

ACT No. I OF 1893.

PASSED BY THE LIEUTENANT-GOVERNOR OF BENGAL
IN COUNCIL.

*(Received the assent of the Lieutenant-Governor on the
3rd April, 1893, and of the Governor General
on the 17th June, 1893.)*

An Act for the licensing of Warehouses and the
maintenance of a Fire-brigade,
As amended up to March 1894.

CONTENTS

CHAPTER I.

Preliminary.

SECTIONS—

1. Title, application and commencement.
 2. Repeal.
Saving clause.
 3. Definitions.
-

CHAPTER II.

Licensed Warehouses.

4. Warehouse not to be used till licensed.
5. License of previously licensed building or place.
6. License of new warehouse.
7. Period for disposal of application for license.
8. Term and conditions of license.
9. Special Committee may exercise powers of Chairman.
10. Annual fee of license.
11. Change in occupation of warehouse to be notified.

SECTIONS—

12. Chairman may apply to Magistrate to suspend license of warehouse.
 13. Magistrate may cancel or suspend license
-

CHAPTER III.

Penalties.

14. Penalty for not taking out license
 15. Penalty for using warehouse after refusal, &c. of license.
 16. Penalty for breach of conditions of license.
 17. Penalty for neglecting to notify change in occupation of warehouse.
 18. Penalty for giving false information to Chairman respecting license.
 19. Penalty for preparing, &c., inflammable substance on roof of building.
 20. Penalty for using as residence any warehouse used for pressing jute or cotton.
 21. Penalty for using matches or artificial light in warehouse.
 22. Penalty for smoking within warehouse.
-

CHAPTER IV.

Funds.

23. Commissioners to meet cost of fire brigade.
24. Cost of fire-brigade how to be met.
25. Rates may also be levied to provide for cost of fire-brigade.
26. Commissioner of Police to prepare annually budget or estimate of receipts and expenditure of fire-brigade.

SECTIONS —

27. Sums to be appropriated as an asset of fire-brigade fund.
28. Mode of recovery of rates levied under section 25.
29. Local Government to fix proportionate liability for cost of fire-brigade to be borne by Commissioners.

CHAPTER V.

Fire-brigade.

30. Commissioner of Police to maintain fire-brigade for municipalities.
31. Power of Local Government to make orders with respect to fire-brigade.
32. Commissioner of Police, &c., may exercise certain powers on occasion of a fire.
33. Police-officers to aid fire-brigade in execution of its duties.
34. Non-liability of police-officer, &c., to damages.
35. Chief officer of brigade to enquire into origin of fire and to make report to Magistrate.

CHAPTER VI.

Fireworks, &c.

36. Penalty for letting off rockets, &c., and selling fireworks without license.
37. Power of Commissioner of Police to withdraw or suspend license.
38. Magistrate of Howrah to exercise certain powers of Commissioner of Police.
39. Penalty on house-holder for allowing rockets, &c., to be let off within premises without express permission.

CHAPTER VII.

Miscellaneous.

SECTIONS—

40. Local Government may declare other building or place to be a warehouse.
41. Reports respecting licenses for warehouses, &c , to be submitted to Local Government.
42. Police-officer may arrest offenders under section 36 and convey them before Magistrate.
43. Time within which offenders should be conveyed before Magistrate.
44. Form of license for warehouse.
45. Act not applicable to buildings where small quantities of jute, &c., are deposited.
46. Repeal of sections 347 of Act II of 1888 and 261 of Act III of 1884.

SCHEDULE.

An Act for the Licensing of Warehouses and the Maintenance of a Fire-brigade.*

WHEREAS it is expedient to make provisions for the licensing of Warehouses and the maintenance of a Fire-brigade ;

Preamble.

It is hereby enacted as follows —

* As amended by Act I of 1894, which was passed by the Lieutenant-Governor of Bengal in Council and received the assent of the L.G. on the 26th February, 1894, and of the Governor General on the 14th March, 1894,. The Preamble and section 1 of this Act are as follows :—

WHEREAS it is expedient to amend the Licensed Warehouses and Fire-Brigade Act, 1893 ; It is enacted as follows :—

Preamble.

CHAPTER I.

Preliminary.

Title, application and
commencement.

1. (1) This Act may be called the
Licensed Warehouse and Fire-
brigade Act, 1893.

(2) It applies to Calcutta, as defined by the Calcutta Municipal Consolidation Act, 1888, and to such portions of the Suburbs thereof as are for the time being subject to the operation of Bengal Act II of 1866; also to the municipality of Howrah and to any other municipality in the neighbourhood of Calcutta or Howrah, to which its provisions may be extended by an order of the Local Government to be published in the Calcutta Gazette.

(3) It shall come into force from the date on which it may be published in the Calcutta Gazette, with the assent of the Governor General.

Repeal.

2. (1) Act IV of 1883 is hereby
repealed :

Saving clause.

(2) But all rules, orders, declarations, financial arrangements and appointments made under the said Act and which are now in force, shall be deemed to have been made under this Act, so far as they are not inconsistent with the provisions thereof.

Definitions.

3. In this Act, unless there is something repugnant in the subject or context,—

1. This Act may be called the Licensed Warehouse and Fire-
Brigade Amendment Act, 1894. It shall
Title,
Commencement, be read with, and taken as part of, Bengal
Act I of 1893, and shall come into force from the date on which it
may be published in the *Calcutta Gazette* with the assent of the
Governor General.

(1) "basti land" means land which the owner lets out for the building of huts, in such manner that the tenant of the land is the owner of the hut: And "hut" includes any structure erected on such land, whether roofed with tiles or otherwise, and whether constructed with bricks, earth or other materials:

(2) "cotton" means loose raw cotton:

(3) "jute" means raw jute, either loose or in drums, and loose jute-cuttings and rejections:

(4) "Magistrate" means and includes a Presidency Magistrate and a Magistrate of the first class:

(5) "person" includes an undivided Hindu family, a firm or company of association or individuals whether incorporated or not:

(6) "The Commissioner of Police" means the officer vested with the administration of police in the town of Calcutta under the Calcutta Police Act, 1866, and any Act amending the same:

(7) "The Commissioners" mean, in respect of Calcutta, the Corporation of Calcutta; and in respect of Howrah and the other municipalities to which this Act applies or may hereafter be extended, the Municipal Commissioners of each of the municipalities concerned:

(8) "Warehouse" means any building or place used for the storing, or pressing, or keeping of jute, cotton, resin, varnish, pitch, tar, hay, straw, rags, tallow, wood or other inflammable substance or thing for the time being subject to the operation of this Act.

CHAPTER II.

Licensed Warehouses.

4. From and after the commencement of this Act,
Warehouse not to be used till licensed. no building or place shall be used as a warehouse, unless the owner or occupier thereof shall have previously obtained a license from the Commissioners for such use under this Act.

5. The owner or occupier of any building or place,
License of previously licensed building or place. for which there was in existence on the thirty-first day of March, 1893, or on the date of the commencement of this Act a license granted under the Jute Warehouse and Fire-brigade Act of 1872 or 1879, or the Licensed Warehouse and Fire-brigade Act of 1883, shall, upon application in writing to the Chairman of the Commissioners, be entitled to obtain a license from the Commissioners therefor as a warehouse, under this Act, subject to the payment to the Commissioners of such annual fee as is hereinafter provided.

Change.

The words "was in existence on the thirty-first day of March, 1893, or on the date of the commencement of this Act", were substituted for the words "is in existence at the commencement of this Act" by section 2 of Bengal Act I of 1894.

6. Any person proposing to use any building or place as a warehouse within the area to which this Act
License of new warehouse. applies or may hereafter be extended, and who, at the commencement of this Act, does not hold such license under any of the said aforementioned previous Acts, shall, with his

application for a license therefor, send to the Chairman of the Commissioners a plan in duplicate of such building or place prepared on a scale of 8 feet to the inch, and showing—

(a) the boundaries of such building or place ;

(b) the position of the engines and furnaces used or proposed to be used in the warehouse ;

(c) the space, if any, which has been reserved for the loading and unloading of carts thereat .

and thereupon it shall be within the discretion of the Chairman of the Commissioners to grant a license from the Commissioners therefor as a warehouse under this Act, subject to the payment to the Commissioners of such annual fee as is hereinafter provided, or to refuse a license for the same :

Provided that when a license is refused, the reason for such refusal shall be recorded in writing.

7. Every application for a license under the last preceding section shall be disposed of within thirty days from the date of its being received by the Chairman of the Commissioners, and if not disposed of within that period, the applicant shall not be liable to any penalties under this Act for the use, after the expiration of the said period of thirty days, of the building or place as a warehouse in respect of which such application shall have been made, so long as such application is not finally refused by an order in writing under the hand of the Chairman of the Commissioners setting forth the grounds for such refusal.

8. Licenses under section six of this Act may be granted either permanently or for such term of years as

Term and conditions of license. the Chairman of the Commissioners shall think fit, and shall be subject to the following conditions, namely :—

- (1) that the warehouse shall at all times be open to the inspection of an officer appointed by the Commissioner of Police. Such officer shall be a member of the Fire-brigade, but shall not be a member of any Police Force :
- (2) that the annual fee imposed in respect thereof be paid in advance.

Change.

The words "in advance" were substituted for the words "as in that case made and provided" by section 3 of Bengal Act I of 1894.

9. (1) With the consent of the Chairman of the Commissioners, any Special Committee of the Commissioners, not less than three or more than five in number whom the Commissioners in meeting shall in that behalf appoint, may exercise all or any of the powers and discretion under this Act vested in the Chairman of the Commissioners.

(2) The proceedings of such Committee shall not be submitted to the Commissioners in meeting or be subject to revision by them.

10. The annual fee payable in respect of any license shall not exceed ten per centum per annum on the annual value of the warehouse as it is assessed to the payment of the municipal taxes, less ten per centum on the outlay incurred in respect of the means and appliances, therein or appertaining thereto, for preventing or extinguishing fire :

Annual fee of license.

Provided that the annual fee payable by any owner or occupier in respect of license shall not exceed seven hundred and fifty rupees, and that estimated total annual amount to be derived from such fees shall not exceed fifty rupees per centum of the amount required to meet the cost of the fire-brigade, as shown in the budget mentioned in section twenty-six of this Act :

Provided also that the owner or occupier of adjacent warehouses and the godowns, yards or compounds auxiliary to such warehouses shall not be bound to take out more than one license in respect of such warehouses, godowns, yards and compounds.

“10A. Anything in this Act notwithstanding, a fee in respect of a license shall be payable on the fifteenth day of March, 1894, in respect of every such building or place as is described in section five, by the owner or occupier thereof, for the period commencing on the twenty-eighth day of June, 1883, (the date on which this Act came into force), and ending on the thirty-first day of March, 1894, calculated on the basis of the annual fee which was payable in respect of warehouses under the provisions of section five of Bengal Act IV of 1883.”

Fee payable from 28th June, 1883, to 31st March, 1894.

Change.

This section is new and has been added by section 4 of Bengal Act I of 1894

11. Whenever and so often as a change in the occupation of any warehouse occurs, the person entering into occupation of the same shall, within two weeks of his so entering into occupation, give notice in writing to the Chairman of the Commissioners of such change

Change in occupation of warehouse to be notified.

of occupation, and shall thereupon pay to the Commissioners a fee of five rupees; and his name shall accordingly be substituted in the license in respect of such warehouse for the name of the last occupier.

12. (1) Whenever the Chairman of the Commissioners receives credible information that any of the conditions, to which the license of any warehouse shall be subject, has been broken by the holder thereof, he may apply in writing, setting forth the substance of such information, to a Magistrate for the issue of a summons upon the holder of the license to show cause why such license should not be cancelled or suspended, and may also apply to such Magistrate to suspend in the meantime such license pending the hearing of the case.

(2) The Magistrate shall not make an order suspending such license unless he is satisfied that it is necessary to prevent or obviate immediate danger or injury of a serious kind.

(3) The summons issued under this section shall be served upon the said holder of the license named therein in the manner provided in the Code of Criminal Procedure, 1882, for the service of summons.

13. The Magistrate, before whom the case instituted under the last preceding section is brought on for disposal, may, if after taking evidence he be satisfied that there exist reasonable and proper grounds for cancelling or suspending the license, cancel such license, or may order the same, for such time as he may think fit, to be suspended, and may impose such conditions as to the reversal of such order of cancelment or suspension as may be consistent with the provisions of this Act for the grant of a license for a warehouse.

CHAPTER III.

Penalties.

14. Any person who, without taking out a license, uses any building or place as a warehouse shall be liable, on conviction before a Magistrate, to a penalty not exceeding fifty rupees for each day during which he may so use or continue to use such warehouse.

Penalty for not taking out license.

