



Government of Bombay  
Legal Department

# The Bombay Code

Volume III

containing

The unrepealed Acts of the Governor of Bombay in  
Council from 1888 to 1897, inclusive: And a  
Chronological Table of Acts reproduced  
in the volume with an index.

*FIFTH EDITION.*

[Price—Rs. 2 As. 13 *or* 5s.]

BOMBAY  
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1938

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## PREFACE.

The present fifth edition of the Bombay Code is based partly on the last edition edited and published by the Legislative Department of the Government of India and partly on the last edition of the supplementary volumes (containing Bombay Acts from 1923-1934), edited and published by the Legal Department of the Government of Bombay. It contains, with some exceptions, the unrepealed Bombay Regulations, the Local Acts of the Governor General in Council in force in the Province of Bombay, the Acts passed by the Governor of Bombay in Council, the Bombay Legislative Council and the Bombay Legislature.

2. The exceptions referred to above are—

(a) certain enactments which are now only in force within narrow limits and which were excluded from the last edition of the Code ;

(b) the following Acts, which are of a purely personal character :—

Act XVIII of 1848 (Nawab of Surat).

Act VI of 1893 (Sir Dinshah Manockjee Petit).

Act XIX of 1911 (Sir Cowasjee Jehangir Baronetcy).

Act IV of 1913 (Sir Currimbhoy Ebrahim Baronetcy).

Act II of 1915 (Sir Sassoon Jacob David Baronetcy).

Act X of 1915 (Sir Jamsetjee Jeejeebhoy Baronetcy).

Act XXV of 1917 (Sir Currimbhoy Ebrahim Baronetcy Amendment).

Bom. Act VIII of 1924 (Sir Chinubhai Madhavlal Ranchhodlal Baronetcy).

Bom. Act XVI of 1936 (Sir Chinubhai Madhavlal Ranchhodlal Baronetcy Amendment).

3. This edition of the Code consists of six volumes, and like the earlier edition is divided into parts according to the class of enactments in each part. Volume I contains Part I, which reproduces unrepealed Bombay Regulations published in the last edition ; and Part II which consists of unrepealed Local Acts of the Governor General in Council, now in force in the Province of Bombay. The other five volumes contain Parts III and IV which reproduce the Acts passed by the

local Council and the Bombay Legislature, respectively, from 1862 onwards. Volume II consists of the Acts passed during the years 1862 to 1887, Volume III those passed from 1888 to 1897, Volume IV those passed from 1898 to 1922, Volume V those passed from 1923 to 1930 and Volume VI those passed from 1931 to 1937.

4. Since its last publication in 1922 a large number of amending acts and new enactments have been passed by the Bombay Legislative Council. The Government of India (Adaptation of Indian Laws) Order, 1937, passed under section 293 of the Government of India Act, 1935, has made considerable changes in almost all the Acts and Regulations enacted prior to 1st April 1937. In publishing this edition, all Acts purely of an amending nature modifying the main Bombay Acts have been omitted except those which have modified the Acts of the Central Government.

5. In order to facilitate ready reference to all the changes carried out in any Act, a table has been inserted at the commencement of each Act setting out the number and years of all amending and repealing Acts. A chronological table of Acts and a short index are also appended to each of the volumes. The changes made by the Government of India (Adaptation of Indian Laws) Order, 1937, are referred to in the foot-notes as being made by the Adaptation of Indian Laws Order in Council.

All Acts are printed as modified up to 31st December 1937.

LEGAL DEPARTMENT :

28th January 1938.

