Marine 1886

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DEPARTMENT.

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G.O., No. 258

Dated 26 · 5 · 86.

[Despatch Abstract.]

Madras Harbour Trust

Appointing certain gentlemen to be nominee Trustees and the Chairman of the Harbour Trust Board

26th May 1886, No. 258, Marine.

GOVERNMENT OF MADRAS.

MARINE DEPARTMENT.

Order—dated 26th May 1886, No. 258, Marine.

Ordered that the following Notification be published in the *Fort St. George Gazette* :—

NOTIFICATION.

Under the provisions of section 7 of the Madras Harbour Trust Act II of 1886, the Right Honorable the Governor in Council is pleased to appoint the undermentioned gentlemen to be the Nominee Trustees and the Chairman of the Harbour Trust Board, Madras :—

The Hon. Richard Wellesley Barlow, *Chairman.*
Mr. Henry Royal Dawson.
,, Eugène Phillip Oakshott.
Lieutenant John Henry Taylor, R.N.R.
Major Duncan McNeil Campbell, R.E.
V. Mahomed Sherief Sahib, Bahadur.
M.R.Ry. S. Venkatakistnamah Chetti Gáru.
,, Arcot Dhanacoty Mudaliar Avargal.

2. Under the provisions of section 6 of the same Act it is further notified that the Madras Trade Association have elected the undermentioned gentleman to be a Trustee of the said Harbour Trust Board :—

Mr. Robert Gordon Orr.

3. The Chairman will be paid a salary of Rs. 600 per mensem until further orders.

(True Extract.)

E. F. WEBSTER,
Chief Secretary.

To the Chairman, Harbour Trust Board, Madras.
,, Accountant-General.
,, Master Attendant, Madras.
,, Public Works Department.

Exd. T. O'Connor.

Govt. of {1886} Madras.

MARINE.

Issued

Recd. *Encl.*

G.O., 26th May 1886, No. 258.

MAY.

Madras Harbour Trust.

Appointing certain gentlemen to be the Nominee Trustees and the Chairman of the Harbour Trust Board.

MADRAS ACT No. II OF 1886.

An Act to provide Trustees for the Harbour of Madras.

Preamble. WHEREAS it is expedient to make provision for the regulation, conservancy, and improvement of the Harbour of Madras, it is enacted as follows:—

I. PRELIMINARY.

Short title. **1.** This Act may be called the Madras Harbour Trust Act, 1885.

Commencement. **2.** It shall come into operation on such date as may be fixed by the Governor in Council by Notification in the *Fort St. George Gazette.*

Interpretation Section. **3.** In this Act, unless there be something repugnant in the subject or context,

"Rates." (1) The word "rates" includes any toll, due, rent, rate or charge leviable under this Act;

"Port." (2) "Port" means the Port of Madras within such limits as may from time to time be defined by the Governor in Council for the purpose of this Act by Notification in the *Fort St. George Gazette*, and until a notification is so issued, within such limits as may have been defined by the Government under the provisions of Act XII of 1875 (The Indian Ports Act);

"Harbour." (3) "Harbour" means the artificial harbour at Madras consisting of the enclosing groynes and the enclosed space and the corresponding foreshore east of the beach road and all buildings, structures, or appliances provided by the Governor in Council or the Trust Board for the purposes of the Harbour and of the vessels using it, together with the moorings therein laid down by the Governor in Council or the Trustees;

"Chief Officer of Customs." (4) The Chief Officer of Customs denotes the chief executive officer of Sea Customs for the port of Madras for the time being;

"Vessel." (5) "Vessel" denotes anything made for the conveyance by water of human beings or of property;

"Master." (6) "Master," when used in relation to any vessel, means any person having for the time being the charge or control of such vessel;

"Owner." (7) "Owner," when used in relation to goods, includes any consignor, consignee, shipper or agent for the sale, custody, loading or unloading of such goods; and when used in relation to any vessel, includes any part-owner, charterer, consignee, or mortgagee in possession thereof;

"Land." (8) "Land" includes the bed of the sea below high water-mark;

"Wharf." (9) "Wharf" includes any part of the foreshore that may be used for loading or unloading goods, and any wall enclosing or adjoining the same;

"Dock." (10) "Dock" includes basins, locks, cuts, entrances, graving docks, graving blocks, inclined planes, patent slips, gridirons, quays, warehouses, and other works and things appertaining to any dock;

"Pier." (11) "Pier" includes any stage, stairs, landing-place, hard, jetty, landing-stage, floating barge, or pontoon, and any bridges or other works connected therewith;

"Goods." (12) The word "goods" means and includes every kind of movable property.

II. OF THE BOARD OF TRUSTEES.

CONSTITUTION OF BOARD.

Act to be carried out by Trustees.

4. The duty of carrying out the provisions of this Act shall, subject to such conditions and limitations as are hereinafter contained, be vested in a Board to be called: "The Trustees of the Harbour of Madras;" and such Board, hereinafter referred to as "the Board," shall be a body corporate and have perpetual succession and a common seal and shall sue and be sued by the name first aforesaid.

Constitution of the Board.

5. The Board shall consist of not less than nine nor more than thirteen Members, that is to say, of five elective Trustees, not more than seven nor less than three nominee Trustees, and a Chairman; and not less than three of the Trustees shall be natives of India residing in the City of Madras.

Elective Trustees to be elected by the Chamber of Commerce and Trade Association.

6. Four of the elective Trustees shall be elected by the Members for the time being of the Madras Chamber of Commerce, and one by the Members for the time being of the Madras Trade Association in such manner as shall from time to time be determined at a meeting of the members of the said Chamber or Trade Association convened in accordance with the rules at the time in force in this behalf. The Chairman of the said Chamber and the Chairman of the said Trade Association shall each make a return to the Governor in Council of the name of every person so elected by the Chamber and Trade Association, and such return shall be published in the *Fort St. George Gazette.*

Or in default of such election shall be nominated by Government.

In the event of default being made by the Chamber or Trade Association in electing any Trustee under the foregoing provisions within the period hereinafter prescribed in this behalf, it shall be lawful for the Governor in Council by notification in the *Fort St. George Gazette* to nominate a person, and the person so nominated shall be deemed to be a Trustee as if he had been duly elected by the Chamber or Trade Association as the case may be.

Appointment of nominee Trustees.

7. The nominee Trustees and the Chairman shall be appointed by the Governor in Council by notification in the *Fort St. George Gazette.*

Term of Office.

8. Subject to the provisions hereinafter contained the term of office of the first Chairman and Trustees shall commence on such date as shall be notified by the Governor in Council and the said Chairman and Trustees shall hold office up to, and inclusive of, the 31st of March next succeeding, and every person thereafter appointed or elected to be such Trustee or Chairman shall hold office for the term of two years; but the Governor in Council may at any time accept the resignation of any such Trustee or Chairman.

Election of first Trustees.

Trustees to be elected in the month of March.

9. The first elective Trustees shall be elected on some day not later than a fortnight previous to the date which shall be notified by the Governor in Council under Section 8; in every other case elective Trustees shall be elected on some day not earlier than the first and not later than the fifteenth day of the month of March next preceding the 1st of April from which their term of office is to commence; and nominee Trustees shall be appointed on some day in the remainder of the said month of March.

Trustees re-eligible.

10. Any person ceasing to be a Trustee shall, unless disqualified under Section 14, be eligible for reappointment or re-election.

Power to remove Chairman or Trustee.

11. The Governor in Council may, by an order under the hand of one of the Secretaries to Government, direct that any Chairman or nominee Trustee named in such order shall cease to be Chairman or Trustee, and the person so named shall cease to be such Chairman or Trustee accordingly.

Appointment of successors.

12. When any casual vacancy in the office of a Chairman or Trustee is occasioned by the death, resignation or disqualification of such Chairman or Trustee, if the office vacated was that of Chairman, or Trustee other than elective Trustee, the Governor in Council shall within one month, by an order published in the *Fort St. George Gazette*, appoint a Chairman or Trustee, as the case may be, in the place of the person so dying or ceasing to be a Chairman or Trustee. Such appointment shall be subject to the provisions of Section 5.

If the office vacated be that of an elective Trustee, the vacancy shall be filled up within one month by the Chamber of Commerce or Trade Association as the case may be in the manner provided in Section 6.

If, exclusive of the person so dying or ceasing to be a Trustee, the number of the Trustees is not less than nine, and the conditions of Section 5 remain fulfilled, it shall be lawful for the Governor in Council not to appoint a Trustee to the place of the person so dying or ceasing to be a Trustee.

Appointment of acting Trustee during absence of Trustee.

13. When any Trustee departs from Madras with the intention of being absent for a longer period than three months, the Governor in Council may appoint some other person to act in the place of such absent Trustee until he returns to Madras, or ceases to be a Trustee. The person so appointed shall be subject to all the restrictions, and be entitled to all the privileges to which the Trustee for whom he is acting was subject or entitled.

Disqualification of Trustees.

Disqualifications for office of Trustee.

14. No person shall be qualified to be a Trustee during such time as he

(*a*) is an uncertificated bankrupt or insolvent, or
(*b*) holds any office or place of profit under the Board, or
(*c*) has, directly or indirectly, any share or interest in any work done by order of the Board, or in any contract, or employment with, by, or on behalf of, the Board;

and any Trustee who

(*d*) becomes disqualified for any of the aforesaid reasons, or
(*e*) refuses to act or becomes incapable of acting,
(*f*) is absent from the meetings of the Board for a period exceeding twelve consecutive months, or, without the permission of the Board, from six consecutive meetings of the Board, or
(*g*) is sentenced to imprisonment for any offence,

shall cease to be a Trustee, and his office shall thereupon become vacant:

Proviso.

Provided always that no Trustee shall vacate his office by reason only of his

(*h*) having a share in any Joint-Stock Company which shall contract with or be employed by, or on behalf of, the Board, or
(*i*) having a share or interest in any newspaper in which any advertisement relating to the affairs of the Board may be inserted, or
(*j*) being interested in any loan of money to the Board.