15. Any person who uses any warehouse in respect of which a license has been refused, or after the license in respect thereof shall have been cancelled, or during the time for which such license shall have been suspended, shall be liable, on conviction before a Magistrate, to a penalty not exceeding two hundred rupees, and to a further penalty not exceeding fifty rupees for every day during which any such warehouse may be so used as aforesaid.

Penalty for using warehouse after refusal, &c, of license.

16. Any holder of a license who breaks any of the conditions under which a license is held in respect of any warehouse shall be liable, on conviction before a Magistrate, to a penalty not exceeding fifty rupees for any one such offence.

Penalty for breach of conditions of license

17. If, and so often as there be a change in the occupation of any warehouse, the person entering into occupation fail to give the notice and to pay the fee required by section eleven of this Act, such person shall be liable, on conviction before a Magistrate, to a penalty not exceeding ten rupees for each day during which he may so use or continue to use such warehouse.

Penalty for neglecting to notify change in occupation of warehouse

18. Any person who gives false information to the Chairman of the Commissioners with the object of inducing him to take action under section twelve of this Act shall, on conviction before a Magistrate, be liable to a penalty not exceeding fifty rupees

Penalty for giving false information to Chairman respecting license.

19. Any owner or occupier of a warehouse who shall prepare or dry, or cause to be prepared or dried, any inflammable substance or thing, for the time being subject to the operation of this Act, on the top or roof of any building constituting or forming part of such warehouse shall be liable, on conviction before a Magistrate, to a penalty not exceeding fifty rupees for any one such offence.

Penalty for preparing, &c., inflammable substance on roof of building.

20. Any person who shall use as a residence any portion of a warehouse used for the pressing or screwing of jute or cotton, if jute or cotton be then stored therein, shall be liable, on conviction before a Magistrate, to a penalty not exceeding ten rupees for each day during which he may reside therein.

Penalty for using as residence any warehouse used for pressing jute or cotton.

21. Any person who shall bring into a warehouse, used for the pressing or screwing of jute or cotton, if jute or cotton be then stored therein, or use therein, any matches or any artificial light unless duly and thoroughly protected shall be liable, on conviction before a Magistrate, to a penalty not exceeding ten rupees for any one such offence.

Penalty for using matches or artificial light in warehouse.

22. Any person who shall smoke within a warehouse

used for the pressing or screwing of jute or cotton, if jute or cotton be then stored therein, shall be liable, on conviction before a Magistrate, to a penalty not exceeding ten rupees for any one such offence.

Penalty for smoking
within warehouse.

CHAPTER IV.

Funds.

23. The Commissioners shall pay to the Commissioner of Police half-yearly, in the months of May and November, such sums as are required to meet the cost of the fire-brigade as appear in the budget of the Commissioner of Police, and in such proportion, respectively, as the Local Government shall, from time to time, prescribe.

Commissioners to meet
cost of fire brigade.

24. The Commissioners shall rateably impose the annual fees payable for licenses under section ten of this Act upon all warehouses, and shall appropriate towards the cost of the fire-brigade the amount derived from such annual fees, and all penalties and fines imposed and all rates levied under this Act.

Cost of fire-brigade how
to be met.

25. (1) The Commissioners may, for the purpose of further providing the cost of the fire-brigade, levy the following rates:—

Rates may also be levied
to provide for cost of
fire-brigade.

- (a) a rate not exceeding two and-a-half per centum on the annual value, as it is assessed to the payment of municipal taxes, on any building or place used for the storage of any other inflammable substance or thing not specifically mentioned in clause (8) of section three of

this Act, which the Local Government may, by a notification to be published in the Calcutta Gazette, declare to be liable for the payment of such rate :

Provided that the rate payable by any owner or occupier in respect of any building or place under this clause shall not exceed one hundred rupees ;

(b) a rate not exceeding one-half per centum on the annual value, as it is assessed to the payment of municipal taxes, on all basti lands with the huts, if any, upon them ;

(c) a general rate not exceeding one-eighth per centum on the annual value of all houses and land assessed under the provisions of the Bengal Municipal Act, 1884, and the Calcutta Municipal Consolidation Act, 1888.

(2) Any building or place in respect of which a license has been granted under this Act as a warehouse, which has been assessed under clause (a), and any basti land assessed under clause (b), shall be exempt from further assessment under clause (c).

26. (1) The Commissioner of Police shall prepare annually in or before the month of February a budget or estimate of the receipts and expenditure of the fire-brigade for the year commencing on the 1st of April next ensuing, and shall distinguish

Commissioner of Police to prepare annually budget or estimate of receipts and expenditure of fire-brigade.

in the receipts of such budget the proportionate sums to be contributed by the several municipalities to which this Act extends or shall hereafter be extended ; and shall also show any balance of receipts remaining un-

expended, after providing for any legitimate charge against the funds of the fire brigade, and in like manner, if there be a deficit, shall show such deficit at the close of the previous year, and such credit or debit balances shall be taken into account by the Local Government in fixing the sum to be annually contributed by the municipalities concerned under this Act.

(2) Such budget shall be laid before the Commissioners at a meeting, and shall be forwarded by them to the Local Government with such remarks as they shall think fit to record; and it shall be within the discretion of the Local Government to pass, modify or reject the estimates of all or any sums entered in such budget.

27. Any sum standing at the credit of the Jute Warehouse Fund of the municipalities abovenamed, or at the credit of any fund appropriated to the maintenance of the fire-brigade under the provisions of Act IV of 183 at the time when this Act comes into force, shall be appropriated as an asset of the Fire-brigade Fund under this Act:

Sums to be appropriated as asset of Fire brigade Fund.

28. The provisions of the Bengal Municipal Act, 1884, and the Calcutta Municipal Consolidation Act, 1888, relating to the recovery of rates levied under those Acts, respectively, shall, so far as they are consistent with this Act, apply to the recovery of rates levied under section twenty-five of this Act:

Mode of recovery of rates levied under section 25

Provided that the rates levied under this Act in Calcutta shall be included with the four rates mentioned in section one hundred and one of the Calcutta Municipal Consolidation Act, 1888, as one consolidated rate.

29. The Local Government may fix the proportionate liability for the cost of the fire-brigade to be borne by the Commissioners of the municipalities to which this Act applies or may hereafter be extended, and may from time to time alter the proportions in which the Commissioners of any or all the municipalities, for the time being subject to the operation of this Act, are liable for the payment of the said sum.

Local Government to fix proportionate liability for cost of fire-brigade to be borne by Commissioners.

CHAPTER V.

Fire-brigade.

30. The Commissioner of Police shall maintain an efficient fire-brigade for the municipalities or such portions thereof that are for the time being subject to the operation of this Act.

Commissioner of Police to maintain fire-brigade for municipalities.

31. (1) The Local Government may from time to time make, and when made alter or repeal, such general or special orders as it may think fit—

Power of Local Government to make orders with respect to fire brigade.

for appointing or removing any member or officer of the force ;

for furnishing the fire-brigade with such fire-engines, fire-escapes, horses, accoutrements, equipments, tools and implements as it may think proper ;

for building or providing stations or hiring places for the keeping of the force, engines, horses and appurtenances ;

for giving gratuities to persons who have given notice of fires and to those who have rendered effective service to the brigade, on the occasion of fires ;

for the training, discipline, good conduct, salaries and pensions of the members of the force ;

for the speedy attendance of such members with engines and all necessary implements on the occasion of any alarm of fire ;

for sending the force, engines and appurtenances beyond the limits of the area to which this Act extends, in order to extinguish fire in the neighbourhood of the said limits ;

for imposing and summarily realizing a fine not exceeding one week's wages from any member of the brigade who may infringe these orders, and,

generally, for the maintenance of the fire-brigade in a due state of efficiency.

(2) Such orders shall be published in the Calcutta Gazette and shall take effect from the date of such publication

32. (1) On the occasion of a fire, the Commissioner or Deputy Commissioner of Police, or the Chief or other Officer in charge of the fire-brigade on the spot, may—

Commissioner of Police &c, may exercise certain powers on occasion of a fire.

(a) remove, or may order any member of the brigade to remove, any persons who by their presence interfere with the due operations of the brigade ;

(b) by himself or by his men break into or through, or pull down, any premises for the purpose of putting an end to the fire, doing as little damage as possible ;

(c) cause the mains and pipes of any district to be shut off, so as to give greater pressure of water in the place where the fire has occurred ;

(d) call on the officer in charge of the Port Commissioners' fire-engine to render such assistance as may be possible, in the case of any fire occurring near river bank, and,

(e) generally take such measures as may appear necessary for the preservation of life and property.

(2) The Commissioner or Deputy Commissioner of Police, or the Chief Officer on the spot in charge of the brigade, may verbally nominate and depute one or more officers of the brigade to act at a distance; and such officer or officers shall have for the time being the like powers as the Chief Officer himself possesses under this section.

33. Police-officers of all grades shall be authorized to aid the fire-brigade in the execution of its duties. They may close any street in or near which a fire is burning, and they may, of their own motion or on the request of the Chief or other Officer of the fire-brigade, remove any persons who interfere by their presence with the operations of the fire-brigade,

Police-officers to aid fire-brigade in execution of its duties.

34. No officer of the police or of the fire-brigade shall be held liable to damages on account of any act done by him in the *bond fide* belief that such act was required in the proper execution of his duties.

Non liability of police-officer, &c., to damages.

35. (1) In the case of any fire occurring within the area to which this Act applies, the Chief Officer of the fire-brigade shall ascertain the facts as to the origin and cause of such fire, and shall make a report thereon to the Magistrate having jurisdiction in the

Chief Officer of brigade to enquire into origin of fire and to make report to Magistrate,

place in which such fire shall have occurred ; and the said Magistrate, in any case where he may see fit, shall summon witnesses and take evidence in order to the further ascertainment of such facts.

(2) Copies of all reports and of all evidence recorded under this section shall be furnished on application to any Fire Assurance Company or other person interested, on payment of the fees payable for the copies of judicial proceedings.

CHAPTER VI.

Fireworks, &c.

36. (1) Whoever within the area to which this Act applies, or to which it may hereafter be extended, shall let off rockets or send up fire-balloons without a license from the Commissioner of Police, and whoever shall sell fireworks without a license from the Commissioner of Police, for which a yearly fee not exceeding ten rupees shall be payable, shall be liable, on conviction before a Magistrate, to a penalty not exceeding fifty rupees for every such offence.

Penalty for letting off rockets, &c., and selling fireworks without license.

(2) All such fees received by the Commissioner of Police shall be applied by him towards the maintenance of the fire-brigade.

37. The Commissioner of Police may, at his discretion, withdraw or suspend any license granted by him under the last preceding section :

Power of Commissioner of Police to withdraw or suspend license.

Provided that a license to sell fireworks shall not be withdrawn or suspended except after thirty days' notice.

38. The powers conferred on the Commissioner of Police in respect to Calcutta and the Suburbs by the two last preceding sections, shall be exercised in the municipality of Howrah by the Magistrate of the district, or the officer in charge of the current duties of the Magistrate's office.

Magistrate of Howrah
to exercise certain powers
of Commissioner of Police

39. In the event of any rockets being let off or fire-balloons sent up, within the precincts of any private premises or compound without the express permission in writing of the Commissioner of Police or the Magistrate or officer as aforesaid, as the case may be, the owner or occupier, or person under whose immediate control the said premises or compound is, shall be liable to a fine not exceeding fifty rupees, unless he can prove that the offence was committed without his knowledge.

Penalty on house-holder
for allowing rockets, &c.,
to be let off within prem-
ises without express per-
mission.

CHAPTER VII.

Miscellaneous.

40. The Local Government may, on the recommendation of the Commissioners in meeting, declare that any building or place used for the storing, or pressing, or keeping of any inflammable substance or thing other than those specified in clause (8) of section three of this Act shall be a warehouse within the meaning of, and be subject to the operation of, this Act.

Local Government may
declare other building or
place to be a warehouse.

41. (1) The Commissioners of the several muni-

Report respecting
licenses for warehouses,
&c., to be submitted to
Local Government.

icipalities to which this Act extends shall submit a report to the Local Government once a year, at such time as the Local Government shall direct, giving a statement of account of receipts and disbursements, and showing how the provisions of this Act have been carried out, and specifying the warehouses in respect of which licenses have been granted.

(2) The Commissioner of Police shall make a similar report, showing the constitution, assets and the working of the fire-brigade during the year, the receipts and expenditure in respect thereof and the proceedings taken by him under sections thirty-six and thirty-seven of this Act.

(3) Such reports shall be forthwith published in the Calcutta Gazette.

42. Any person committing any offence in respect of which a penalty is provided by section thirty-six of this Act may, if his name and address be unknown, be arrested by any officer of police and forthwith conveyed before a Magistrate having jurisdiction in the place in which such offence has been committed, or shall be taken to the nearest police-station within the said jurisdiction, in order that such person may be detained until he can be brought before a Magistrate, or until he shall enter into a recognizance with or without sureties for his appearance before a Magistrate.

