Government of Madras

HOME DEPARTMENT (MISCELLANEOUS)

G.O. No. 383, 12th April 1917

Civil Orphan Asylums, Madras.

Directing the publication in the *Fort St. George Gazette* of a notification vesting the securities in the hands of the Directors of the — in the Treasurer of Charitable Endowments.

I

Back Papers

1) G.O. 116 Education dt. 6.5.1871.
2) G.O. 252 Education dt. 26.8.1871
3) G.O. 555 Education dt. 26.8.1886.
4) GO № 212 Education 5.4.1917

fourth papers.

G.O.Ms.no 244 Home 25/60
G.O.Ms No. 692 Rev. 25.3.77

ORIGINAL

Government of Madras

HOME DEPARTMENT (MISCELLANEOUS)

G.O. No. 383, 12th April 1917

Civil Orphan Asylums, Madras

Directing the publication in the *Fort St. George Gazette* of a notification vesting the securities in the hands of the Directors of the — in the Treasurer of Charitable Endowments.

READ—the following papers:—

I

Letter—from W. E. WOOD, Esq., Principal and Secretary, Civil Orphan Asylums, Kilpauk, Madras.
To—the Secretary to Government, Local and Municipal Department.
Dated—the 17th January 1917.

The Directorate of this institution have the honour to request that Government may be pleased to vest the securities mentioned in the enclosed list in the Treasurer of Charitable Endowments.

These securities form part of the invested funds of these Asylums, and have hitherto stood in the names of three trustees appointed by the Directorate. It has now been decided to request Government that these securities be vested in the Treasurer of Charitable Endowments.

The interest accruing from these securities should be paid to the Asylums' account at the Bank of Madras for the purpose of the maintenance of these Asylums.

Should it be decided at any time to close the institution, the funds may be disposed of as the Directorate, with the approval of Government, may consider fit.

I have had the honour of bringing forward this matter last year, through the kind offices of the Hon'ble Sir Alexander Cardew. We then ruled out those securities stated to be inadmissible under the Trusts Act. The delay in proceeding with the matter has been caused by our having to wait till letters of administration were granted for the estate of one of our trustees.

P.S.—The signatures of the majority of the Directorate are appended.

ENCLOSURE

[List of securities—vide notification in the order.]

II

Endorsement No. 260-1, Home (Miscellaneous), dated 19th Feb ry 1917.

Referred to the Accountant-General for early remarks.

(By Order)

C. RAMANUJA ACHARIYAR,
Registrar.

To the Accountant-General (with current in original) to be returned with reply.

III

Letter—from A. NEWMARCH, Esq., Accountant-General, Madras.
To—the Secretary to Government, Home (Miscellaneous) Department.
Dated—the 28th February 1917.
No.—D.B. 10-21270.

With reference to Government Endorsement No. 260–1, dated the 19th February 1917, referring for my remarks letter dated 17th January 1917, from the Directorate of the Civil Orphan Asylums, Madras, I have the honour to state that the securities mentioned in the list may be vested in the Treasurer of Charitable Endowments, Madras, under section 4 (1) of the Charitable Endowments Act VI of 1890.

2. A scheme for the administration of the property may be settled under section 5 (1) of the Act, if the securities are vested in the Treasurer.

3. The papers received with the Government endorsement are returned herewith.

IV

Endorsement No. 260-3, Home (Miscellaneous), dated 19th March 1917.

A copy of the correspondence read above together with a draft of the vesting order which it is proposed to issue under section 4 of the Charitable Endowments Act, 1890, is forwarded to the Government Solicitor for remarks as to whether the draft is in order. The Government do not propose to settle any separate scheme under section 5 (1) of the Act.

E. A. HARVEY,
Acting Secretary to Government.

To the Government Solicitor.

ENCLOSURE

Draft vesting order.

Whereas application has been made to the Government of Madras under section 6 of the Charitable Endowments Act VI of 1890, by a majority of the Directorate of the Civil Orphan Asylums, Kilpauk, Madras, that the securities to the value of Rs. 1,24,500 described in the annexed schedule, now held in trust by the trustees appointed by the Directorate, be vested in the Treasurer of Charitable Endowments; the Government of Madras in virtue of the powers vested in them under section 4 of the said Act, hereby direct that the said securities shall vest in the Treasurer of Charitable Endowments for the territories subject to the Government of Madras, and hereby further direct that the interest accruing therefrom shall be paid into the Asylums' account with the Bank of Madras for the purpose of the maintenance of the Asylums and that should it be decided at any time to close the Asylums the funds may be disposed of as the Directorate, with the approval of Government, may consider fit.