Remuneration and Leave of Chairman and Trustees.

Salary of Chairman.

15. The Governor in Council may from time to time determine what salary and what allowances shall be paid to the Chairman, and may declare any conditions and restrictions upon and under which such salary and allowances, respectively, shall be payable.

Fees to Trustees.

Every Trustee other than the Chairman shall be entitled to a fee of thirty rupees for each meeting of the Board or Committee appointed under Section 17, Clause 3, at which a quorum is present and business is transacted and which he attends from the beginning to the end thereof. Provided that if more than one such meeting is held in any one week, no more than thirty rupees shall be paid to any Trustee for his attendance at all such meetings during that one week.

Leave of absence may be granted to the Chairman.

16. The Governor in Council may from time to time grant to the Chairman su leave of absence as he may deem fit, and any person appointe by the Governor in Council to act for the Chairman during ar such absence on leave shall, while so acting, be deemed for the purposes of this Act to be the Chairman.

Leave and acting allowances to be defrayed out of the General Fund.

The salary which the Governor in Council may direct to be paid to the Chairm during his absence on leave, and the salary which may directed to be paid to the person appointed to act for him, sh be defrayed as provided in Section 33.

Provided that the aggregate amount of the salaries paid to such Chairman a the person appointed to act for him shall not in any case exceed the salary whi may under this Act be paid to the permanent holder of the office.

Proceedings of Board.

Provisions concerning the Board's Proceedings.

17. The following provisions shall be observed wit respect to the proceedings of the Board (viz.):—

Casual vacancy not to affect Board's Proceedings.

(1) During any vacancy in the Board the continuin Trustees may act as if no vacancy had occurred;

Board to meet together and arrange for transaction of business as they think fit, but

(2) The Board shall meet together and shall from time to time make such arrange ments not inconsistent with this Act with respect to the place day, hour, notice, management, and adjournment of suc meetings, and generally with respect to the transaction business, as they may think fit, subject to the following con ditions (viz.):—

there must be a meeting once a fortnight, or

(*a*) that a meeting shall be held once at least in ever fortnight;

whenever necessary upon an emergency, and

(*b*) that the Chairman may, whenever he thinks fit, shall, upon the written request of not less t three Trustees, call a special meeting;

five Trustees shall make a quorum, and

(*c*) that no business shall be transacted at any meeti unless at least five Trustees are present throughou such meeting;

every meeting must be presided over by the Chairman, and

(*d*) that every meeting shall be presided over by th Chairman, if he is present at the time appointe for holding the same, and if he is absent, by suc one of the Trustees present as may be chosen by the meeting;

all questions must be decided by a majority of votes, and

(*e*) that all questions shall be decided by a majority of votes of the Trustees present, the President having a second or casting vote in all cases of equality of votes;

poll may be demanded.

(*f*) that if a poll be demanded, the names of the Trustees voting and the nature of their votes shall be recorded by the President of the meeting;

Minutes of proceedings must be kept, and

(*g*) that minutes shall be kept by the Secretary of the names of the Trustees present and of the proceedings at each meeting in a book to be provided for this purpose, which shall be signed, as soon as practicable, by the President of such meeting, and shall be open to inspection by any Trustee during office hours.

adjournment of meetings.

(*h*) The President may, with the consent of any meeting, adjourn it.

Copy of minutes to be sent to Government, and any returns called for by Government to be furnished.

Publication in Gazette.

(*i*) A copy of the minutes of every meeting of the Board shall, as soon as conveniently may be, be transmitted to such Secretary of the local Government as shall from time to time be appointed to receive the same, and shall be published in the *Fort St. George Gazette*; and any other returns or information which the Governor in Council, from time to time, calls for shall be forthwith supplied by the Chairman.

9

Board may appoint Committees.

(3) The Board may, from time to time, appoint Committees consisting of not less than five of their number for carrying into effect any part of the provisions of this Act, with such powers and under such instructions, directions, or limitations as shall be defined by the Board. Three members of any such Committee shall be a quorum; and the Board shall have power at any time to alter the constitution of or discontinue any such Committee.

Committee's meeting to be presided over by a Chairman.

(4) A Committee may elect a Chairman of their meetings, and if no such Chairman is elected, or, if he is not present at the time appointed for holding the same, the members present shall choose one of their number to be Chairman of such meetings.

Committees when to meet.

(5) Committees may meet and adjourn at their discretion, but the Chairman of the Board may whenever he thinks fit and shall, upon the written request of not less than two members of a Committee, call a special meeting of such Committee.

Questions how to be decided at Committee's meetings.

(6) Questions at any meeting of a Committee shall be decided by a majority of votes of the members present, and in case of an equal division of votes the Chairman shall have a second or casting vote, but no business shall be transacted at any such meeting unless at least three of the members of the Committee are present from the beginning to the end thereof.

Proceedings not to be invalidated by a vacancy or informality of appointment.

18. No act or proceeding of the Board or of a Committee shall be invalid in consequence only of there being a vacancy in the number of the Trustees at the time when such act or proceeding was had or done, or by reason only of there being some defect in the appointment of such Board, Committee or Trustee, or on the ground that they or any of them were disqualified for the office of Trustee; and all proceedings of the Trustees, or of any person acting as a Trustee shall be as valid as if such person had been duly appointed to be a Trustee.

Board may delegate powers to Chairman.

19. The Board may, by resolution in writing, with the sanction of the Governor in Council, prescribe which of the powers, and duties by this Act conferred or imposed upon the Board, may be exercised and performed by the Chairman.

The Board may, from time to time, with the like sanction, alter or cancel any such resolution.

Duties of Chairman.

20. The Chairman shall

(1) attend every meeting of the Board unless prevented by sickness or other reasonable cause;

(2) exercise supervision and control over the acts and proceedings of all officers and servants of the Board in matters of executive administration, and in matters concerning the accounts and records of the Board;

(3) subject to the regulations made under Section 22, and to the schedule for the time being in force framed by the Board under Section 21, dispose of all questions relating to the service of the officers and servants of the Board, and their pay, privileges, and allowances.

III. OF THE OFFICERS AND SERVANTS OF THE BOARD.

Schedule of other officers and servants and of their pay and allowances to be prepared and sanctioned by the Board.

21. The Board shall, from time to time, prepare and sanction a schedule of the staff of officers and of servants whom the Board shall deem it necessary and proper to maintain for the purposes of this Act. Such schedule shall also set forth the amount and nature of the salaries, fees, and allowances which the Board sanctions for each such officer or servant.

Proviso.

Provided that artisans, porters and labourers, and the supplier of porters and labourers, shall not be deemed to be officers or servants within the meaning of this Section or of Sections 22 and 23.

Board to frame regulations.

22. The Board shall, from time to time, frame regulations—

For regulating leave.

(1) for regulating the grant of leave to the officers (other than the Chairman) and servants of the Board;

For settling absentee allowances.

(2) for authorizing the payment of allowances to the said officers and servants, or to any of them, whilst absent on leave;

For fixing acting allowances.

(3) for determining the remuneration to be paid to the persons appointed to act for any such officers or servants during their absence on leave;

For regulating length of service.

(4) for regulating the period of service of all such officers and servants;

For fixing pensions, &c.

(5) for determining the conditions under which such officers and servants or any of them shall be entitled, on retirement, to pensions, gratuities, or compassionate allowances, and the amount of such pensions, gratuities, or compassionate allowances;

For authorizing contributions to Provident Fund.

(6) for authorizing the payment of contributions at certain prescribed rates and subject to certain prescribed conditions to any Provident Fund, which may, with their approval, be established by the officers and servants appointed under this Act.

All pensions, contributions, and allowances mentioned in this section shall be chargeable to the General Fund of the Board.

Proviso.

Provided that the regulations for the grant of pensions, gratuities and compassionate allowances, referred to in Clause 5 of this Section, shall be subject to the approval of the Governor in Council.

Appointments, &c., by whom made.

23. Subject to the provisions of the said regulations framed under Section 22, the power of appointing, promoting, suspending, dismissing, fining, reducing or granting leave to the officers and servants of the Board shall be exercised by the Chairman, in the case of officers and servants, whose monthly salary does not exceed three hundred rupees, and in every other case by the Board.

The power of dispensing with the services of any officer or servant of the Board, otherwise than by reason of such officer's or servant's own misconduct, or of permitting any such officer or servant to retire on a pension, gratuity, or compassionate allowance, shall, subject to the aforesaid provisions, be exercised by the Board alone.

Sanction of Government when necessary.

24. Every order or regulation made by the Board under any of the three last preceding sections, shall, so far as the same relates to the Secretary, Engineer, Traffic Manager, or Chief Accountant of the Board, be subject to the previous sanction of the Governor in Council.

IV. OF THE PROPERTY AND LIABILITIES OF THE BOARD.

Property vested in the Board.

25. On the coming into operation of this Act there shall vest in the Board the several properties specified in Schedule A to this Act annexed, anything in the Madras Municipal Act I of 1884 to the contrary notwithstanding, also the sums standing at the credit of the Harbour dues after deducting interest on sums already expended.

Power to hold and acquire property.

26. The Board may, with the sanction of the Governor in Council, acquire and hold movable or immovable property within the limits of the port or town of Madras, either by purchase, or on lease, or otherwise; and they may lease, sell or otherwise alienate any movable or immovable property, vested in or acquired by them. No such sale, lease or alienation of any immovable property shall be valid without the sanction of the Governor in Council.

Procedure to be observed when Board are unable to acquire, by agreement, any immovable property.

27. When the Board are unable to acquire, by private contract, any immovable property required for the purposes of this Act, the Governor in Council may, in his discretion, declare that such property is required for a public purpose, and may order proceedings to be taken for obtaining possession of the same according to the law for the time being in force for the acquisition of land for public purposes.

Compensation to be paid by the Board.

Such property, when so acquired, shall, on their paying the compensation awarded and all costs connected with its acquirement, be deemed to be vested in the Board.

Payment to Municipality in lieu of rates.