**CHRONOLOGICAL TABLE OF THE UNREPEALED ACTS  
OF THE GOVERNOR OF BOMBAY IN COUNCIL.  
(1888 TO 1897)**

Year.	No.	Short title or subject.	How repealed or otherwise affected by legislation.	Page.
1	2	3	4	5
1888	III	The City of Bombay Municipal Act, 1888.	Rep. in part, by Act 2 of 1901 . . Rep. in part, by Bom. Act 1 of 1897; Rep. in part, by Bom. Act 5 of 1925; Rep. in part, by Bom. Act 8 of 1928; Rep. in part, by Bom. Act 15 of 1932; Rep. in part and amended by— Act 16 of 1895. Rep. in part and amended by Bom. Act 4 of 1888; Rep. in part and amended by Bom. Act 5 of 1905; Rep. in part and amended by Bom. Act 3 of 1907; Rep. in part and amended by Bom. Act 2 of 1911; Rep. in part and amended by Bom. Act 6 of 1922. Amended, by Bom. Act 1 of 1894; Amended, by Bom. Act 2 of 1899; Amended, by Bom. Act 2 of 1900; Amended, by Bom. Act 2 of 1901; Amended, by Bom. Act 5 of 1903; Amended, by Bom. Act 1 of 1910; Amended, by Bom. Act 6 of 1913; Amended, by Bom. Act 1 of 1916; Amended, by Bom. Act 6 of 1916; Amended, by Bom. Act 6 of 1918; Amended, by Bom. Act 8 of 1918; Amended, by Bom. Act 5 of 1920; Amended, by Bom. Act 15 of 1920; Amended, by Bom. Act 19 of 1920; Amended, by Bom. Act 20 of 1920; Amended, by Bom. Act 4 of 1921; Amended, by Bom. Act 7 of 1921; Amended, by Bom. Act 1 of 1925; Amended, by Bom. Act 12 of 1925; Amended, by Bom. Act 9 of 1928; Amended, by Bom. Act 10 of 1928; Amended, by Bom. Act 10 of 1930; Amended, by Bom. Act 18 of 1930; Amended, by Bom. Act 19 of 1930; Amended, by Bom. Act 23 of 1930; Amended, by Bom. Act 6 of 1931; Amended, by Bom. Act 17 of 1931; Amended, by Bom. Act 21 of 1931;	1

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Year.	No.	Short title or subject.	How repealed or otherwise affected by legislation.	Page.
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1888	III	The City of Bombay Municipal Act, 1888.	Amended, by Bom. Act 8 of 1932; Amended, by Bom. Act 11 of 1932; Amended, by Bom. Act 13 of 1932; Amended, by Bom. Act 13 of 1933; Amended, by Bom. Act 2 of 1934; Amended, by Bom. Act 4 of 1934; Amended, by Bom. Act 10 of 1935; Amended, by Bom. Act 12 of 1935; Amended, by Bom. Act 28 of 1935; Amended, by Bom. Act 32 of 1935; Amended, by Bom. Act 10 of 1936; Amended, by Bom. Act 12 of 1936; Amended, by Bom. Act 13 of 1936; Amended, by Bom. Act 24 of 1936. Supplemented, by Act 12 of 1888; Supplemented, by Act 2 of 1889; Supplemented, by Bom. Act 5 of 1890; Supplemented, by Bom. Act 1 of 1898; Supplemented, by Bom. Act 2 of 1899; Supplemented, by Bom. Act 15 of 1920. Amended, by Act 38 of 1920. Adapted and modified by the Adaptation of Indian Laws Order in Council.	
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Year.	No.	Short title or subject.	How repealed or otherwise affected by legislation.	Page.
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# THE CITY OF BOMBAY MUNICIPAL ACT, 1888.

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198. Tax on vehicles and animals payable quarterly in arrear; but tax on public conveyances to be paid in advance.

199. Town-duties payable on demand.

200. Presentation of bills for certain taxes.

201. When one bill may be presented for several claims.

202. Notice of demand.

203. Distress.

204. Goods of defaulter may be distrained, wherever found.

205. Inventory and notice of distress and sale.

206. Sale.

207. Fees for distraints.

208. Fees for cost of recovery may be remitted.

209. When occupiers may be held liable for payment of property-taxes.

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- 210. Summary proceedings may be taken against persons about to leave the city.
- 211. Defaulters may be sued for arrears, if necessary.
- 212. Property-taxes to be a first charge on premises on which they are assessed.
- 213. Collection of town-duties how to be effected.
- 214. [*Repealed.*]
- 215. Powers of persons authorized to collect and refund town-duties.
- 216. Writing-off of irrecoverable taxes.

*Appeals against Valuations and Taxes.*

- 217. Appeals when and to whom to lie.
- 218. Cause of complaint when to be deemed to have accrued.
- 219. Unappealed values and taxes and decisions on appeal to be final.