The schedule above referred to

[Vide notification in the order.]

V

Letter—from H. BRIGHTWELL, Esq., Government Solicitor, Madras.
To—the Secretary to Government, Home (Miscellaneous) Department.
Dated—the 23rd March 1917.
No.—441.

I have the honour to acknowledge Government Endorsement No. 260-3, dated the 19th March 1917, with enclosure.

2. The draft vesting order sent is not in order and I have drawn a fresh one. Although it is unusual to issue a notification under section 4 without a notification for a scheme under section 5 of the Charitable Endowments Act, 1890, I do not think that such a course as is proposed to be adopted in the present case is opposed to the Act.

ENCLOSURE

IN THE MATTER OF THE CHARITABLE ENDOWMENES ACT, 1890,

and

IN THE MATTER OF THE CIVIL ORPHAN ASYLUMS FUND AT KILPAUK, MADRAS.

It is hereby notified that the Governor of Fort St. George in Council in exercise of the powers conferred by section 4 of the Charitable Endowments Act, 1890, doth hereby order and direct that the securities now in the hands of the Directors of the Civil Orphan Asylums, Kilpauk, Madras, and described in the schedule hereto shall as and from the date of publication of this notification vest in the Treasurer of Charitable Endowments for the territories subject to the Government of Madras and be held by him and his successors (subject to the said Charitable Endowments Act, 1890, and to any rules which may, from time to time, be framed thereunder by the Governor-General of India in Council) upon trust that the interest accruing therefrom shall be paid into the Bank of Madras to the credit of the said Asylums' account with the said Bank of Madras.

The schedule above referred to

[Vide notification in the order.]

Order—No. 383, Home (Miscellaneous), dated the 12th April 1917.

The following notification will be published in the *Fort St. George Gazette*:—

NOTIFICATION.

It is hereby notified that the Government of Madras in exercise of the powers conferred by section 4 of the Charitable Endowments Act, 1890, do hereby order and direct that the securities now in the hands of the Directors of the Civil Orphan Asylums, Kilpauk, Madras, and described in the schedule annexed hereto shall as and from the date of publication of this notification vest in the Treasurer of Charitable Endowments for the territories subject to the Government of Madras and be held by him and his successors (subject to the said Charitable Endowments Act, 1890, and to any rules which may from time to time be framed thereunder by the Governor-General of India in Council) upon trust that the interest accruing therefrom shall be paid into the Bank of Madras to the credit of the said Asylums' account with the said Bank of Madras.

The Schedule above referred to.

List of securities.

Description of stock.	Loan.	Number.	Amount.	Amount of interest half-yearly.	Date of interest.
			Rs.	Rs. A. P.	
Madras Municipal Debentures.	4 per cent 1897	1/31 to 37	7,000	140 0 0	31st January and 31st July.
Do.	,, ,, 1899	1/6 to 18	13,000	260 0 0	14th January and 14th July.
Do.	,, ,, 1902	122	28,400	568 0 0	15th March and 15th September.
Rangoon Municipal Debentures.	4½ ,, ,,	140 and 141	10,000		
Do.	,, ,, ,,	163 to 182	20,000	731 4 0	31st March and 30th September.
Do.	,, ,, ,,	205 and 206	2,000		
Do.	,, ,, ,,	298	500		
Calcutta Municipal Debentures.	4 ,, ,,	22	25,000	500 0 0	31st May and 30th November.
Do.	,, ,, 1903-04	1548/805 and 1241	10,000	200 0 0	31st March and 30th September.
Government paper ..	3 ,, 1896-97	M 094569	500	7 8 0	30th June and 31st December.
Do. ..	3½ ,, 1865	M 021585	900		
Do. ..	,, ,, ,,	M 0244	500	33 4 0	1st May and 1st November.
Do. ..	,, ,, ,,	M 022435	500		
Do. ..	,, ,, 1879	M 005625	500	8 12 0	16th January and 16th July.
Do. ..	,, ,, 1854-55	M 014735	2,000	35 0 0	30th June and 21st December.
Do. ..	,, ,, 1865	M 021270	500	10 8 0	30th April and 31st October.
Do. ..	,, ,, ,,	M 016808	100		
Do. ..	,, ,, 1842-43	M 008240	100	1 12 0	30th January and 31st July.
Do. ..	,, ,, 1854-55	M 017691	600	28 0 0	30th June and 31st December.
Do. ..	,, ,,	M 016568	1,000		
Walter Exhibition—					
Government paper ..	,, ,, 1879	M 021883	1,300	22 12 0	16th January and 16th July.
Berlie Prize—					
Government paper ..	,, ,, 1865	M 018004	100	1 12 0	1st May and 1st November.
		Total ..	1,24,500	2,548 8 0	

(True Extract)

R. RAMACHANDRA RAO,
Secretary to Government.

To the Principal and Secretary, Civil Orphan Asylums, Kilpauk, Madras.
,, Accountant-General.
,, Superintendent, Government Press.
Gazette (notification).

