



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.

The following Report of the Select Committee of the Council of His Excellency the Governor of Bombay on the Bill to further amend the Law relating to the municipal government of the City of Bombay and the Bill as amended by the Select Committee are, in accordance with Rule 25 of the Rules for the conduct of Business at Meetings of the Council, published for general information:—

Report of the Select Committee appointed to consider Bill No. 1 of 1893, a Bill to further amend the law relating to the municipal government of the City of Bombay.

We, the members of the Select Committee appointed to consider Bill No. 1 of 1893, a Bill to further amend the law relating to the municipal government of the City of Bombay, beg to submit the following report.

2. The Bill was published in English on the 15th July, 1893, and in Gujarati on the 20th July, 1893.

3. We met on the 29th July, 1893.

4. While accepting generally the principle of the Bill, as read a first time on the 28th July, we have considered it advisable that the power of selecting the Bank or Banks in which surplus moneys at the credit of the Municipal Fund may be deposited and the further power of selecting the securities in which such moneys may be invested should be exercised subject to the control of Government; and we have modified Section 4 in accordance with this view. We recommend that the Bill, as now amended, be adopted by the Council.

H. BIRDWOOD.

RUNCHORELAL CHOTALAL.

T. D. MACKENZIE.

PHEROZESHAH M. MEHTA

(subject to remark below *).

W. R. MACDONELL.

H. BATTY.

R. G. OXENHAM.

Poona, 29th July 1893.

* I have no fear that, subject to the amendment suggested by me in Council at the first reading, the Corporation could be safely trusted with the unrestricted power of investment; but I am prepared to accept the modification proposed by my colleagues as not being open to serious objection.

PHEROZESHAH M. MEHTA.

Poona, 29th July 1893.

Bill No. 1 of 1893.

A Bill to further amend the law relating to the municipal government of the City of Bombay.

(As amended by the Select Committee on the 29th July, 1893.)

Bo. III, 1888. 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.”

Amendment of section 93. 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.”

Amendment of section 94. 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.”

Substitution of new section for section 122. 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.”

“(1). Surplus moneys at the credit of the Municipal Fund which are not required for current charges may, from time to time, be deposited with the Bank of Bombay or such other Bank or Banks as may, subject to the approval of Government, be selected by the Corporation, or be invested in public securities or such other securities as may, subject to the like approval, be selected by the Corporation.

“(2). Such deposits and investments shall be made by the Commissioner, on behalf of the Corporation, with the sanction of the Standing Committee, and, with the like sanction, the Commissioner may at any time withdraw any deposit 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.”

By order of His Excellency the Right Honourable the Governor,

C. H. A. HILL,

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

Poona, 1st August 1893.