43. Whenever such person shall be taken to a police-station, the officer in charge of such station shall, as soon as possible, but in every case within twenty-four hours, cause him to be conveyed before a Magistrate having jurisdiction in the matter.

Time within which
offenders should be con-
veyed before Magistrate.

44. Every license granted under Chapter II of this Act shall, as far as possible, be in the form of the Schedule to this Act annexed.

Form of license for warehouse.

45. (1) Nothing in this Act shall be deemed to apply to buildings or places wherein small quantities of jute, cotton, resin, varnish, pitch, tar, hay, straw, rags, tallow, wood or other inflammable substance or thing for the time being subject to the operation of this Act are deposited.

Act not applicable to buildings where small quantities of jute, &c, are deposited.

(2) The Local Government may from time to time declare, by notification in the Calcutta Gazette, what quantities of jute, cotton, resin, varnish, pitch, tar, hay, straw, rags, tallow, wood or other inflammable substance or thing as aforesaid, shall be deemed to be small quantities within the meaning of this section.

46. Sections three hundred and forty-seven of the Calcutta Municipal Consolidation Act, 1888, and two hundred and sixty-one of the Bengal Municipal Act 1884, are hereby repealed, in so far as they entitle the Commissioners to levy fees in respect of premises licensed as depots for hay, straw, wood, rags, jute or other dangerously inflammable material which are licensed and used as warehouses under this Act.

Repeal of sections 347 of Act II of 1888 and 261, of Act III of 1884.

46A. Anything in the last preceding section notwithstanding, the Commissioners are hereby authorised to levy fees under sections three hundred and forty-seven of the Calcutta Municipal Consolidation Act, 1888, and two hundred and sixty-one of the Bengal

Operation of section 46 suspended.

Municipal Act, 1884, as the case may be, up to the thirty-first day of March, 1894, and it is hereby declared that the repeal of the said sections, in so far as the power is withdrawn from the Commissioners of levying fees in respect of premises licensed as depots for hay, straw, wood, rags, jute or other dangerously inflammable material which are licensed and used as warehouses under this Act, shall not take effect until the first day of April, 1894.

This section is new and has been added by section 5 of Beng. Act I of 1894.

SCHEDULE.

(*Referred to in section 44*)

License under Bengal Act of 18
No. of 18

The Corporation of Calcutta (or the Municipal Commissioners, *as the case may be*) hereby grant unto this license under Bengal Act of , to store (or press and keep) jute (or cotton, resin or other inflammable substance or thing, *as the case may be*) in building or place, No or Nos , Calcutta (or No or Nos. Howrah, *as the case may be*), subject to the conditions noted on the back, and they hereby acknowledge to have received the sum of Rs. , being the license fee due by the said from to 189 in respect of the aforesaid premises, at the rate of Rs. per annum.

Name of owner

Name of occupier

Secretary to the Corporation

(or to the Municipal Commissioners).

The day of

(On the back of the license.)

CONDITIONS.

(1) The warehouse or warehouses in respect of which this license is granted shall at all times be open to the inspection of an officer appointed by the Commissioner of Police as provided by section eight of the Licensed Warehouse and Fire-brigade Act, 1893.

(2) The annual fee imposed in respect to this license shall be in advance.

Change.

The words "on the back of the license" and "in advance" were substituted for the words "on the back of schedule" and "(here state annual or other dates for payment of license fee)" respectively by section 6 of Beng. Act I of 1894.

NOTIFICATION.

No. 2853M.—The 14th August 1893.—It is hereby notified for general information that, in the exercise of the power vested in the Local Government by section 45 (2) of the Bengal Licensed Warehouse and Fire-Brigade Act I of 1893, the Lieutenant-Governor is pleased to declare that 50 maunds of jute, cotton, resin, varnish, pitch, tar, hay, straw rags, tallow, wood or other inflammable substance or thing for the time being, subject to the operation of the said Act, shall be deemed to be a "small quantity" within the meaning of section 45 (1) of the Act, and that the provisions of the Act shall not apply to any buildings or places wherein any quantity of the inflammable materials mentioned above, not exceeding 50 maunds, is deposited.

*Calcutta Gazette of 16th }
August 1893. }*

J. A. BOURDILLON,
Offg. Secy. to the Govt. of Bengal.

The Calcutta Gazette, 5th August, 1903.

ORDERS BY THE LIEUTENANT GOVERNOR OF BENGAL.

Municipal and Local.**Notification.**

No. 2018M.—The 29th July 1903.—under Section 82 of the Bengal Municipal Act III of 1884, as amended up to 1st November 1896, the Lieutenant Governor is pleased to make the following modifications in the Municipal Account Rules, published under Notification No 5472 M, dated the 13th December 1897 at pages 297 to 358, Part 1B of the Calcutta Gazette of the 15th idem —

Rule 60.—For the memorandum of agreement substitute :—

Rs. A. P.

Balance as per Cash-Book ...

Deduct—

Balance of the separate accounts of the Dispensary Funds in the Treasury as per detailed accounts received from the Managing Committees.

Rs. A. p.

Dispensary Fund

Ditto

Ditto

Total ...

Net balance of Cash-Book... ..

Add—

Amount of uncashed cheques	...	
Total	...	
Balance as per pass-book of the Municipal Fund	

Rule 103.—Substitute the following for the present rule:—

The register for the record of donations and subscriptions of a Charitable Dispensary shall be kept by the Managing Committee in form No XL, columns 10 or 11, as the case may be, of this register shall be filled in by the Medical Officer in charge or the Secretary of the Managing Committee when the money is sent to the Municipal office or remitted to the treasury. Separate receipts need not be granted to the donors or subscribers unless they specially ask for them.

FORM XL.

Dispensary subscription Register.

Name of Donor.	Amount promised.	OUT STANDINGS.			Amount paid.	Date and initials of Donor.	Balance outstanding.	Initials of officer in charge.	Date when sent to office.	Date when remitted to Treasury.	REMARKS.
		Arrear.	Current	Total.							
1	2	3	4	5	6	7	8	9	10	11	12
	Rs. A.P.	Rs. A.P.	Rs. A.P.	Rs. A.P.	Rs. A.P.		Rs. A.P.				

Rule 104.—In line 1 after “dispensaries” insert “ in class 11-B.”

Add the following rule:—

Rule 104A.—For the hospitals and dispensaries in class 11-A a separate banking account is allowed at the

(cxxxx)

treasury. All receipts of these institutions will be paid into the treasury direct by the Managing Committee, and all payments on account of them will also be made by the Committee direct without the intervention of the Municipal Office, either from the imprest in the hands of the Medical Officer or by the cheques drawn by the secretary or President upon the treasury. The income from the endowments and investments will, however, be realised by the municipality and remitted to the treasury for the credit to the account of the Dispensary Fund, an intimation being at the same time sent to the Managing Committee.

Before the 5th of the following month, the Managing Committee will furnish the municipal office with an account showing all the receipts and charges of the Dispensary Fund and a memorandum reconciling the closing balance of the account, the transactions will be incorporated in the accounts of the Municipality under proper heads.

The credits shown in the accounts of the Committee on account of contributions paid by the Municipality should be taken under the head "Advances" to which the corresponding payment in the Municipal accounts should also be debited.

MUNICIPAL DEPARTMENT.

LOCAL SELF-GOVERNMENT, CIRCULAR NO. 16 L. S. G.
Calcutta, the 19th March 1903

FROM H. C. WOODMAN, Esq.,

Under-Secretary to the Government of Bengal.

TO ALL COMMISSIONERS OF DIVISIONS.

SIR.

In continuation of Government Circular No. 19T.—M, dated 1st October 1892, in which the principles were explained on which Government would be prepared to consider the proposal of Municipalities and District Boards for the extension of the Provident Fund system to all superior servants and for the framing of pension

and gratuity rules for servants in inferior employ. I am directed to forward for the guidance of the local bodies concerned, a set of model rules which have been framed by Government to give effect to those recommendations.

2. I am to request that any proposals which the Municipalities or District Boards in your Division may desire to make may be considered in the light of these model rules, which in respect of the grant of pensions and gratuities to inferior servants, have been framed in accordance with the corresponding provisions in the Civil Service Regulations relating to Government servants with regard to the extension of the Provident Fund system to all servants where pay exceeds Rs 10, a slight amendment only of the existing Provident Fund rules is required, which amendment is shown in the second portion of the enclosure to this letter.

MODEL RULES FOR DISTRICT BOARDS AND
MUNICIPALITIES.

A.—Pension and Gratuity Rules for inferior Servants.

I.—Service on pay not exceeding Rs. 10 is inferior service.

II.—The service of an inferior servant counts after the age of 16 years.

III.—An inferior servant counts periods of authorised leave, but not exceeding five years in his whole service.

IV.—An officer whose service has been for some time inferior and for some time superior will count the period of his inferior service towards pension or gratuity on the scale shown in Rule V. On his admission to superior service, he will be required to contribute towards the Provident Fund in accordance with the provisions of the rules of that Fund.

No pension or gratuity for the inferior service can, however, be claimed ~~until~~ the officer actually retires from service.

V.—Compensation or invalid gratuity will be granted to inferior servants at the following rates:—

After a service of less than	5 yrs.	Nil.
" " not less than	5 yrs.,	but less than	10 "	3 mths. pay	
" " " " "	10 "	" " "	15 "	4 "	"
" " " " "	15 "	" " "	20 "	5 "	"
" " " " "	20 "	" " "	30 "	6 "	"

Compensation or invalid pension, equivalent to half pay, but exceeding Rs. 4 a month, will be granted after a service of not less than 30 years. If the pay of an officer has been reduced during the last three years of his service otherwise than as a penalty, his gratuity or pension may be calculated upon the average of his pay during the last three years of his service.

VI.—A compensation pension or gratuity is awarded to an officer discharged from service because on a reduction of establishment his appointment is abolished and other suitable employment cannot be found for him. An appointment, the pay of which is reduced as part of a general scheme of revision, is abolished within the meaning of this rule.

VII.—An invalid pension or gratuity is awarded on his retirement from service to an officer who by bodily and mental infirmity is permanently incapacitated for further service.

VIII.—Inferior servants are not entitled to either superannuation or retiring pension.

IX.—The record of service, the preparation of service-books, and the procedure to be adopted in dealing with applications for pension and payment of pensions shall be in accordance with the rules prescribed for the Government servants in the Civil service Regulations.

B.—*Provident Fund Rules.*

The model rules as framed by Government and circulated with Government circular No. 83M., dated the 8th July, 1898, with the following amendment of rule 1:—

For the words "whose salary is not less than Rs. 15" in the definition of "servant" in Rule 1 (b) of the Provident Fund Rules, substitute "whose salary exceeds Rs. 10"

INDEX.

Accounts—

See *Municipality and Ratepayer.*

rules, *App. XI, p. xxxv.*

of hospital and dispensary receipts and expenditure, *s. 69 A (1), p. 76.*

Act—

short title of, *s. 1, p. 1.*

when to come into force, *ib.*

notification made under, when to take effect, *ib.*

IV 1894, when came into force, *p. 2.*

short history of, *ib.*

applicability or otherwise of, to Cantonments *s. 5, p. 4.*

I of 1894, Land Acquisition, *p. 42.*

land may be taken under, *s. 35, p. 42.*

III of 1897 (India), Epidemic Diseases, *App. p. clxxix.*

XI of 1879 (India), Local Authorities Loan, *App. p. clxxxi.*

XI of 1881 (India), Municipal Taxation, *App. p. clxxxv.*

I of 1887 (Beng.), Calcutta Survey, *App. p. clxxxvii.*

III of 1893 (Beng.), Bengal Tramways, *App. p. clxlv.*

I of 1893 (Beng.), Licensed Warehouse and Fire-Brigade, *App. p. cciii.*

property of late Commissioners vested in Commissioners under this, *s. 4, p. 4.*

V of 1876, see *Municipality and Commissioners.*

Allowance—

See *Chairman and Vice-Chairman.*

to municipal servants on leave, *s. 46, p. 59.*

Animals—

See *Noxious Animals.*

Annual value—

its meaning, *ss. 85 and 101, pp. 88 and 101.*

how to be ascertained, *s. 101, pp. 100-1.*

rate on, *s. 85, p. 85.*

owner or occupier bound to furnish return of, *s. 99, p. 98.*

Annuity Fund—

rules for, *s. 47, p. 60.*

Appeals—

against order of Divisional Commissioner removing Commissioner, *s. 20, prov. p. 24.*

to Commissioners under building regulations, *s. 242A, p. 195.*

affecting burial and burning grounds, *s. 256B, p. 210. **

Appointment—

of subordinates, see *Chairman*
of Chairman and Commissioners, see *Local Government*.