## CHAPTER IX.

## DRAINS AND DRAINAGE WORKS.

*Municipal Drains.*

- 220. Municipal drains to be under the control of the Commissioner.
- 220A. Vesting of water-courses.
- 221. Drains to be constructed and kept in repair by the Commissioner.
- 222. Powers for making drains.
- 223. Buildings, etc., not to be erected without permission over drains.
- 224. Alteration and discontinuance of drains.
- 225. Cleansing drains.
- 226. [*Repealed.*]

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*Drains of Private Streets and Drainage of Premises.*

227. Power to connect drains of private streets with municipal drains.
228. Power of owners and occupiers of premises to drain into municipal drains.
229. Connections with municipal drains not to be made except in conformity with section 227 or 228.
- 229A. Buildings, etc., not to be erected without permission over any drains.
230. Right of owners and occupiers of premises to carry drains through land belonging to other persons.
- 230A. Owner of land to allow others to carry drains through the land.
231. Commissioner may enforce drainage of undrained premises situate within a hundred feet of a municipal drain.
232. Commissioner may enforce drainage of undrained premises not situate within a hundred feet of a municipal drain.
- 232A. Power of Commissioner to drain premises in combination.
233. Commissioner may close or limit the use of existing private drains.
- 233A. Vesting and maintenance of drains for sole use of properties.
234. New building not to be erected without drains.
235. Excrementitious matter not to be passed into cesspool.
236. Obligation of owners of drains to allow use thereof or joint ownership therein to others.
237. How right of use or joint ownership of a drain may be obtained by a person other than the owner.
238. Commissioner may authorize person other than the owner of a drain to use the same or declare him to be a joint owner thereof.
239. Sewage and rain-water drains to be distinct.
240. Drains not to pass beneath buildings.
241. Position of cesspools.



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242. Right of corporation to drains, etc., constructed, etc., at charge of municipal fund on premises not belonging to the corporation.
243. All drains and cesspools to be properly covered and ventilated.
244. Affixing of pipes for ventilation of drains, etc.

*Disposal of Sewage.*

245. Appointment of places for emptying of drains and disposal of sewage.
246. Provision of means for disposal of sewage.

*Water-closets, Privies, Urinals, etc.*

- 246A. Construction of water-closets and privies.
247. Water-closets and other accommodation in buildings newly erected or re-erected.
248. Where there is no such accommodation, or the accommodation is insufficient or objectionable.
249. Power to require privy accommodation to be provided for factories, etc.
- 249A. Power of Commissioner as to unhealthy privies.
250. Provisions as to privies.
251. Provisions as to water-closets.
- 251A. Position of privies and water-closets.
- 251B. Use of places for bathing or washing clothes or domestic utensils.
252. Public necessaries.

*Inspection.*

253. Drains, etc., not belonging to the corporation to be subject to inspection and examination.
254. Power to open ground, etc., for purposes of such inspection and examination.
255. When the expenses of inspection and examination are to be paid by the Commissioner.

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- 256. When the expenses of inspection and examination are to be paid by the owner.
- 257. Commissioner may require repairs, etc., to be made.
- 257A. Costs of inspection and execution of works in certain cases.

*General Provisions.*

- 258. Prohibition of acts contravening the provision of this Chapter or done without sanction.
  - 259. When materials and work may be supplied and done under this Chapter for any person by the Commissioner.
  - 259A. Work to be done by licensed plumber: permission to use as drain.
  - 260. Commissioner may execute certain works under this Chapter without allowing option to persons concerned of executing the same.
- Expenses in such cases by whom to be paid.

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 CHAPTER X.

## WATER-SUPPLY.

*Construction and Maintenance of Municipal Water-Works.*

- 261. General powers for supplying the city with water.
- 262. Municipal water-works to be managed and kept in repair by the Commissioner.
- 263. Power of access to municipal water-works.
- 264. Inspection of municipal water-works by persons appointed by Provincial Government.
- 265. Power of carrying water-mains, etc.
- 266. Fire-hydrants to be provided.
- 267. Prohibition of building and other acts which would injure sources of water-supply.
- 268. Buildings, etc., not to be erected over municipal water-main without permission.

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*Public Gratuitous Water-supply.*

269. Vesting of, public drinking-fountains, etc., in the corporation.
270. Public drinking-fountains, etc., may be set apart for particular purposes.

*Private Water-supply.*

271. Applications for private water-supply from whom to be received.  
Commissioner may in certain cases require owners to obtain private-water-supply.
272. Making and renewing connections with municipal water-works.
273. Commissioner may take charge of private connections.
- 273A. Power of Commissioner to alter position of connections.
274. Provisions as to storage-cisterns and other fittings, etc., to be used for connections with water-works.
275. Communication-pipes, etc., to be kept in efficient repair by owner or occupier of premises.
276. Provision of meters when water is supplied by measurement.
277. Register of meter to be evidence.