28. Notwithstanding anything in Madras Act I of 1884 or other law for the time being in force the property vested by this Act in the Board shall be exempted from assessment of any rate or tax under the said Act or any other such law.

Amount of debt.

29. On this Act coming into operation there shall be deemed and taken to be due from the Board to the Secretary of State for India in Council, the several sums set forth in Schedule B to this Act annexed.

the issuing of
the second
notification
mentioned
section two

Payment of interest.

30. On the said sums set forth in Schedule B and on any other sums which may from time to time be advanced by the Secretary of State to the Board, or on such part thereof as may for the time being be owing by the Board to the Secretary of State, interest shall be paid by the Board to the Secretary of State annually on the first of April at the rate of 4½ per cent. per annum, such interest to be calculated from the date on which the said sums or any part of them have been or may be advanced.

Repayment of principal sums due.

31. The said sums specified in Schedule B shall be repaid by the Board to the said Secretary of State by annual instalments of one lakh of rupees, the first of such instalments to be paid on the first day of April next after the coming into operation of this Act, and every other sum which may become due from the Board to the said Secretary of State shall be payable by the Board to the Secretary of State on such dates and in such instalments as shall be agreed upon between the Governor in Council and the Board. Provided that no sum larger than one lakh of rupees per annum shall be at any time so repayable by the said Board to the said Secretary of State.

Power to repay before due date.

32. Notwithstanding the provisions of the last preceding section, it shall be lawful for the Board, if they think fit, out of any monies which may come into their hands, under the provisions of this Act, to repay to the said Secretary of State in Council any sum which, for the time being, may remain due to him under the provisions of this Act as principal. Provided that no such repayment shall be made of any sum less than ten thousand rupees, and from and after any such repayment, no further sum as interest shall be payable to the said Secretary of State in Council in respect of the sum which shall have been so repaid.

Income of the property how to be employed.

33. Subject to any specific appropriation by the legislature, the rents, income, and other proceeds of any property vested in the Board under this Act and acquired by them thereunder, and all monies acquired by the Board under or by virtue of this Act shall be applied by the Board as follows:—

(1) the payment of officers and servants employed by the Board under this Act;
(2) the remuneration of the Chairman and the Trustees;
(3) the execution and maintenance of works undertaken;
(4) the payment of any interest which is from time to time owing by the Board;
(5) the repayment by instalment of monies from time to time owing by the Board;
(6) and generally for the purposes of this Act.

V. OF THE BORROWING POWERS OF THE BOARD.

Governor in Council may advance money to the Board, or

34. The Governor in Council, acting on behalf of the Secretary of State for India in Council, may, with the previous consent of the Governor-General of India in Council, from time to time advance money to the Board for the general purposes of this Act; or

With consent of Government the Board may raise loan.

The Board may, with the previous consent of the Governor-General in Council, from time to time raise money for the said purposes or for the purpose of repaying either in whole or in part, any monies heretofore or hereafter borrowed, or owing, by the Board.

Proviso.

Provided always that no expenditure shall be charged by the Board to capital, except with the express sanction of the Governor in Council.

Manner of raising such loans to be determined by Government.

35. Whenever the consent of the Governor-General in Council has been obtained to the raising of money by the Board under the last preceding section, the Governor in Council shall, with the previous consent of the Governor-General in Council, direct and appoint the manner in which such money shall be raised.

Forms of debentures.

36. When money is raised by the Board on debentures, the debentures shall be in the form of Schedule C, or in such other form as the Board, with the previous consent of the Governor in Council, shall from time to time determine.

The holder of any debenture in the form of Schedule C, or in any form duly authorized under this section, may obtain in exchange therefor, upon such terms as the Board shall from time to time determine, a debenture in any other form so authorized.

Transfer of debentures.

Every debenture issued by the Board shall be transferable—

(*a*) if it is in the form of Schedule C, by endorsement, and

(*b*) if it is in any other form, in such manner as shall be therein expressed.

The right to sue in respect of the monies secured by debentures issued under this section shall vest in the respective holders thereof for the time being, without any preference by reason of some of such debentures being prior in date to others.

VI. OF REVENUE AND EXPENDITURE.

Chairman to submit annual estimate of income and expenditure.

37. The Chairman shall, at a special meeting to be held within two months after the date on which Trustees have been appointed and elected under this Act, lay before the Board a separate estimate of the expenditure and of the income of the Board for the period from such date up to the 1st day of April then next ensuing; and shall, at a special meeting to be held in the month of February in each succeeding year, lay before the Board a like estimate of such income and expenditure for the twelve months commencing on the 1st day of April then next ensuing. Every such estimate shall be in such form as the Governor in Council shall, by an order published in the *Fort St. George Gazette*, direct.

Copy of estimate to be sent to each Trustee.

38. Such estimate shall be completed and printed, and a copy thereof sent by post or otherwise to each Trustee not less than ten clear days at least prior to the day appointed for the meeting before which the estimate is to be laid.

Revision and passing of estimates.

39. It shall be in the discretion of the Board, at such meeting, to pass or to reject, or to modify or alter such estimate, and to pass such estimate so modified or altered.

Estimate to be approved by Government.

40. Every such estimate, when so passed by the Board, shall be submitted to the Governor in Council; and the Governor in Council may either approve such estimate, or may return the same with remarks thereupon; and the Board shall forthwith proceed to reconsider such estimate in reference to such remarks, and, if necessary, to modify or alter the same and re-submit such estimate to the Governor in Council.

The Board shall not expend on any item any greater sum than shall have been allotted for such item in the estimate and approved by the Governor in Council.

Power to make supplemental estimates.

41. The Board may, in the course of any year for which an estimate has been approved by the Governor in Council, cause one or more supplemental estimates for the residue of such year to be prepared and laid before themselves; and thereupon such proceedings shall be had as by Sections 38, 39 and 40 are directed to be had with respect to the estimate therein mentioned. Every such supplemental estimate shall be considered and sanctioned by the Board and submitted to the Governor in Council in the same manner as if it were an original annual estimate.

Expenditure to be made in pursuance of estimate.

42. The Board shall not, save in cases of pressing emergency, expend any sum for any purpose not approved in some estimate for the time being in force; nor shall they expend for any purpose not so approved any sum exceeding two thousand rupees without the assent of the Governor in Council.

Accounts to be audited and examined.

43. The accounts of the receipts and expenditure of the Board shall, once in every year, be laid before the Governor in Council, and shall be audited and examined by such auditors as shall, from time to time, be appointed by the Governor in Council. For the purposes of any such audit and examination of accounts, the auditors may, by summons in writing, require the production before them of all books, deeds, contracts, vouchers and all other documents and papers which they deem necessary; and may require any person holding or accountable for any such books, deeds, contracts, vouchers, documents, or papers to appear before them at any such audit and examination or adjournment thereof, and to answer all questions which may be put to him with respect to the same, or to prepare and submit any further statement which such auditors may consider necessary in explanation thereof.

Auditors to have power to call for books, &c.

Auditor's remuneration.

44. The auditors shall be paid by the Board such remuneration as the Governor in Council shall determine.

Audit report to be published.

Within fourteen days after the audit and examination has been completed, the auditors shall report upon the accounts audited and examined, and shall deliver such report to the Board, and the Board shall cause the same to be deposited in their office and to be published in the *Fort St. George Gazette* and in some one or more of the daily newspapers published in Madras.

Levy of rates.

45. The Board shall frame a scale of rates to be levied for each or any of the following matters, viz. :—

(*a*) for the landing, shipping, wharfage, cranage, storage, or demurrage of goods at,

(*b*) for permission for vessels or boats to approach or lie alongside,

(*c*) and for animals or vehicles carrying goods and merchandise to or from or entering upon or plying for hire at or on

any wharf, pier or dock in the possession or occupation of the Board, and may frame a scale of rates for the landing of goods at any place within the limits of the port whether within or without the Harbour. Any such scale of rates shall be submitted to the Governor in Council for sanction, and after receiving such sanction shall be published in the *Fort St. George Gazette;* and such rates shall thereupon be leviable by the Board. The said scale may, from time to time, subject to the like sanction and publication, be altered, diminished, or increased, by the Board.

Sanction of the Governor in Council.

Scale framed under Section 3 of the Act VI of 1882 to continue in force until altered.

Until a scale of rates is framed, sanctioned and published under this section, the scale in force when this Act comes into operation under Section 3 of the Madras Harbour Dues Act, 1882, shall be deemed to have been duly framed, sanctioned and published under this section.

Power to increase rates to provide for estimated deficiency of Revenue.

46. If, on the preparation of the estimate of any year, it appears that the estimated income of the Board for such year, after deducting therefrom the estimated expenditure of such year, will be insufficient for the payment of the interest which may be payable by the Board during such year to the Secretary of State for India or to any other creditor, and of the instalments which may be payable under Section 31;

or if, at any time in the course of a year, it appears that the income of such portion of the year as has then elapsed, and the estimated income of the residue of such year, after deducting therefrom the actual expenditure of such past portion and the estimated expenditure of such residue, will be insufficient;

the Board may, and upon the requisition of the Governor in Council, shall,

increase the rates, for the time being in force, to such extent as will render the income of the year sufficient, as nearly as may be, for the payment of the said interest and instalments in full.

Such additional rates shall be fixed by the Board, and shall be submitted to the Governor in Council, and, if approved by the Governor in Council, shall be published in the *Fort St. George Gazette*, and shall become leviable after the expiration of three months from the date of such publication, and continue leviable until altered by the Board with the sanction of the Governor in Council.

On Board making default, Government to impose rates, &c.

47. If the Board shall, for fifteen days after the receipt by them of any such requisition from the Governor in Council, neglect or refuse so to increase such rates, the Governor in Council may, by notification in the *Fort St. George Gazette*, increase such rates as he thinks fit; and such notification shall have the same force as if a new scale of rates to the same effect had been duly framed, sanctioned, and published under Section 45.

VII. OF THE POWERS AND FUNCTIONS OF THE BOARD.

Lien for rates.

