

THE



Bombay Government Gazette.

Published by Authority.

WEDNESDAY, 18TH MARCH 1896.

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 Marathi and the translations to be published in the "Bombay Government Gazette." The dates of publication to be reported.)

The following Report of the Select Committee of the Council of His Excellency the Governor of Bombay on the Bill to amend the Bombay Boiler Inspection Act, 1891, 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. I of 1896
(a Bill to amend the Bombay Boiler Inspection Act, 1891).*

1. We have carefully considered the Bill.
2. We recommend the following verbal alterations in section 4 thereof:—

- (1) that between the words "of the" and the word "Act" the word "said" be inserted;
- (2) that for the word "granted" the word "regranted" be substituted.

3. We further propose the substitution of the following section for section 5 of the Bill:—

Addition to clause (d)
of section 35.

"5. To clause (d) of section 35 of the said Act there shall be added the following words:

'and prescribing also the fees to be paid for the duplicate certificates furnished under section 26.'

It appears to us that the amendment proposed by section 5 of the Bill in section 26 of the Act would be more appropriately made in section 35 of the Act as proposed above.

4. The Honourable Mr. N. N. Wadia is of opinion that certain amendments of sections 10 and 11 of the Act are desirable. Even if the consideration of these proposals can be regarded as being within the scope of the reference made to us by the Council, we find ourselves unable, on the materials before us, to arrive at any definite decision regarding them. The honourable member does not, therefore, press them at present for consideration, but will address the Executive Government on the subject.

(Signed)	H. BIRDWOOD.
(„)	BASIL LANG.
(„)	W. W. LOCH.
(„)	H. BATTY.
(„)	T. D. LITTLE.
(„)	NAVROJI N. WADIA.

Bombay, 28th February 1896.

Note by the Honourable Mr. Navroji N. Wadia, C.I.E.

I have signed the accompanying Report, and, as suggested in the last paragraph, have already addressed the Executive Government as to the changes required in sections 10 and 11, and trust that before the Bill is passed these amendments will also be considered.

(Signed) NAVROJI N. WADIA.

Bill No. I of 1896.

(A Bill to amend the Bombay Boiler Inspection Act, 1891.)

(As amended by the Select Committee on the 26th February 1896.)

Whereas it is expedient to amend the Bombay Boiler Inspection Act, 1891, in manner hereinafter appearing, it is enacted as follows :

1. In the Bombay Boiler Inspection Act, 1891, hereinafter called the said Act, to section 2 thereof the following shall be added and shall be deemed to have been always contained therein, viz. :

“(3) And all rules and appointments made, notifications published and powers conferred under the Bombay Boiler Inspection Act, 1887, and in force at the date of this Act coming into force, shall, so far as they are not inconsistent with this Act, be deemed to have been respectively made, published and conferred hereunder.”

2. In sub-section (1) of section 12 of the said Act, for the words “within four days after the date of the receipt of the same, if the boiler be situated in the City of Bombay, and within ten days after the date of its receipt, if the Boiler be situated elsewhere,” there shall be substituted the following, viz. :

“If the boiler be situated
(a) in the City of Bombay, then within four days,
(b) in the Settlement of Aden or Perim, then within one month, and
(c) elsewhere, then within ten days, after the date of the receipt of the appeal.”

Amendment of section 18. 3. In sub-section (1) of section 18 of the said Act,

(a) after the words “to do so by” there shall be inserted the following, viz. :

“the Collector of Bombay, or”

and (b) in place of the words “Magistrate or Collector,” there shall be substituted the following, viz. :

“Collector or Magistrate in the said city or by such Collector elsewhere.”

4. To section 24, clause (3), of the said Act shall be added the following clause :

“And upon the issue of such notification it shall be competent to Government to cancel the certificate of such Engineer.

“Provided that Government may at any time, upon such Engineer explaining his disappearance or neglect to produce his certificate, to the satisfaction of Government, revoke any such order of cancellation and regrant to such Engineer without examination the certificate so cancelled.

“And a certificate so granted re-granted shall have the same effect as if it had been granted after examination.”

~~5. To section 26 of the Act shall be added the following clause :~~

~~“ Government may fix by rules made under section 35, clause (f), fees to be levied for the issue of duplicate certificates.”~~

5. To clause (d) of section 35 of the said Act there shall be added the following words :

“and prescribing also the fees to be paid for the duplicate certificates furnished under section 26.”

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

M. H. W. HAYWARD,

Secretary to the Council of the Governor of Bombay

for making Laws and Regulations.

Bombay Castle, 18th March 1896.

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PART V.

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*Report of the Select Committee appointed to consider Bill No. I of 1896
(a Bill to amend the Bombay Boiler Inspection Act, 1891).*

1. We have carefully considered the Bill.
2. We recommend the following verbal alterations in section 4 thereof:—
 - (1) that between the words "of the" and the word "Act" the word "said" be inserted;
 - (2) that for the word "granted" the word "regranted" be substituted.
3. We further propose the substitution of the following section for section 5 of the Bill:—

Addition to clause (d) of section 35. " 5. To clause (d) of section 35 of the said Act there shall be added the following words:

'and prescribing also the fees to be paid for the duplicate certificates furnished under section 26.' "

It appears to us that the amendment proposed by section 5 of the Bill in section 26 of the Act would be more appropriately made in section 35 of the Act as proposed above.

4. The Honourable Mr. N. N. Wadia is of opinion that certain amendments of sections 10 and 11 of the Act are desirable. Even if the consideration of these proposals can be regarded as being within the scope of the reference made to us by the Council, we find ourselves unable, on the materials before us, to arrive at any definite decision regarding them. The honourable member does not, therefore, press them at present for consideration, but will address the Executive Government on the subject.

(Signed)	H. BIRDWOOD.
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Bombay, 28th February 1896.

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(As amended by the Select Committee on the 26th February 1896.)

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"(3) And all rules and appointments made, notifications published and powers conferred under the Bombay Boiler Inspection Act, 1887, and in force at the date of this Act coming into force, shall, so far as they are not inconsistent with this Act, be deemed to have been respectively made, published and conferred hereunder."

2. In sub-section (1) of section 12 of the said Act, for the words "within four days after the date of the receipt of the same, if the boiler be situated in the City of Bombay, and within ten days after the date of its receipt, if the Boiler be situated elsewhere," there shall be substituted the following, viz. :

"If the boiler be situated

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(b) in the Settlement of Aden or Perim, then within one month, and

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(a) after the words "to do so by" there shall be inserted the following, viz. :

"the Collector of Bombay, or"

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4. To section 24, clause (3), of the said Act shall be added the following clause :

“And upon the issue of such notification it shall be competent to Government to cancel the certificate of such Engineer.

“Provided that Government may at any time, upon such Engineer explaining his disappearance or neglect to produce his certificate, to the satisfaction of Government, revoke any such order of cancellation and regrant to such Engineer without examination the certificate so cancelled.

“And a certificate so ~~granted~~ *re-granted* shall have the same effect as if it had been granted after examination.”

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By order of His Excellency the Right Honourable the Governor,

M. H. W. HAYWARD,

Secretary to the Council of the Governor of Bombay

for making Laws and Regulations.

Bombay Castle, 18th March 1896.