*Inspection.*

278. Commissioner, etc., may inspect premises in order to examine meter, communication-pipes, etc.

*Cutting off private water-supply.*

279. Power to cut off private water-supply or to turn off water.
280. Conditions as to use of water not to be contravened.
- 280A. Powers of Commissioner to carry private mains through land belonging to other persons.
281. Water-pipes, etc., not to be placed where water will be polluted.
282. Prohibition of fraudulent and unauthorized use of water.
283. Prohibition of fraud in respect of meters.

## SECTIONS.

*General Provisions.*

284. Prohibition of wilful or neglectful acts relating to water-works.
285. Compensation to be payable by offenders against section 283 or 284.
286. Occupier of premises to be primarily liable for certain offences against this Chapter.
287. When materials and work may be supplied and done under this Chapter for any person by the Commissioner.
- 287A. Commissioner may execute works under this Chapter without allowing option to persons concerned of executing the same.
- 287B. Work under Chapter X to be done by licensed plumber.
288. Power to supply water without the city.

## CHAPTER XI.

## REGULATION OF STREETS.

*Construction, Maintenance and Improvement of Public Streets.*

289. Vesting of public streets in the corporation.  
Powers of Commissioner in respect of public streets.
290. Disposal of land forming site of closed streets.  
Power to make new public streets.
292. Saving of provisions of sections 37 and 38, Bombay Act VI of 1879.
293. Permission to lay tramways or railways on public streets to need the sanction of the corporation and confirmation by Provincial Government.
294. Minimum width of new public streets.
295. Power to construct or adopt public bridges, etc., over or under railways, etc.
296. Power to acquire premises for improvement of public streets.

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*Preservation of Regular Line in Public Streets.*

- 297. Prescribing the regular line of a street.
- 298. Setting back buildings to regular line of the street.
- 299. Acquisition of open land or of land occupied by platforms, etc., within the regular line of a street.
- 300. Setting forward of buildings to regular line of the street.
- 301. Compensation to be paid in cases under the three last sections.

*Provisions concerning Private Streets.*

- 302. Notice to be given to Commissioner of intention to lay out lands for building and for private streets.
- 302A. Commissioner may call for further particulars.
- 302B. Commissioner may require plans to be prepared by licensed surveyor.
- 303. Laying out of land, private streets and buildings to be determined by Commissioner.
- 304. Land not to be appropriated for building and private street not to be laid out until expiration of notice nor otherwise than in accordance with Commissioner's directions.
- 305. Levelling and draining of private streets.
- 306. Power to declare private streets, when sewered, etc., public streets.
- 307. Applicability of sections 305 and 306 when a street is in part public and in part private.

*Projections and Obstructions.*

- 308. Prohibition of projections upon streets, etc.  
Power to require removal of the same.
- 309. Power to require removal or alteration of projections, etc. made, before Bombay Act III of 1872 came into force.
- 310. Projections over streets may be permitted in certain cases.
- 311. Ground-floor doors, etc., not to open outwards on streets.
- 312. Prohibition of structures or fixtures which cause obstruction in streets.

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- 313. Prohibition of deposit, etc., of things in streets.
- 313A. License for sale in public places.
- 314. Commissioner may, without notice, remove anything erected in contravention of section 312, after it comes into force or deposited, etc., in contravention of section 313.
- 315. Power to require removal of any structure or fixture erected or set up before section 312 came into force.
- 316. Prohibition of the tethering of animals in the public streets.

*Temporary Erections on Streets during Festivals.*

- 317. Commissioner may permit booths, etc., to be erected on streets on festivals.

*Provisions concerning Execution of Works in or near to Streets.*

- 318. Street when broken up for any municipal purpose to be restored without delay.
- 319. Commissioner may close street in which work is in progress.
- 320. Commissioner to provide for traffic, etc., pending execution of municipal work in any street.
- 321. Precautions to be taken for the public safety whilst municipal works are in progress in any street.
- 322. Streets not to be opened or broken up and building-materials not to be deposited thereon without permission.
- 323. Precautions for public safety to be taken by persons to whom permission is granted under section 322.
- 324. Persons to whom permission is granted under section 322 must reinstate streets, etc.
- 325. Provisions to be made by persons to whom permission is granted under section 322 for traffic, etc., when their works interrupt streets.
- 326. Hoards to be set up during work on any building adjacent to a street.

*Naming of Streets, etc.*

- 327. Naming streets and numbering of houses.

