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MADRAS RECORD OFFICE

Government of Madras

Judicial

DEPARTMENT

G.O. No.	<u>1653</u>	Press
B.P. No.		Mis.
Dated	<u>4th July</u>	<u>1894</u>

Not to be folded or roughly handled

GOVERNMENT OF MADRAS.

REVENUE DEPARTMENT.

Read—G.O., dated 19th May 1894, No. 1201, Judicial :—

Read—again G.O., dated 2nd March 1894, No. 520, Judicial.

ABSTRACT.—Requesting sanction of the Government of India, under section 5 of the Scheduled Districts Act, 1874, to the extension of the Madras Forest Act (V of 1882) to the Rampa territory and to the Guditeru and Dutsarti muttahs, that is, to the whole of the scheduled area in the Gódvári district to which the said Act does not already apply.

Read—also the following letter from E. D. MACLAGAN, Esq., C.S., Under Secretary to the Government of India, Revenue and Agricultural Department (Forests), to the Chief Secretary to the Government of Madras, dated Simla, the 3rd May 1894, No. 468-F. :—

In reply to your letter, No. 520, dated the 2nd March last, I am directed to convey the sanction of the Governor-General in Council, under section 5 of Act XIV of 1874 (the Scheduled Districts Act), to the extension of the Madras Forest Act (V of 1882) to the Rampa country and the Dutsarti and Guditeru muttahs in the Golconda hills, being scheduled districts in the Gódvári district.

Order—dated 19th May 1894, No. 1201, Judicial.

Communicated to the Revenue Department and to the Government Agent, Gódvári.

2. The notification will be published in the *Fort St. George Gazette* and in the *Gazette of India*.

(True Extract.)

(Signed) J. F. PRICE,
Chief Secretary.

To the Revenue Department.
" Government Agent, Gódvári.
Gazette.

Endorsement—dated 19th May 1894, No. 1202, Judicial.

Copy to the Superintendent, Government Printing, Calcutta, with the request that the notification may be published in the *Gazette of India*.

(Signed) J. F. PRICE,
Chief Secretary.

ORDER—dated 9th June 1894, No. 411, Revenue.

Forest No. 160.

Communicated to the Commissioners of Land Revenue.

2. The draft notification, No. II, appended to paragraph 39 of Mr. Arundel's report in Board's Proceedings, Forest No. 780, dated 15th November 1893, as well as the rules proposed in paragraphs 27, 31 and 33 of the same, as modified by Government in paragraphs 10 and 11 of G.O., No. 108, dated 10th February 1894, will now be published in the Fort St. George and the Godavari District Gazettes.

3. The special attention of all officers concerned will be drawn to the proviso contained in paragraph 9 of G.O., No. 108, dated 10th February 1894, to the effect that no Forest officer, except the Conservator himself, is to enter the Rampa country without permission from the Agent.

(True Extract.)

(Signed) E. GIBSON,
Ag. Secretary to Government.

To the Commissioners of Land Revenue,
" the Judicial Department.
" the Superintendent, Government Press.

NOTIFICATIONS.

In exercise of the power conferred by section 5 of the Scheduled Districts Act, 1874, and with the previous sanction of the Governor-General in Council, the Governor of Fort St. George in Council is pleased to extend the Madras Forest Act, 1882, to the Rampa country and to the Dutsarti and Guditeru muttahs in the Golconda hills, being scheduled districts in the Godavari district.

Under the power vested in him by section 1 of Madras Forest Act V of 1882, the Governor of Madras in Council is pleased to exempt the Rampa country, including the Guditeru and the Dutsarti muttahs in the Godavari district, from the operation of the following portions of the Act (Madras Act V of 1882), chapters II, III, except section 26, IV, VI and VIII.

Rules under Section 26 of the Forest Act.

Under the authority vested in him by section 26 of the Forest Act V of 1882, His Excellency the Governor in Council is pleased to make the following rules under section 26 (a), (g) and (h), to take effect within the Rampa territory of the Godavari district, including Guditeru and Dutsarti muttahs:—

(1) It shall be lawful for any Koya or Reddi inhabitant of the said territory to cut and fell free of charge for his own use within the said territory any trees or timber except the following:—

Tamarind ..	..	..	..	Tamarindus Indica.
Jack ..	..	..	..	Artocarpus integrifolia.
Ippa ..	..	..	..	Barsia latifolia.
Soupput ..	..	..	..	Sapindus emarginata.
Gallnut ..	..	..	..	Terminalia ch-bula.
Mango ..	..	..	..	Mangifera Indica.
Charapuppos ..	..	..	..	Buchanania latifolia.

The Collector and Agent may by notice in the District Gazette prohibit the cutting and felling of any other kind or kinds of trees or timber.