NOTES CONNECTED WITH G.O. No. 383, HOME (MISCELLANEOUS), DATED 12TH APRIL 1917

[SUBJECT.—*Vesting the securities of the Civil Orphan Asylums in the Treasurer of Charitable Endowments.*]

Previous papers :

G.O.	941, *Public*,	2*nd Aug.*	1912
,,	1260 ,,	11*th Oct.*	,,
,,	176, *Educational*,	12*th Feb.*	1914
,,	463, *Public*,	17*th Apl.*	,,
,,	1059 ,,	12*th July*	1915
,,	515 ,,	18*th Mar.*	1916
,,	700 ,,	10*th Apl.*	,,
,,	792 ,,	24*th* ,,	,,
,,	816 ,,	27*th* ,,	,,

I

From the Secretary, Civil Orphan Asylums, dated the 17th January 1917.

Reference is solicited to the notes on pages 6–7 and the demi-official on page 11 of G.O. No. 792, Public, dated the 24th April 1916. The Directors have now omitted the Cochin State Debentures which cannot be accepted by the Treasurer of Charitable Endowments. The application is only for the vesting of the securities in the Treasurer of Charitable Endowments in virtue of the powers vested in the Government under section 4 (1) of the Charitable Endowments Act, and does not require the settlement of any scheme for the administration of the property under section 5 (1) of the Act. The Secretary of the Asylums however states that "should "it be decided at any time to close the institution, the funds may be disposed of as "the Directorate, with the approval of Government, may consider fit." It does not appear necessary that such a provision should be included in the vesting order. Submitted that it seems desirable to obtain the remarks of the Accountant-General in the first instance.

Draft endorsement is submitted.

M.D.R.—13-2-17.

P.DER.—14-2-17.

C. RAMANUJA ACHARIYAR—17-2-17.

[Endorsement No. 260-1, Home (Miscellaneous), dated the 19th February 1917—II.]

III

From the Accountant-General, No D.B. 10—21270, dated the 28th February 1917.

The Accountant-General is of the opinion that the securities in question may be vested in the Treasurer of Charitable Endowments. He suggests that a scheme for the administration of the property may be settled under section 5 (1) of the Charitable Endowments Act if the securities are vested in the Treasurer.

2. Submitted that it is not intended to settle any scheme for the administration of the property under section 5 (1) of the Act—please see paragraph 2 of the Hon'ble Sir Alexander Cardew's demi-official letter, dated the 7th April 1916, at page 11 of notes to G.O. No. 792, Public, dated the 24th April 1916. The provisions of section 4 (1) of the Act seem to be amply sufficient to provide in the vesting order itself for the following requirements of the Directors :—

(1) That the interest accruing from the securities shall be paid to the Asylums' account at the Bank of Madras for the purpose of the maintenance of these Asylums, and

(2) that should it be decided at any time to close the institution the funds may be disposed of as the Directorate, with the approval of Government, may consider fit.

A draft vesting order has been prepared. Submitted that the Government Solicitor may be asked for his remarks before the vesting order issues. A draft endorsement is submitted for approval.

T.C.N.—10-3-17.
P.DER.—16-3-17.

C. RAMANUJA ACHARIYAR—17-3-17.

E. A. HARVEY—19-3-17.

[Endorsement No. 260-3, Home (Miscellaneous), dated the 19th March 1917—IV.]

V

From the Government Solicitor, Madras, No. 441, *dated the* 23*rd March* 1917.

A draft order following the draft suggested by the Government Solicitor is submitted for approval. The modifications made in the Government Solicitor's draft are indicated in pencil.

T.C.N.—3-4-17.
P.DER.—5-4-17.

C. RAMANUJA ACHARIYAR—10-4-17.

R. RAMACHANDRA RAO—12-4-17.

Perhaps the Honourable Member may wish to see this file. Submit after issue.

R.R.—12-4-17.

Submitted.

M.D.R.—20-4-17.
P.DER.—21-4-17.

Thanks.

A. G. C[ARDEW]—23-4-17.

[G.O. No. 383, Home (Miscellaneous), dated 12th April 1917.]

