M.R.O. I—50,000—16-10-57.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 966 Press Mis.

56-57

Dated 12 7 19 86

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Not to be folded or roughly handled

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Proceedings of the Madras Government, Judicial Department,
12th July 1865.

No. 56. Read the following Despatch from the Right Honorable Sir C. WOOD, Bart., Secretary of State for India, to His Excellency the Right Honorable the Governor General of India in Council; dated India Office, London, 25th April 1865, No. 23.

Your Despatch in the Public Department, dated 30th January (No. 7) 1865, reporting further proceedings for bringing into operation the provisions of Act No. XVI of 1864, for the registration of assurances, has been considered by me in Council.

2. The officers to be appointed under the Act are Registrars General, District Registrars, and Deputy Registrars, who are to be remunerated by fixed salaries or by fees, or partly by fees and partly by salaries. It is evident that the pay of the necessary establishments for bringing the Act into full operation throughout the British possessions in India will amount to a considerable sum, and it is very important that the scales of fees should be so regulated as to secure the Government against eventual loss.

3. The emoluments of the several Officers and the scales of fees are to be fixed by the local Governments, subject to the approval and sanction of the Governor General in Council. Your Excellency in Council will no doubt see, in the proceedings of the subordinate Governments, the necessity for exercising a vigilant control over them in these respects; for, while the Government of Madras reports that the total cost of the Department to Government for that Presidency will be Rupees 90,000 per annum, the Government of Bombay has submitted to you a schedule of appointments, with salaries, amounting to Rupees 4,42,740 per annum, besides a first outlay for seals, books, and office furniture, to the amount of Rupees 20,292.

4. The rules for regulating the scales of fees for registration in the Presidency of Madras are different from those adopted by the Government of Bombay. In the former, the *ad valorem* system is followed, while in Bombay the fees are to be regulated, for the most part, by the length of the document to be registered. The operation of these different rules should be carefully reported to you, with the view of enabling you to arrive at a decision as to the adoption of some uniform system which will protect the Government against loss, and, at the same time, will not operate with hardship or injustice upon the community at large.

5. I request that, on the expiration of a year from the date of the Act coming into operation, you will submit a report of the aggregate charge to the State on account of the offices for registration, and of the amount of fees carried to the credit of Government.

No. 1732.

Copy forwarded to the Government of Madras, for information and guidance, with reference to correspondence ending with telegram dated 31st December 1864 to that Government.

HOME DEPARTMENT, JUDICIAL,
20th June 1865.

(Signed) A. P. HOWELL,
Under Secy. to the Govt. of India.

Proceedings of the Madras Government, Judicial Department,
12th July 1865.

No. 57. ORDER THEREON, 12th July 1865, No. 966.

Ordered that a copy of the foregoing Despatch be furnished to the Registrar General of Assurances, and that he be requested to submit the Report required in the last paragraph, on the expiration of the year from the date of the Act coming into operation.

(True Extract).

Acting Secretary to Government.

To the Registrar General of Assurances.

Encl. J. H. Burns.

Judicial 1865 Dept
No 966
Recd 12 July
Despatch
Letter from Govt
Madras
No 1732
Dated 27 June
Recd 6 July } 65 -
Act
No 1416
Forwarding Despatch
of State containing his
opinion on Act 16 of 64
(Registration Act)
lately brought into Opera-
tion in this Country -
Written an Order

No. [illegible]

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Exd. J. H. Burns.

No 66 - 12th July 1865

Ordered that a copy of the foregoing despatch be furnished to the Registrar General of Assurances, & that he be requested to submit the reports required in the last ~~this~~ paragraph, on the expiration of the year from the date of the Act coming into operation.

So Registrar General of Assurances