48. For the amount of all rates leviable under this Act in respect of any goods, the Board shall have a lien on such goods, and may seize and detain the same until such rates are fully paid.

Rates, &c., on goods when payable.

49. Rates in respect of goods to be landed shall be payable immediately on the landing of the goods; in respect of goods to be removed from the premises of the Board, or to be shipped for export, shall be payable before the goods are removed or shipped.

Priority of lien of Board over all other liens.

50. The lien for such rates shall have priority over all other liens and claims, except for general average and for the ship-owner's lien for freight upon the said goods, where such lien exists and has been preserved in the manner provided in Section 52, and for primage, and for money payable to Her Majesty or the Secretary of State in Council under any law for the time being in force.

Saving of power of Chief Officer of Customs under existing law.

51. Nothing in this Act shall affect any power vested in the Chief Officer of Customs under any law for the time being in force.

Lien for freight preserved after landing goods if notice of lien be given.

52. If the master or owner of any vessel or his agent, at or before the time of landing from such vessel any goods at any wharf, quay, stage, jetty or pier in the occupation of the Board, gives to the Board notice in writing that such goods are to remain subject to a lien for freight or other charges payable to the ship-owner to an amount to be mentioned in such notice, such goods shall continue liable to such lien to such amount.

Retention of such goods until lien is discharged.

53. Such goods shall be retained in the warehouses and sheds of the Board, or with the consent of the Chief Officer of Customs in the public Customs Warehouses, at the risk and expense of the owners of the said goods until such lien is discharged as hereinafter mentioned; and godown rent shall be payable by the party entitled to such goods for the time during which they may be so retained.

Discharge of ship-owners' lien for freight.

54. Upon the production to any officer appointed by the Board in that behalf of a document purporting to be a receipt for, or a release from, the amount of such lien, executed by the person by or on whose behalf such notice has been given, the Board may permit such goods to be removed without regard to such lien: provided they shall have used reasonable care in respect to the authenticity of such document.

If rates are not paid, or the lien for freight is not discharged, goods may be sold after the expiration of two months.

55. If the rates payable to the Board in respect of any goods are not paid, or if the lien of the ship-owner for freight or other charges when such notice as aforesaid has been given, is not discharged, the Board may, and in the latter event, if required by or on behalf of the person claiming such lien for freight, shall, at the expiration of two months from the time when the goods were placed in their custody, or if the goods are of a perishable nature, at such earlier period (being not less than twenty-four hours after the landing of the goods) as they shall think fit, sell by public auction the said goods, or so much as may be necessary to satisfy the amounts hereinafter directed to be paid out of the produce of such sale.

Notice of sale.

Before making such sale, ten days' notice of the same shall be given by publication thereof in the *Fort St. George Gazette*, unless the goods are of so perishable a nature as, in the opinion of the Board, to render their immediate sale necessary or advisable, in which event such notice shall be given as the urgency of the case admits of.

Notice to owner.

If the address of the owner of the goods has been stated on the manifest of the cargo or in any of the documents which have come into the hands of the Board, or is otherwise known, notice shall also be given to the owner of the goods by letter delivered at such address, or sent by post; but the title of a *bonâ fide* purchaser of such goods shall not be invalidated by reason of the omission to send the notice hereinbefore mentioned, nor shall any such purchaser be bound to inquire whether such notice has been sent.

Application of sale-proceeds.

56. The proceeds of every such sale shall be applied as follows:—

(*a*) in payment of the expenses of the sale;
(*b*) in payment, according to their respective priorities, of the liens and claims excepted in Section 50 from the priority of the lien of the Board;
(*c*) in payment of the rates of landing, removing, storing or warehousing the same, and of all other charges due to the Board in respect thereof.

The surplus, if any, shall be paid to the importer, owner or consignee of the goods, or to his agents, on his applying for the same: provided such application be made within one year from the sale, or reason be shown to the satisfaction of the Board why such application was not so made; and, in case such application shall not be so made or reason shown, such surplus shall be held by the Board upon trust for the purposes of this Act.

Recovery of rates and charges by distraint of vessel.

57. If the master of any vessel in respect of which any rates, charges or penalties are payable under this Act, or under any rules or orders made in pursuance thereof, refuses or neglects to pay the same or any part thereof on demand, the Board may apply to the Chief Officer of Customs of the port, and such officer shall distrain or arrest such vessel and the tackle, apparel and furniture belonging thereto, or any part thereof, and detain the same until the amount so due to the Board is paid;

and, in case any part of the said rates, charges or penalties, or of the cost of the distress or arrest, or of the keeping of the same, remains unpaid for the space of five days next after any such distress or arrest has been so made, the Chief Officer of Customs may cause the vessel or other thing so distrained or arrested to be sold, and, with the proceeds of such sale, shall satisfy such rates, charges or penalties and costs, including the costs of sale remaining unpaid, rendering the surplus (if any) to the master of such vessel on demand.

Port-clearance not to be granted till rates are paid.

58. If the Board give to the officer of Government whose duty it is to grant the port-clearance of any vessel a notice stating that an amount therein specified is due in respect of rates, charges or penalties chargeable under this Act, or under any bye-laws or orders made in pursuance thereof, against such vessel, or by the owner or master of such vessel in respect thereof, or against or in respect of any goods on board such vessel, such officer shall not grant such port-clearance until the amount so chargeable has been paid.

Board not to lease rates without sanction of Government.

59. The Board shall not lease, farm, sell or alienate any power vested in them under this Act of levying rates, without the assent of the Governor in Council.

Power to execute works.

60. The Board may execute such works as they determine to be necessary or expedient for the purposes of the said harbour.

General nature of works under this Act.

61. Such works may include—

(1) wharves, quays, docks, stages, jetties and piers within the harbour or on the foreshore of the harbour, with all necessary and convenient arches, drains, landing-places, stairs, fences, roads, railways and approaches;

(2) tramways, warehouses, sheds, engines and other appliances for conveying, receiving, and storing goods landed, or to be shipped or otherwise;

(3) laying down moorings for carrying out the purposes of this Act, and the erection of cranes, scales, and all other necessary means and appliances for loading and unloading vessels;

(4) reclaiming, excavating, enclosing and raising any part of the foreshore of the harbour which may be necessary for the execution of the works authorised by this Act, or otherwise for the purposes of this Act;

(5) the construction and application of dredges and other machines for cleaning, deepening and improving any portion of the harbour or foreshore;

(6) the construction of such breakwaters and other works without the limits of the harbour as shall be expedient for the protection of the said harbour and all such other works and appliances as may be, in the opinion of the Board, expedient for carrying out the purposes of this Act.

Power to employ tugs.

62. The Board may procure such steam vessels as they think fit, and may employ the same or any of them in towing vessels into, out of, or in the port; and may make such charges for such towage as they think fit.

Power to enter into contracts.

63. The Board may enter into contracts for carrying into effect the purposes of this Act.

Contracts above Rs. 50,000 not valid without sanction of Government.

But no such contract, whereof the value or amount exceeds fifty thousand rupees, shall be valid without the assent of the Governor in Council.

Works to be sanctioned by Government.

64. No new work, the estimated cost of which exceeds two thousand rupees, shall be commenced by the Board, nor shall any contract be entered into by the Board in respect of any such new work until a plan and estimate of such work has been submitted to, and approved by the Board; and, in case the estimated cost of any such new work shall exceed twenty-five thousand rupees, it shall not be commenced until such plan and estimate have been sanctioned by the Governor in Council.

Mode of executing contracts.

65. The Chairman may, for, and on behalf of, the Board, enter into any contract, whereof the value or amount shall not exceed one thousand rupees, in like manner and form as if such contract were on his own behalf; but every other contract by, or on behalf of, the Board shall be passed by the Board and shall be in writing and signed by the Chairman and by two Trustees, and shall be sealed by the common seal of the Board. No contract made otherwise than in compliance with the requirements of this and the last two preceding sections shall be valid.

Power to compound or compromise claims.

66. The Board may compound or compromise any claim or demand arising out of any contract entered into by them, or any action or suit instituted by or against them.

Government may order survey or examination of works.

67. The Governor in Council may, at any time, order a local survey or examination of any works of the Board, or the intended site thereof; the cost of such survey and examination shall be borne and paid by the Board out of the monies in their hands by virtue of this Act.

Government may restore or complete works.

68. If, at any time, the Board allow any work constructed by them or vested in them under this Act to fall into disrepair;

or do not, within a reasonable period, complete any work commenced by them, or included in any estimate sanctioned by the Governor in Council;

or do not, after due notice in writing, proceed to carry out effectually any works or repairs which are necessary in the opinion of the Governor in Council for the purposes of this Act,

the Governor in Council may cause such work to be restored or completed, or such repair to be carried out; and the cost of any such restoration, completion or construction shall be paid by the Board; and if the Board do not within a reasonable time provide for such payment, the same shall be recoverable in the manner provided in Act XI of 1879 or any other Act for the time being in force as to the recovery by Government of public loans.

Government may take possession, and revoke powers of Board.

69. If, at any time, it appears to the Governor in Council that the works intended to be executed by the Board under this Act have not been, and are not likely to be, properly carried out or maintained by the Board, the Governor in Council may give six months' notice, by order published in the *Fort St. George Gazette*, that, unless, within that period, the Board take measures, to the satisfaction of the Governor in Council, for the carrying out or maintenance of the said works, the powers by this Act conferred on the Board shall, at the end of such period, be cancelled. If, at the end of such period, the Board have not taken such measures, the Governor in Council may assume possession and management of the works already constructed, and may, by a like Notification, declare the powers of the Board to be cancelled; and upon publication of such Notification, all immovable and movable property, all rights of levying and recovering rates and penalties, all benefit of contracts, and all rights of suit which at the time are vested in the Board, shall be transferred to, and vested in, the Secretary of State for India in Council; and the rights of all creditors of the Board under this Act shall continue as against the said Secretary of State in Council to the extent of the property so transferred to and vested in him.

Power to frame bye-laws.

