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TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

Public Works DEPARTMENT

G.O. No.	3186 W	Press.
B.P. No.		Mis.

Dated 24. 12. 1881 197.

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Not to be folded or roughly handled

3186
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GOVERNMENT OF MADRAS.
PUBLIC WORKS DEPARTMENT.

24th December 1881, No. 3186 W.

Buildings and Roads.
Civil Works.

Read the following papers:—

- No. 85. Petition from N. I. AUDINARRAIN NAICKER, dated 16th November 1881.
- No. 86. From the Superintendent, Madras Harbour Works, dated 17th November 1881, No. 63 W.
- No. 87. Chief Engineer's memorandum, dated 19th November 1881, No. 2756.
- No. 88. From the Administrator-General, dated 23rd November 1881.
- No. 89. From the Superintendent, Madras Harbour Works, dated 1st December 1881, No. 67 W.
- No. 90. From the Superintendent, Madras Harbour Works, dated 2nd December 1881, No. 69 W.
- No. 91. Chief Engineer's memorandum, dated 6th December 1881, No. 2939.
- No. 92. From Mr. W. C. VANDERWART, dated 6th December 1881.
- No. 93. Endorsement in the Marine Department, dated 15th December 1881, No. 2011, on letter from the Master Attendant, dated 12th December 1881, No. 11085.
- No. 94. From N. I. AUDINARRAIN NAICKER, dated 20th December 1881.
- No. 95. Proceedings of the Revenue Department, dated 15th December 1881, No. 3612.
- No. 96. ORDER THEREON, 24th December 1881, No. 3186 W.

In paragraph 3 of G.O., No. 2823 W., dated 7th December 1880, the Collector of Madras was requested to report the nature of tenure and amount of compensation which will probably be necessary to meet all existing claims against Government in consequence of the encroachment of the sea to the north of the harbour.

2. In compliance with these orders Mr. Barlow submitted the report recorded with G.O., No. 2130 W., dated 26th August 1881. He estimated (paragraph 8 of his letter) that, supposing the whole of the encroachment to be due to the action of the Harbour Works, a sum of Rs. 70,000 under all heads would probably be sufficient to meet claims for compensation and to acquire such land as may still be threatened.

3. The Government did not however consider that the information laid before them was sufficient to admit of final orders being passed, and they directed the Collector (paragraph 3 of the Government Order) to submit a further report on the nature of the tenure of the several holdings.

4. This report has since been received, and is recorded above under Revenue Department transfer endorsement No. 3612, dated 15th December 1881.

5. On reconsideration the Right Honorable the Governor in Council resolves to waive the point raised as to nature of tenure of the claimants, and to dispose of the claims to compensation for erosion of the strand ascribed to the action of the Harbour Works on their merits.

6. The following officers will accordingly form themselves into a Committee to consider the claims and personal representations of the claimants, and will submit proposals for awarding compensation whether in the form of acquisition by Government of the property damaged or by compensation for past injury.

Members of Committee.

The Collector of Madras.

The Superintendent, Madras Harbour Works.

The Executive Engineer, Presidency Division.

7. All the papers on the subject will be transferred to the Committee.

(True Extract.)

(Signed) R. H. SANKEY, Colonel, R.E.,
Secretary to Govt., P.W.D.

To the Collector of Madras, with papers.
" Superintendent of Madras Harbour Works.
" Executive Engineer, Presidency.
" Revenue Department.
" Marine

Exd. S. T. Austin.
Spure Copies

BUILDINGS AND ROADS.
CIVIL WORKS.

Gobi. of 1881 Madras.

PUBLIC WORKS.

THE COLLECTOR OF MADRAS.

Dated December, 24th.

Issued

Recd.

For.

G. O., 24th December 1881, No. 3186 W.

DECEMBER.

Nos. 85-96.

Claims to compensation for damage done to property by encroachment of the sea north of the Harbour. - Convening a Committee to consider the question of - and to submit proposals for awarding compensation whether in the form of acquisition by Government of the property damaged or by compensation for past injury.

3186
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GOVERNMENT OF MADRAS.

FINANCIAL DEPARTMENT.

8th December 1881, No. 2399.

Municipal-Taxation.

Read the following paper :-

From A. MACKENZIE, Esq., C.S., Officiating Secretary to the Government of India, Home Department (Municipalities), to the Chief Secretary to Government, dated Simla, 18th November 1881, No. 6-164-73 [Current No. 3259].

Referring to the correspondence ending with your telegram of the 25th July 1881, I am directed to forward, for the information of His Excellency the Governor in Council, copy* of an order issued under the provisions of Section 3 of Act XI of 1881 (The Municipal Taxation Act), prohibiting the levy of certain Municipal taxes from Military Officers and men of the classes therein described.

2. The Governor-General in Council does not propose to issue any general order under Clause (b) of Section 3 of the Act regarding the exemption of Government property from Municipal taxation; but His Excellency in Council will be prepared to take action under that clause if any case of inordinate assessment of Government property is brought to notice for which redress cannot be obtained under the ordinary Municipal Law.

3. I am to take this opportunity of forwarding a revised order,† issued under Section 24 of Act III of 1880 (The Cantonments Act), in which the description of persons to be exempted in cantonments from certain Municipal taxes has been made to correspond with that adopted in the order under the Municipal Taxation Act, 1881. This order supersedes that circulated with the communication from this department, No. 1-38-47, dated the 24th April 1880.