(2) Any person desiring to fell and remove beyond the limits of Rampa any timber other than the kinds prohibited in rule 1, shall apply at one of the revenue stations appointed by the Collector and Agent, and on paying the fees prescribed by Government from time to time for the Godavari district under the general rules under section 26 of the Forest Act shall receive a permit in a form prescribed by the Collector and Agent, entitling him to fell and remove such timber beyond the limits of the said territory. Provided that the Agent may authorize the export without permits of head-loads of such timber as he may specify, subject to payment of seigniorage at the place and time of sale.

(3) Any person removing timber beyond such territory without paying the prescribed fees or without such permit, or removing any timber of a prohibited kind, shall be liable to imprisonment which may extend to one month or fine which may extend to Rs. 200 or both, and also to the penalties laid down in chapter VII of the Act.

Rules under Sections 35 and 36 of the Forest Act V of 1882.

Under the authority conferred on him by sections 35 and 36 of the Forest Act V of 1882, His Excellency the Governor in Council is pleased to make the following rules to regulate the transport of timber from the Rampa territory including Guditeru and Dutsarti and within the tract of country lying between the said territory and the following boundary: The southern side of the road from Tuni vid Jaggampeta to Rajahmundry, thence the left bank of the river Godavari to the boundary of the Bhadrachalam taluk:—

(1) No person shall transport timber from the said Rampa territory, or from any Government forest or land or from any private or proprietary lands within the aforesaid boundary, except along the routes and through the tannahs prescribed by the Collector. Provided that the Collector may, from time to time, exempt from this rule any private or proprietary lands not adjacent to Government forests if, in his opinion, no fraud with respect to the timber of any Government forest is likely to result from such relaxation, and may cancel such exemption.

(2) Any person desiring to transport timber from Rampa, or from any Government forest or land exclusive of forest reserved under section 16 of the Act, within the aforesaid boundary, shall apply at one of the tannahs referred to in rule 1 which may be appointed by the Collector for the receipt of revenue, and after paying the fees prescribed by Government from time to time for the Godavari district under the general rules under section 26 shall receive a permit in a form to be prescribed by the Collector.

In the case of reserved forest under section 16 of the Act, the timber shall be cut under such rules for the working of the forest as may be ordered by the District Forest officer.

Nothing in these rules shall prevent the Collector from restricting or forbidding the cutting of any or all timber in any Government forests or lands except Rampa.

Nothing in these rules shall prevent, with the sanction of the Collector, the transport from Rampa without permit of head-loads of such timber as the Collector may specify, subject to payment of the prescribed seigniorage at the place and time of sale.

(3) Subject to the proviso at the close of rule 2, the person in charge of any timber therein referred to, whether coming from Rampa or from any other Government forests of lands, shall produce such timber together with his permit at the tannah named therein. The officer in charge of the tannah shall retain the duplicate of the permit, shall return the original with his countersignature or a way-permit to the person in charge of the timber, and shall mark all such timber other than bamboos and brushwood with a pass hammer. The person in charge of the timber may then take the timber to its destination. He shall preserve the counter-signed counterfoil or way-permit for six months, and shall show it when required to any officer authorized by the Collector to demand it.

(4) If the timber be from private or proprietary land outside Rampa, it shall not pass the tannah free unless accompanied by a printed pass duly filled up and signed by or on behalf of the owner of the land.

Such passes shall be on forms which will be provided at cost price by the District Forest officer and shall be in duplicate; the original shall accompany the timber and the duplicate shall be kept by the owner for six months from the date of issue and shall be liable at any time within those six months to inspection by any officer appointed by the Collector to demand it. In default of such pass the timber will be liable to be detained until the fees at the rates in force as prescribed under the general rules under section 26 of the Forest Act have been paid at the nearest revenue station, and in default of payment will be liable to be seized and to be dealt with as prescribed in chapter VII of the Act. Provided that the Collector may from time to time publish in the District Gazette the names of villages within which timber from private and proprietary lands may be transported without permit or subject to such permit as he may prescribe and may modify or cancel such notification.

(5) Any person transporting or attempting to transport timber from the Rampa territory or within the boundary as aforesaid except in conformity with these rules shall be liable to imprisonment which may extend to one month, or fine which may extend to Rs. 200 or both, and to the penalties prescribed in chapter VII.

Amended Rules under Sections 35 and 36 for Timber Transit on the river Godavari, &c.