70. The Board may, from time to time, make bye-laws—

for the guidance of persons employed by them under this Act;

for the safe and convenient use of the wharves, quays, jetties, sheds, warehouses, tramways, and other works constructed by them or vested in them under this Act;

for the use of the public landing-places constructed by or vested in them;

for the reception and removal of goods brought within the premises of the Board;

for keeping clean the harbour and basins and the works of the Board, and for preventing filth or rubbish being thrown therein or thereon;

for the mode of the payment of the rates leviable under this Act;

for regulating, declaring and defining the wharves, quays, jetties, stages, and piers vested in the Board on which goods shall be landed from vessels and shipped on board vessels;

and generally for carrying out the purposes of this Act.

Power to alter or cancel bye-laws.

71. The Board may, from time to time, vary, alter or revoke any such bye-laws.

Approval of bye-laws by Government.

72. No such bye-law, or alteration or revocation of a bye-law, shall have effect until the same has been approved by the Governor in Council, and has been published for three weeks successively in the *Fort St. George Gazette*.

Penalties for infringement of bye-laws.

73. The Board may in such bye-laws prescribe such penalties as they shall deem fit for the infringement of the same: Provided that no penalty for any one infringement of a bye-law shall exceed one hundred rupees, nor, in case of a continuing infringement, shall any penalty exceed fifty rupees per diem for every day after notice of such infringement shall have been given by the Board to the person guilty of such infringement.

Bye-laws and scales of rates and charges to be exhibited.

74. The Board shall cause the said bye-laws and the scales of rates leviable by the Board to be printed in the English, Telugu, Tamil, and Hindustani languages, and to be hung up at the several wharves, docks, and piers and other convenient places on the premises of the Board.

Government may annul bye-laws.

75. The Governor in Council may, by an order published in the *Fort St. George Gazette* at any time, annul any such bye-law.

VIII. PENALTIES.

For being interested in contracts with the Board.

76. Any person who being a Trustee, or an officer or servant of the Board, shall acquire, directly or indirectly, any share or interest in any contract or employment with, by or on behalf of, the Board, shall be deemed to have committed the offence made punishable by section 168 of the Indian Penal Code.

Provided that nothing in this section shall apply to a person—

(*a*) having a share in any Joint-Stock Company which shall contract with, or be employed by, or on behalf of the Board; or

(*b*) having a share or interest in any newspaper in which any advertisement relating to the affairs of the Board may be inserted; or

(*c*) interested in any loan of money to the Board.

For obtaining illegal gratification.

77. Any person employed under this Act, not being a public servant within the meaning of section 21 of the Indian Penal Code, who shall accept or obtain, or agree to accept or attempt to obtain from any person, for himself or for any other person, any gratification whatever, other than legal remuneration, as a reward for doing or forbearing to do, any official act, or for showing or forbearing to show, in the exercise of his official functions, favor or disfavor to any person; or for rendering or attempting to render, any service or disservice to any person with the Board or with any public servant as such, or with the Government, shall be liable to the same punishment as is provided by the Indian Penal Code in the case of the like offence committed by a public servant.

For refusing or neglecting to appear before an auditor of accounts, &c.

78. Any person who, when duly required so to do by any auditor of accounts under section 43, shall refuse or neglect to appear before such auditor or to produce any books, deeds, contracts, accounts, vouchers, documents or papers, or to answer any question or prepare and submit any statement shall be punishable for every such neglect or refusal with fine which may extend to one hundred rupees.

For depositing filth, &c., on the wharves or foreshore.

79. Any person who without license of competent authority wilfully deposits, or permits his servants to deposit any dust, dirt, dung, ashes, refuse or filth of any kind, or broken glass, earthenware, or rubbish, in or upon any wharf, dock or pier in the possession of the Board, or in or upon any part of the foreshore of the port shall be punishable with fine which may extend to ten rupees for each offence.

For setting up any erection below high-water mark in the port.

80. Any person, other than the Board or the Conservator of Port, who shall, without first obtaining the written consent of the Governor in Council to his so doing, make, set up or fix, within harbour limits, any wharf, quay, pier, mooring or other erection whatsoever, shall be punishable with fine which may extend to one thousand rupees, and to a further fine which may extend to one hundred rupees for every day during which he shall permit such wharf, quay, pier, mooring or other erection, to remain after notice to remove the same has been given to him.

Any such wharf, quay, pier, mooring or other erection within harbour limits may be removed by the Board, and the person who made, set up, or fixed the same, shall also be liable to pay all expenses which may be incurred by the Board in the removal thereof.

For understating quantity or weight of goods, &c.

81. If it be found when goods are imported at, or exported from, any wharf, dock or pier in the possession of the Board, that the weight or quantity of such goods has been understated in any document presented to any officer of the Board for the purpose of enabling him to determine the rates payable in respect of the said goods or vessel, the owner of such goods shall be liable to pay to the Board such sum not exceeding twice the proper rates on the weight or quantity of goods so understated as may be determined by the Board, and the said sum shall, on the application of the Board, be recoverable under a Presidency Magistrate's warrant as if it were a fine inflicted by such Magistrate.

For evading tolls, &c.

82. Any person who removes or attempts to remove, or abets within the meaning of the Indian Penal Code, the removal of any vessel or goods with the intention of evading payment of the rates lawfully due in respect thereof to the Board, shall be punishable with fine which may extend to fifty rupees.

Recovery of value of damage to any property of the Board.

83. If, through the negligence of any person having the guidance or command of any vessel, or of any of the mariners or persons employed on such vessel, damage shall be caused to any wharf, dock, pier or other work, in the possession of the Board, the amount of such damage shall, on the application of the Board, be recoverable, together with the cost of such recovery, by distress and sale, under a Presidency Magistrate's warrant, of a sufficient portion of the boats, masts, spars, ropes, cables, anchors or stores belonging to such vessel: Provided that no such warrant shall issue until the master of such vessel has been duly summoned to appear, or, if he appears, until he has been heard; and provided also that no such warrant shall issue if the vessel was at the time under the orders of a duly authorised officer in the service of the Board, or of the Master Attendant's department.

Cognizance of offences against this Act.

84. Except as is otherwise provided in section 81, all offences against this Act or against any bye-law published under section 72 shall be cognizable by a Presidency Magistrate.

All monies recovered from any offender by way of fine or damages shall be paid to the Board.

Provisions of the Criminal Procedure and Indian Penal Codes applicable to offences committed under this Act.

85. The provisions of the Criminal Procedure Code relating to execution so far as the same are applicable and sections 67, 68 and 69 of the Indian Penal Code shall apply to all offences committed and to all persons punished under the provisions of this Act.

IX. MISCELLANEOUS.

Provision when day appointed by this Act for any purpose falls on a Sunday or public holiday.

86. Whenever any day by this Act appointed for any purpose shall happen to be a Sunday or a public holiday, the business appointed to be done on such day shall be done on the day next after such Sunday or public holiday.

Limitation of suits, &c.

87. No suit or other proceeding shall be commenced against any person for anything done or purporting to have been done, in pursuance of this Act without giving to such person one month's previous notice in writing of the intended suit or other proceeding, and of the cause thereof, nor after six months from the accrual of the cause of such suit or other proceeding.

The Board shall not be responsible for any act or default of any officer or servant appointed under this Act or of any Master Attendant, any Harbour Master or of any Pilot or of any Deputy or Assistant of any of the officers aforesaid, or of any person acting under the authority or direction of any such officer, Deputy or Assistant;

nor for any damage sustained by any vessel in consequence of any defect in any of the moorings, hawsers, or other things belonging to the Board;

nor shall the Board, or any of the said officers or servants, be liable in damages for any act *bonâ fide* done, or ordered to be done by them in pursuance of this Act.

Repeal.

88. ~~From and after~~ the coming into operation of this Act, the Madras Harbour Dues Act VI of 1882 is repealed save so far as it relates to offences committed, acts done and penalties incurred before this Act came into operation.

From & after the issuing of the second notification mentioned in section two

SCHEDULE A.

(Referred to in Section 25).

The north and south arms of the Harbour with the area enclosed therein, and all the foreshore lying within the limits of the Port as defined in this Act excepting only that piece of ground situated east of the Beach Road being known as the Custom House iron yard and now in

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Provided that nothing in this section shall apply to a person—

(*a*) having a share in any Joint-Stock Company which shall contract with, or be employed by, or on behalf of the Board; or

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For obtaining illegal gratification.

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Any such wharf, quay, pier, mooring or other erection within harbour limits may be removed by the Board, and the person who made, set up, or fixed the same, shall also be liable to pay all expenses which may be incurred by the Board in the removal thereof.

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(*c*) interested in any loan of money to the Board.

For obtaining illegal gratification.

77. Any person employed under this Act, not being a public servant within the meaning of section 21 of the Indian Penal Code, who shall accept or obtain, or agree to accept or attempt to obtain from any person, for himself or for any other person, any gratification whatever, other than legal remuneration, as a reward for doing or forbearing to do, any official act, or for showing or forbearing to show, in the exercise of his official functions, favor or disfavor to any person; or for rendering or attempting to render, any service or disservice to any person with the Board or with any public servant as such, or with the Government, shall be liable to the same punishment as is provided by the Indian Penal Code in the case of the like offence committed by a public servant.

For refusing or neglecting to appear before an auditor of accounts, &c.

78. Any person who, when duly required so to do by any auditor of accounts under section 43, shall refuse or neglect to appear before such auditor or to produce any books, deeds, contracts, accounts, vouchers, documents or papers, or to answer any question or prepare and submit any statement shall be punishable for every such neglect or refusal with fine which may extend to one hundred rupees.

For depositing filth, &c., on the wharves or foreshore.

79. Any person who without license of competent authority wilfully deposits, or permits his servants to deposit any dust, dirt, dung, ashes, refuse or filth of any kind, or broken glass, earthenware, or rubbish, in or upon any wharf, dock or pier in the possession of the Board, or in or upon any part of the foreshore of the port shall be punishable with fine which may extend to ten rupees for each offence.

For setting up any erection below high-water mark in the port.

