THE

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☞ *Separate paging is given to this Part, in order that it may be filed as a separate compilation.*

PART VI.

BILLS OF THE GOVERNMENT OF INDIA.

LEGISLATIVE DEPARTMENT.

The following Bill was introduced into the Council of the Governor General of India for the purpose of making Laws and Regulations on the 11th July 1888:—

No. 5 of 1888.

A Bill to remove doubts as to the legality of the levy of certain Tolls.

WHEREAS doubts have been raised as to the operation of the Acts of the Governor General in Council, No. VIII of 1851 *(an Act for enabling Government to levy Tolls on Public Roads and Bridges)* and No. XV of 1864 *(an Act to amend Act VIII of 1851)*; It is hereby enacted as follows:—

Enforcement of Acts VIII of 1851 and XV of 1864 in the Punjab.

1. Acts VIII of 1851 and XV of 1864 shall be deemed to be in force throughout the territories now administered by the Lieutenant-Governor of the Punjab, and, from the twenty-first day of August 1857, and the twenty-fourth day of March 1864, respectively, to have been in force in the territories for the time being administered as part of the Punjab.

Operation of the Act in the Punjab and certain other parts of British India.

2. (*1*) In any part of British India beyond the limits of the territories administered by the Governor of Fort St. George in Council and the Lieutenant-Governors of Bengal and the North-Western Provinces, to or in which Acts VIII of 1851 and XV of 1864 may be or have been extended, or may be or have been declared to be in force, under the latter of those Acts or by this Act or by or under any other enactment, the Local Government shall be deemed to have and, where the Acts have been in force before the passing of this Act, to have had the same authority as if it had been included among the Local Governments specified in section 2 of Act VIII of 1851.

(*2*) "Presidency", where that word occurs in section 8 of Act VIII of 1851, shall be deemed to mean, and to have meant, the territories under the administration of a Local Government.

Validation of past levy of tolls.

3. All tolls levied, or purporting to have been levied, under Acts VIII of 1851 and XV of 1864, or either of those Acts, before the passing of this Act, shall be deemed to have been lawfully levied.

Saving.

4. Nothing in the foregoing sections shall affect any proceedings commenced in any Civil Court before the first day of July 1888.

Amendment of section 2, Act VIII, 1851.

5. In section 2 of Act VIII of 1851 the words "and the Governor of the Presidency of Bombay in Council" are hereby repealed, and the word "and" shall be inserted between the words "the Lieutenant-Governor of the North-Western Provinces of Bengal" and the words "the Governor of the Presidency of Fort St. George in Council." [Bombay Act III of 1875, s. 1.]

STATEMENT OF OBJECTS AND REASONS.

THE object of this Bill is to remove doubts as to the operation of Acts VIII of 1851 and XV of 1864 in the Punjab, and to validate the levy of tolls in that Province under those Acts.

The introduction of a Bill being expedient for those purposes, the opportunity has been taken to confer in express terms on the Lieutenant-Governor of the Punjab and the Chief Commissioners of Burmah, the Central Provinces and Coorg, and on the Local Government of any other province in which the Acts may for the time being be in force, the authority which is conferred on the Governor of Fort St. George in Council and the Lieutenant-Governors of Bengal and the North-Western Provinces by section 2 of the Act of 1851, and to declare the word "Presidency" in section 8 of that Act to mean the territories under the administration of a Local Government.

The 11th July 1888.

(Signed) G. R. ELSMIE.

S. HARVEY JAMES,
Secretary to the Government of India.

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