

(4) The Corporation may from time to time ¹[in the case of any cantonment authority with the sanction of the State Government and the Officer Commanding-in-Chief, the Command, and in other cases] with the sanction of the ²[State] Government enter into an agreement with a local authority or with a combination of local authorities for the levy of octroi or tolls ³[or a tax on vehicles, boats or animals] by the Corporation on behalf of the bodies so agreeing and, in that event, the provisions of this Act shall apply in respect of such levy as if the area of the City were extended so as to include the area or areas subject to the control of such local authority or such combination of local authorities.

⁴[(5) When any agreement such as is referred to in sub-section (4) has been entered into, then the total of the collection of such octroi, toll or tax made in the City and in the area or areas ordinarily subject to the control of such other local authority or authorities and the costs thereby incurred shall be divided between the Municipal Fund and the fund or funds subject to the control of such other local authority or authorities, as the case may be, in such proportion as may have been determined by the agreement.]

Provisions regarding validity of proceedings.

33. No act or proceedings of the Corporation or of any committee or sub-committee appointed under this Act shall be questioned on account of any vacancy in its body.

Vacancy in Corporation, etc., not to invalidate its proceedings.

34. No disqualification of, or defect in, the election or appointment of any person acting as a councillor, as the Mayor or the Deputy Mayor or the presiding authority of the Corporation or as the Chairman or a member of any Committee or sub-committee appointed under this Act shall be deemed to vitiate any act or proceeding of the Corporation or of any such Committee or sub-committee, as the case may be, in which such person has taken part, provided the majority of the persons, who were parties to such act or proceedings were entitled to Act.

Proceedings of Corporation etc. not vitiated by disqualification, etc. of members thereof.

35. Until the contrary is proved, every meeting of the Corporation or of a Committee or sub-committee in respect of the proceedings whereof a minute has been made and signed in accordance with this Act or the rules shall be deemed to have been duly convened and held, and all the members of the meeting shall be deemed to have been duly qualified; and where the proceedings are proceedings of a Committee or sub-committee, such Committee or sub-Committee shall be deemed to have been duly constituted and to have had power to deal with the matters referred to in the minute.

Proceeding of meetings to be good and valid until contrary is proved.

The Municipal Commissioner

36. (1)The Commissioner shall from time to time be appointed by the ²[State] Government.

Appointment of the Commissioner.

(2)The Commissioner shall in the first instance hold office for such period not exceeding three years as the ²[State] Government may fix and his appointment may be renewed from time to time for a period not exceeding three years at a time.

(3)Notwithstanding the provisions of sub-section (2) the Commissioner may at any time, if he holds a lien on the service of the ⁵[Government] be recalled to such service after consultation with the Corporation and may further at any time be removed from office by the ²[State] Government for incapacity, misconduct or neglect of duty and shall forthwith be so removed if at a meeting of the Corporation not less than five-eighths of the whole number of councillors vote in favour of a resolution requiring his removal.

1. These words were inserted by Bom. 5 of 1958, s. 2 (1) (a).

2. This word was substituted for the word "Provincial" by the Adaptation of Laws Order, 1950.

3. These words were inserted by Bom. 5 of 1958, s. 2 (1) (b).

4. Sub-Section (5) was added, *ibid.*, s. 2 (2).

5. This word was substituted for the word "Crown" by the Adaptation of Laws Order, 1950.