80. Any person, other than the Board or the Conservator of Port, who shall, without first obtaining the written consent of the Governor in Council to his so doing, make, set up or fix, within harbour limits, any wharf, quay, pier, mooring or other erection whatsoever, shall be punishable with fine which may extend to one thousand rupees, and to a further fine which may extend to one hundred rupees for every day during which he shall permit such wharf, quay, pier, mooring or other erection, to remain after notice to remove the same has been given to him.

Any such wharf, quay, pier, mooring or other erection within harbour limits may be removed by the Board, and the person who made, set up, or fixed the same, shall also be liable to pay all expenses which may be incurred by the Board in the removal thereof.

For understating quantity or weight of goods, &c.

81. If it be found when goods are imported at, or exported from, any wharf, dock or pier in the possession of the Board, that the weight or quantity of such goods has been understated in any document presented to any officer of the Board for the purpose of enabling him to determine the rates payable in respect of the said goods or vessel, the owner of such goods shall be liable to pay to the Board such sum not exceeding twice the proper rates on the weight or quantity of goods so understated as may be determined by the Board, and the said sum shall, on the application of the Board, be recoverable under a Presidency Magistrate's warrant as if it were a fine inflicted by such Magistrate.

For evading tolls, &c.

82. Any person who removes or attempts to remove, or abets within the meaning of the Indian Penal Code, the removal of any vessel or goods with the intention of evading payment of the rates lawfully due in respect thereof to the Board, shall be punishable with fine which may extend to fifty rupees.

Recovery of value of damage to any property of the Board.

83. If, through the negligence of any person having the guidance or command of any vessel, or of any of the mariners or persons employed on such vessel, damage shall be caused to any wharf, dock, pier or other work, in the possession of the Board, the amount of such damage shall, on the application of the Board, be recoverable, together with the cost of such recovery, by distress and sale, under a Presidency Magistrate's warrant, of a sufficient portion of the boats, masts, spars, ropes, cables, anchors or stores belonging to such vessel: Provided that no such warrant shall issue until the master of such vessel has been duly summoned to appear, or, if he appears, until he has been heard; and provided also that no such warrant shall issue if the vessel was at the time under the orders of a duly authorised officer in the service of the Board, or of the Master Attendant's department.

Cognizance of offences against this Act.

84. Except as is otherwise provided in section 81, all offences against this Act or against any bye-law published under section 72 shall be cognizable by a Presidency Magistrate.

All monies recovered from any offender by way of fine or damages shall be paid to the Board.

Provisions of the Criminal Procedure and Indian Penal Codes applicable to offences committed under this Act.

85. The provisions of the Criminal Procedure Code relating to execution so far as the same are applicable and sections 67, 68 and 69 of the Indian Penal Code shall apply to all offences committed and to all persons punished under the provisions of this Act.

IX. MISCELLANEOUS.

Provision when day appointed by this Act for any purpose falls on a Sunday or public holiday.

86. Whenever any day by this Act appointed for any purpose shall happen to be a Sunday or a public holiday, the business appointed to be done on such day shall be done on the day next after such Sunday or public holiday.

Limitation of suits, &c.

87. No suit or other proceeding shall be commenced against any person for anything done or purporting to have been done, in pursuance of this Act without giving to such person one month's previous notice in writing of the intended suit or other proceeding, and of the cause thereof, nor after six months from the accrual of the cause of such suit or other proceeding.

The Board shall not be responsible for any act or default of any officer or servant appointed under this Act or of any Master Attendant, any Harbour Master or of any Pilot or of any Deputy or Assistant of any of the officers aforesaid, or of any person acting under the authority or direction of any such officer, Deputy or Assistant;

nor for any damage sustained by any vessel in consequence of any defect in any of the moorings, hawsers, or other things belonging to the Board;

nor shall the Board, or any of the said officers or servants, be liable in damages for any act *bonâ fide* done, or ordered to be done by them in pursuance of this Act.

Repeal.

88. ~~From and after the coming into operation of this Act,~~ the Madras Harbour Dues Act VI of 1882 is repealed save so far as it relates to offences committed, acts done and penalties incurred before this Act came into operation.

From a[illegible]
the ceasing
of the second
notification mention[illegible]
in section two

SCHEDULE A.

(Referred to in Section 25).

The north and south arms of the Harbour with the area enclosed therein, and all the foreshore lying within the limits of the Port as defined in this Act excepting only that piece of ground situated east of the Beach Road being known as the Custom House iron yard and now in

the occupation of the Emigration department, and also the piece of ground situated east of the same road occupied by the office of the Deputy Commissioner of Police.

2. The pier, the jetties constructed and the moorings laid down by Government, and any line of railway constructed by the Government for the purposes of the harbour within the aforesaid limits.

SCHEDULE B.

(Referred to in Section 29).

Schedule of the sums referred to in section 29, calculated according to the estimate of the total cost of the harbour works from the 1st day of April 1883.

	Estimated cost of work. RS.
Machinery, Tools and Plant	2,15,917
Preliminaries and Stores	
North Pier	19,98,120
South Pier	17,28,125
Establishment	4,03,434
Lighting Entrance	20,000
Moorings	4,197
Contingencies	2,83,891
Other Charges	957
Total ...	46,54,641

SCHEDULE C.

(Referred to in Section 36).

Form of Debenture.

The Trustees of the Harbour of Madras.

No. *The* 188 .

By virtue of the Act No. of 1885 of the Council of the Governor of Madras for making Laws and Regulations, entitled "The Madras Harbour Trust Act, 1885," we, the Trustees of the Harbour of Madras, in consideration of the sum of Rs. paid to us by *A. B.*, of promise to pay to the said , or order, the said sum of Rs. after the date hereof, together with interest at the rate of per centum per annum, payable half-yearly on the day of and the day of

Given under our Corporate Seal this day of 188 .

(Signatures of the Chairman and two Trustees.)

Seal *of the Corporation.*

21

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following

letter from the Offg. Secretary to the Government of India, Legislative Deptt., to the Ag. Offg. Secy to the Govt. of Madras, Legislative Deptt., dated 6th March 1886, No 492.

An Act to provide Trustees for the Harbour of Madras.

I am directed to return herewith, with the assent of His Excellency the Viceroy and Governor General signified thereon, the authentic copy of the Act noted on the margin, which was received with your letter No 150 dated the 27th October 1885, to the address of the Secretary to the Government of India, Department of Finance and Commerce.

Order thereon, 15th March 1886, No 45.

Ordered that a copy of the Act to provide trustees for the Harbour of Madras, assented to by His Excellency the Governor General, be published in the

the Fort St. George Gazette.

2. The necessary steps will be taken in the Marine Department for bringing the Act into operation.

3. The assent of the Govr. Genl. to the Act will be communicated to the Council for making Laws and Regulations as prescribed by rule 39 of the Council rules.

(True Extract.)

A.G. Cardew.
Ag. Asst. Secy. to Govt.
Legislative Dept.

To,

The Marine Department
with note of the Hon'ble Mr. Sullivan
in original -

~~Legislative 1886 Dept.~~

Marine CURRENT NO. 185

To,

The Marine Deptt.

D 15th March 1886.

Endt. Nil

[illegible]

No. 45.

F

Passing the necessary orders in consequence of the Madras Harbour Trust Act having been assented to by His Ex: the Govr. General.

From

DEPARTMENT.

No. 185.

25

G.O. Legislative. 15-3-86. No 45.

FOR ORDERS.

The first thing to be done in the Marine Dept. is to issue a notification under sec. 2. fixing the date on which the act is to come into operation e.g. first April 1886.

At the same time, or as soon after as possible, a notification should issue under sec 8 fixing the date on which the term of office of the first chairman and trustees is to commence. This date must be so fixed as to allow time for the election of the elective trustees under sec 9. They have to be elected "on some day not later than a fortnight previous to the date which shall be notified by the Govt. in Cl. under sec 8." Consequently that date should be about a month, say, later than the notification itself. ~~The~~ ~~Chairman and [illegible]~~ The attention of the Chamber of Commerce and Traders Association should be drawn to the notification and their reports of the elections awaited. The Chairman and nominee trustees can then be appointed at leisure.

A notification fixing port limits under sec 3 should also issue, but there is no great hurry about this, as until it is done the present limits hold good. The points on which immediate orders are required are those mentioned above in paras 1 & 2 of this note.

16/3

JW 20/3

awaited. The Chairman and nominee trustees can then be appointed at leisure.

A notification fixing port limits under sec 3 should also issue, but there is no great hurry about this, as until it is done the present limits hold good. The points on which immediate orders are required are those mentioned above in paras 1 & 2 of this note.

16/3

JW 20/3

FOR ORDERS.

Hon. W. S.

Action on this is delayed pending the passing of [illegible] amending act

Harbour Trust Board

Chairman

1. The Hon'ble W. Barlow
Salary Rs. 600.

Trustees.

2, 3, 4, 5 } To be elected by Chamber of Commerce.
6. To be elected by Trades Association
7. Mr. Coleman
8. Mr. Dawson of Messrs Oakes & Co
9 The Master Attendant
10 The Dy. Chief Engineer
11 Mahomed Sherif alias Auadam Saib
12 S. Venkata Krishnama Chetty
13. Arcot Dhanacoty Moodeliar

} Govt. nominees

I don't quite understand on what point orders are immediately solicited - Until we receive the assent of the Viceroy to the Amending Act we cannot notify when the Act as amended is to come into force in whole or in part and until we are in a position to do this we are ~~[illegible]~~ debarred from action.

But we may be all ready.

The Notification under cl. 2. Sec 3. should be prepared in consultation with Capt. Taylor ready for issue - Regard should be had in fixing the Southern boundary to the objection of the Military Dept. to any of the foreshore south of the pillar near Parry & Co's premises passing out of Govt. control.

The unofficial Govt. nominees might be written to at once in order to ascertain whether they will be willing to serve and as soon as the Amending Act is assented to the Chamber of Commerce & the Trades Association should be requested to make the return required of the persons elected as required by Sec 6. H. S.