Arable land—

taken into account in assessing tax, note, p. 90.

Assessment—

Commissioner not to vote on question affecting own, s. 58, p. 65.

Of personal tax—

preparation of list of, s. 87, p. 89.
persons not liable to, *ib.* p. 90.
when to take effect, and duration of, s. 88, p. 91.
not on public buildings, s. 89, p. 91.
not on properties under railway administration, pp. 92-3.
exemption from, s. 91, p. 94.
reduction of, in altered circumstances, s. 92, p. 94.
alteration of, s. 93, p. 95.
substitution of name in list of, s. 94, p. 95.
cessation of, on account of vacancy, s. 95, p. 96.

Of rate on holdings—

duration of, s. 97, p. 96.
effect of alteration of percentage, s. 97A, p. 96.
buildings exempted from, s. 98, p. 97.
see *Holdings*.
reduction of, s. 107, p. 104.
insufficient and inequitable, explained, notes, p. 108.
preparation and publication of list of, s. 112, p. 108.
application for review of, s. 113, p. 109.
by whom to be disposed of, s. 114, p. 110.
see *Civil Court*.
when barred,—see *Limitation*.

Assessor—

appointment of, s. 46, p. 59.
may enter and inspect holdings for assessment, s. 99, p. 98.
cannot delegate authority, s. 99, p. 99.
when to be appointed by Local Government, s. 111A p. 107.
notice of application for review to, s. 113, p. 109.

Audit—see *Local Government*.

Bathing—

Commissioners may set apart places for, s. 199, p. 158.

Bills—see *Tax*.

Births and Deaths—

registration of, s. 346, p. 256.
appointment of sub-registrar for registration of deaths s. 347,
p. 256.
information to be given of, s. 348, p. 257.
of deaths in hospitals, s. 349, p. 257.

Budget—see *Commissioners*.

Building—

meaning of, note, p. 6.

in a dangerous state, s. 210, p. 169.

in ruins to be pulled down, s. 210A, p. 169.

repaired by Commissioners, possession may be taken of, s. 211, p. 170.

if pulled down, materials may be sold, s. 212, p. 170

hoards to be set up during repairs of, s. 235, p. 186.

notice necessary before, s. 237, p. 188.

plan and specification to accompany notice of, *Ib*

may include compound wall, note, p. 189.

see *Penalty*

erected without notice may be removed, s. 238 (1), p. 189.

sanction for, to be in force for one year, s. 239, p. 192.

"erect" or "re-erect"—defined, s. 240, p. 192.

rules for construction of, s. 241, p. 193.

Commissioners may prohibit occupation of, s. 242, p. 194.

see *Appeal*.

Burial—

grounds to be registered, s. 254, p. 209.

new or disused not to be used without leave, s. 255, p. 209.

to be closed by order of Commissioners, s. 256, p. 209.

private, excepted, 256A, p. 210

see *Appeal*.

unregistered not to be used, s. 257, p. 211.

of corpses by Commissioners, s. 258, p. 211.

provision of places for, s. 259, p. 211.

of paupers free, s. 260, p. 212.

see *Penalty*.

Burning—see *Burial*.

Busti—see *Hut*.

Bye-laws—

under Act V (B. C.) of 1876, saved, s. 2, p. 2.

how far valid, note, p. 3.

power of Commissioners to frame, s. 350, p. 259.

for hill-municipalities, s. 350A, p. 261.

confirmation of, s. 351, p. 261.

power of Local Government to cancel, s. *Ib.*, p. 262.

must be consistent with Act, s. 350, p. 259.

must be reasonable, note, pp. 260-1.

Model, *App.*, p. clxvii.

Canals Act—

Beng. Act V of 1864, note, p. 143

Commissioners may be appointed to collect tolls under, s. 171, p. 143.

Local Government may cancel appointment and withdraw order made under, s. 172, p. 144.

Cantonment—

applicability of Act to s. 5, p. 4.

Cantonment—*concl.*

not to be excluded from or included in municipality without consent of Supreme Government, *s. 9 prov.*, p. 13.
authority to decide dispute between municipality and, *s. 66A, p. 70.*

Carriage—

defined, *s. 6 (1), p. 5.*
tax on, *s. 85, p. 88.*
order imposing tax on, and publication thereof, *s. 131, p. 121.*
when exempted from tax, *Ib.*
“used in the ordinary course of business”, meaning of, *s. 141B, p. 128.*
duration of tax on, *s. 132, p. 123.*
license for, how to be obtained, *s. 133, p. 124.*
proportionate tax, when acquired during half-year, *s. 134, p. 124.*
liable to tax, although owner absent, *s. 136, p. 125.*
see Penalty.
preparation of list of persons licensed to keep, *s. 139, p. 126.*
see Owner.
inspection of places containing, *s. 140, p. 127.*
Commissioners may summon persons owning, *Ib.*
refund of tax on, when to be made, *s. 141, p. 127.*
prohibition of double fee for, *s. 141A, p. 128.*

Cart—

defined, *s. 6 (2), p. 5.*
fee for registration of, *s. 86 (6), p. 88, & s. 143, p. 129.*
order for registration of, *s. 142, p. 128.*
exempted from registration, *Ib.*
proportionate fee from date of possession of, *s. 144, p. 130.*
registration of transfer of ownership of, *s. 145, p. 130.*
fee for, Ib.
see Penalty.
seizure and sale of unregistered, *s. 147, p. 131.*
prohibition of double fee for, *s. 147A, p. 132.*

Casting vote—*see Vote.*

Cess-pool—

Commissioners to inspect and have control of, *ss. 190, 191 p. 154.*
may direct use of disinfectants or deodorants in, *s. 192, p. 155.*
see Privies and Drains.

Chairman—

appointment of, *s. 23. (1) p. 27.*
at request of Commissioners, *s. 23 (2), p. 27.*
election of, *s. 23 (2), p. 27 & s. 26A, p. 31.*
removal of appointed, *s. 23 (3), p. 27.*
office of, to become vacant on removal of name of municipality from sch. II, *s. 23 (5), p. 27.*
status and tenure of office of, appointed at request of Commissioners, *s. 24, p. 28 & s. 2F, p. 30.*
removal of elected, *s. 24 para 3, p. 29.*
term of office of, appointed *ex-officio* *s. 25A, p. 30.*

Chairman—*concl'd.*

shall resign at first meeting after general election, *s.* 26A, *p.* 31.
 resignation of appointed, when to take effect, *s.* 26A *prov.*, *p.* 31.
 to be notified to Loc. Government *s.* 27A, *p.* 33.
 leave to, *s.* 26B, *p.* 32
 elected, may enter on duties immediately after election, *s.* 26,
p. 30.
 bye-election of, *s.* 27, *p.* 32.
 allowance to, and its limit, *s.* 28, *p.* 34.
 municipality to sue and be sued in name of, *s.* 29 *p.* 34.
 to sign contracts exceeding Rs. 500, *s.* 37, *p.* 44.
 to call meetings, *s.* 38, *p.* 52.
 shall call special meetings, on requisition, *s.* 39, *p.* 54
 shall preside at meetings, *s.* 40, *p.* 54.
 meeting illegal when not called by, or Vice-Chairman, or under
sec. 39, *s.* 42, *p.* 55
 has casting vote on equal division, *s.* 41, *p.* 54.
 shall exercise powers vested in Commissioners, *s.* 44, *p.*
 may delegate powers to Vice-Chairman, *s.* 45, *p.* 57.
 power of, to appoint subordinates, *s.* 46 *para* 2, *p.* 59.
 as to payment of money, *s.* 84, *p.* 84.
 may exempt certain persons from paying personal tax, *s.* 91, *p.* 94.
 shall sign assessment list, when prepared, *s.* 112, *p.* 108.
 to dispose of objections to requisitions *s.* 176, *p.* 146.
 to record order after hearing objection, *s.* 178, *p.* 147.
see Commissioners.

Chaukidari chakran lands, *s.* 364, *p.* 276.

Civil court—

jurisdiction of, to interfere with exercise of powers by Commis-
 sioners, note, *pp.* 35-7.
 in election matters, *s.* 15 *prov.* *p.* 20.
 in respect of private rights to lands affected by acts of Commis-
 sioners, *s.* 34 note, *p.* 42.
 in assessment matters, *s.* 114 note, *p.* 111 and *pp.* 112-3.
 Commissioners may recover tax by suit in, *s.* 129, *p.* 121.
 to award expenses actually incurred by Commissioners in executing
 works, *pp.* 149-50.
 owner or occupier may contest in, liability to pay expenses of
 works done by Commissioners, *s.* 184, *p.* 152.
 amount and apportionment of compensation directed to be paid
 by Commissioners to be determined by, *s.* 185, *p.* 152.

Circular of Government—

explaining the changes made by Act IV of 1894, *App.* *p.* i.
 " " " by Act II of 1893, *ib.* *p.* xvii.
 " " " in the establishment and maintenance
 of hospitals and dispensaries, *ib.* *p.* xv.
 informing municipal authorities of the court-fees payable on cer-
 tain applications, *App.* *p.* xix.
 dispensing with the necessity of the submission of alternative
 names for nomination, *App.* *p.* xx.

Circular of Government—concl'd.

laying down rules for the supply of certified and uncertified copies of municipal records, *App* p. xx.

" " procedure for the appointment of *ex-officio* Chairman, *App* p. xxii

" " for service of bills and notices of demand, *App* p. xxiii.
pointing out that the ruling of *Emp. v Mathura Prosad*, not correct, *App*, p. xxiv.

Commissioners—

definition of the, s 6 (18), p. 10.

under Act, substituted for those under old Act, s. 2, p. 3

property of, under old Act vested in, under new, s. 4, p. 4.

appointed or elected under Act of 1876 deemed appointed under this Act, s. 7, p. 10.

power of, to recommend alteration of municipal limits or number of Commissioners, s. 9, pp 12-13.

to withdraw municipality from operation of Act, *Ib*

may object to union of municipalities, s. 9A, p. 14.

number of, s 13, p 16.

acts of, not invalidated for diminution of number, s. 13, prov. 2, p. 16.

elected and appointed, proportion of, s. 14, pp. 16-17

appointment of, *ex-officio*, s. 14 para 2, p 17 and p. 18

qualification requisite for election as, s. 15, p 20.

first election of, s. 16, p 22

to be appointed on failure of election, s. 16 para 2, p. *Ib*

of non-elective municipalities appointed by Loc Govt. s. 17, p. *Ib*.

removal of, for misconduct, &c, by Loc. Govt s. 19, p 23

" " by Divisional Commissioner, s 20, p. 24

inquiry necessary to remove, p *Ib*.

disqualification of, pp 24-25.

leave to, s. 20 (c), p 24 and note, p 26.

eligibility or otherwise of, for re-election, s 22, p. 26.

tenure of office of, s 21, p 26 & ss 25A, 26, p 30

number of, to request Loc. Govt. to appoint Chairman, s. 23 (2), p 27.

privilege of, to elect Chairman not surrendered by such request, note, p. 28

term of office of, appointed *ex-officio*, i. 25A, p 30.

bye-election or appointment of, s 27, p. 32.

resignation of, s. 27A, p 33.

incorporated, s 29, p 34

to have a common seal, s. 29, p. 34.

roads, &c, vested in, s 30, p. 39.

at meeting may take over private road, &c, with consent of owner, s. 31, p. 41.

hospitals, &c, vested in, s 32, p. *Ib*.

at meeting may purchase or dispose of lands, s. 34, p. 42.

may apply for and shall pay cost of land acquisition, ss. 35, 36, pp. 42-3.

Commissioners—(contd.)

