

THE



Bombay Government Gazette.

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

PART V.

PROCEEDINGS OF THE LEGISLATIVE DEPARTMENT, BOMBAY.

(To be translated into Gujarati and the translation to be published in the "Bombay Government Gazette." The date of publication to be reported.)

The following Bill, together with the Statement of Objects and Reasons accompanying it, is published in accordance with Rule 15 of the Rules for the conduct of Business at Meetings of the Council of His Excellency the Governor of Bombay for making Laws and Regulations :—

Bill No. 1 of 1893.

A Bill to further amend the law relating to the Municipal Government of the City of Bombay.

WHEREAS it is expedient to further amend the City of Bombay Municipal Act, 1888, in manner hereinafter appearing;

It is enacted as follows :—

1. This Act may be cited as the City of Bombay Municipal Act Amendment

Act, 1893.

2. In sub-clause (i) of clause (a) of section 93 of the City of Bombay Municipal Act, 1888, for the

words "in accordance with the terms heretofore prescribed," the following words shall be, and shall be deemed to have been, from the 31st December 1892, substituted, viz. :— "referred to."

3. In section 94 of the said Act, for the last five words therein, the following shall be, and shall be deemed to have been, from the 31st December 1892, substituted, viz. :—"nine thousand four hundred and ninety-eight."

4. For section 122 of the said Act there shall be substituted the following :

"(1). Surplus moneys at the credit of the Municipal Fund which are not required for current charges may, with the sanction of the Standing Committee, from time to time, be deposited with the Bank of Bombay, or be invested in public securities: provided that :

(a) Surplus moneys remaining to the credit of the Municipal Fund, after section 109 (d), (e), (f) and all other

provisions of the Act specially requiring moneys to be paid off, set apart or invested, have been complied with, may, if not required for current charges, be from time to time deposited or invested, withdrawn, disposed of, re-deposited and re-invested in such other manner and subject to such conditions as may be sanctioned by the Standing Committee present at an ordinary meeting or at a meeting specially called for the purpose, at either of which no less than ten members are present, and that:

- (b) Notwithstanding anything contained in section 49 (g), the power vested by this section in the Standing Committee shall not be delegated to any sub-committee.

“(2). Such deposits and investments as may be sanctioned by the Standing Committee in accordance with sub-section (1) and the proviso thereto, shall be made by the Commissioner on behalf of the Corporation, and with the like sanction the Commissioner may at any time withdraw any deposit or vary any investment so made, or dispose of any securities and re-deposit or re-invest the money so withdrawn or the proceeds of the disposal of such securities; but no order for making any deposit, investment, withdrawal or disposal under this section shall have any validity unless the same be in writing, signed by the Commissioner and one member of the Standing Committee and the Municipal Secretary.

“(3). The loss, if any, arising from any such deposit or investment shall be debited to the Municipal Fund.”

STATEMENT OF OBJECTS AND REASONS.

Section 140 of the Bombay Municipal Act of 1872 provided for the re-payment by the Corporation of the Vehár Water-works' debt, with interest, by monthly instalments of fourteen thousand six hundred rupees each.

2. Section 93 (a) (i) and section 94 of the City of Bombay Municipal Act, 1888, re-enacted that provision.

3. The Government of India have now accorded sanction* to an extension of the period for the re-payment of the debt due on account of the Vehár Water-works to sixty years counted from the 1st January, 1893. The last instalment of the loan will, under this concession, be payable in A.D. 1952.

4. The object of sections 2 and 3 of the present Bill is to amend section 93 (a) (i) and section 94 of the City of Bombay Municipal Act, 1888, so as to give legislative effect to this concession.

5. Section 4 of the Bill is intended to give a power, similar to that which is enjoyed by the Corporation of Calcutta, of investing surplus moneys remaining to the credit of the Municipal Fund.

6. Certain provisions of the City of Bombay Municipal Act require certain payments and investments to be made, and certain sums to be set apart for specific purposes. The power which it is proposed to confer will extend only to such portion of the surplus remaining after these provisions have been duly complied with as may not be required to meet current charges.

7. The power is to be exercisable only with the sanction of the Standing Committee, and special provision is made to prevent the delegation of that power to any sub-committee.

14th July 1893.

(Signed) H. M. BIRDWOOD.

By order of His Excellency the Right Honourable the Governor in Council,

C. H. A. HILL,

Secretary to the Council of the Governor of Bombay
for making Laws and Regulations.

Bombay Castle, 14th July 1893.