Sectt. II—10 (*a*)—7-2-16.

Home DEPARTMEN

Civil Orphan Asylums, Madras. (Mis)

Directing) the publication in the Fort St George Gazette of a notification vesting the securities in the hands of the Directors of the ——

READ AGAIN G.O. No. ..... dated 191

" " " " ....., " 191

in the Treasurer of Charitable Endowments.

READ ALSO:— I

C. No. ....., From the Principal and Secretary No. ....., dated 191

" " ....., " " Civil orphan Asylums, Kilpauk, Madras & the 17.1.17 191

" " ....., " " End No 260-1, Home (Mis), & the 19.2.17

" " ....., " " From the A.G. No D.B.10-21270, & the 28.2.17

End. No 260-3, Home (Mis) & the 19.3.17 191

From the Govt Solicitor, Madras, No 441 & the 23.3.17

ORDER. No. 383, dated 12-4- 191

P.S. Mis

The following) notification will be published in the Fort St George Gazette :—

Notification

It is hereby notified that the Govt of Madras in exercise of the powers conferred by section 4 of the Charitable Endowments Act, 1890, do hereby order and direct that the securities now in the hands of the Directors of the Civil Orphan Asylums, Kilpauk, Madras, and

described in the schedule annexed hereto shall as and from the date of publication of this notification vest in the Treasurer of Charitable Endowments for the territories subject to the Govt of Madras and be held by him and his successors (subject to the said Charitable Endowments Act, 1890, and to any rules which may from time to time be framed thereunder by the Governor General of India in Council) upon trust that the interest accruing therefrom shall be paid into the Bank of Madras to the credit of the said Asylums account with the said Bank of Madras.

The Schedule above referred to.

H. E. schedule at p 3 C. F.

Cl 3.4.17

CL 1.01/4/17

P 3/4

To
The Principal & Secretary,
Civil Orphan Asylums,
Nungambakkam, Madras

The A. G.

" The S. G. P.

(Gazette & Notification).

Not for E. T.

Dft/D CO 19.41)

Signatures of Directors

Gordon Fraser

A. G. Gardner

G. J. Chaar

H. Farris

W. Khyle

C. M. Schmidt

J. C. Bartley. L.R.C.P. & S.E.

J. Thirumurthi,

H. Young. Receiver

W. St. Lyer

A. Rebeiro

F. L. Benson

H. Wynne

T. M. Lewis

A. M. Morton.

E. M. Madeley

K. M. Leech

S. D. Sears.

A. D. Lindsdale

E. V. Beesley

Clement A. Giles

Appendix E

List of Subscribers 1915

	RS	A	P
A			
Armitage, Mrs.	12	0	0
Atkins, Rev. H. E. M.	12	0	0
Atkinson, Mr. J. R.	6	0	0
Ayling, Hon. Sir W.B.	50	0	0
B			
Bakewell, Mrs. J. H.	15	0	0
Bannerman, Mrs. W.	36	0	0
Bartley, Mr. J. St. C.	11	0	0
Barton, Mr. W.	25	0	0
Beeby, Mr. E. V.	23	0	0
Berryman, Mrs. A. C.	25	0	0
Blazey, Mr. G.	2	0	0
Browne, Mr. J.	30	0	0
Bullock, Mr. H.	12	0	0
Butterworth, Hon. Mr. A.	25	0	0
C			
allaghan, Mr. H. W.	12	0	0
rdew, Hon. Mr. A. G.	50	0	0
adwick, Mr. D. T.	10	0	0
ambers, Mr. G. A.	10	0	0
amier, Mr. A.	2	0	0
erk, Mrs. S.	12	0	0
erk, Mr. D.	6	0	0
erk, Mr. G.	9	0	0
mran, Mr. J. G.	12	0	0
mran, Mrs.	12	0	0
oper, Mr. F. E.	50	0	0
ombes, Mr. J. W.	12	0	0
rbet, Hon. Mr. F. N.	15	0	0
rbet, Mrs. D.	112	8	9
wie, Hon. Mr. D.	20	0	0
, Ven. Archd. L. E.	60	0	0
ven, Mr. A.	9	0	0
D			
pier, Mr. W.	12	0	0
Mr. W.	12	0	0
Irs.	12	0	0
Ir. F.	6	0	0
I. L.	3	0	0
Mr. J. F.	12	0	0
. E. C.	3	0	0
s. D.	2	0	0
J. C.	12	0	0
H. M.	24	0	0
E			
Ellis, Mr. J. W. H.	6	0	0
Elwes, Major, F. F.	12	0	0
Elliot, Mr. Ernest	1	0	0
F			
Fallon, Miss K.	12	0	0
Farlowe, Mr. G.	11	0	0
Flynn, Miss F.	12	0	0
Fonceca, Mr. E. T. S.	60	0	0
Fraser, Sir Hugh	25	0	0
Fraser, Mr. Gordon	10	0	0
G			
Gallyôt, Mr. J. G.	11	0	0
Gaudoin, Dr. G.	25	0	0
Gaudoin, Miss	4	8	0
Gibson, Mr. W. R.	12	0	0
Governor, H. E. The	75	0	0
Grahame, Mr. W. F.	30	0	0
Greenall, Mr. R.	15	0	0
H			
Hacking, Rev. H.	11	0	0
Haller, Dr. W. H.	24	0	0
Hankins, Mr. G.	5	0	0
Hart, Mrs. W. P. B.	22	0	0
Hellein, Mr. W.	6	0	0
Hines, Mrs.	2	4	0
Hird, Mrs. R. L.	12	0	0
Howard, Mr. G.	11	0	0
Hughes, Miss	6	0	0
I			
Ince, Mr. D.	12	0	0
J			
James, Mrs.	15	0	0
Jarvis, Mrs. A.	12	0	0
K			
King, Miss M.	6	0	0
King, Mr. T. H. C.	6	0	0
Kingsley, Mr. T. A.	12	0	0
Kite, Mr. R. W.	25	0	0