- may appear & adduce evidence in land acquisition proceedings, note, p. 43
- „ not demand reference to Court, note, p. 43.
- required to sign contract, s. 37, p. 44.
- sole Judges of necessity of such acquisition, note, p. 43.
- see *Contract*.
- may form joint-committee with other Local Authorities, s. 37A, p. 44.
- powers of, to be exercised by Chairman, s. 44, p. 57.
- but not under secs. 37 A to 37 L, *Ib.* note, p. 1b and s. 37M, p. 52.
- see *Drainage and Water-Supply*
- to meet once a month ordinarily, s. 38, p. 52.
- see *Meeting*
- may contribute towards pension of officer lent by Government, s. 48, p. 61
- may take security from officer or servant, s. 49, p. 1b.
- see *Ward Committee*.
- personal liability of, for contract s. 50, p. 63.
- liable for wilfull misapplication of money, *Ib.*
- personal responsibility of, for acts, note, p. 1b.
- disqualified, for having interest in contract, s. 57, p. 64.
- shall not take part in matters, interested therein, *Ib.*
- when disqualified from voting, s. 58, p. 65
- liable to be superseded in certain cases, s. 65, p. 69.
- consequences of supersession of, s. 66, p. 1b.
- shall prepare budget, s. 72, p. 78.
- shall submit annual report, s. 81, p. 82.
- shall keep registers and submit returns prescribed, s. 82, p. 1b.
- propriety of requisition by, may be questioned in prosecution, note, p. 175.
- proceedings instituted for disobeying prohibition of sale of articles of food under sec. 251 not legal for want of sanction of, s. 251A, p. 205.
- power of, to issue notice to discontinue dangerous and offensive trades, s. 262, p. 215.
- may prohibit private kilns, s. 262A, pp. 215-6.
- may provide public stables, s. 264, p. 217:
- to provide water-supply, s. 287, p. 230.
- public tanks, &c, vested in, s. 306, p. 236.
- power of, to make rules as to conduct of business, s. 351A, p. 263.
- may direct prosecution for public nuisance, s. 352, p. 263.
- no prosecution for offence under Act to be instituted without consent of, s. 353, p. 264.
- no suit against, without month's notice, s. 363, p. 272.
- may apply for extension of certain Parts of Act, s. 221, p. 178.

Commissioner of Division—

- may remove Commissioners, s. 20, p. 24.
- to exercise certain powers of Local Government, when delegated, s. 29A, p. 38.

Commissioner of Division—*concl'd.*

- delegated with such powers, note, *p.* 209.
- sanction of, necessary for appointment of certain officers, *s.* 61A, (b), *p.* 66.
- power of, to suspend action of Commissioners in certain cases, *s.* 63, *p.* 67.
- when to decide disputes between municipalities and other local bodies, *s.* 66 (b), *p.* 70.
- power of, to deal with municipal budgets, *s.* 76, *p.* 79 *s.* 77, *p.* 80, with respect to revised budget, *s.* 80, *pp.* 81-2.
- as to orders for payment of money out of municipal fund, *s.* 84, *p.* 84.
- sanction of, necessary for rate of tolls on ferries, *s.* 151, *p.* 135.
- on bridges and roads, *s.* 160, *p.* 139.
- to approve scale of fees for certain offensive and dangerous trades, *s.* 261, *p.* 214.

Common seal—

- Commissioners to have a, *s.* 29, *p.* 34.

Compensation—

- for removal of old encroachments, &c, *s.* 233, *p.* 185.
- prohibition of re-erection of house, *s.* 237, *p.* 188.
- removal of drugs proving unadulterated, *s.* 253, *p.* 280.
- damages, *s.* 362, *p.* 270
- when Commissioners to make, note, *pp.* 270-1.
- suit for, for anything done under Act and for breach of statutory duties, note, *p.* 273.
- see *Civil Court, Notice, Limitation.*
- for Land Acquisition, *s.* 36, *p.* 43.

Condition (s)—

- for creating new municipalities, *s.* 10, *p.* 15.

Contract—

- execution of, *s.* 37, *pp.* 43-4.
- mode of executing, exceeding Rs. 500, *s.* *Ib.*, *p.* 44.
- authority of Commissioners to enter into, how limited, note, *p.* *Ib.*
- if not in accordance with Act, ss. 65 and 70 of Contract Act do not apply, note, *p.* *Ib.*
- Commissioners not personally liable for, *s.* 56, *p.* 63.
- see *Commissioners.*

Court-fee—

- for petition of objection to requisition by Commissioners, note, *p.* 146.
- not chargeable on petitions of complaint by municipal officer, note, *p.* 172.
- for process to be realised from persons convicted, *Ib.*

Damage—

- defined, note, *p.* 270.
- for malicious prosecution, note, *p.* 272.
- See *Compensation and Civil Court.*

Definition—

of terms used in Act, s. 6, p. 6.

Disbursement—

of expenditure sanctioned in estimates, s. 78, p. 80.

Dispensary—see *Hospital*.

Dogs—

destruction of stray, s. 213, p. 171.

Drainage—

voluntary introduction of, ss. 37B—37J, pp. 45-50.

compulsory scheme of, s. 37K, p. 50.

of private lands, powers of Commissioners as to, s. 195, p. 155.

Drains—

public, vested in Commissioners, s. 30, p. 39.

control of Commissioners on all, s. 90, p. 154.

inspection of, ss. 190, 191, p. 154.

use of disinfectants or deodorants in, s. 192, p. 154.

see *Road*.

to be repaired and made efficient on requisition, s. 224, p. 180.

consent of Commissioners for, leading into sewers, s. 226, p. 181.

owner may be required to construct, in certain cases, s. 227, p. 181.

combined operation for, in case of block of huts, s. 228, p. 182.

when Commissioners may alter, s. 229, p. 182.

see *Penalty*.

Drink—see *Food*.

Drugs—

registry of shops for sale of European, s. 252 p. 206.

to be dispensed by certificated persons, s. *Ib*, p. 207.

sale of indigenous, not restricted by Act, *Ib*.

inspection of, 253, pp. 207-8.

see *Compensation*.

Election—

rules for, *App*. p. xxvi.

first, when to take place, s. 16, p. 22.

power of Local Government on failure of, *Ib*.

of Chairman, s. 23 (2), p. 27.

Vice-Chairman, s. 25, p. 29.

members of Ward Committee, s. 50, p. 61.

Chairman and Vice-Chairman of ward committee, s. 52, p. 62.

Encroachment—

see *Road*.

Commissioners at meeting may determine removal of old, s. 233.

p. 184.

see *Penalty*.

Excavation—

see *Penalty*.

power of Commissioners to prohibit, *s.* 232, *p.* 183.
 to require owners, &c, to fill up, *Ib.*
 discretion of Commissioners to grant or withhold permission for
 note, *p.* 184.

Exemption—see *Tax*.

Ex-officio—see *Commissioners and Chairman*.

Expenses—

see *Works*.
 may be recovered by instalments, *s.* 247, *p.* 202.

Fees—

may be charged for removing rubbish, *s.* 189, *p.* 154.
 for leave to deposit materials on or to excavate, &c, road, *s.* 234,
p. 185.
 use of burial or burning ground and limit thereof, *s.* 259, *p.*
 211, see *License, Cart and Carriage*.
 officers punishable for taking unauthorised, *s.* 366, *p.* 278.
 see *Privies*.

Ferries—

Local Government may make over to Commissioners existing pub-
 lic, *s.* 148, *p.* 133.
 other, may be declared to be municipal, *s.* 149, *p.* 134.
 Commissioners to compensate person for loss sustained for such
 declaration, *Ib.*
 compensation to be assessed by District Magistrate, *Ib.*
 rate of tolls on, to be established and published, *s.* 151, *p.* 135.
 duties of Commissioners in regard to municipal, *s.* 150, *p.* 134.
 see *Tolls*.
 when person crossing at, not liable to tolls, *s.* 152, *p.* 135,
 cancellation of lease for, *s.* 153, *p.* *Ib.*
 tolls on, to be prepaid, *s.* 154, *p.* 136.
 prohibition against keeping of unauthorised, *s.* 155, *p.* *Ib.*
 see *Penalty*.
 lease of, *s.* 164, *p.* 141.
 table of tolls on, to be hung up, *s.* 165, *p.* *Ib.*

Fines—

imprisonment in default of, note, *p.* 172.
 no distinction between penalty and, note, 171.
 daily, note, *p.* 175
 levy of, *s.* 355, *p.* 266.

Fire—

establishment and maintenance of, brigade, *s.* 349A, *p.* 258
 power of fire-brigade and other persons for suppression of, *s.* 349B,
p. *Ib.*
 no person liable for damage for act towards suppression of, *s.* 349B,
p. 259.

Food—

definition of, *s.* 251, *p.* 205
 Magistrate may grant warrant for search and seizure of, unwhole-

same, s. 250, p. 203.

prohibition of sale of, not of proper nature, &c, s. 251 p 204.

may be seized when unfit for consumption, s. 251B, p. 16

destruction of unwholesome article of, s 251C, p. 206

see *Penalty*

Gas—see *Lighting*

Ghats—

existing, may be vested in Commissioners, s 32, p. 41

Goats—

license for keeping, s 265 p 218

Gratuities—

rules for s 47, p, 60

payment of, *1b*

contribution to, for Government officer lent to Municipality,

s 48, p 61

Hedges—see *Road and Tank*

Holdings—

defined, s 6 (3) p 5

two or more, deemed one, s 6 p 5

adjoining, explained, *1b*

see *Tax*

unclaimed, may be sold for money due, s. 361, p 269.

Horse—see *Carrriage*

Hospital—

existing, may be vested in Commissioners s 32 p 41

transfer of, to be conditional in certain case, s 33 p 42

accounts of, receipts and expenditure, s 69A (1), p 76.

House—

defined s 6 (4), p 6

see *Tax*

outer door of, may be broken for seizure of moveables s 123, p. 118.

projection from, see *Road*.

projecting beyond line of road or drain, when taken down to be set back, s. 206, p. 167.

fallen, obstructing road or drain to be removed, s 207, p. 16.

numbering of, s 215 p 171

see *Building and Penalty*

Hut—

included in house, s 6 (4), p 6

structure with *kutcha-pucca* walls not a, note p 6

roofs or walls of, not to be made of inflammable materials, s 236, p 187.

Commissioners have control over erection of, s 243, p 196.

partial repair of, with inflammable material, punishable, note, p. 187.

may be removed, if built without notice, *s.* 244, *p.* 197.
power of Commissioners as to block of, *s.* 245, *p.* 1*b.*
certificate of medical officer in respect of block of, *Ib.*
Commissioners may issue notice for works on land with block
of, *s.* 246, *p.* 201
sale of, *s.* 248, *p.* 202.
see *Penalty.*

Immoveable Property—see *Property.*

Indian Volunteers Act—

exemption from municipal taxation of animals exempted under,
s. 131 (6) *p.* 122

Joint Committee—

formation and constitution of, *s.* 37A, *p.* 44
may voluntarily take steps to introduce water-supply or drainage,
s. 37B, *p.* 45.

Jungle—

power of Commissioners to require owner or occupier of land
to clean, *s.* 195, *pp.* 155-6
see *Penalty.*

Land—

defined, *s.* 6 (5), *p.* 6.

Land Acquisition Act—

land to be taken up under, for municipal purposes, *s.* 35, *p.* 42
see *Commissioners*

Latrine—see *Privy*

License—

for public necessities, *s.* 194, *p.* 155.

see *Carriage.*

fuel shops at burning grounds, *s.* 260A, *p.* 212

certain offensive and dangerous trades, *s.* 261, *p.* 213.

scale of fees for, *s.* 1*b.*, *p.* 214.

person liable for, note, *p.* 1*b.*

question to be tried in cases of, note, *pp.* 214-15.

see *Penalty.*

does not entitle person to continue business after it has be-
come public nuisance, *s.* 262 and note, *p.* 215.

fee for unexpired portion of year of, to be refunded, *s.* 262, *p.* 215.

for milkmen, &c, *s.* 263, *p.* 216.

pig-sty, *s.* 265, *p.* 218.

suspension or revocation of, *s.* 278, *p.* 225.

for nightmen, *s.* 331, *p.* 249

markets, *s.* 337, *p.* 251.

duration and term of, granted for markets, *s.* 339, *p.* 253.

fee chargeable for markets, *Ib.*

for markets to be registered by Commissioners, *s.* 341, *p.* 254

failure to take out, a continuous offence, *s.* 353, *p.* 264.

holder to produce, when required, *s.* 359, *p.* 269.

Lighting—

- for, with gas, plan to be submitted to Local Government, *s.* 308, *p.* 237.
- rate for, *s.* 309, *p.* 238.
 - as to portions already lighted, *Ib.*
 - payable by occupier, *s.* 310, *p.* 239.
- valuation, &c, of rate for, *s.* 311, *p.* *Ib.*
- rate, when payable by owner, *s.* 312, *p.* 240.
 - when owner to recover from occupier, *s.* 313, *p.* *Ib.*
 - how owner to recover, *s.* 314, *p.* *Ib.*
 - occupier liable to, for time of occupation only, *s.* 315, *p.* 241.
 - paid in excess to be refunded, *Ib.*
 - not to be charged during vacancy, *Ib.*
- notice of cessation of occupation to be given, *Ib.*
- unknown owner or occupier how to be designated, *s.* 316, *p.* 242.
- alteration of situation of gas-pipe, *s.* 317, *p.* *Ib.*
 - may be made by Commissioners on neglect of owner, *s.* 318, *p.* *Ib.*
- rate, how to be applied, *s.* 318A, *p.* 243.
- provisions applicable to other systems of, *s.* 319, *p.* *Ib.*

Limitation—

- for application for review of assessment, *s.* 115, *p.* 111.
- realisation of dues by distress, notes, *s.* 117, *p.* 121.
- civil suit for realising same, *s.* 129: *p.* 121.
- suit to recover expenses incurred by Commissioners in executing works in default of owner &c, note, *p.* 145.
- prosecutions under Act, *s.* 353, *p.* 264.
- action for compensation, *s.* 363, *p.* 272.

