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MADRAS RECORD OFFICE.

Government of Madras.

Lulie DEPARTMENT.

G.O. No.	1388	Press Mis.
Dated	5-11-	1867

Not to be folded or roughly handled

10-10-06

No. 36. Read the following letter from the President of the Municipal Commission, Bellary, to the Chief Secretary to Government, Fort Saint George; dated Bellary, 21st October 1867, No. 30.

I have the honor to forward, herewith, a copy of the proposed bye-laws for the town and cantonment of Bellary, having marginally noted such as have previously received the sanction of Government, and request the sanction of Government for the same.

Proposed Bye-laws for the Bellary Municipality.

Sanctioned for the Calicut Municipality, in Bye-law No. 2, (Carts)—vide *Fort Saint George Gazette*, page 217, dated 26th July 1867.

Sanctioned for the Calicut Municipality, in Bye-law No. 3—vide *Fort Saint George Gazette*, page 217, dated 26th July 1867.

Sanctioned for the Calicut Municipality, in Bye-law No. 9, (General)—vide *Fort Saint George Gazette*, page 217, dated 26th July 1867.

Sanctioned for the Coonoor Municipality, in Bye-law No. 2—vide *Fort Saint George Gazette*, page 251, dated 30th July 1867.

5. No person shall drive bullocks or buffaloes along the streets and roads fastened together by a yoke, with a plough or other agricultural instrument, or any portion thereof, trailing

Sanctioned for the Coonoor Municipality, in Bye-law No. 4—vide *Fort Saint George Gazette*, page 251, dated 30th July 1867.

6. No person who shall prove that he has paid a tax under Section 58 or 66 of Act X of 1865 in any Municipality, shall be required to

Sanctioned for the Cuddapah Municipality, in Bye-law No. 2, (Carts)—vide *Fort Saint George Gazette*, page 241, dated 30th July 1867.

Sanctioned for the Calicut Municipality, in Bye-law No. 7, (Carts)—vide *Fort Saint George Gazette*, page 217, dated 26th July 1867.

8. Horses, ponies, horned animals, and donkeys shall not be picketed within two yards of any thoroughfare, unless the place where they

Sanctioned for the Coonoor Municipality, in Bye-law No. 1—vide *Fort Saint George Gazette*, page 251, dated 30th July 1867.

9. No cattle, goat, or other animal, shall be grazed on any public grounds within the Municipality without the written sanction of the Municipal Commissioners.

Sanctioned for the Calicut Municipality, in Bye-law No. 4, (Cattle)—vide *Fort Saint George Gazette*, page 217, dated 26th July 1867.

Sanctioned for the Calicut Municipality, in Bye-law No. 3, (Cattle)—vide *Fort Saint George Gazette*, page 217, dated 26th July 1867.

1. All carriages and carts shall on meeting other conveyances leave them to their right hand side, and in passing them shall leave them to their left.

2. All vehicles, country carts excepted, shall, after 6-30 p. m., carry lights on dark nights.

3. No carriages, carts, or other conveyances, shall, when not actually in use, be left on any public road.

4. Every bullock or bullocks, or other animals, attached to a cart shall have a driver in immediate attendance.

along the ground, or attached to heaps of thorns or logs of wood.

pay a similar tax for the same period on his becoming a resident of the Bellary Municipality.

7. No vehicle, horse, or other animal for which a tax has been paid in this Municipality shall be liable to taxation a second time in the same half-year on changing owners.

are tied is partitioned off from the thoroughfare by a wall or proper fence.

10. No cattle, goat, or other animal, shall be allowed to go about the thoroughfares and streets unattended.

11. All pigs found loose within municipal limits shall be at once destroyed.

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12. Owners of any buffalo, pig, or other animal, found feeding within any public latrine, or any other place of resort as a latrine, shall be

Sanctioned for the Calicut Municipality, in Bye-law No. 3, (Cattle)—vide *Fort Saint George Gazette*, page 217, dated 26th July 1867.

liable to a fine not exceeding 10 Rupees for each animal found so feeding, or to have the animal destroyed, at the discretion of the Commissioners.

