

# THE BOMBAY PROVINCIAL MUNICIPAL CORPORATIONS ACT, 1949

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**The B.P.M.C. (Gujarat Amendment) Act, 1999 (Act No. 3 of 1999)**

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- 351. Constitute of Transport Fund.
- 352. Transport Manager to receive payments on account of Transport Fund and to lodge them in bank.
- 353. How Transport Fund shall be drawn against.
- 354. Deposit of portion of Transport Fund may be made with bank or agency out of City when convenient.
- 355. Only sums covered by budget grant to be expended from Transport Fund.
- 356. Procedure when money not covered by budget grant is expended under clause (c), (d) or (e) of sub-section (2) of section 355.
- 357. Purposes for which Transport Fund is to be applied.
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- 361. Accounts of the Transport Undertaking.
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- 363. Appointment of Registrars.
- 364. Register books to be maintained.
- 365. Registrars to inform themselves of all births and deaths.
- 366. Information of births to be given within seven days.
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- 369. Medical practitioner who attended a deceased person to certify cause of his death.
- 370. Correction of errors in registers of births or deaths.
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**I. Licensing of Surveyors, Architects or Engineers, Structural Designers,  
Clerks of Works and Plumbers**

372. Grant of licenses to Architects or Engineers, Structural Designers, Plumbers and Clerks of Works.
373. Orders may be prescribed for guidance of Surveyors, etc.
374. Fees and charges of licensed plumbers to be prescribed by Standing Committee.
375. Licensed Plumbers to be bound to execute work properly.

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- 376A. Power to stop use of premises where such use is dangerous or causes nuisance.

**III. Licenses for sale in Municipal Markets**

377. Prohibition of sale in municipal markets without license of Commissioner.

**IV. Licenses for Private Markets**

378. Private markets not to be kept open without license.
379. Prohibition of sale in unauthorized private markets.
380. Slaughter of animals for skins.

**V. Licenses for sale of Articles of Food outside of markets.**

381. Prohibition of sale of animals, etc. except in market.

**VI. Licenses of Butchers, etc.**

382. Butchers and persons who sell flesh of animals to be licenses.

**VII. Licenses for Dairy Products**

383. License required for dealing in dairy produces.

**VIII. Licenses for Hawking, etc.**

384. Licenses for sale in public places.
385. Licenses for use of skill in handicrafts or rendering services for purposes of gain in public place or street.

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- 387. Power of entry and inspection.
- 388. Time of making entry.
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- 393. Offences punishable under the Penal Code.
- 394. Punishment for offences of preparing false election rolls.
- 395. Punishment for acquiring share or interest in, contracts, etc. with Corporation.
- 396. Punishment for breach of section 61 or 62.
- 397. Punishment for offences against section 194.
- 398. Penalty for evasion of octroi or toll.
- 399. General penalty.
- 400. Extent of penal responsibility of agents of trustees and owners.
- 401. Offences by companies, etc.
- 402. Compensation payable by offenders against this Act for damage caused by them.

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### **PROCEEDINGS BEFORE JUDGE, APPELLATE COURTS AND MAGISTRATES**

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- 404. Disqualification for election as councilor for certain election offences.

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- 405. References to the Judge.

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- 406. Appeals when and to whom to lie.
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- 409. Appointment of expert valuer.
- 410. Reference to Civil Appellate Court.
- 411. Appeals to the Civil Appellate Court.
- 412. Costs of proceedings in appeal.
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#### **IV. Appeals to the Judge and the Civil Appellate Court**

- 414. Appeals to the Judge.
- 415. Appeals against demolition orders.
- 416. Appeals against decision of the Judge regarding payment of expenses for works executed.
- 416A. Fees in appeals before Civil Appellate Court.

#### **V. Proceedings before Judge**

- 417. Remedy of owner of building or land against occupier who prevents complying with any provisions of this Act.
- 418. Power to summon witnesses and compel production of documents.
- 419. Fees in proceeding before the Judge.
- 420. Exemption of poor persons from fees.
- 421. Repayment of half fees on settlement before hearing.

#### **VI. Appointment of Magistrates**

- 422. Appointment of a Magistrate of the First Class.

#### **VII. References to Magistrates**

- 423. References to Magistrates.
- 424. Disposal of animals and articles of non-perishable nature seized under section 338.
- 425. Penalty for possessing food which appears to be diseased, unsound or unwholesome or unfit for human food.
- 426. Application for summons to be refused if not applied for within a reasonable time.

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- 427. Cognizance of offences.
- 428. Limitation of time within which complaints of offence punishable under this Act shall be entertained.
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434. Code of Civil Procedure to apply.

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436. Execution of orders of the Judge and Civil Appellate Courts.

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## **CHAPTER – XXVI-A [Repealed]**

### **POWER TO EVICT PERSONS FROM PREMISES BELONGING TO THE CORPORATION [REPEALED]**

437A. [Repealed.]

437B. [Repealed.]

437C. [Repealed.]

437D. [Repealed.]

437E. [Repealed.]

437F. [Repealed.]

by Guj. 12 of 1973. s. 19

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440. If defaulter is owner of premises in respect of which expenses are payable, occupier to be also liable for payment thereof.

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442. Certain expenses may be declared to be improvement expenses.

443. Proportion of improvement expenses may be deducted from rent.

444. Redemption of charge for improvement expenses.

445. Recovery of installments due under section 441 and 442.

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447. Persons liable for expenses or compensation may be sued for recovery thereof.

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450. Power of State Government to call for extracts from proceedings, etc.

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452A. [Deleted.]

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456. Power of State Government to make rules.

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460. Hearing by Corporation of objections to proposed by-laws.

461. By-laws to be confirmed by State Government.

462. By-laws confirmed by State Government to be published in the *Official Gazette*.

463. Printed copies of by-laws to be kept on sale.

464. State Government may modify or repeal by-laws.

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466. Making of standing orders by Commissioner.

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472. Notices, etc. by whom to be served or presented.

473. Service how to be effected on owners of premises and other persons.

474. Service on owner or occupier of premises how to be effected.

475. Sections 472, 473 and 474, inapplicable to Magistrate's summons.

476. Signature on notices, etc. may be stamped.

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