Local Government—

- shall not extend Act to cantonment without Gov. Genl's consent, *s.* 5, *p.* 4.
- may extend Act, *s.* 8, *p.* 11.
 - alter limits of municipality, *s.* 9, *p.* 12.
 - shall consider objection to union of municipalities, *s.* 9A, *p.* 15.
 - number of Commissioners in Municipality, *s.* 9. (c). *p.* 13.
- to dispose of objection of rate-payers as to alteration of limit, *s.* 9 A. *p.* 14.
- may apportion and dispose of municipal property upon subdivision or union of Municipalities, *s.* 9B, *p.* 15.
- may create new Municipality, *s.* 10. *p.* 15.
- to fix number of Commissioners, *s.* 13. *p.* 16.
- to appoint Commissioners, *s.* 14. *p.* 17.
- to divide Municipality into wards, *s.* 15. *p.* 19.
- to lay down election rules, *Ib.*
- to appoint Commissioners on failure of election, *s.* 16. *p.* 22.
- Commissioners in non-elective Municipality, *s.* 17. *p.* 22
- may remove name of municipality from list of non-elective municipalities, *s.* 17 *p.* 22.

may remove Commissioner for misconduct, &c. s. 19. p. 23.
 consent of, necessary for reelection of Commissioners in certain cases, s. 22. p. 26.

shall appoint Chairman of Municipalities in Sch. II, s. 23 (1) p. 27
 may remove appointed Chairman s. 23 (3). p. 27.

name of Municipality from schedule II, s. 23 (4). p. 27,
 resignation of Chairman to be notified to. s. 27A. p. 33.

Municipality may be prosecuted without sanction of, note. p. 27.
 may delegate certain powers to Divisional Commissioner, s. 29A
 (1) p. 38.

exclude road, &c. from operation of Act, s. 30. p. 39.

vest hospital, &c. in Municipality, s. 32. p. 41.

cause acquisition of land required by Municipality, s. 35. p. 42
 power of, with respect to scheme of drainage and water-supply
 proposed by Municipality &c. ss. 37C-37J. pp 46. 50.

compulsory scheme of Water-Supply, s. 37 K. p. 50.

to fix contribution to be made by Municipality towards pension of
 Government servant lent, s. 48. p. 61.

certain resolutions require approval of, s. 59. p. 65.

appointment of certain officers requires sanction of, s. 61. (a). p. 66
 power of, to deal with order of suspension by Divisional Commis-

sioner or Magistrate, s. 63. p. 67.

in case of default by Municipality, s. 64. p. 68.

may supersede Commissioners in certain cases, s. 65. p. 69.

power of, in case of supersession, s. 66 p. 69.

power of, to decide disputes between Municipality and other Local
 Bodies, s. 66A. p. 70.

to prescribe form for hospital and dispensary accounts, s. 69A.

(1) p. 76,

rules for the purpose of secs. 69 and 69A, s. 69B, p. 76.

sanction of, necessary for one Municipality to make contribution
 to another, s. 70. p. 77.

may lay down rules regulating expenditures of money provided
 in budget, s. 78. pp. 80-81.

powers of, with respect to works costing more than five thousand
 rupees, s. 79. p. 81.

form of annual report to be prescribed by, s. 81. p. 82.

power of, to prescribe form of registers &c, s. 82. (1). p. 82.

to cause Municipal accounts to be audited, s. 82. (2) p. 82.

may appoint special officer to examine and report upon accounts,
 s. 82, *provis.* pp. 82-3.

sanction of, necessary for imposition of tax, &c, ss. 85-6. pp.
 84 and 88.

to exempt building used for public charity from tax &c, s.
 98. p. 97.

may appoint assessor in certain cases, s. 111A. p. 107.

may make over public ferry to Commissioners, s. 148. p. 133

sanction of, necessary to declare ferry to be Municipal, s. 149.
 p. 134.

may make over existing toll-bar s. 157. p. 137.

powers of, with respect to tolls in navigable channel, *s.* 171.
p. 134.

exclusion of Part V, *ss.* 173-4 *p.* 144

for extending or excluding certain parts of Act, *s.* 220-1, *pp.* 177-8

publication of order of, for extension, *s.* 222, *p.* 175.

may cancel or modify such order, *s.* 223 *p.* 179.

see *Bye-law*.

Magistrate—

definition of the, *s.* 6 (8), *p.* 7.

of the District, *s.* 6 (7), *p.* 7

power of District, to inspect Municipal things *s.* 62, *p.* 67.

to suspend action under Act, *s.* 63 *p.* 67

to deal with default of Commissioners, *s.* 64, *p.* 68

to decide disputes between Municipality and other local bodies,
s. 66A, *p.* 70 •

with respect to budget, *s.* 75 *p.* 79

as to revised budget, *s.* 77 *p.* 80

when may distrain and sell property of defaulter, *s.* 127, *p.* 120

may assess compensation for loss of ferry, declared Municipal,
s. 149, *p.* 131.

power of, for removal of encroachments, &c, *ss.* 202 4 and 233,
p. 161-4 and 184

ordering removal of encroachment, to be deemed to have acted
judicially, *s.* 205 *p.* 165,

see *Fine*

disqualification of, to try cases under Act, Note *p.* 266.

see *Market*.

Market—

and municipal defined *s.* 336 *p.* 251

vesting of public, *ss.* 32, 34, *pp.* 41-2

to be properly drained, &c, *s.* 249, *p.* 203

may be inspected by Commissioners or their servants *s.* 251,
B. *p.* 205

power of Commissioners to construct, *s.* 335, *p.* 251

Commissioners may prohibit unlicensed, *s.* 337, *p.* 251

Jurisdiction of Civil Courts in matters of license for, note, *p.* 254.

see *License*,

existing at extension of Part, how to be dealt with, *s.* 339, *p.* 253.

new, *s.* 339 and notes, *pp.* 253 4

Chairman to certify places fit for, *s.* 340, *p.* 254

certificate for, not necessary at extension of Part, *Ib.*

transfer of, to be registered, *s.* 242 *p.* 525

effect of non-registration, *s.* 243 *p.* 255

see *Penalty*.

Magistrate's power to close unlicensed, *s.* 345, *p.* 256.

Materials—

Commissioners may permit deposit of, on road and charge fee,
s. 234, *p.* 185.

protection from injury for depositing, *Ib.*

Commissioners not relieved of statutory duty by such permission,
notes, pp. 186 and 271.

Medical Officer—

certificate of chief Civil, necessary for prohibiting use of un-
wholesome tank, s. 199, p. 158.

inspection and report on block of huts by two, s. 245, pp. 197-201

Meeting—

adjourned, not a separate substantive, note, p. 26.

quorum for adjourned, s. 42, p. 56.

consequence of absence from six consecutive, s. 20 (c), p. 24.

election of Chairman and Vice-Chairman at first, s. 26A, p. 31.

resignation of Chairman and Vice-Chairman at first, *Ib.*

of Vice-Chairman and Commissioner to be laid at, s. 27A
p. 33.

allowance of Chairman and Vice-Chairman to be fixed at, s. 28,
p. 34

exclusion of Municipal road to be assented at, s. 30, p. 39

charge of private road may be taken over at, s. 31, p. 41.

transfer of public hospital&c. to be considered at, s. 33, p. 42.

purchase and disposal of land to be made at, s. 34, p. 42

application for acquisition of land to be made at, s. 35, p. 42.

certain contracts to be sanctioned at, s. 37, p. 44

mode of convening, ss. 38, 39, pp. 52 and 54.

ordinary, to be convened at least monthly, s. 38, p. 52

not invalid for non-service of notice, s. 38, p. 53.

who to preside at, s. 40, p. 54.

quorum for s. 42 p. 55.

see *Minutes*

scale of establishment to be fixed at, s. 46, p. 59.

appointment of certain officers to be sanctioned at, *Ib.*

See *Ward Committee* and *Municipal Fund*.

annual estimates to be prepared at, s. 72, p. 78

suggestions as to such to be considered at s. 73, p. 79.

revision of such to be considered at, s. 77, p. 80

recommendation for extension of powers of Chairman and Vice-

Chairman as to payment of money to be made at, s. 84, p. 84.

see *Tax*

appeal committees to be appointed at, ss. 114 and 242A, pp.
110 and 195

order imposing tax on carriage, &c. and fixing or altering limit
thereof to be made at, s. 131, p. 121.

requiring registration of cart, s. 142, p. 128.

when objection to requisition shall be disposed of at, s. 177, p.
146.

roads to be named and houses numbered by resolution at s. 215,
p. 171.

special—

necessary to remove Chairman or Vice-Chairman, ss. 24 and
25, p. 29

mode of convening, *ss.* 38 and 39, *pp.* 52 and 54.

when necessary, note, *p.* 53.

shall be convened on requisition of 3 Commissioners *s.* 39, *p.* 54
pension rule, &c, to be framed at *s.* 47, *p.* 60.

Meeters—

to give month's notice, when leaving service, *s.* 188, *p.* 153

see *Penalty*

Minutes—

how to be recorded, *s.* 43, *p.* 56.

mode of proving, notes *pp.* 56-7.

are public documents, note, *p.* 57.

confirmation of, *ib.*

copy of, shall be sent to district magistrate, *s.* 60, *p.* 66.

Misconduct—

removal of Commissioner for, *s.* 19, *p.* 23.

to be inquired into and proved, note, *p.* 23.

what is, note, *pp.* 23-4.

Money—

on account of hospital and dispensary not to be expended on
any other object, *s.* 69A (2), *p.* 76.

due under Act, how to be recovered, *s.* 360, *p.* 269.

Commissioners' power to sell unclaimed holding for *s.* 361, *p.* 269.

Moveable property—see *Property.*

Municipalities—

constituted under Act of 1876 saved, *s.* 3, *p.* 4.

number of, in the Province, note *p.* 4. and *p.* clxxiv.

defined *s.* 6, (9), *p.* 7.

creation of, *s.* 8, *p.* 11.

alteration of limits of, *s.* 9, *pp.* 12-14.

apportionment, &c, of property upon sub-division or union of,
s. 9B, *p.* 15.

conditions of creation of new, *s.* 10, *p.* 15.

number of Commissioners of *s.* 13, *p.* 16.

excluded from elective system *s.* 17, *p.* 22.

in which Chairman to be appointed or elected, *s.* 23, *p.* 27.

power of Local Government to remove, from schedule II. *s.* 23,
p. 27.

how to sue or be sued, *s.* 29, *p.* 34.

seal of, and its contents, *ib.*

jurisdiction of Courts in suits against, notes *pp.* 35-7.

mode of transacting business of, *pp.* 52-61

may be divided into wards, *s.* 50, *p.* 61.

may be inspected by district magistrate, *s.* 62, *p.* 67.

authorities to decide disputes between, *s.* 66A, *p.* 70.

contribution by one to another, and condition thereof, *s.* 70, *p.* 77.

mode of keeping accounts of, *s.* 71, *p.* 77.

Model rules for, *App. p.* clvii.

names of, in Bengal, *App. p.* clxxiv.

see *Local Government.*

Municipal fund—

- what constitutes, *s.* 67, *p.* 71.
- apportionment and disposal of, upon subdivision and union of municipalities, *s.* 9B, *p.* 15.
- allowance to Chairman and Vice-Chairman to be paid out of, *s.* 28, *p.* 34.
- compensation for Land Acquisition payable from, note, *p.* 43.
- salary, &c, of subordinates to be paid out of, *s.* 46, *p.* 59.
- pensions, to be paid out of, *s.* 47, *p.* 60.
- expense of work undertaken on default of Commissioners to be paid out of, *s.* 64, *p.* 68.
- payments obligatory from, *s.* 68, *p.* 71.
- purposes to which, may be applied, *s.* 69, *p.* 72.
- pay of special officer or Assessor appointed by Government to be paid out of, *ss.* 82 prov. and 111A, *pp.* 82 and 107.
- custody of, *s.* 83, *p.* 83.
- payments out of, how to make, *s.* 84, *p.* 84.
- surplus sale proceeds to be credited to, and paid out of, *ss.* 124, 212 and 361, *pp.* 119, 170 and 270.
- profits derived from (1) ferries, (2) toll-bars and (3) tolls on navigable rivers to be credited to, *ss.* 148, 158, and 171, *pp.* 133, 138 and 143.
- cost of survey to be paid out of, note *p.* 180 and *s.* 69 (xvii) *p.* 74.
- necessary for the establishment of market to be paid out of, *s.* 335, *p.* 251.
- compensation to be paid out of, *s.* 362 *p.* 270.