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*Sky-signs and Advertisements.*

328. Regulations as to sky-signs.  
 328A. Regulation and control of advertisements.

*Dangerous Places.*

329. Commissioner to take proceedings for repairing or enclosing dangerous places.

*Lighting of Streets.*

330. Public streets to be lighted.  
 331. Prohibition of removal, etc., of lamps.  
 332. Persons accidentally breaking lamp to repair the damage.  
 333. Manner of laying gas-pipes.  
 334. Situation of gas-pipes, etc., may be altered by Commissioner.  
 335. Buildings, etc., not to be erected without permission over municipal gas-pipes.

*Watering of Streets.*

336. Measures for watering.

## CHAPTER XII.

## BUILDING REGULATIONS.

*Notices regarding Erection of Buildings.*

337. Notice to be given to Commissioner of intention to erect a building.  
 338. Commissioner may require plans and other documents to be furnished.  
 339. Commissioner may require plans, etc., submitted under last preceding section to be prepared by a licensed surveyor.  
 340. Additional information and the attendance of the person who gave the notice may be required.  
 341. Effect of non-compliance with requisition under section 338 or 340.

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*Notices regarding Execution of Works not amounting to the Erection of a Building.*

- 342. Notice to be given to the Commissioner of intention to make additions, etc., to a building.
- 343. Plans and additional information may be called for.

*Forms of Notices.*

- 344. Printed forms of notices to be supplied to the public.

*Commencement of Work.*

- 344A. Supervision of buildings and works.
- 345. When building or work may be proceeded with.
- 346. Building or work which is disapproved by the Commissioner may be proceeded with, subject to terms.
- 347. When work may be commenced.
- 347A. Building not to be converted to other purposes without the permission of the Commissioner.

*Provisions as to Structure, Materials, etc.*

- 348. Provisions as to buildings which are to be newly erected.
- 349. Roofs and external walls of buildings not to be of inflammable material.
- 349A. Maximum height of buildings.
- 349B. Height of buildings with reference to width of streets: proviso in case of set-back.
- 349C. Frame-buildings.
- 349D. Provision of sufficient means of egress.

*Inspection.*

- 350. Inspection of buildings in course of erection, alteration, etc.
- 351. Proceedings to be taken in respect of building or work commenced contrary to section 347.
- 352. Buildings or works commenced contrary to section 347 may be cut into and laid open for purpose of inspection.
- 353. Enforcement of provisions concerning buildings and works.
- 353A. Completion certificates: permission to occupy or use.



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*Dangerous Structures.*

354. Removal of structures, etc., which are in ruins or likely to fall.

*Works unlawfully carried on.*

354A. Power of Commissioner to direct removal of person directing.

## CHAPTER XII-A.

## CITY IMPROVEMENT.

354B. Transfer of rights, etc., of the Board to the corporation.

*Improvement Schemes.*

354C. Commissioner to make a draft improvement scheme.

354D. Improvements Committee to consider and approve draft scheme submitted by Commissioner.

354E. Particulars to be provided for in an improvement scheme.

354F. Considerations which shall prevail in making the scheme.

354G. Procedure on completion of the scheme.

354H. Right of owner to demand acquisition on issue of notification when building operations are in progress.

354I. Right of owner to demand acquisition or withdrawal by the corporation after the lapse of two years from the date of notification.

354J. The Improvements Committee after publication and service of notices to forward the scheme to the corporation for approval.

354K. Corporation to consider the improvement scheme and to approve or disapprove.

354L. Commissioner to apply to Provincial Government for sanction to the scheme.

354M. On receipt of sanction declaration to be published giving particulars of land to be acquired and on publication of such declaration the Commissioner to be authorised to execute the scheme.

354N. If the corporation fail to acquire the land owner may call upon Committee to acquire it or to withdraw from the proposal.

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*Police Accommodation Schemes.*

- 354O. The corporation to have power to make a police accommodation scheme.
- 354P. Procedure on completion of a scheme.
- 354Q. Vesting of land in corporation.
- 354R. Minimum width of streets.
- 354S. Extent to which Land Acquisition Act shall apply to acquisition of land otherwise than by agreement.
- 354T. Special provisions as to compensation.
- 354U. Collector to take possession after making an award and transfer land to corporation.
- 354V. Compensation to corporation on resumption of certain land.
- 354W. Power to grant loans for building purposes.
- 354X. Payment to be made by Provincial Government.

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 CHAPTER XIII.

