

1. Number of pages. 6
2. Date of repair. 10-11-10
3. Initials of Referencer
M.R.O. 1-32 400-29-11-80

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No.	297	Press ~~Mis.~~
Dated	21-3-	1867.

Not to be folded or roughly handled

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*Proceedings of the Madras Government, Public Department,
21st March 1867.*

No. 138. Read the following letter from the President of the Municipal Commission, Kurnool, to the Chief Secretary to Government, Fort Saint George ; dated Kurnool, 18th February 1867, No. 22.

I have the honor, under the provisions of Section 133 of Act X of 1865, Towns' Improvement Act, to request that you will have the goodness to obtain the sanction of Government to the following sums to be charged on licenses, and the Bye-laws which the Municipal Commissioners of Kurnool have framed :—

Licenses for Public Latrines, under Section 91 of Act X of 1865, to pay a fee of Rupees 3 each, half-yearly.

Licenses for Trades, falling under Section 115 of Act X of 1865, to pay a fee of Rupees 2 each, half-yearly.

Licenses for Burial Grounds, under Section 117 of Act X of 1865, to pay a fee of Rupees 5 each, half-yearly.

Bye-Laws.

That the Municipal Commissioners of Kurnool having resolved to erect a Cart-stand in a suitable place, no person be allowed to construct any others or take out licenses for the same, and that the Commissioners charge a fee of one Pie per diem on each cart kept therein.

2. That the Municipal Commissioners of Kurnool having resolved to erect a Slaughter-house at a suitable place, no person be allowed to construct any other Slaughter-houses or take out licenses for them, and that the Commissioners charge a fee of 2 Pies on each sheep or goat, and one Anna on each bullock, cow, calf or buffaloe slaughtered therein.

No. 139. ORDER THEREON, 21st March 1867, No. 297.

Under the provisions of Section 133 (Madras) Act X of 1865, the Governor in Council approves the rates of fees which the Municipal Commissioners propose to charge for licenses to be granted under Sections 91, 115, and 117 of the said Act, within the limits of the Kurnool Municipality. The fees to be levied under Section 117 will, of course, not be charged for existing Burial Grounds.

2. With reference to the proposed Bye-laws, the Governor in Council observes that provision is made in Sections 120 and 133 for the levy of a license fee for Cart-stands, and for penalties in case of places not licensed as Cart-stands being used as such : provision is also made under other Sections for the licensing and ordering of Slaughter-houses.

3. The Government gather from the wording of the proposed Bye-laws that the Commissioners purpose to allow one Cart-stand only within the Municipality, and to retain the management of the same in their own hands, charging a fee on every vehicle using the same. Similarly, the Commissioners purpose to have but one Slaughter-house within the Municipality, the management being retained, and the fees charged, by the Commission.

4. The Commissioners can, undoubtedly, prevent any place not licensed by them being used as a Slaughter-house or Cart-stand, but this power should only be exercised where the opening of a Slaughter-house or Cart-stand in the proposed site would, on public grounds, be objectionable. To adopt the measure now proposed by the Commissioners would be to grant the Commission a monopoly, a proceeding not

the "License" the proposed Bye Laws the

Proceedings of the Madras Government, Public Department,
21st March 1867.

only inexpedient but not sanctioned by the Act, which evidently does not contemplate the establishment of Cart-stands or Slaughter-houses under the management of the Towns' Commissioners.

(True Extract).

Chief Secretary.

To the President, Municipal Commission, Kurnool.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter
from the President of the
Kurnool Municipality.
(Recd. under 18th February 1867 No. 22.)

Order thereon 21st March 1867 No. 297.

Under the provisions
of section 133 (Madras) Act
of 1866, the Governor in
Council approved the rates
of fees which the Municipal
Commissioners propose to
charge for licences to be
granted under sections 9,
115, 117 of the said Act, with-
in the limits of the
Kurnool Municipality.
The fees for licences under
section 117 of the said Act, for
the proposed By-Laws
the

It occurs to me that
before sanctioning this
charge respect for
burial grounds under S 117
the Govt. should know
clearly & in detail
what in this respect
the M. Com^{rs} of Kurnool
propose to do. —
In these words of "Licences"

the Governor in Council observed that provision is made in sections 120 and 133 for the levy of a license fee for cartstands and for penalties in case of places not licensed, as cartstands being used as such: provision is also made under other sections for the licensing and ordering of slaughter houses

3 The Government gather
from the wording of the
proposed Bye Laws that
the Commissioners purpose
to allow our carts to stand
only within the Municipal
and to retain the manage-
ment of the same in
their own hands charging

for burial grounds": meaning
 simple visiting burial
 grounds. Now, Karnool
 is full of burial ground &
 the Mahomedan & Pathan
 families are very tenacious
 of their rights in these.
 I don't think Section 117
 authorizes a license being
 issued for burial grounds
 such as these. It seems
 to relate to grounds to be
 formed for burial purposes
 after the manufacture
 of the Act - and cannot
 be taken
 as clarifying ^{distinctions} burial
 grounds with the trades
 for which licenses may be
 issued & a rate levied.

Whether or not; whether
 fence will remove
 bare ground will be a
 technical matter. In phase
 is a new way is to be there
 and I don't recollect
 it at all placed on the
 municipal form for
 liability list any thing influenced
 as a house in a path
 Sullivan.

It would be well,
then, I conclude, to stop
short of sanctioning the
license rate under

Section 117 which Mr. Chase has furnished explanation on the points above noticed. With the multitude of rural pounds now available it cannot be likely that the M Com^{rs} are preparing a license for other users about the farm.

+ I turned aside -
 but this form showed
 only the occasion when
 the opening of slaughter
 house or cart stand
 in the proposed site was
 in public ground. It
 objectionable. To
 I conceive the R.E. would
 not be justified in inter-
 -fering for any other
 reason.

To the Pres. Am. Comm.
Lynn
Sept. 26/71

a fee on every vehicle using the same. Similarly the Commissioners propose to have but one slaughter house within the Municipality, the management being retained, and the fees charged, by the Commission.

4 The Commissioners
can, undoubtedly, prevent
any place not licensed
by them being used as a
slaughterhouse or cartstand,
but to adopt the measure now
proposed by the Commissioners
would be to grant the com-
mission a monopoly, a pro-
ceeding not only inexpedient
but not sanctioned by
the Act. which in truth
does not authorize but
the whole Government of Great
Britain or many other houses
under the management
of the Lower Commission.

Public 1864. Department.

No. 297.

PROCEEDINGS OF GOVERNMENT.

Dated. 21 March 1864.

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C15 March