

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 423

Press
~~Mis.~~

Dated 23. 8. 1860.

B. no. 67-68

3/3

Not to be folded or roughly handled2/1
2/1/21

*Proceedings of the Madras Government, Financial Department,
23rd August 1860.*

No. 67. Read the following letter from J. J. FRANKLIN, Esq., Superintendent of Marine, to the Chief Secretary to Government, Fort Saint George, dated 20th August 1860, No. 3,788.

Referring to the Proceedings of Government of the 18th June last, No. 293, on the subject of the consignment of Coke by the "Merrington" for the Mint Department, Mr. R. Maxwell. I have the honor to inform you that the Agent of the vessel claims freight thereon in accordance with the terms of the Bill of Lading, which sets forth that 47s. 6d. per ton with 10 per cent. primage at the current rate of exchange shall be paid on the intake weight by "Messrs. the Finance, Home and P. W. Committee of the Council of India" or their Assigns. The Coke has been delivered under the impression that there would be no demur as to the payment of freight, and on my informing the Agent that the parties who contracted with the Council of India for its supply at a fixed rate including all charges were responsible for this claim, he informs me that the owners have instructed him to recover it out here, and that he would have refused to have delivered the Coke had he supposed any question would have been raised against its payment.

2. It appears to me that the Agent has good grounds for his claim, but considering that no mention of the payment of freight is made in the Despatch from the Right Honorable the Secretary of State for India recorded in the Proceedings above referred to, I would suggest that the case should be laid before the Government Law advisers for their opinion, and that until that has been received, the certificate of delivery which the Mint Master is directed to furnish should not be sent home.

No. 68. ORDER THEREON, 23rd August 1860, No. 423.

Ordered that the foregoing letter and the Despatch of the Secretary of State therein referred to, be forwarded to the Advocate General for his opinion.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

Order thereon. 23^d August 1860. No. 423.

Ordered that the foregoing letter and the Despatch of the Secy of State therein referred to be forwarded to the Advocate General for his opinion.

JP

Certificate must
not be sent home
for the present
but as subject.

To the Genl Solicitor } with No 293. } Sept. 24th