## LICENSING OF SURVEYORS AND PLUMBERS.

- 355. Grant of licenses to surveyors and plumbers.
- 356. Regulations may be prescribed for guidance of licensed surveyors and plumbers.
- 357. Fees and charges of licensed plumbers to be prescribed by the standing committee.
- 358. Licensed plumbers to be bound to execute work properly.

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 CHAPTER XIV.

## MUNICIPAL FIRE-BRIGADE.

- 359. Maintenance of firemen and of necessary fire-engines, etc.
- 360. Power to make regulations for fire-brigade.
- 361. Powers of chief officer of fire-brigade at a fire.

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362. Police and municipal officers and servants to aid the fire-brigade.
363. Damages done by fire-brigade to be deemed damage by fire.
364. Reports of fires to be submitted.

## CHAPTER XV.

## SANITARY PROVISIONS.

*Scavenging and Cleansing.*

365. Commissioner to provide for cleansing of streets and removal of refuse.
366. Refuse, etc., to be the property of the corporation.
367. Provision and appointment of receptacles, depots and places for refuse, etc.
368. Duty of owners and occupiers to collect and deposit dust, etc.
369. Provision may be made by Commissioner for collection, etc., of excrementitious and polluted matter.
370. Collection and removal of excrementitious and polluted matter when to be provided for by occupiers.
371. Halalkhor's duties in certain cases may not be discharged by private individuals without the Commissioner's permission.
372. Prohibition of—
- failure to remove refuse, etc., when bound to do so ;
  - removal of refuse, etc., contrary to orders, or without proper precautions ;
  - failure to clear away any refuse, etc., which drops during removal ;
  - leaving filth carts, etc., unnecessarily in the streets ;
  - throwing or placing refuse, etc., in any place not assigned for the purpose ;
  - allowing filthy matter to blow or soak from any premises, and keeping anything thereupon so as to create a nuisance.
373. Presumption as to offender under clause (e) of section 372.

## SECTIONS.

*Inspection and Sanitary Regulation of Premises.*

- 374. Power to inspect premises for sanitary purposes.
- 375. Cleansing and lime-washing of any building may be required.
- 375A. Removal of building materials from any premises may be required.
- 376. Abandoned or unoccupied premises.
- 377. Neglected premises.
- 377A. Nuisance arising from defective roof.
- 378. Buildings or rooms in buildings unfit for human habitation.
- 379. Power of Commissioner to call for statement of accommodation.
- 379A. Overcrowded dwellings.
- 380. Insanitary huts and sheds.
- 381. Filling in of pools, etc., which are a nuisance.
- 381A. Permission for new well, etc.
- 382. Dangerous quarrying may be stopped.
- 383. Removal and trimming of trees, shrubs and hedges.

*Keeping and Destruction of Animals and Disposal of Carcasses.*

- 384. Prohibitions as to keeping animals.
- 384A. Stabling animals or storing grains in dwelling house may be prohibited.
- 385. Removal of carcasses of dead animals.

*Regulation of Public Bathing, Washing, etc.*

- 386. Places for public bathing, etc., to be fixed by the Commissioner.
- 387. Regulation of use of public bathing-places, etc.
- 388. Prohibition of bathing, etc., contrary to order or regulation.
- 389. Prohibition of corruption of water by steeping therein animal or other matter, etc.

## SECTIONS.

*Regulation of Factories, Trades, etc.*

- 390. Factory, etc., not to be newly established without permission of the Commissioner.
- 391. Furnaces used in trade or manufacture to consume their own smoke.
- 392. Sanitary regulation of factories, bakehouses, etc.
- 393. Prohibition of use of steam whistle or steam trumpet without permission of the Commissioner.
- 394. Certain thing not to be kept, and certain trades and operations not to be carried on without a license.
- 395. Prohibition of corruption of water by chemicals, etc.
- 396. Inspection of premises used for manufactures, etc.
- 397. Regulation of washing of clothes by washermen.  
Washing-places to be provided by the Commissioner for washermen.

*Maintenance and Regulation of Markets and Slaughter-houses.*

- 398. What to be deemed municipal markets and slaughter-houses.
- 399. Provision of new municipal markets and slaughter-houses.
- 400. Municipal markets and slaughter-houses may be closed.
- 401. Prohibition of sale in a municipal market without license of Commissioner.
- 402. Opening of new private markets.
- 403. Private markets not to be kept open without a license.
- 404. Prohibition of sale in unauthorised private markets.
- 405. Provision for requiring private market-buildings and slaughter-houses to be properly paved and drained.
- 406. Regulations to be framed for markets and slaughter-houses.
- 407. Levy of stallages, rents and fees in municipal markets and slaughter-houses.
- 407A. Removal of live cattle, sheep, goats or swine, from any municipal slaughter-house, market or premises.