ENCLOSURE No. 1.

Extract from the Proceedings of the Government of India in the Home Department (Municipalities),—under date Simla, the 18th November 1881, No. 162.

Read—

Section 3 of Act XI of 1881 (The Municipal Taxation Act, 1881).

ORDER.

In exercise of the powers conferred by Section 3 of Act XI of 1881 (The Municipal Taxation Act, 1881), the Governor-General in Council is pleased to prohibit the levy by any Municipal Committee upon the persons described below of taxes of the following kinds :-

Persons exempted.

All persons exclusively in military employ, or belonging to any department directly attached to the Army or to the Public Works Department, Military Branch, being persons subject to the Army Discipline and Regulation Act, 1879, or the Indian Articles of War, and compelled by the exigencies of military duty to reside within the limits of a Municipality.

Taxes from the operation of which exemption is granted.

- (1) Municipal taxes on salaries.
- (2) Municipal taxes on professions, trades, callings, offices, or appointments.
- (3) Municipal taxes on horses, mules, or ponies kept for military duty.
- (4) Municipal tolls leviable on any ferry or road in respect of animals or vehicles kept or used for military duty.

ENCLOSURE No. 2.

Extract from the Proceedings of the Government of India in the Home Department (Municipalities),—under date Simla, the 18th November 1881, No. 163.

Read—

Section 24 of Act III of 1880 (The Cantonments Act, 1880).

ORDER.

In exercise of the power conferred by Section 24 of Act III of 1880 (The Cantonments Act, 1880), the Governor-General in Council is pleased to declare that, in any Cantonment situated in British India which may have been, or may in future be, brought under the operation of a Municipal Act, the following classes of persons shall, when on duty in such cantonment, be exempted from the operation of taxes of the following kinds:—

Persons exempted.

All persons exclusively in military employ or belonging to any department directly attached to the Army or to the Public Works Department, Military Branch, being persons subject to the Army Discipline and Regulation Act, 1879, or the Indian Articles of War.

Taxes from the operation of which exemption is granted.

- (1) Municipal taxes on salaries.
- (2) Municipal taxes on professions, trades, callings, offices, or appointments.
- (3) Municipal taxes on horses, mules, or ponies kept for military duty.
- (4) Municipal tolls leviable on any ferry or road in respect of animals or vehicles kept or used for military duty.

2. In further exercise of the power conferred by the same section, the Governor-General in Council is pleased to prohibit the levy, in any cantonment in British India, of any Municipal tax whatsoever on public property, animals, or vehicles.

3. In this order the expressions "Municipal tax," "Municipal taxes," and "Municipal tolls," include any tax or toll imposed by virtue of the provisions of a Municipal Act under the operation of which any cantonment may have been, or may in future be, brought.

ORDER THEREON, 8th December 1881, No. 2399.

Communicated to the Military and Public Works Departments and to the Presidents of all Municipalities.

2. The effect of these orders will be that compensation for the exemption from Municipal taxes of persons and their property, other than chargers, can in all cases be claimed by the Municipality concerned under Act XI of 1881, but that no compensation can be claimed in respect of Government buildings or property situated in cantonments and exempted only under the Cantonments Act, III of 1880. Government buildings, whether Civil or Military, situated outside cantonment limits are not exempted from Municipal taxation.

(True Extract.)

R. DAVIDSON,
Chief Secretary.

To the Military Department.
" the Public Works Department.
" all Presidents of Municipal Commissions.
Exd. J. Wright and T. O'Connor.

2. - D_u - D_u - D_u dated 3rd
December 1803, No 464. L. M.

3. Letter to the Company's Solicitor, dated
31st August 1813, No. 358, with letter
to the Board of Revenue No. 357 of
the same date, and letter from the
Board, dated 22nd July Idem and
two enclosures thereto.

4. Letter to the Board of Revenue dated
30th November 1813, No. 481, with letter
from Company's Solicitor, dated 26th
Idem.

5. — Do — Do — Do — dated 20th
July 1824 with E. M. C. of the Military
Department of the 15th Idem.

6. — Do — Do — Do — dated 7th March
1828, No. 197, with letter from the Board
dated 28th February Idem.

7. E. M. C. dated 5th September 1834,
No. 784.

8. E. M. C. dated 4th October 1853,
No. 1115, with Board's Proceedings

of the 22nd August preceding.

9. E. M. C. dated 22nd October 1853
No. 1193 with letter from the Advocate
General of the 7th Idem.

10. G. O. dated 14th October 1861, No. 1976. Copy

11. G. O. dated 6th August 1863, No. 1461. Copy

12. G. O. dated 9th August 1866, No. 2006, original

/ True Extract / $\frac{3186}{6}$

Quater
Secretary to Govt.

To
The Public Works Department
with 10 enclos & 12 other
papers

27-11-00

28/11/38

27-11-00

1 x 11 x 12 original
papers in specific

Recd. 19 Dec. 81.

G.O. 2/30 W 26-2-81

x Sent to Rev Dept
vide memo no 42470
of 1-12-80.

A. no. 3186 W of 24-12-81

Car - 2/12 N 23-12-81