—*continued*

e Madras Civil Orphan Asylums

st December, 1915

Receipts			To
			RS
NDRY RECEIPTS—			
Carriage allowance for choir boys			180
Fines			2
Sale of Unserviceable Articles			25
Refunds of Advances			90
,, of Director's Contribution to T. R. F.			522
,, Other			26
Contribution from St. Mary's for Superintendent			1,205
			77,015
XTRAORDINARY RECEIPTS—			
Maintenance for P. and T. Joseph			1,500
Commission on Income Tax, Teacher's Salary			4
Benson Bursary			1,563
Subscription for Special Prizes			50
Anniversary Celebration Collections			115
			6,397
alance on 1st January, 1915 — With Treasurer	RS A P 53 12 2		
,, Bankers	6,343 10 2		
Total			83,412 7

A. REBEIRO,
Hony. Treasurer, C.O. Asylums.

Appendix D

List of Securities

Description of stock	Loan		Number	Amount	Amount of interest half-yearly	Date of Interest
				RS	RS A P	
Municipal Debentures ...	4%	1897	1 / 31 to 37	7,000	140 0 0	31st Jan. & 31st July.
Do.	,,	1899	1 / 6 to 18	13,000	260 0 0	14th Jan. & 14th July.
Do.	,,	1902	122	28,400	568 0 0	15th March & 15th Sep.
on Municipal Debentures ...	4½%	,,	140 and 141	10,000		
Do.	,,	,,	163 to 182	20,000	731 4 0	31st March & 30th Sept.
Do.	,,	,,	205 and 206	2,000		
Do.	,,	,,	298	500		
Do.	,,	,,	22	25,000	500 0 0	31st May & 30th Nov.
a Municipal Debentures ...	4%	,,	1548 / 805 and 1241	10,000	200 0 0	31st March & 30th Sept.
Do.	,,	1903-04	367			
State Debentures	,,	1903	370	17,500	510 0 0	30th June & 31st Dec.
Do.	3%	1896/97	M 004569	8,000	7 8 0	30th June & 31st Dec.
ment Paper	3½%	1865	M 021585	500		
Do.	,,	,,	M 0244	900	33 4 0	1st May & 1st Nov.
Do.	,,	,,	M 022435	500		
Do.	,,	1879	M 005625	500	8 12 0	16th Jan. & 16th July.
Do.	,,	1854/55	M 014735	2,000	35 0 0	30th June & 21st Dec.
Do.	,,	1865	M 021270	500	10 8 0	30th April & 31st Oct.
Do.	,,	,,	M 016808	100		
Do.	,,	1842/43	M 008240	100	1 12 0	30th Jan. & 31st July.
Do.	,,	1854/55	M 017691	600	28 0 0	30th June & 31st Dec.
Do.	,,	,,	M 016568	1,000		
Do. ...						
ER EXHIBITION—						
ernment Paper	,,	1879	M 021883	1,300	22 12 0	16th Jan. & 16th July.
E PRIZE—						
ernment Paper	,,	1865	M 018004	100	1 12 0	1st May & 1st Nov.
gage Loan	7%	1914	.....	1,25,000	4,375 0 0	Payable quarterly.
Total ...				2,75,000	7,433 8 0	

G.O. No. 383, 12th April 1917

Civil Orphan Asylums, Madras

Directing the publication in the *Fort St. George Gazette* of a notification vesting the securities in the hands of the Directors of the — in the Treasurer of Charitable Endowments.