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408. Regulations and table of stallage-rents to be posted up in markets and slaughter-houses.
409. Power to expel persons contravening by-laws or regulations.

*Sale of Articles of Food outside of Markets.*

410. Prohibition of sale of animals, etc., except in a market.

*Licensing of Butchers, etc.*

411. Butchers and persons who sell the flesh of animals to be licensed.
412. Prohibition of import of cattle, etc., into the City without permission.
- 412A. License required for dealing in milk, etc.

*Inspection of Places of Sale, etc.*

413. Commissioner may enter any place where slaughter of animals or sale of flesh contrary to the provisions of this Act is suspected.
414. Commissioner to provide for inspection of articles exposed for sale for human food.
415. Unwholesome articles, etc., to be seized.
416. Disposal of perishable articles seized under section 415.
417. Disposal of animals and articles of a non-perishable nature seized under section 415.
- 417A. [Repealed.]
- 417B. Penalty for possessing food which appears to be diseased, unsound or unwholesome or unfit for human food.
- 417C. Application for summons to be refused if not applied for within reasonable time.

*Weights and Measures.*

418. [Repealed.]
419. [Repealed.]
420. [Repealed.]

## SECTIONS.

*Prevention of Spread of Dangerous Diseases.*

421. Information to be given of existence of dangerous disease.
422. Any place may at any time be inspected for purpose of preventing spread of dangerous disease.
423. Prohibition of use for drinking of water likely to cause dangerous disease.
424. Commissioner may order removal of patients to hospitals.
425. Disinfection of buildings, etc.
426. Destruction of huts and sheds, when necessary.
427. Place for disinfection may be provided ;  
also for washing infected articles.  
Infected articles may be destroyed.
428. Person suffering from dangerous disease not to enter a public conveyance without notifying the same.
429. Provision of carriages for conveyance of patients.
430. Provisions as to carriage of persons suffering from dangerous disease in public conveyances.
431. Public conveyance which has carried a person suffering from dangerous disease to be disinfected.
432. Infected articles not to be transmitted, etc., without previous disinfection.
433. Infected building not to be let without being first disinfected.

*Special Sanitary Measures.*

434. Commissioner may take special measures on outbreak of any dangerous disease.

*Disposal of the Dead.*

435. Places for disposal of the dead to be registered.
436. Provision of new places for disposal of the dead.
437. New places for disposal of the dead not to be opened without permission of Commissioner.
438. Provincial Government may direct the closing of any place for the disposal of the dead.

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- 439. Provincial Government may sanction the re-opening of places which have been closed for the disposal of the dead.
- 440. Burials within places of worship and exhumations not to be made without the permission of the Commissioner.
- 441. Acts prohibited in connection with the disposal of the dead.

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**CHAPTER XVI.****VITAL STATISTICS.***Registration of Births and Deaths.*

- 442. Appointment of registrars.
- 443. Registrars to reside in their respective districts.
- 444. Register-book to be supplied.
- 445. Registrars to inform themselves of all births and deaths.
- 446. Information of birth to be given within seven days.  
Saving for father of illegitimate child.
- 447. Information respecting finding of new-born child to be given.
- 448. Officers to be appointed to receive information of deaths at places for disposal of the dead.
- 449. Information of death to be given at the time when the corpse of the deceased is disposed of.
- 450. Medical practitioner who attended a deceased person to certify the cause of his death.
- 451. Preparation of register-books of deaths and of mortality returns, etc.
- 452. Correction of errors in registers of births or deaths.
- 453. Registration of name of child or of alteration of name.

*Taking of a Census.*

- 454. Enumeration of inhabitants.
- 455. Commissioner to superintend the enumeration.
- 456. Delivery of blank schedules and returns,



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- 457. Obligation to fill up blank schedules and returns.
- 458. Occupier to amend returns, if found defective.
- 459. Military, naval and police officers and certain others if required, to act as enumerators.
- 460. Returns of houseless persons.

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 CHAPTER XVII.