Sanctioned for the Calicut Municipality, in Bye-law No. 1—vide *Fort Saint George Gazette*, page 217, dated 26th July 1867.

13. Every cart-stand, stable, cattle-stall, and sheep-pen within the municipal limits shall be drained and floored to the satisfaction of the Municipal Commissioners.

14. The external walls of all houses or buildings adjacent to the public way shall be lime-

Sanctioned for the Calicut Municipality, in Bye-law No. 4, (General)—vide *Fort Saint George Gazette*, page 217, dated 26th July 1867.

washed by the owners, in default at their expense by the occupier, when directed by the Commissioners, unless specially exempted in writing by the Municipal Commissioners.

15. If the lime-washing be not performed as specified above by the owner or occupier of the

Sanctioned for the Calicut Municipality, in Bye-law No. 5, (General)—vide *Fort Saint George Gazette*, page 217, dated 26th July 1867.

building, it shall be done by the Municipal Commissioners, and the expense incurred thereby shall be recovered in the same way as arrears of rates on houses, &c., under Section 74 of Act X of 1865.

16. The lime-washing shall take place annually, at such time as shall be directed by the Municipal Commissioners by notice in the *District Gazette*, and by beat of "tom-tom," and any person failing to perform the same, as required, within one month of such notice, shall be liable as specified above.

Sanctioned for the Calicut Municipality, in Bye-law No. 6, (General)—vide *Fort Saint George Gazette*, page 217, dated 26th July 1867.

17. Every owner of a house abutting on a public way shall be held responsible for the repair of the pandal attached to such house to the satisfaction of the Municipal Commissioners.

18. No person owning or occupying premises abutting on a public way shall commence build-

Sanctioned for the Calicut Municipality, in Bye-law No. 8, (General) vide *Fort Saint George Gazette*, page 217, dated 26th July 1867 (with addition).

ing any wall or pial, or other structure abutting on such public way, without previously obtaining the sanction in writing of the Municipal Com-

missioners; nor shall any person collect, either to build or repair a house, any building material on any public road, lane, or thoroughfare, without the written sanction of the Municipal Commissioners, and such sanction shall be produced when called for by any servant of Government.

19. The owners of conveyances shall provide proper entrances, with culverts where

Sanctioned for the Calicut Municipality, in Bye-law No. 10, (General)—vide *Fort Saint George Gazette*, page 217, dated 26th July 1867.

necessary, to their premises from the public ways, so that the side drains be not damaged by the passage of the said conveyances.

20. Every well within the municipal limits shall be fenced in by the owner by a wall

Sanctioned for the Nellore Municipality, in Bye-law No. 6—vide *Fort Saint George Gazette*, page 214, dated 26th July 1867.

not less than 3 feet high from the surface of the ground.

Sanctioned for the Calicut Municipality, in Bye-law No. 1, (Trades)—vide *Fort Saint George Gazette*, page 216, dated 26th July 1867.

21. No offensive or dangerous trade, as specified in Section 114 of Act X of 1865, shall

be carried on, except in places sanctioned by the Municipal Commissioners.

22. Every owner and occupier of any place within the municipal limits used for any of the

Sanctioned for the Calicut Municipality, in Bye-law No. 3, (Trades)—vide *Fort Saint George Gazette*, page 216, dated 26th July 1867.

purposes specified in Section 114 of Act X of 1865 shall remove, or cause to be removed, once at least in every 24 hours, and at such times as

the Municipal Commissioners may approve, all filth, dirt, and refuse which at the time of such

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removal shall be in or about any such place, and shall cause such filth, dirt, or refuse, to be deposited at such places as the Municipal Commissioners shall approve.

23. No person shall bury any corpse within the Bellary Municipality in such a manner that there shall be a less depth than 3 feet of earth over the body from the surface level of the ground.

Sanctioned for the Coonoor Municipality, in Bye-law No. 13—vide *Fort Saint George Gazette*, page 251, dated 30th July 1867.

24. No person shall burn any corpse within the municipal limits.

25. No grave or vault containing a corpse shall be opened, except with the sanction in writing of the Municipal Commissioners, nor shall any grave be dug within 2 feet of any existing grave.

