

- (1) பக்கங்களின் எண்ணிக்கை _____
(2) புதுக்கித் திருப்பிய நாள் _____
(3) ஆதாரப் குறிப்பவர் சுருக்கொப்பம் _____

தமிழ்நாடு ஆவணக் காப்பகம்.

தமிழ்நாடு அரசு

Legislative உறை

அரசாணை எண். 33-84 மு. கோப்புத் தாள் எண்.	அச்சகம் பலகை
நாள்: 21-4-1885 199	

மடிக்கவோ தண்டப்படி கையாளவோ கூடாது.

Government House
Quindry Park. 10th April 1882

No 3

To
The Acting Assistant Secretary
to Government
Legislative Department

Sir, I have the honour to return
herewith the Act to make provision for the
levying of landing and shipping fees
within the outports of the Presidency of
St. George duly signed by His
Excellency the Right Honourable the Governor.

I have the honor to be,

Sir,

Your most obedient servant,

A. Awaray Major, R.E.

Private Secretary

பாடுகாப்பு பிரதி-1

செய்தலுக்குப் பெயர்: Mr. Jones

செய்தலுக்குக் கட்டுதல் - 10/-
கொடுக்கப்பட்ட நாள்

25/4/1882

செய்தலுக்கு
பெயர் பதிவு
கொடுக்கப்பட்ட

செய்தலுக்கு
2ம் பதிவு
கொடுக்கப்பட்ட

செய்தலுக்கு
உரியபடி
கொடுக்கப்பட்ட

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MADIAS

ACT No. OF 1885.

An Act to make provision for the levying of landing and shipping fees within the outports of the Presidency of Fort St. George.

WHEREAS it is expedient to make rules and regulations for the levying of landing and shipping fees within the outports of the Presidency of Fort St. George, it is enacted as follows :—

Preamble.

PART I.—PRELIMINARY.

1. This Act may be called the Madras Outports Landing and Shipping Fees Act, 1885. It shall come into force in any port within the Presidency of Fort St. George from such date as the Governor in Council may by notification in the *Fort St. George Gazette* direct.

Short title.

2. Act No. III of 1883 (The Cocanada Port Dues Act, 1883) shall be repealed on and from the date on which this Act is brought into force in the port of Cocanada, save so far as relates to offences committed, acts done and penalties incurred before this Act came into force.

Repeal of Act III of 1883.

3. In this Act unless there shall be something repugnant in the subject or context—

Interpretation clause.

(1) "Port" means the space within such limits as may from time to time be defined by the Government for the purposes of this Act by notification in the *Fort St. George Gazette*, and until a notification is so issued within such limits as may have been defined by the Government under the provisions of Act XII of 1875 (Indian Ports Act).

"Port."

(2) "Vessel" denotes anything made for the conveyance by water of human beings or property.

"Vessel."

(3) "Owner," when used in relation to goods, includes any consignor, consignee, shipper or agent for the sale, custody, landing or shipping of such goods.

"Owner."

(4) The word "goods" includes wares and merchandise of every description.

"Goods."

PART II.—OF THE PAYMENT OF LANDING AND SHIPPING FEES.

4. Landing and shipping fees, according to the rates which may be fixed from time to time, shall be levied upon all goods, carts, carriages, animals, baggage, and other articles landed from or shipped into any vessel lying or being within the limits of any port within the Presidency of Fort St. George to which this Act may be applied. Such fees shall be payable in addition to all tolls and charges now lawfully levied within such port.

Levy of landing and shipping fees.

Provided that no rates shall be fixed under the provisions of this Act without the previous sanction of the Governor-General in Council.

5. Such rate shall be notified in the *Fort St. George Gazette* at least one month before the date from which the same shall become payable, and shall be legibly printed in the English, Tamil, Telugu, and Hindustani languages on boards exhibited at the places appointed under section 6.

Rules.

6. The Government may from time to time make rules—

- (a) Appointing places where goods intended for shipment or landed from ships within the port are to be assessed for the purpose of assessing the fees payable under this Act.
- (b) Regulating the manner in which such fees shall be assessed and the time when they shall be paid.

Such rules and any alteration or cancellation thereof shall be published in the *Fort St. George Gazette*, and shall thereupon have the force of law.