Navigable Channels—see Tolls.

Night-soil—

- included in term sewage *s.* 6 (19), *p.* 9.

Notice—

- mode of service of, *s.* 356, *p.* 267.
- of suit against Commissioners *s.* 363, *p.* 272.
- what to contain, *s.* 363 and note *p.* 272.
- of demand—see *Tax*.

Notification—

- definition of *s.* 2, *p.* 3.
- for extending Act, *s.* 8, *p.* 11.
- altering limits of Municipality, *ss.* 9. and 9A. *pp.* 12 and 15.
- fixing number of Commissioners, *s.* 13, *p.* 16.
- land acquisition, *s.* 35, *p.* 42.
- payment of taxes, *s.* 47, *p.* 113.
- mode of publication of, within Municipality, *s.* 354, *p.* 266.

Noxious Animals—

- destruction of, *s.* 214, *p.* 172

Nuisance—

- prevention of, *s.* 195, *p.* 155,
- no prescriptive right for public, note, *p.* 264.
- see *Prosecution*.

Objection—

to extension of Act, s. 8, p. 12.

by Commissioners to union of municipalities, s. 9A, p. 14.

Obstruction—see Road,

Occupier—

of holding liable to pay rate imposed in substitution of tax or persons, s. 90, p. 94.

rate recoverable from, when owner of holding is non-resident, s. 105, p. 104.

more than one year's arrear from non-resident owner cannot be realised from, *Ib*

see *Tax and Penalty*.

not removing filth, s. 217 (1), p. 173.

liability of, to pay lighting rate, s. 310, p. 239.

water-rate, s. 279, (3), p. 227.

fee for cleansing privies, s. 322 (1) p. 246.

Offence—

second prosecution for cotinuanace of, note, p. 175.

no prosecution for, without Commissioners' consent s. 353, p. 264.

continuation of, *Ib*. and note p. 265.

see *Penalty*.

Offensive matter—

defined, s. 6 (10), p. 7.

Commissioners shall provide appliances for removal of, s. 186, p. 153.

fix hours and provide mode of removal of, s. 187, p. 153.

see *Penalty and Rubbish*.

Offensive Trades—see License.

Official Designation—

explained, p. 18.

Owner—

defined, s. 6 (11), p. 7.

extent of liability of manager of, *Ib*.

may be required to furnish return of rent or annual value of holding, s. 99, p. 98.

bound to allow inspection of holding for assessment purposes, s. 100, p. 99.

liability of, for failure to furnish return or obstructing inspection, *Ib*.

consolidated assessment on house and land, when they belong to different, s. 104, p. 103.

of house liable to pay same and entitled to deduct landlord, share from rent, *Ib*.

dispute as to apportionment to be decided by Commissioners, *Ib*

see *Occupier*

may apply for reduction of assessment, s. 107, p. 104

punishable for failing to notify reoccupation, see *Penalty*.

not liable to penalty for omitting to make, or for making false return as to carriage, note, *p.* 124.
see *Carriage, Penalty and Works.*

Part—

defined, *s.* 6 (12), *p.* 8.
extension of certain, for imposition of taxes, *s.* 86, *p.* 59.
V, applicable to all Municipalities, *s.* 173, *p.* 144.
Local Government can exclude, V from any Municipality, *ib.*
extension of certain, requires orders of Local Government, *ss.* 220 and 221, *pp.* 177-8.
see *Local Government.*

Penalty—

for furnishing false return of annual value and for obstructing inspection of holding, *s.* 100 *p.* 99.
failure to give notice of reoccupation of holding, *s.* 111. *p.* 106.
certain officers bidding at sale of distrained property, *s.* 125. *p.* 119
non-liability of officer distraining or selling property of defaulter to, *s.* 128, *p.* 120.
owner making false or omitting to make return as to carriage, not liable to, note, *p.* 124
for keeping carriage without license, *s.* 137. *p.* 126.
failing to register cart, *s.* 146, *p.* 130.
failure to prepay tolls on ferries, *s.* 154. *p.* 136.
keeping unauthorised ferry, *s.* 156 *p.* 137.
refusing or avoiding payment at toll-bar, *s.* 162. *p.* 139.
failure to hang up table of tolls, *s.* 166. *p.* 141.
taking unauthorised toll, *s.* 170 *p.* 143.
for mehters withdrawing from duty without notice, *s.* 188. *p.* 153.
placing rubbish on road beyond appointed hours, *s.* 216(1) *p.* 172.
destroying name of road or number of house *ib.* (2).
disobeying requisition under secs. 195 &c, *s.* 219, *p.* 177.
refusing to sell articles of food to Commissioners, *s.* 251D, *p.* 206.
sale of unwholesome food, *s.* 251, *p.* 204.
not removing filth, *s.* 217 (1) *p.* 173.
keeping unlicensed public necessary, *s.* 217 (2). *p.* 173.
not keeping private drain in proper order *s.* 217 (3). *p.* 173.
disobeying order under *ss.* 199, 199A, *s.* 217 (4), *p.* 173.
erecting obstruction, *s.* 217 (5). *p.* 173.
disobeying requisition under *ss.* 202, 204, 206, 207 and 208, *s.* 218. *p.* 175.
failing to shut out privy from view, *s.* 266. *p.* 218.
erecting huts without notice, *s.* 267. *p.* 218.
disobeying requisition under *s.* 249, *s.* 268. *p.* 219.
cutting up road for passage of water, *s.* 269, *p.* 219.
throwing rubbish into sewers, *s.* 270, (1). *p.* 220.
allowing water of sewer &c to run on road, *s.* 270 (2). *p.* 220
constructing latrine, &c. in contravention of *ss.* 230 and 231, *s.* 270 (3), *p.* 220.

making excavations, s. 270 (4), p. 221.
 making roof or wall of grass &c, s. 270 (5), p. 221.
 disobeying requisition under ss. 224, 225, 227, 230, 231 and 238, s. 271, p. 221.
 altering &c, drain leading to public sewers, s. 272 (1), p. 222.
 making drains contrary to Commissioners' orders, s. 272 (2), p. 222.
 offence under ss. 225, 238, 241, 242, s. 273, (1), p. 223.
 offence under ss. 261, 262A, 263, s. 273 (2), p. 223.
 offence under s. 261 or 263, s. 273 (3), p. 223.
 offence under s. 264, s. 273, (4), p. 224.
 offence under s. 265, s. 273, (5), p. 224.
 offence under s. 252, s. 275, p. 224.
 burying or burning corpse in unregistered ground, s. 274, p. 224.
 uncertificated persons dispensing drugs, s. 276, p. 224.
 disobeying notice under, s. 262, s. 277, p. 225.
 wasting water by occupier, s. 298, p. 234.
 wasting water by any person s. 299, p. 234.
 taking water out of municipal limits, s. 300, p. 235.
 obstructing or diverting water, s. 303, p. 236.
 failing to furnish list under s. 333, s. 334, p. 250.
 using unlicensed market, s. 344, p. 255.
 using land as market after order to close, s. 345, p. 256.
 failing to produce license when required, s. 359, p. 269.
 on officers taking unauthorised fee, s. 366, p. 278.

Pension—

framing rules for, s. 47, p. 60.
 Commissioners may grant, *Ib.*
 contribution for, of Government officer lent to municipality, s. 48, p. 61.

Pigs—

license necessary for keeping, s. 265, p. 218.

Police—

officer to report offences and arrest persons, s. 365, p. 277.
 certain municipal servants to exercise powers of, *Ib.*
 to assist in collection of tolls, s. 169, p. 143.

Poll—

demand of, note, p. 55.

Privy—

control and inspection of Commissioners on, ss. 190 and 191, p. 154.
 use of disinfectants and deodorants for, s. 192, p. 155.
 provision for common, s. 193, p. 155.
 to be repaired and made efficient under requisition, s. 224, p. 180.
 must be properly enclosed, s. 226, p. 181.
 not to be constructed within fifty feet of tank, s. 230, p. 182.
 to be removed if so constructed, s. 230, p. 183.
 see *Penalty*
 not to be constructed without permission with door or trap-door opening on to road or drain, s. 231, p. 183.
 cleansing of, to be notified by Commissioners, s. 320, p. 244.

Privy—concl'd.

- fees for cleansing of, *s.* 321, *p.* 245.
- how to be recovered, *s.* 322, *p.* 246.
- proceeds how to be applied, *s.* 322 (3), *p.* 246.
- fees may be levied from owner, when, *s.* 323, *p.* 247
- owner may recover fees from occupier, *ss.* 323-4, *pp.* 247-8.
- fees may be compounded with occupier or owner, *s.* 325, *p.* 248.
- rate, per head may be levied, *s.* 326, *p.* 248.
- shop, &c, not liable to fee, in certain cases, *s.* 322 prov., *p.* 247.
- remission of fees in case of vacancy, note, *p.* 247.
- no prosecution for neglecting to keep, in proper state, *s.* 329, *p.* 248.
- Municipal servants may enter premises for necessary duties on, *s.* 330, *p.* 249.
- Commissioners may require nightmen to take licenses *s.* 331, *p.* 249.
- may frame rules for defining nightmen's duties, *s.* 331, *p.* 249
- may require common latrines to be constructed, *s.* 332, *p.* 249.
- list of persons in holding to be supplied on requisition, *s.* 333, *p.* 250.
- part not to apply to jails, &c, *s.* 334 A, *p.* 250.

Procedure—

- to be followed in extending Act, *s.* 8, *p.* 11.
- in altering Municipal limits, *s.* 9, *p.* 12.
- in objecting to such alteration *s.* 9A, *p.* 14.
- to be adopted on failure of election, *s.* 16, *p.* 22.
- for requesting Local Government to appoint Chairman, *s.* 23, *p.* 27.
- removing elected Chairman *s.* 24, *p.* 29.
- removing elected Vice-Chairman, *s.* 25, *p.* 29
- to be adopted in case of resignation of Commissioner &c. *s.* 27A, *p.* 33.
- for acquiring land required by Municipality *s.* 35, *p.* 42.
- voluntary introduction of drainage &c, 37B-37J, *pp.* 45-50.
- compulsory introduction of such, *s.* 37K, *p.* 50
- suspending action under Act, by Magistrate or Commissioner, *s.* 63, *p.* 67.
- dealing with default of Commissioners, *s.* 64, *p.* 68.
- superseding Commissioners, *s.* 65, *p.* 69.
- annual estimates, *ss.* 72-76, *pp.* 78-80.
- revised estimates, 77, *s.* *p.* 80.
- remission or refund of tax in case of vacancy, *s.* 110, *p.* 106.
- appointment of official Assessor by Local Government, *s.* 111A, *p.* 107.
- publication of assessment list, *s.* 112, *p.* 108.
- review of assessment, *s.* 114, *p.* 110.
- realising Municipal dues, *ss.* 120-127 and 129, *pp.* 114-120 and 121.
- removal of old encroachments, &c, *s.* 233, *p.* 184.
- disposing of objections to execution of works required, *ss.*

175-179, pp. 144-145.

initiating prosecutions, notes, pp. 171-2 & s. 353, p. 264.

Projection—see *Encroachment*.

Property—

of old Commissioners vested in Commissioners, s. 4, p. 4.

moveable and immoveable, defined, s. 6 (5&6), pp. 6-7.

in roads, &c, s. 30, p. 39

apportionment and disposal of, upon sub-division or union of Municipalities, s. 9, p. 15.

in private roads, &c, transferred to Municipality, s. 31, p. 41

transfer of, in public hospitals &c. s. 32, p. 41.

of Commissioners to vest in Local Government in case of supersession, s. 66 (c), p. 69

of all kinds, vested in Commissioners to be held in trust by them, s. 67, p. 71.

Prosecution—

see *Limitation*.

bad, if instituted without recording order on objection petition, note, p. 148.

without consent of Commissioners, s. 353, p. 264

Commissioners liable to, without sanction of Local Government, note, p. 37.

Commissioners may direct, for public nuisance, s. 352, p. 263.

sanction of Government not necessary for, of Administrator

General of Bengal in certain cases, note, p. 265.

second, before conviction in first, bad, note, p. 175.

damages for malicious, note, p. 272

Provident Fund—

rules for, s. 47, p. 60

Public—

time necessary for, to acquire right of way, note, p. 8

Publication—

of annual statement, s. 73, p. 78.

notice of assessment, s. 112, p. 108.

order imposing tax on carriage, &c, s. 131, p. 122.

requiring registration of cart, s. 142, p. 129.

rates of tolls on ferries, s. 151, p. 135.

on bridges and roads, s. 160, p. 139.

order of Commissioners, s. 354, p. 266.