READ—the following papers:—

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Letter—from W. E. Wood, Esq., Principal and Secretary, Civil Orphan Asylums, Kilpauk, Madras.
To—the Secretary to Government, Local and Municipal Department.
Dated—the 17th January 1917.

The Directorate of this institution have the honour to request that Government may be pleased to vest the securities mentioned in the enclosed list in the Treasurer of Charitable Endowments.

These securities form part of the invested funds of these Asylums, and have hitherto stood in the names of three trustees appointed by the Directorate. It has now been decided to request Government that these securities be vested in the Treasurer of Charitable Endowments.

The interest accruing from these securities should be paid to the Asylums' account at the Bank of Madras for the purpose of the maintenance of these Asylums.

Should it be decided at any time to close the institution, the funds may be disposed of as the Directorate, with the approval of Government, may consider fit.

I have had the honour of bringing forward this matter last year, through the kind offices of the Hon'ble Sir Alexander Cardew. We then ruled out those securities stated to be inadmissible under the Trusts Act. The delay in proceeding with the matter has been caused by our having to wait till letters of administration were granted for the estate of one of our trustees.

P.S.—The signatures of the majority of the Directorate are appended.

II

Endorsement No. 260-1, Home (Miscellaneous), dated 19th February 1917.

Referred to the Accountant-General for early remarks.

(By Order)

C. Ramanuja Achariyar,
Registrar.

To the Accountant-General (with current in original) to be returned with reply.

III

Letter—from A. Newmarch, Esq., Accountant-General, Madras.
To—the Secretary to Government, Home (Miscellaneous) Department.
Dated—the 28th February 1917.
No.—D.B. 10-21270.

With reference to Government Endorsement No. 260–1, dated the 19th February 1917, referring for my remarks letter dated 17th January 1917, from the Directorate of the Civil Orphan Asylums, Madras, I have the honour to state that the securities mentioned in the list may be vested in the Treasurer of Charitable Endowments, Madras, under section 4 (1) of the Charitable Endowments Act VI of 1890.

2. A scheme for the administration of the property may be settled under section 5 (1) of the Act, if the securities are vested in the Treasurer.

3. The papers received with the Government endorsement are returned herewith.

IV

Endorsement No. 260-3, Home (Miscellaneous), dated 19th March 1917.

A copy of the correspondence read above together with a draft of the vesting order which it is proposed to issue under section 4 of the Charitable Endowments Act, 1890, is forwarded to the Government Solicitor for remarks as to whether the draft is in order. The Government do not propose to settle any separate scheme under section 5 (1) of the Act.

E. A. Harvey,
Acting Secretary to Government.

To the Government Solicitor.

ENCLOSURE

Draft vesting order.

Whereas application has been made to the Government of Madras under section 6 of the Charitable Endowments Act VI of 1890, by a majority of the Directorate of the Civil Orphan Asylums, Kilpauk, Madras, that the securities to the value of Rs. 1,24,500 described in the annexed schedule, now held in trust by the trustees appointed by the Directorate, be vested in the Treasurer of Charitable Endowments; the Government of Madras in virtue of the powers vested in them under section 4 of the said Act, hereby direct that the said securities shall vest in the Treasurer of Charitable Endowments for the territories subject to the Government of Madras, and hereby further direct that the interest accruing therefrom shall be paid into the Asylums' account with the Bank of Madras for the purpose of the maintenance of the Asylums and that should it be decided at any time to close the Asylums the funds may be disposed of as the Directorate, with the approval of Government, may consider fit.

The schedule above referred to
[Vide notification in the order.]

V

Letter—from H. BRIGHTWELL, Esq., Government Solicitor, Madras.
To—the Secretary to Government, Home (Miscellaneous) Department.
Dated—the 23rd March 1917.
No.—441.

I have the honour to acknowledge Government Endorsement No. 260-3, dated the 19th March 1917, with enclosure.

2. The draft vesting order sent is not in order and I have drawn a fresh one. Although it is unusual to issue a notification under section 4 without a notification for a scheme under section 5 of the Charitable Endowments Act, 1890, I do not think that such a course as is proposed to be adopted in the present case is opposed to the Act.

ENCLOSURE.