Sanctioned for the Nellore Municipality, in Bye-law No. 4—vide *Fort Saint George Gazette*, page 214, dated 26th July 1867.

26. No person shall bring, convey, or cause to be brought within the municipal limits any corpse, or part thereof, of any person dead, or supposed to have died, of any infectious or contagious disease.

Sanctioned for the Calicut Municipality, in Bye-law No. 3, (General)—vide *Fort Saint George Gazette*, page 217, dated 26th July 1867.

27. No person shall dry bratties on the external walls of houses or yards adjoining any thoroughfare.

28. Every person within whose premises any animal may die shall, within 6 hours after the death thereof, either remove the carcass at his own expense, without cutting it or opening it, to such place as may be set apart by the Municipal Commissioners for the reception of such carcasses, or report its death to the Inspector of the Division within which such premises may be situated, and in such latter case shall pay the Inspector the expense of removing the carcass at such rate as the Municipal Commissioners may from time to time determine.

Sanctioned for the Cuddalore Municipality, in Bye-law No. 17—vide *Fort Saint George Gazette*, page 253, dated 30th July 1867.

29. In the event of the Municipal Commissioners, or persons appointed by them, finding any animal brought to slaughter sick or otherwise unfit for consumption, they shall direct the same to be disposed of so as to prevent its being slaughtered and sold to the public.

Sanctioned for the Cuddalore Municipality, in Bye-law No. 6—vide *Fort Saint George Gazette*, page 241, dated 30th July 1867.

30. No meat or fish shall be sold except in such places as may be appointed by the Commissioners, and all such places shall be lime-washed, within and without, once at least in every six months by the owner.

Sanctioned for the Calicut Municipality, in Bye-law No. 12, (General)—vide *Fort Saint George Gazette*, page 249, dated 30th July 1867.

31. No grain shall be spread or heaped up in any public thoroughfare.

32. No vegetables or other articles shall be placed on any public thoroughfare or exposed for sale beyond the pial of any house.

Sanctioned for the Coonoor Municipality, in Bye-law No. 8—vide *Fort Saint George Gazette*, page 251, dated 30th July 1867.

33. All dogs found loose or straying on the public thoroughfares from the 1st day of March to the 30th day of June inclusive shall be liable to be destroyed.

34. No person shall lop, or cause to be lopped off, any branches or leaves, or otherwise cause injury to any tree vested in the Municipality.

35. No person shall dig, or cause to be dug, any grass on any ground vested in the Municipality.

36. No person shall commit any nuisance, or permit or cause any child to do so, in or near any public street, lane, or thoroughfare, and the parent of any child found so committing a nuisance shall be deemed punishable for a breach of the bye-laws.

37. If a house or open place be left unoccupied, so that it affords facilities for the commission of nuisances, the Municipal Commissioners shall have power to serve a notice on the owner of such house or open space, requiring a wall or fence to be raised in line with the external boundary of such premises within 15 days, in order to prevent the commission of nuisances. If such

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notice be not attended to, it shall be lawful for the Municipal Commissioners to erect such wall, and recover the expenses incurred thereby from the owner of such house, &c., in the manner prescribed for arrears of rates on houses, &c., under Section 74 of Act X of 1865.

38. In the event of an epidemic of cholera or other disease breaking out, it shall be lawful for the Municipal Commissioners to issue to any person or persons orders for the adoption of such sanitary measures as they may deem fit.

39. No person or persons, without the sanction of the Municipal Commissioners in writing, shall be permitted to burn or quarry stones, or make any excavations on any place or in any ground vested in the Municipality.

40. Every cesspool shall be cleaned whenever directed by the Municipal Commissioners, and in the event of the owner of such not complying within 24 hours of the notice requiring him to clean it, it shall be lawful for the Municipal Commissioners to have it done, and recover the cost thereof as provided for arrears of assessment under Section 74 of Act X of 1865.

41. No cesspool shall be opened without the sanction of the Municipal Commissioners in writing being previously obtained thereto.

Sanctioned for the Tanjore Municipality, in Bye-Law No. 5—vide *Fort Saint George Gazette*, page 269, dated 2nd August 1867.