Public Necessaries—

license for, s. 194, p. 155.

Public Nuisance—see *Nuisance*

Public Worship—

explained, note, p. 98

see *Rates*.

Questions—

to be decided by majority of votes, s. 41, p. 54

Quorum—

- number requisite for, *s.* 42, *p.* 55.
- requisite for certain purposes, note, *p.* 56.
- no business to be transacted and meeting to be adjourned for want of, *s.* 42, *p.* 55.
- not necessary for adjourned meeting, *s.* 42, *p.* 56.

Rates—

- defined, *s.* 15, *p.* 20.
- imposition of, *ss.* 85-86, *pp.* 84-89.
- upon houses when payable by occupier, *ss.* 90 & 105, *pp.* 94 & 104 on holdings, *p.* 96.
- duration of assessment of, on holdings, *s.* 97, *p.* 96
- buildings used for public worship or charity exempted from, *s.* 98, *p.* 97.
- determination of percentage of, *s.* 102, *p.* 102
 - see *Holding.*
- on holding, how payable, *s.* 103, *p.* 103.
- consolidated upon house and land, *s.* 104, *p.* 103.
- may be remitted &c, in case of hardship, *s.* 106, *p.* 104.
- when payable, in case of revision of assessment for mistake, &c, *s.* 108, *p.* 105.
 - in case of transfer of holding, *s.* 109, *p.* 105
- remission or refund of, for vacancy, *s.* 110, *p.* 106
 - see *Water-Supply and Lighting.*

Rate-payer—

- right of, to object to alteration of Municipal limits, *s.* 9A, *p.* 14,
 - to inspect proceedings of meeting, *s.* 43, *p.* 56.
 - Municipal accounts, *s.* 71, *p.* 77.
 - annual estimates, *s.* 73, *p.* 78.
 - orders passed by Local Government on annual report, *s.* 81, *p.* 82.

Re-election—see *Election.*

Registration—see *Births, Deaths, Market and Carts.*

Resident—

- defined, note, *p.* 18,

Right of way—

- explained, note *p.* 8.
- how acquired, *Id.*

Road—

- defined *s.* 6 (13), *p.* 8.
- vested in Commissioners *s.* 20, *p.* 39.
- maintenance of private, transferred to Municipality, *s.* 31, *p.* 41.
- tolls upon metalled, *s.* 86 (c), *p.* 83.
- closing of, for repairs, &c, *s.* 201, *p.* 160.
- Commissioners unable to close, &c, notes, *pp.* 40 & 160.
 - liable for damages for allowing dangerous obstructions on, notes, *pp.* 160 & 271.
- removal of obstruction on, *ss.* 204 & 233, *pp.* 161 & 184.

Road—Contd.

procedure when person erecting encroachment, &c on, cannot be found, *s.* 203. *p.* 163.

removal of projections, *ss.* 204 & 233. *pp.* 163 & 184.

of projections, etc., by order of Magistrate, *ss.* 203, 204 and 233. *pp.* 163, 164 and 185.

house projecting beyond line of, when to be set back, *s.* 206, *p.* 167.

hedges or trees, bordering on, to be trimmed, *s.* 208. *p.* 167.

may be named at meeting, *s.* 215. *p.* 171.

term, not used in sense of vested, in certain cases in Act, note, *p.* 174.

Rubbish—

defined *s.* 6 (14), *p.* 9.

appliances for removal of, *s.* 186, *p.* 152.

hours for placing, on public roads, *s.* 189. *p.* 153.

accumulated in exercise of trade &c. *s.* 189, *p.* 154.

collected by Commissioners to be their property, *s.* 196, *p.* 157.

Sanitary Board—

defined, *s.* 6 (14A.), *p.* 9.

to consider and report on scheme of water-supply *s.* 37C. *p.* 46.

to recommend distribution of cost of scheme extending over more than one Municipality *s.* 37E. *p.* 47.

Saving clause—*ss.* 2, 220 and 367, *pp.* 2, 178 and 278.

Schedule—

defined, *s.* 16 (15), *p.* 9.

School—

disposal of public, *s.* 32, *p.* 41.

Section—

defined, *s.* 6 (16), *p.* 9.

Security—

from officer or servant, *s.* 48, *p.* 61.

compulsory in certain cases, note, *p.* 61.

Servant—

personal responsibility of municipal, for acts, note, *p.* 63.

Sewage—

defined *s.* 6 (17), *p.* 9.

appliance for removal of, *s.* 186, *p.* 152.

hours for removal of, *s.* 187, *p.* 153.

Sheep—

license required for keeping, *s.* 265, *p.* 218.

Slaughter-House—see *Market.*

Suit—see *Civil Court and Limitation.*

for damages for malicious prosecution, note, *p.* 272.

a month's notice necessary for, against Commissioners *s.* 363, *p.* 272.

Survey—

of lands in Municipality. *s.* 223A, *p.* 179.

***Park—**

control over public *s.* 199, *p.* 157.

reserving of, for different purposes *s.* 199, *p.* 157-8.

prohibiting use of water of unwholesome, *s.* 199A, *p.* 158.

powers of Comrs. with respect to unwholesome, *s.* 200, *p.* 158.

trees overhanging, to be trimmed *s.* 208, *p.* 167.

power of Comrs. with respect to dangerous *s.* 209, *p.* 168.

Tax—

imposition of, upon *persons* *holdings*, *s.* 85, *pp.* 84-5

on persons—

assessment list of, *s.* 87, *p.* 89.

how and by whom to be paid, *s.* 87, *p.* 90.

certain persons *not* liable to pay, *s.* 87, *p.* 90.

duration of, *s.* 88, *p.* 91.

compulsory substitution of house rate for, *s.* 90 *p.* 93.

assessment of public buildings where, is in force, *s.* 89, *p.* 91.

on Railway administration, note, *p.* 92.

exemption from, of person ceasing to occupy, *s.* 92, *p.* 94.

when payable for new occupation, *s.* 94, *p.* 95.

when to cease on account of vacancy, *s.* 95, *p.* 96.

on holdings—

determination of valuation of *s.* 96, *p.* 96,

duration of assessment of, *s.* 97, *p.* 96.

effect of alteration of percentage of, *s.* 97A, *p.* 96.

exemption of holding *exclusively* used for public worship or charity from, *s.* 98, *p.* 97.

inspection of holding for ascertaining, *s.* 99, *p.* 99.

mode of ascertaining annual value for, *s.* 101, and notes, *pp.* 100-1.

rating list of holdings for, *s.* 103, *p.* 102

how and by whom payable, *ss.* 103 and 118 *pp.* 103. &c. 113.

see *Rate*.

remission or refund of, for vacancy, *s.* 110 *p.* 106.

office hours for payment of, *s.* 117, *p.* 113.

Comrs. not bound to go house to house for, note, *p.* 113

receipts to be given for, *s.* 119, *p.* 114.

procedure for realising, *ss.* 120-127 and 129, *pp.* 114-120 and 121.

accounts of distress and sale for realising, *s.* 126, *p.* 120.

irrecoverable, may be written off, *s.* 130, *p.* 121.

Commissioners may revive bills for, written off, note, *p.* 121.

see *Carriage*.

not invalid for want of form, *s.* 358, *p.* 269.

Tolls—see *Ferries Roads*.**Toll-bars—**

transfer of existing, *s.* 157, *p.* 137,

Toll-bars—*conold.*

new, on roads and bridges and duration thereof, *ss.* 158-9 *pp.* 138-9.

informations with respect to such, to be published, *s.* 159, *p.* 138.
removal of such. *s.* 159, *p.* 139.

establishment and publication of rates payable at, *s.* 160, *p.* 139.
person may be refused passage for refusing to pay at, *s.* 161,
p. 139.

see *Penalty.*

tolls can be levied only at, note, *p.* 139.

seizure of vehicles, &c, for non-payment at, *s.* 163, *p.* 140.

may be leased for three years, *s.* 164, *p.* 141.

Tramways—

municipal fund may be applied to construction of, *s.* 69, *p.* 72.

Urinals—

may be provided by Commissioners, *s.* 195, *p.* 155.

Valuation list—

contents of, *s.* 103, *p.* 102

Vice-chairman—

election of, and tenure of office of, *ss.* 25, 25A, 26 and 27.
pp. 29-30 and 32.

removal of, *s.* 25, *p.* 29.

shall resign at first meeting after election, *s.* 26A, *p.* 31.

leave to, *s.* 26B, *p.* 32.

bys-election of, *s.* 27, *p.* 32

resignation of, *s.* 27A, *p.* 33.

allowance to *s.* 28, *p.* 34.

to sign contract exceeding Rs. 500, *s.* 37, *p.* 44.

to call meeting in absence of Chairman *ss.* 38, 39. *pp.* 52, 54.

shall preside in such absence, *s.* 40 *p.* 54.

delegation of power to, and mode thereof, *s.* 45, *p.* 57.

may dispose of petition of objection, *ss.* 176-178. *pp.* 146-7.

Votes—

number of, necessary to remove elected Chairman and Vice-Chairman, *ss.* 24, 25, *p.* 29.

for resolution shewing cause against compulsory scheme of drainage, &c. *s.* 37K, *p.* 60

questions at meeting to be decided by majority of *s.* 41, *p.* 54.

casting, when, how, and by whom to be given, *ib.*

of interested Commissioner null and void, *s.* 41 and note,
pp. 54-5.

Ward Committee—

division of Municipality into wards and appointment of
50, *p.* 61.

rules for election of members of *s.* 51, *p.* 1b

election of Chairman and Vice-Chairman of, *s.* 52, *p.* 62.

delegation and withdrawal of powers to and from, *s.* 53, *p.* 1b

rules for transaction of business by, *s.* 54, *p.* 1b.

establishment for *s.* 1b, *p.* 63

Ward Committee—*conold.*

- removal and resignation of member of, *s. 55, p. 1b.*
- member of, not personally liable for contract, *s. 56, p. 63.*
- liable for wilful misapplication of money, *Id.*
- disqualification of member of, interested in contract, *s. 57, p. 64.*
- interested member not to take part in proceedings of, *s. 57 p. 64.*
- member disqualified from voting on certain questions *s. 58, p. 65.*

Wards—

- division of municipality into, *ss. 15 & 50, pp. 19 & 61.*

Washing and bathing places—

- control of Commissioners over public, *s. 199, p. 157*
see *Tank*

Water-supply—

- voluntary introduction of, *s. 37B-37J, pp. 45-50.*
- compulsory scheme of, *s. 37K, p. 50.*
- imposition of rates for, *ss. 86 (d) & 279, pp. 88 & 226.*
- valuation, &c, of rate for, *s. 280, p. 227.*
- occupier to pay rate for, *s. 279 (3), p. 227.*
 - when owner to pay, *ss. 282 & 286 pp. 228 & 230.*
- refund of rate for, *s. 283, p. 228.*
- rate for, payable on re-occupation, *s. 284, p. 229.*
 - person subletting to be deemed occupier for purpose of, *s. 285, p. 229.*
- domestic purposes for, explained, *s. 288, p. 230.*
- pressure for, *s. 289, p. 230.*
- communication pipe for, *s. 290, p. 231.*
- inspection of Comrs. necessary for such pipes *s. 291, p. 231.*
- officers may enter premises for examining pipes, &c, of, *s. 292 p. 232.*
- when Commissioners may turn off, *s. 293, p. 232.*
- for business, *s. 294, p. 232.*
 - domestic use, *s. 295, p. 233.*
 - latrines, *s. 296, p. 233*
- may be cut off, when, *s. 297, p. 233.*
 - see *Penalty.*
- to person outside Municipality, *s. 300, p. 234.*
- inspection of officer, before house connection, *s. 301, p. 235.*
- connection with service pipe to be executed by officer, only *s. 302, p. 235.*
- estimate and specification of works for, *s. 304, p. 236.*
- owner to keep works in repair, *s. 305, p. 236.*
- application of rates for, *s. 307, p. 237.*

Wells—see *Tank and Washing Places.*

Works—

- execution of, see *Procedure and Chairman.*
- procedure on failure of person to execute *s. 180, p. 149.*
- discretion of Commissioners in execution of, note, *p. 150.*
- apportionment of expense of, among owner and occupier *ss. 181, 182, pp. 150-1.*
 - occupier may recover from owner cost of, *s. 183, p. 151.*

Works—*concl'd.*

owner and occupier may contest in civil court liability to pay
expense of, *s.* 184, *p.* 152.
pending civil suit for, no bar to recovery of expense under Act,
Ib.

Year—

defined *s.* 6 (19). *p.* 10.
three explained, *s.* 26, *p.* 30

Zenana—

notice to enter, for executing warrant, *s.* 123, *p.* 118.
for inspection of water-pipes in premises, *s.* 292, *p.* 233.

—:0:—