15/4.

Mr. Firth might be told that as the law now stands the appointment to the post of Secretary vests in the Board & not in Govt.

C. 20/2

For Orders.

Harbour Trust Board

Mr Coleman one of the Govt nominees having left Madras for England on the 8 instant, another person has now to be nominated. Orders requested.

It is understood that the assent of the Viceroy has been received to the amending act in Legislative Dept. A notification has now been issued under sec. 2, as amended, bringing parts I & II of the Act into operation. This may be from 1st May. A notification has also been issued under sec 8. This may be from 1st June to give time for the elections. 24.4.16

All these will come in the regular course

The question now is: who is to be selected in place of Mr Coleman

JW
24/

If he is in the Country
Mr. Oakshott of Spencer &
Co might be asked - Failing
him I would ask the Chair-
=man of the Trades Association
to suggest a name
H.A.

F

Harbour Trust Bd.

H M

FOR ORDERS.

[illegible]

C. 24/4
R. 26/4

33

As the assent of the Viceroy to the Harbour Trust Act is shortly expected and as it is desirable that the measure should come into operation at the commencement of the official year it would be well to consider who should be the Chairman and the Govt: nominees on the Board and what remuneration should be given to the former.

Rs 2000-/
Month

X In Bombay & Calcutta the Chairmen of the Port Trust are highly paid officers and the work devolving on them requires their whole time and attention. At Madras however until such time as the harbour is reconstructed the duties of the Trustees will be very light and the functions of Chairman may for the present be assigned to to an officer who has other work in the vicinity. a moderate addition to his present salary being granted to remunerate him for the ~~ad~~ extra duties — I would suggest for consideration the following arrangement.

The Hon^ble W. Barlow — Chairman
Salary —— Rs 600.

Govt nominees
1. The Master Attendant
2 — The D^y Chief Engineer
3 — W. Coleman

Native Members
4 — S. Venkatakristnama Chetty
Govindapaunicken Street
5 — Mahomed Sherif alias Mustan
Saib — Blacktown
6 — Gopathi Madava Chetty
Mutialpett

7 —

8
9
10
11
To be elected by Chamber of Commerce

12. To be elected by Trades Association

The blank at No 7 will be filled by the name of a member of one of the trading firms —

H.E.S.

I agree
E.C.H.
18/2

So do I after the explanation we had at last Council

~~Confidential~~

Received in a cover addressed by Hon. Mr Sullivan but without any covering letter

Keep till receipt of the Govr-General's assent to the act and then bring up

W
20/2/86

39

37

Note.

A Notification defining the limits of the Port for the purposes of this Act cl:(2). Sec: 2 will have to be issued – In preparing this Master Attendant & Q.M.G. or General commanding District should be consulted.

~~[illegible]~~ A chairman & Trustees will have to be appointed & elected – A list giving the names of the Chairman & the Govt Nomi:-nees was sent by me to the Chief Secretary the other day –

Since then it has been suggested by Capt. Taylor & Mr Barlow that the name of Arnst Dhanancoty Moodeliar should be substituted for one of the native gentlemen

~~Confidential~~

Received in a cover addressed by Hon. Mr Sullivan but without any covering letter

Keep till receipt of the Govr-General's assent to the act and then bring up

W
20/2/86

---

three names appear in the list. They might be asked to say which should be kept on

The Chairman of Commerce and the Chairman of the Trades Association should be asked to send in the names of the members elected by them respectively

AS

13/3

hw 185/86

39

My dear Sullivan

I enclose the names of three men, who I think will do for the Harbour Trust.

Yours very sincerely

W W Barlow

Custom House
15. 2. 86

Conf

Received in a cover addressed by Hon. Mr Sullivan but without any covering letter

keep till receipt of the Govr-General's covering letter and then bring up

W
20/2/86

41

(1) Gopathi Mádeva Chettiar. Wealthy trader in timber, grain, & salt. Was formerly a Municipal Commr. Aged about 42. Resides at Mutialpett

(2) Mahomed Shereef, alias Mustán Saib, (Lubbey) A large

~~Confidential~~

Received in a cover addressed by Hon. Mr Sullivan but without any covering letter

Keep till receipt of the Govr-General's assent to the act and then bring up

W
20/2/86

---

(1) Gopatthi Mādeva Chettiar. Wealthy trader in timber, grain, & salt. Was formerly a Municipal Commr. Aged about 42. Resides at Mutiālpett

(2) Mahomed Shereef, alias Mustān Saib, (Lubbey) A large

Confidential

Received in a cover add.
by Hon. Mr Sullivan
without any covering letter
Keep till receipt of the
Govr-General's assent to
act and then bring up
W
20/2/86

dealer in skins
hides &c. About 40.
A Municipal Commr.
Address, Black Town.
(3) Pitty Theagaroy
Chetty B.A. also
a hide & skin
merchant, & a Muni-
cipal Commr. Age
about 32—

43

All these three
are members of the
Cosmopolitan Club,
know English well,
and are not - I think -
likely to be influenced
by the Chamber of
Commerce.

I would add the
name of Hajee

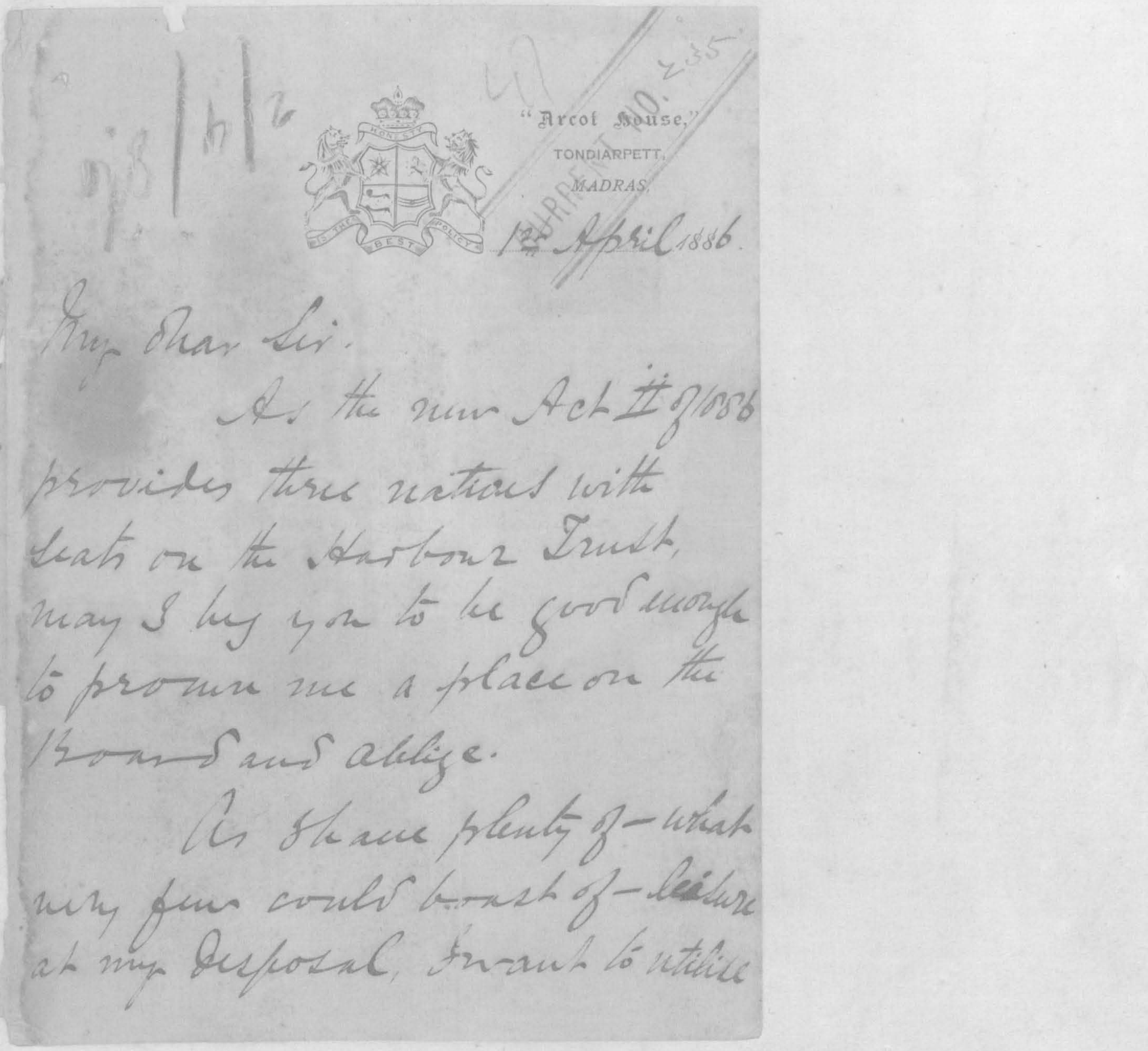
~~Confidential~~

Received in a cover addre
by Hon. Mr Sullivan
without any covering letter
Keep till receipt of the
Govr-General's account to
act and then bring up
W
20/2/86

Ole
mo
A
A o
(3)
Che
a
me
cap
abo

Mahomed Abdul
Shakoor Sait, 2nd
son Hajee Batcha
Sait, a rich merchant
were it not that
his elder brother
is in the Chamber.

15.2.86



49

CURRENT No. 235

"Arcot House,"
TONDIARPETT,
MADRAS,

1st April 1886.

My Dear Sir.

As the new Act II of 1886 provides three natives with seats on the Harbour Trust, may I beg you to be good enough to promise me a place on the Board and oblige.

As I have plenty of — what very few could boast of — leisure at my disposal, I want to utilise

CURRENT No. 235

9

"Arcot House,"
TONDIARPETT,
MADRAS,

1st April 1886.

My Dear Sir.

As the new Act II of 1886 provides three natives with seats on the Harbour Trust, may I beg you to be good enough to promise me a place on the Board and oblige.

As I have plenty of—what very few could boast of—leisure at my disposal, I want to utilise

it as much as possible in the Service of the Public.

