed

189.

G.O., No.

89

DATED

ENCLOSURES TO G. No

LETTER OF GOVERNMENT

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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