7. The Governor in Council shall appoint an officer of Government to levy and receive all fees payable under this Act, and to pay the same into such treasury, and keep such accounts as the Government may from time to time prescribe. The officer so appointed may, with the sanction of the Government, appoint such persons as he shall think fit to assist him in carrying out the provisions of this Act, all of whom shall wear a distinguishing badge of a kind to be prescribed by such officer.

8. It shall be lawful for the officer of Government appointed under this Act or any of his assistants to detain any such goods until the lawful fees are paid; it shall be the duty of such officer to give notice in writing to the owner or consignee if known stating the amount of fees and charges payable in respect of such goods, and in the event of such payment being refused or delayed for the space of fourteen days from the date of such notice if the owner or consignee of such goods shall be in the port concerned, or otherwise for the space of one calendar month from the date on which such fees are payable, it shall be lawful for such officer of Government to sell or cause to be sold by public auction the said goods, and after paying the expenses of such detention and sale and double the amount of the fees by way of a fine, to pay the surplus, if any, of the proceeds of the sale to the owner or consignee or other person entitled thereto, if claimed within six months from the date of sale.

Provided that, if the goods are of a perishable nature, the said officer of Government may sell the same or cause them to be sold at such earlier period being not less than 24 hours after the landing of the goods as he shall think fit.

Proviso.

PART III.—PENALTIES.

9. Whoever removes, or attempts to remove, or abets within the meaning of the Indian Penal Code the removal of any goods, with the intention of evading payment of any fees payable under this Act, and whoever wilfully infringes or acts in contravention of any rule made under section 6, shall on conviction before a Magistrate be punishable with fine, which may extend to one hundred rupees, or in default of payment to simple or rigorous imprisonment as defined in the Indian Penal Code for a term which may extend to two months.

In the name and on behalf
of Her Majesty the Queen, Empress of India,
I assent to this Act.

Alfred Russel
Governor of Madras

10th April 1885.

Legislature (1883) Sept
5

From The Private Secy to the
Rt Hon the Governor
Recd 13/4/85. No 3.
HMS

To

The Acting Asst. Secretary
to Government
Legislative Department

Dated 10th April 1885
Recd 13/5

No 3.

No 50.

Returning the
Madras Outports Landings
and Shipping Fees Act
duly signed by the
Rt Honble the Governor

L L No 50/85

Sept 1883

1883

Legal DEPARTMENT.

No. 83

To

The Secretary to the Government
of India,

DEPARTMENT of Finance
& Commerce

Sir,

An Act to make provision
for the carrying of landing
& shipping fees within the
out ports of the Presidency
of Fort St. George

I have the honor
by order of the Rt Hon
the Governor, to forward
copy of the Act specified
in the margin which
was passed by the
Madras Council on
the 1st instant and formally
assented to by His Excellency
on the 10th ^{inst} and to
request that it may
be submitted to the
Rt Hon. the Governor Genl
for His Excellency's assent
Two

Two copies of each of the papers noted in the margin are enclosed for reference.

HAS
16/4

W

1. Bill as introduced with statement of objects & Reasons.
2. Report of the Select Committee together with the Bill as amended.
3. Abstract Proceedings of the Council dated 14th Feby & 1st April 1885.

Despatch with enclosure 29/4/85
 Containd 21st April 1885 - 3 copies
 with enclosure 29/4/85

No. 84

Copy with enclosures specified in the margin forwarded to the Govt of India in the Legislative Department with reference to its letter of the 11th July 1879 No 751

30 copies with endorsement

Despatch with enclosure 29/4/85

- | | | |
|--|----|--------------|
| 1. Bill as introduced | 17 | post. copies |
| 2. Annexure | 20 | |
| 3. Report of the Select Committee | 20 | |
| 4. Bill as amended | 17 | |
| 5. Bill as passed | 20 | |
| 6. Abstract Proceedings of the Council of 14 th Feby & 1 st April 1885 | 20 | each. |

9/6/1911

83-4

21-4-88

5-7-17

30-7-26 II

September 1883 Sept
 To day
 The Secy to the Govt of India
 Dept of Indian Home

Dated 21st April 1885
 To
 The Secretary to the Government of India
 Department
 No.
 187
 DEPARTMENT.

83-4

21-4-88

Madras Offports Landing & Shipping Fee Act
 Submitting the
 Madras Offports Landing & Shipping Fee Act for the
 approval of the Government of India