IN THE MATTER OF THE CHARITABLE ENDOWMENES ACT, 1890,
and
IN THE MATTER OF THE CIVIL ORPHAN ASYLUMS FUND AT KILPAUK, MADRAS.

It is hereby notified that the Governor of Fort St. George in Council in exercise of the powers conferred by section 4 of the Charitable Endowments Act, 1890, doth hereby order and direct that the securities now in the hands of the Directors of the Civil Orphan Asylums, Kilpauk, Madras, and described in the schedule annexed hereto shall as and from the date of publication of this notification vest in the Treasurer of Charitable Endowments for the territories subject to the Government of Madras and be held by him and his successors (subject to the said Charitable Endowments Act, 1890, and to any rules which may, from time to time, be framed thereunder by the Governor-General of India in Council) upon trust that the interest accruing therefrom shall be paid into the Bank of Madras to the credit of the said Asylums' account with the said Bank of Madras.

The schedule above referred to
[Vide notification in the order.]

Order—No. 383, Home (Miscellaneous), dated the 12th April 1917.

The following notification will be published in the *Fort St. George Gazette* :—

NOTIFICATION.

It is hereby notified that the Government of Madras in exercise of the powers conferred by section 4 of the Charitable Endowments Act, 1890, do hereby order and direct that the securities now in the hands of the Directors of the Civil Orphan Asylums, Kilpauk, Madras, and described in the schedule annexed hereto shall as and from the date of publication of this notification vest in the Treasurer of Charitable Endowments for the territories subject to the Government of Madras and be held by him and his successors (subject to the said Charitable Endowments Act, 1890, and to any rules which may from time to time be framed thereunder by the Governor-General of India in Council) upon trust that the interest accruing therefrom shall be paid into the Bank of Madras to the credit of the said Asylums' account with the said Bank of Madras.

The Schedule above referred to.

List of securities.

Description of stock.	Loan.	Number.	Amount.	Amont of interest half-yearly.	Date of interest.
			Rs.	Rs. A. P	
Madras Municipal Debentures.	4 per cent 1897	1/31 to 37	7,000	140 0 0	31st January and 31st July.
Do.	,, ,, 1899	1/6 to 18	13,000	260 0 0	14th January and 14th July.
Do.	,, ,, 1902	122	28,400	568 0 0	15th March and 15th September.
Rangoon Municipal Debentures.	4½ ,, ,,	140 and 141	10,000		
Do.	,, ,, ,,	163 to 182	20,000		
Do.	,, ,, ,,	205 and 206	2,000	731 4 0	31st March and 30th September.
Do.	,, ,, ,,	298	500		
Calcutta Municipal Debentures.	4 ,, ,,	22	25,000	500 0 0	31st May and 30th November.
Do.	,, ,, 1903-04	1548/805 and 1241	10,000	200 0 0	31st March and 30th September.
Government paper ..	3 ,, 1896-97	M 004569	500	7 8 0	30th June and 31st December.
Do. ..	3½ ,, 1865	M 021585	900		
Do. ..	,, ,, ,,	M 0244	500	33 4 0	1st May and 1st November.
Do. ..	,, ,, ,,	M 022435	500		
Do. ..	,, ,, 1879	M 005625	500	8 12 0	16th January and 16th July.
Do. ..	,, ,, 1854-55	M 014735	2,000	35 0 0	30th June and 31st December.
Do. ..	,, ,, 1865	M 021270	500		
Do. ..	,, ,, ,,	M 016808	100	10 8 0	30th April and 31st October.
Do. ..	,, ,, 1842-43	M 008240	100	1 12 0	30th January and 31st July.
Do. ..	,, ,, 1854-55	M 017691	600		
Do. ..	,, ,, ,,	M 016568	1,000	28 0 0	30th June and 31st December.
Walter Exhibition—					
Government paper ..	,, ,, 1879	M 021883	1,300	22 12 0	16th January and 16th July.
Berlie Prize—					
Government paper ..	,, ,, 1865	M 018004	100	1 12 0	1st May and 1st November.
		Total ..	1,24,500	2,548 8 0	

(True Extract)

R. RAMACHANDRA RAO,
Secretary to Government.

To the Principal and Secretary, Civil Orphan Asylums, Kilpauk, Madras.
,, Accountant-General.
,, Superintendent, Government Press.
Gazette (notification).

