

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	1641	Press
		~~Mis.~~
Dated	16-11-1865	

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department.
16th November 1865.

No. 156. To the Honorable the Governor of the Straits Settlements, Singapore, dated Fort Saint George, 16th November 1865. No 164I.

I am directed by His Excellency the Governor in Council of Fort Saint George to transmit to you the annexed Extract* of a letter from the Advocate General, recommending, with reference to a

* Paragraphs 5 to 11 inclusive.

charge of murder which is now pending before the High Court of Judicature at Madras, against a Malay seaman named Sidden, *alias* Paulee, who is charged with having, on the 3rd September last, murdered Captain M. L. Goularte, the Commander of the Barque *Harriet*, in the Madras Roadstead, and Okam, a Tindal on board the Barque in question, that legal evidence should be procured from Singapore of the fact that, at the time of the alleged murder, the Barque *Harriet*, which on the 2nd October last sailed for Singapore, was a British vessel.

2. I enclose a Memorandum drawn up by the Government Solicitor, shewing the nature of the evidence required, and am directed to request that you will cause it to be transmitted to me with as little delay as possible, the trial of the said Sidden having been fixed for the 3rd of January next. A copy of an Affidavit made by the Government Solicitor is also enclosed.

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

MEMORANDUM.

On the trial of Sidden *alias* Paulee, a Malay, by and before the High Court of Judicature at Madras, in its *Admiralty* Jurisdiction, for the murder on board the Barque *Harriet*, whilst lying in the Madras Roadstead, of M. L. Goularte, her Master, and one Okam, her Tindal, it will be imperatively necessary to prove by *legal* evidence that the *Harriet*, at the time of the alleged murder, was a *British* vessel.

2. It is known at Madras that the *Harriet* was last registered at Singapore, but it is not known at Madras whether she was there registered under the provisions of the III and IV Victoria, Chapter 56, and Act X 1841, passed by the Government of India, or under the provisions of the Merchant Shipping Act of 1854.

3. If the *Harriet* was registered at Singapore under the provisions of III and IV Victoria Chapter 56, and Act X of 1841, the proper mode of proving such Registration, and that the *Harriet* was in consequence a British vessel, will be by the production before the High Court of "a copy of the Register purporting to be certified under the hand of the person having the "charge of the original Register," as provided by Section 8 of Act XV of 1852 of the Government of India.

4. If, on the other hand, the *Harriet* was registered at Singapore under the provisions of the Merchant Shipping Act of 1854, the proper mode of proving such Registration, and that the *Harriet* was in consequence a "British" vessel, will be by the production before the High Court of "a copy of the Register purporting to be certified under the hand of the Registrar or other "person having the charge of the original Register," as provided by the 107th Section of the Merchant Shipping Act of 1854.

5. Whatever may be the authority under which the *Harriet* was in fact registered, it will be desirable for the Government of the Straits to send with the certified copy of the Register a copy or copies, as circumstances may render necessary, *certified in like manner*, of the Declaration or Declarations made by the owner or owners of the vessel.

(Signed) J. R. BOYSON,
Government Solicitor.

November 14th, 1865.

Diapt. 16 Nos. 185. incl. Dupl. in Print
desps - 21/11/65

N^o 1641 Judicial Department

To
The Honorable the Governor of the Straits Settlements
Singapore

Sir,

I am directed by His
Excellency the Governor in Council
of Fort Saint George to transmit
to you the annexed extract of a
letter from the Advocate General
recommending, with reference to a
charge of murder which is now
pending before the High Court
of Judicature at Madras against
a Malay seaman named Sidden
alias Paulie, who is charged
with having on the 3rd September
last murdered Captain M. S.
Goularte, the Commander of the
Barge "Harriet" in the Madras
Roadstead, and Okam a Hindal
on board the Barge in question,
that legal evidence should be
procured from Singapore of the
fact that at the time of the
alleged murder the Barge

"Harriet"

* paras 5 to 11 inclusive.

"Harriet", which on the 2nd October
last sailed for Singapore was a
British vessel.

2. I enclose a Memorandum
drawn up by the Government
Solicitor showing the nature of the
evidence required, and am
directed to request that you will
cause it to be transmitted to me
with as little delay as possible,
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is also enclosed.

Fort St. George
16th Nov^r 1865

156.

List 2nd

No. of No. 12
Judicial 1065 Depewitt.

No. 1641

To
The Hon. the Governor of the
Strait Settlements
Singapore

1065 No. 1065 Depewitt.