## BY-LAWS.

- 461. By-laws for what purposes to be made.
- 462. Punishment may be imposed for breach of by-laws.
- 463. By-laws to be confirmed by Central or Provincial Government, as the case may be.
- 464. Commissioner to lay draft by-laws before the corporation for their consideration.
- 465. Hearing by corporation of objections to proposed by-laws.
- 466. Proposed by-laws to be open to public inspection.
- 467. By-laws confirmed by Central or Provincial Government to be published in the *Bombay Government Gazette*.
- 468. Printed copies of by-laws to be kept on sale.
- 469. Boards for exhibiting by-laws to be open to inspection and not to be injured.
- 470. Central or Provincial Government as the case may be may repeal by-laws.

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 CHAPTER XVIII.

## PENALTIES.

- 471. Certain offences punishable with fine.
- 472. Containing offences.
- 473. Offences punishable under the Penal Code.
- 474. Punishment for acquiring share or interest in contract etc. with the corporation.
- 475. Punishment of offences against section 267,

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- 476. Punishment of offences against section 391.
- 477. Extent of penal responsibility of agents and trustees of owners.
- 478. Punishment of offences relating to town-duties.

## CHAPTER XIX.

## PROCEDURE.

*Licenses.*

- 479. Licenses and written permissions to specify conditions, etc., on which they are granted.
  - Fees to be chargeable.
  - Licenses and written permissions may be revoked, etc.
  - When license or written permission is revoked, etc., grantee to be deemed to be without a license or written permission.
  - Grantees to be bound to produce license or written permission.

*Public Notices and Advertisements.*

- 480. Public notices how to be made known.
- 481. Advertisements how to be made.
- 482. Consent, etc., of Commissioner may be proved by written document under his signature.

*Service of Notices, etc.*

- 483. Notices, etc., by whom to be served or presented.
- 484. Service how to be effected on owners of premises and other persons.
- 485. Service on "owner or occupier" of premises how to be effected.
- 486. The three last sections inapplicable to Magistrate's summonses.
- 487. Signature on notices, etc., may be stamped.

*Power of Entry.*

- 488. Commissioner, etc., may enter any premises for purposes of inspection, survey or execution of necessary work.

## SECTIONS.

*Enforcement of Orders to execute Works, etc.*

489. Works, etc., which any person is required to execute may in certain cases be executed by the Commissioner at such person's cost.
490. Recovery of expenses of removals by the Commissioner under sections 314, 315, 354 and 380.

*Recovery of Expenses by the Commissioner.*

491. Expenses recoverable under this Act to be payable on demand; and if not paid on demand, may be recovered as an arrear of property-tax.
492. If the defaulter is the owner of premises in respect of which expenses are payable, the occupier to be also liable for payment thereof.
493. Commissioner may agree to receive payment of expenses in instalments.
494. What expenses may be declared to be improvement expenses.
495. Improvement expenses by whom payable.
496. Proportion of improvement expenses may be deducted from rent.
497. Redemption of charge for improvement expenses.
498. Recovery of instalments due under sections 493 and 495.
499. In default of owner the occupier of any premises may execute required work and recover expenses from the owner.
500. Limitation of liability of agent or trustee of owner.

*Payment of Compensation.*

501. Compensation for damages may be paid by the Commissioner.
502. Compensation to be paid by offenders against this Act for any damage caused by them.

*Recovery of Expenses or Compensation in case of Dispute.*

503. In cases falling under section 491, disputes to be determined by the Chief Judge of the Small Cause Court.

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- 504. Amount of expenses or compensation to be determined in all cases of disputes by the Chief Judge of the Small Cause Court.
- 505. Expenses or compensation awarded by Chief Judge of the Small Cause Court to be recovered if necessary, as if they were due under a decree of the Court.
- 506. Persons liable for expenses or compensation may be sued for recovery thereof.

*Proceedings before the Chief Judge of the Small Cause Court.*

- 507. Remedy of owner of buildings or land against occupier who prevents his complying with any provision of this Act.
- 508. Power to summon witnesses and compel production of documents.
- 509. Fees in proceedings before the Chief Judge of the Small Cause Court.
- 510. Exemption of poor persons from fees.
- 511. Repayment of half fees on settlement before hearing.
- 512. Authority to the Chief Judge of the Small Cause Court to delegate certain powers and make rules.

*Proceedings before Magistrates.*

- 513. Cognizance of offences.
- 513A. Appointment of Presidency Magistrates.
- 514. Limitation of time within which complaints of offences punishable under this Act shall be entertained.
- 515. Complaints concerning nuisances.

*Arrest of Offenders.*

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