NOTES CONNECTED WITH G.O. No. 383, HOME (MISCELLANEOUS), DATED 12TH APRIL 1917

[SUBJECT.—*Vesting the securities of the Civil Orphan Asylums in the Treasurer of Charitable Endowments.*]

Previous papers :

G.O.	941, *Public*,	2*nd Aug.*	1912
,,	1260 ,,	11*th Oct.*	,,
,,	176, *Educational*,	12*th Feb.*	1914
,,	463, *Public*,	17*th Apl.*	,,
,,	1059 ,,	12*th July*	1915
,,	515 ,,	18*th Mar.*	1916
,,	700 ,,	10*th Apl.*	,,
,,	792 ,,	24*th* ,,	,,
,,	816 ,,	27*th* ,,	,,

I

HOME (MISCELLANEOUS) DEPARTMENT.

From the Secretary, Civil Orphan Asylums, dated the 17th January 1917.

Reference is solicited to the notes on pages 6–7 and the demi-official on page 11 of G.O. No. 792, Public, dated the 24th April 1916. The Directors have now omitted the Cochin State Debentures which cannot be accepted by the Treasurer of Charitable Endowments. The application is only for the vesting of the securities in the Treasurer of Charitable Endowments in virtue of the powers vested in the Government under section 4 (1) of the Charitable Endowments Act, and does not require the settlement of any scheme for the administration of the property under section 5 (1) of the Act. The Secretary of the Asylums however states that "should "it be decided at any time to close the institution, the funds may be disposed of as "the Directorate, with the approval of Government, may consider fit." It does not appear necessary that such a provision should be included in the vesting order. Submitted that it seems desirable to obtain the remarks of the Accountant-General in the first instance.

Draft endorsement is submitted.

M.D.R.—13–2–17.

P.DER.—14–2–17.

C. RAMANUJA ACHARIYAR—17–2–17.

[Issued as Endorsement No. 260–1, Home (Miscellaneous), dated the 19th February 1917—II.]

III

From the Accountant-General, No. D.B.V. 21270, *dated the 28th February* 1917.

The Accountant-General is of the opinion that the securities in question may be vested in the Treasurer of Charitable Endowments. He suggests that a scheme for the administration of the property may be settled under section 5 (1) of the Charitable Endowments Act if the securities are vested in the Treasurer.

2. Submitted that it is not intended to settle any scheme for the administration of the property under section 5 (1) of the Act—please see paragraph 2 of the Hon'ble Sir Alexander Cardew's demi-official letter, dated the 7th April 1916, at page 11 of notes to G.O. No. 792, Public, dated the 24th April 1916. The provisions of section 4 (1) of the Act seem to be amply sufficient to provide in the vesting order itself for the following requirements of the Directors :—

(1) That the interest accruing from the securities shall be paid to the Asylum's account at the Bank of Madras for the purpose of the maintenance of these Asylums, and

(2) that should it be decided at any time to close the institution the funds may be disposed of as the Directorate, with the approval of Government, may consider fit.

A draft vesting order has been prepared. Submitted that the Government Solicitor may be asked for his remarks before the vesting order issues. A draft endorsement is submitted for approval.

T.C.N.—10–3–17.

P.DER.—16–3–17.

C. RAMANUJA ACHARIYAR—17–3–17.

E. A. HARVEY—19–3–17.

[Issued as Endorsement No. 260–3, Home (Miscellaneous), dated the 19th March 1917—IV.]

V

From the Government Solicitor, Madras, No. 441, *dated the* 23*rd March* 1917.

A draft order following the draft suggested by the Government Solicitor is submitted for approval. The modifications made in the Government Solicitor's draft are indicated in pencil.

T.C.N.—3–4–17.
P.DER.—5–4–17.

C. RAMANUJA ACHARIYAR—10–4–17.
R. RAMACHANDRA RAO—12–4–17.

Perhaps the Honourable Member may wish to see this file. Submit after issue.

R.R.—12–4–17.

~~[Issued as G.O. No. 383, Home (Miscellaneous), dated the 12th April 1917.]~~

Submitted.

M.D.R.—20–4–17.
P.DER.—21–4–17.

Thanks.

A. G. C[ARDEW]—23–4–17.

[G.O. No. 383, Home (Miscellaneous), dated 12th April 1917.]

Gtt.-11-38—6,002—19-4-13.

PRESS SLIP.

ORDINARY. **PREFERENCE.** **URGENT** (*a*). 1323

..... DEPARTMENT.

Current No. ..... dated ..... 191 .

G.O. No. 383., dated 12-4- 1917.

Number of MS. pages sent — (*b*) Correspondence 12. 0082 ; (*b*1) Notes 4

Brief subject Civil Orphan Asylum Cadet

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P.T.O.

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