43. All owners of markets or public bazaars shall keep in their markets or public bazaars

Sanctioned for the Tanjore Municipality, in Bye-Law No. 13—vide *Fort Saint George Gazette*, page 269, dated 2nd August 1867.

Sanctioned for the Calicut Municipality, in Bye-Law No. 1, (General)—vide *Fort Saint George Gazette*, page 217, dated 26th July 1867.

45. No pandal shall be erected in any public thoroughfare without the written sanction

Sanctioned for the Nellore Municipality, in Bye-law No. 11—vide *Fort Saint George Gazette*, page 214, of 26th July 1867.

pandal shall be held liable for any damage done to the road by such erection, and, in default of his repairing the same, it shall be done by the Municipal Commissioners, and the expenses incurred thereby shall be recovered from him in the same manner as provided for arrears of assessment under Section 74 of Act X of 1865.

Sanctioned for the Coonoor Municipality, in Bye-law No. 19—vide *Fort Saint George Gazette*, page 251, of 30th July 1867.

47. Persons possessing licenses for carriages and animals entering municipal limits are bound to show the same to the Toll-keeper on demand, failing which they shall be liable to toll.

48. Breaches of the above to be punishable as provided in Section 143 of Act X of 1865.

(Signed) A. WEDDERBURN,

President, Municipal Commission.

No. 37. ORDER THEREON, 5th November 1867, No. 1388.

The bye-laws submitted with the foregoing letter are, with the exception of those hereafter specified, approved and sanctioned, as below altered and amended.

2. Bye-law No. 2 will be recast as follows:—

“No person shall drive any vehicle of any description at any time between three-quarters of an hour after sunset and one hour before sunrise without a

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sufficient light, except when, in the opinion of the Magistrate, there may be sufficient moonlight to render such light unnecessary.

3. In Bye-law No. 9, for the words “any public grounds within the Municipality,” the words “any ground, the property or management of which is or may be vested in the Municipality,” will be substituted.

4. In Bye-law No. 18, the words “any Police Officer, or servant of the Municipality authorized by the Municipal Authorities to demand the same,” will be substituted for “any servant of Government.”

5. The following addition will be made to No. 24:—“without the written permission of the Municipal Commissioners.”

6. No. 34 is not approved, as providing for the Municipality special redress for damage or injury for which the ordinary Courts of Law provide sufficient remedy.

7. No. 35 appears to be, for the same reason, unnecessary, and, unless special and local necessity for its enforcement exist, will not be sanctioned.

8. Bye-laws Nos. 36, 37, and 47 are not approved: the latter is superfluous, as all persons who cannot produce their licenses, or satisfy the Toll Collector that they have such licenses, are liable under the Act for payment of tolls.

(True Extract).

Chief Secretary.

To the President of the Municipal Commission, Bellary.

Exd. J. H. Burns.

without a sufficient light,
except when, in the opinion
of the Magistrate, there
may be sufficient moon-
light to render such
light unnecessary.

In Bye Law No 9
for the words "any public
^{within the Municipality}
grounds, the words "any
ground the property or
management of which
is or may be vested in
the Municipality" will be
substituted.

In Bye Law No 10
the words "any police officer
or servant of the Muni-
cipality authorized by the
Municipal Authority
to demand the same"
will be substituted for
"any servant of Government."

The following addition
will be made to No 24,
"without the written permis-
sion of the Municipal Commission."

No 34 is not approved
as providing for the Mu-
nicipality special redress
for damage or injury
for which the ordinary (civil)
law provide sufficient
remedy.

No 35 appears to be for
the same reason unnecessary
and unless special and
local necessity for its enforce-
ment exist, will not
be sanctioned.

Bye Laws No 36, 37
and 47 are not approved.
The latter is superfluous,
as all persons who can
not produce their licenses
or satisfy the toll collector
that they have such
licenses are liable under
the Act for payment of tolls.

To the President of the Municipal Council
Bellingham

7/15
M. C.

Public
1867. Department.

No 1388

PROCEEDINGS OF GOVERNMENT.

Dated 5-*2* / *Brumby* / 89

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