In modification of the rules published at pages 148 and 938 of the Fort St. George Gazette, Part I, dated 25th February 1890 and 15th September 1891, respectively, His Excellency the Governor in Council is pleased to make the following rules under sections 35 and 36 of the said Act to regulate the transit of timber along the rivers Godavari and Sabari above the anicut across the river Godavari at Dowlaishwaram:—

(1) All timber brought in log or by boat or in raft or otherwise along the rivers Godavari and Sabari will be stopped at the revenue station. Sabari will be stopped for examination and for the check of permits or the payment of dues leviable thereon in the manner laid down in the rules under section 26 of the Forest Act for the Godavari district generally and for Bhadrachalam taluk, respectively, at such tannahs as the Collector of Godavari may fix from time to time.

(2) Any person bringing timber from a reserved forest, or the wood of reserved trees from the forest to which the rules under section 26 apply, shall be bound to produce his permit at such tannah as may be prescribed. The officer in charge of that tannah will examine the permit and the timber, and if both are found to be correct, will mark the timber with the pass hammer and allow it to proceed. If found to be incorrect, the timber will be seized and either retained until all dues in full have been paid according to the schedule of rates in force, or treated in the manner prescribed in chapter VII of the Forest Act.

(3) No timber purporting to come from private or proprietary lands to the river above the said anicut shall be allowed to pass the prescribed tannah free unless accompanied by a printed pass duly filled up and signed by or on behalf of the owner of the land.

Such passes shall be on forms which will be provided by the District Forest officer at cost price and shall be in duplicate, the original shall accompany the timber and the duplicate shall be kept by the owner for six months from the date of issue and shall be open, upon demand at any time, within those six months, to inspection by any Forest officer not under the rank of Forest Ranger. In default of such passes, the timber will be liable to be taxed at the rates in force as prescribed under the rules under section 28 of the Forest Act; and in default of payment will be liable to seizure and treatment as prescribed in rule 2.

(4) All persons bringing timber from the territories under the Chief Commissioner of the Central Provinces or from those of His Highness the Nizam of Hyderabad, either by land or by the

Godavari river, will be bound to produce a pass at the prescribed tannah, and, if from the Upper Godavari, at the tannah at the Dumagudiem lock. The officer in charge of the tannah will countersign the pass so as to prevent its use a second time and will furnish the persons in charge of the timber with a ticket similar to those furnished to persons exporting timber from the Bhadrachalam forests, and furnished with this ticket, they will proceed to the tannah appointed for the collection of revenue.

Similarly all persons bringing timber down the Sabari river from the Jeypore or Bustar semindaris will be required to take out a ticket (for which no charge will be made) at the tannah at Koleru.

On their reaching the prescribed tannah, the officer in charge will mark all the timber and pieces of wood with a pass hammer and grant a way-permit. The timber can then be released and pass on.

(5) Any breach or infringement of these rules will render the offender liable, on conviction to imprisonment for a term which may extend to one month or fine which may extend to Rs. 200, or both.

Penalty clause.

Govt. of {1894} Madras.
REVENUE.

Issued

Recd.

Encl

G.O., 9th June 1894, No. 411.

JUNE.

Scheduled Districts.

Proceedings, Judicial Department, communicating to the Revenue Department and to the Government Agent, Gódvári, letter from the Government of India sanctioning the extension of the Madras Forest Act (V of 1882) to the Rampa country and Dutsarti and Guditeru Muttahs in the Golconda hills, being — in the Gódvári district, communicated to the Commissioners of Land Revenue, with remarks.

Gobt. of {1894} Madras.
REVENUE.

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1054: 3.5 94 ~~1054~~
520: 2.3 94
110: 19.1 94

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Further Paper, No. 295795- of 189

Order D 4th July 1894, no. 1653.
Misc

Recorded.

Issued

Recd. 27th June 1894. Encl

G.O., 9th June 1894, No. 411.

Copy to the ^{G.O.} Agent to the ^{Government} Godavari. (encl.)

3/7

JUNE.

CHIEF SECRETARY
29. JUN. 1894
GOVERNMENT OF MADRAS

Ref. ^{and} copy to the ^{secretary} ^{to the} ^{Government} ^{of} ^{Madras} ^{for} ^{file} ^{place}.

11/17

Scheduled Districts.

Proceedings, Judicial Department, communicating to the Revenue Department and to the Government Agent, Godavari, letter from the Government of India sanctioning the extension of the Madras Forest Act (V of 1882) to the Rampa country and Dutsarti and Guditeru Muttans in the Golconda hills, being — in the Godavari district, communicated to the Commissioners of Land Revenue, with remarks.

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ORDINARY, MS.

Judicial DEPARTMENT.
G.O., DATED 4-7-86
No. 1653

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When given for copying. 6/3

[Despatch Abstract.]

Receiving Govt. Res. Dept. with remarks to the proprietors of Land Revenue and Dept. of the Revenue Dept. from the Govt. of India sanctioning the extension of the Survey as First Settlement (1882) to the Rampur country and Districts & Land Revenue in the Kolanda hills being situated in the Godavari district.