M.R. O. 1—32,000—15-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No. 1575	Press ~~Mis.~~
275-276	
Dated 30-9-1863	~~H~~

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Not to be folded or roughly handled

No. 275. Read the following letter from JOHN J. FRANKLIN, Esq., Superintendent of Marine; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Marine Department, Fort Saint George, dated Madras, 8th April 1863, No. 948.

I have the honor to submit the accompanying letter from the Master Attendant at Cocanada, representing that his duties had so much increased that they were interfered with by his having to act as a Justice of the Peace; and begging that he might be relieved from those duties, particularly as he understands that he has no legal power to act as such.

2. Several of the Masters Attendant at out-ports are Justices of the Peace, and act magisterially; but I believe that in many instances their proceedings would not be considered strictly legal. For their guidance therefore I would solicit that the Advocate General, who, I understand, is preparing a paper on the duties and powers of Justices under late Acts, may be directed to add, if he consider it necessary, such information as may be more applicable to the wants of Masters Attendant, bearing in mind that their employment at sea during the greater part of their lives must have prevented the acquirement of much legal knowledge.

Cocanada. Masulipatam. Cochin. Tuticorin.

From H. THOMSON, Esq., Master Attendant, Cocanada; to J. J. FRANKLIN, Esq., Superintendent of Marine, Madras, dated Madras, 27th March 1863, No. 262.

1st. With reference to my appointment as Justice of Peace at the port of Cocanada, I have the honor to solicit the favor of your informing me, what powers am I invested with, and under what Acts can I use that power.

2nd. I believe I was sworn in as one of Her Majesty's Justice of Peace for the following reasons. As it frequently happened that the Magistrate was absent on other duty and no other Magistrate available nearer than Rajahmundry, distant 30 miles. I was sworn in that I might be available to dispose of Maritime cases which occurred at the port rather than make Commanders of vessels go so far from their duties to seek justice.

3rd. This now appears to me to be remedied, as there are two Deputy Magistrates now residing at Cocanada, who I believe can dispose of any cases that may occur.

4th. Reference could always be made to me on any nautical point that they might wish information on.

5th. My duties as Master Attendant at Cocanada have greatly increased of late years, and I should consider it a great boon if I was relieved from the duties of the Justice of Peaceship, more especially as I have been given to understand that I have no power to act legally as such.

No. 276. ORDER THEREON, 30th September 1863, No. 1,575.

It has been ascertained that no such papers as that referred to by Mr. Franklin has been prepared by the Advocate General.

2. The Governor in Council cannot relieve the Master Attendant at Cocanada from his duties as Justice of the Peace—a copy of Sir R. Montgomery's Manual will be furnished to Mr. Thomson for his guidance.

(Signed) A. J. ARBUTHNOT,
Chief Secretary.

Exd. T. McMootry.

ge of the Office
Deputy of Marine } dup[illegible]
with a Book.

Judicial Department.

PROCEEDINGS of the **MADRAS GOVERNMENT.**

Read the following letter from the Superintendent of Marine.

(Here enter 8th April 1865 No. 948.)

Order thereon. No. 1575 of 30th Sept. 1865

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2. The Governor in Council cannot relieve the Master Attendant at Cocanada from his duties as Justice of the Peace – a copy of Sir R. Montgomery's Manual will be furnished to Mr. Thomson for his guidance.

To The Master Attendant in charge of the Office of Supt. of Marine with a Book. } duplt

Bo Lgt

Judicial 1863. Department.

No. 1575

PROCEEDINGS OF GOVERNMENT.

Dated 30 September 1863

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