

(e) shall throw or place any dust, ashes, refuse, rubbish, or trade refuse or any excrementitious or polluted matter, on any street, or in any place not provided or appointed for this purpose under section 292 or rule 1 ;

(f) who is the owner or occupier of any building or land, shall allow any filthy matter to flow, soak or be thrown therefrom, or keep or suffer to be kept therein or thereupon, anything so as to be a nuisance to any person, or negligently suffer any privy-receptacle or other receptacle or place for the deposit of filthy matter or rubbish on his premises to be in such a state as to be offensive or injurious to health.

Presumption as to offender under <sup>1</sup>[clause(e)] of rule 3.

4. If it shall in any case be shown that dust, ashes, refuse, rubbish or trade refuse or any excrementitious or polluted matter, has or have been thrown or placed in any street or place, in contravention of <sup>1</sup>[clause (e)] of rule 3 from some building or land, it shall be presumed, until the contrary is proved, that the said offence has been committed by the occupier of the said building or land.

Removal of rubbish and filth accumulating in large quantities on premises.

5. (1) If any person who is bound under rule 1 to cause the collection and deposit of dust, ashes, refuse, rubbish and trade refuse or under rule 2 to cause the collection and removal of excrementitious and polluted matter shall allow the same to accumulate on his premises for more than twenty four hour or shall keep the same otherwise than in a proper receptacle or shall neglect to cause the same to be removed to the receptacle, depot, or place provided or appointed for the purpose, the Commissioner, may, in addition to the institution of any proceeding provided for in this Act, by written notice require such person to collect forthwith all such dust, ashes, refuse, rubbish and trade refuse or excrementitious or polluted matter accumulated thereon and remove the same forthwith in the manner and to the place provided by or under this Act.

(2) If such person shall fail to comply with the notice given under sub-rule (1), the Commissioner may cause the dust, ashes, refuse, rubbish, and trade refuse or excrementitious or polluted matter, accumulated in such premises to be removed and such charge as the Commissioner may, with the sanction of the Standing Committee fix shall be paid by such person towards the cost of removal.

Contract with owner or occupier for removal of rubbish or filth.

6. The Commissioner may contract with the owner or occupier of any premises to remove rubbish or filth from such premises in such terms as to time, and period of removal and other matters as may seem suitable to the Commissioner, and on payment of fees at such rate as the Corporation may determine.

<sup>2</sup>[6A. (1) It shall be incumbent on the owner of a private street to take measures for securing the daily surface cleansing of such street and the removal of the sweepings therefrom.

(2) If in respect of any private street it appears to the Commissioner that the daily surface-cleansing thereof is being neglected, the Commissioner may, in addition to the institution of any proceedings provided for in this Act, by written notice require the owner thereof to cause the street to be cleaned.

(3) If the owner shall fail to comply with the notice given under sub-rule (2), the Commissioner may cause the surface of the street to be cleaned and such charge as the Commissioner may with the sanction of the Standing Committee fix shall be paid by the owner towards the cost of cleansing the surface of the street.

(4) The Commissioner may with the sanction of the Standing Committee contract with the owner of a private street to daily cleanse the surface of the street on such terms as to time, payment of charges therefor and other matters as may seem suitable to the Commissioner.]

1. This word, brackets and letter were substituted for the word, breakets and letter "clause (c)" by Bom. 39 of 1951, s. 3, Second Shedule.

2. Rule 6A was inserted by Gu. 19 of 1964, s 27 (ii).