Begging to be excused for the tr

I beg to remain
Yours very Obedt Servant
A. Manacco Moodr

The Honble Jorshi Webster
&c &c &c
Govt House

CURRENT No. 235

[9]

Marine DEPARTMENT.

From A. Thanacoty Moodly,
Madras /

No.

Dated 1st April/86

Received 20 " "

Enclosures

SUBJECT.

Requesting he may be appointed to a seat on the harbour Trust

To lie over for the present

Chief Secretary's Office.

21/4 1886

Sir,

I am directed to inform you that H.E. the Govt. in Council proposes to nominate you as a Trustee of the Harbour of Madras and to enquire whether you would be willing to serve in that capacity.

E.L.
16/4.

G. D. Coleman Esq. /
W.R. Dawson. Esq. Despd 21/4.
~~M.R.Ry. A. Thanacoty Moodlyar.~~
Muhammad Sharif. alias Mastan Sahib.
Black Town
M.R.Ry. S Venkatakrishnama Chetti.
E.P. Oakshott Esqre - Despd 21/4

Despd 21/4

Leg G.O. 72-73 - 1-4-86
Amd Act - 1886 of Act II of 86
Abst Pro 20.3-86
Leg. Pr 45 - 15. 3 - 86
Main 330 - 23. 6 - 87

Trustees
Madras Harbour

No. 236 D of 21/4/86

To
H. R. Dawson Esqr
&c &c

Mar Cl 311/86.
" " 3/12/86

Exchange Hall.
Madras April 26th 1886.

~~OAKES & Co~~

Mar
311

The Honble. E. Fisher Webster.
Chief Secretary to Government
Ootacamund.

CHIEF SECRETARY
28 APL 86
GOVERNMENT OF MADRAS

Sir,

I have the honor to acknowledge receipt of your letter 236 D. of the 31st inst. informing me that H. E. the Governor in Council proposes to nominate me as a Trustee of the Harbour of Madras, and enquiring whether I would be willing to serve in that capacity.

In reply I beg to thank H. E. for the honor he has done me, and to state that it will give me much pleasure to serve as a Trustee of the Madras Harbour.

I have the honor to be
Sir
Your obedient Servant
Henry R. Dawson

Le 8227 33 - 1-6-06

[9.] 311

Mar DEPARTMENT.

From

H. K. Dawson Esq
Madras.

No.

Dated 26/4/86.

Received 28/4/86

Enclosures —

SUBJECT.

Intimating his willingness to serve as a Trustee of the Harbour of Madras.

To lie over

10, Govinthappa Naik Street
Madras, 27th April 1886.

Mar. 312

63

The Hon: Forster Webster
Chief Secretary to Government.

CHIEF SECRETARY'S OFFICE
28 APL 86
GOVERNMENT OF MADRAS

Sir,

I have the honor to acknowledge the receipt of your communication No 236D of the 21st Instant and in reply to express my willingness to be nominated as a Trustee of the Harbour of Madras.

I cannot conclude this without thanking H. E. The Governor in Council for the honor he proposes to confer upon me.

I beg to remain
Sir
Your obedient Servant
S Venkatakistnamah Chetty

confer upon me.

I beg to remain
Sir
Your obedient Servant
S Vencatakistnamah Chetty

[9] 312

Mar Department.

From M. R. Ry.
S. Vencatakistnamah
Chetty
Madras.

No. —

Dated 27 - 4 - 86

Received 28 . 4 . 86

Enclosures —

SUBJECT.

Intimating his willingness to serve as a Trustee of the Harbour of Madras.

to lie over

No. 109 [illegible]
Madras 27th April 1886

The Honorable Foster Webster
Chief Secretary to the
Government of Madras
Ootacamund

Sir

With reference to your letter dated 21st April 1886 your honor have been directed to inform me that His Excellency the Governor in Council proposes to nominate me as a Trustee of the Harbour of Madras. I have the honor to inform you that I am very willing to accept the appointment.

I have the honor to be
Sir
Your most obedient Servant

V. [illegible]

30/11

[9]

312

Mar DEPARTMENT.

From M. R. Ry.
S. Vencatakistnamah
Chetty
Madras.

No. —

Dated 27-4-86

Received 28-4-86

Enclosures —

SUBJECT.

Intimating his willingness to serve as a Trustee of the Harbour of Madras. –

to lie over

No 109 [illegible]
Madras 27th April 1886

To
The Honorable Foster Webster
Chief Secretary to the
Government of Madras
Ootacamund

Sir,

With reference to your letter dated 21st April 1886 your honor have been directed to inform me that His Excellency the Governor in Council proposes to nominate me as a Trustee of the Harbour of Madras I have the honor to inform you that I am very willing to accept the appointment. —

I have the honor to be
Sir
Your most obedient Servant

V. [illegible]

[9]

CURRENT NO. 313

Marine DEPARTMENT.

From

V. Mahomed Sherief
Madras

No. —

Dated 27. 4. 86

Received 29. 4. 86

Enclosures —

SUBJECT.

Expressing his willingness to serve as a Trustee of the Madras Harbour

To lie over

Mar

CURRENT NO. 324

CHIEF SECRETARY
4 MAY 86
GOVERNMENT OF MADRAS

Cubbon Hotel 73
Bangalore
1 May 86.

The Hon Forster Webster
Chief Secretary
Government of Madras
Ootacamund

Sir Your letter of 28th ultimo has been forwarded to me here. In reply thereto I have to inform

2

you that I will have pleasure in placing my services at the disposal of H E the Governor in Council - to serve in the capacity of Trustee of the Harbour of Madras

I am Sir
Yours faithfully
Eugene Oakeshott

[9]

CURRENT NO. 324

Marine DEPARTMENT.

From

E. Oakshott Esq.

No.

Dated 1. 5. 86

Received 4. [illegible]. 86.

Enclosures —1

SUBJECT.

Intimating his willingness to serve in the capacity of Trustee of the Harbour of Madras.

77

1 Enc.

Mar.

CURRENT NO. 382.

The Trades Association
Madras

25th May 1886.

To

The Chief Secretary
to the Government of Madras.
Ootacamund.

Sir,

Replying to your letter No. 250 (Marine Department) dated 22nd instant, and in continuation of my Telegram of date, reproduced overleaf, I have the honor to enclose a copy of my letter of the 01st idem, the original of which appears to have miscarried.

I have the honor to be,
Sir,
your obedient servant,
Chairman
Madras Trades Assn.

(Copy of Telegram)

To Ootacamund
" The Chief Secretary
to Government

From Madras.
" The Chairman
Madras Trades
Association

"Replying yours twenty-second "received this morning, I addressed "you fourteenth instant intimating nomination of Robert Gordon Orr as Harbour "Trustee".

The Trades Association
Madras

14th May 1886.

To
The Chief Secretary
to Government
Ootacamund

Sir,

In acknowledging receipt of your letter No. 224 dated 3rd instant -in the Marine Department- I have the honor to inform you that Mr. Robert G. Orr has been nominated a Trustee under section 6 of the Harbour Trust Act II of 1886, to represent this Association.

I have the honor to be
Sir,
your obedient Servant
(Sd) Robt. G. Orr.
Chairman M. T. Assocn.

(True copy) Robert G. Orr.
Chairman M. T. Assn

F C

INDIAN TELEGRAPH. Local No. 1192

To (Station) Ootacamund From (Station) Mount Road

Words.	Day.	Hour.	Minute.	Official Instructions.
31	25	11	Hrs	

83

To (Person) Chief Secretary to Government

From (Person) Chairman Madras Trades Association Madras

CHIEF SECRETARY 25 MAY 06 GOVERNMENT OF MADRAS

Replying yours twenty second received this morning I addressed you fourteenth instant intimating nomination

Recd. from L. N. At Hrs. Mts. By Date

Sent to L. N. At Hrs. Mts. By

Telegraph Master.

F C

INDIAN TELEGRAPH. Local No. 1122

To (Station) Ootacamund From (Station) Mount Road

Words.	Day.	Hour.	Minute.	Official Instructions.
31	25	11	His	

83

To (Person)
Chief Secretary
to Government

From (Person)
Chairman
Madras
Trades
Association
Madras

CHIEF SECRETARY
25 MAY 86
GOVERNMENT OF MADRAS

Replying yours twenty second received this morning I addressed you fourteenth instant intimating nomination

Recd. from L. N. At Hrs. Mts., By

Sent to L. N. At Hrs. Mts., By

Date

Telegraph Master.

RATES OF CHARGE FOR INLAND TELEGRAMS.

The address (including name of Sender, and name and residence of Addressee) is transmitted free.

	First 8 words.	Each additional word.
Deferred Message	... 8 Annas	... 1 Anna.
Ordinary ,,	... 1 Rupee	... 2 Annas.
Urgent ,,	... 2 Rupees	... 4 Annas.

A group of 3, or less figures, is reckoned as one word.

No charge for delivery within a distance of 5 Miles.

25-5-86

RATES OF CHARGE FOR INLAND TELEGRAMS.

The address (including name of Sender, and name and residence of Addressee) is transmitted free.

	First 8 words.	Each additional word.	
Deferred Message	... 8 Annas	... 1 Anna.	A group of 3, or less figures, is reckoned as one word.
Ordinary „	... 1 Rupee	... 2 Annas.	
Urgent „	... 2 Rupees	... 4 Annas.	

No charge for delivery within a distance of 5 Miles.

25-5-98

[9]

CURRENT NO. 382

Marine DEPARTMENT.

E

From

Chairman

Madras Trades Assocn.

No.

Dated 25th May 1886

Received 26. May. 86.

Enclosures One.

SUBJECT.

Enclosing copy of letter of 14th Inst, nominating Mr R. G. Orr a Trustee under Harbour Trust Act.

Copy

Marine *Department.*

8

PROCEEDINGS OF THE MADRAS GOVERNMENT.

~~READ the following~~

Order.

Ordered that the following notification be published in the Fort St. George Gazette.—

Notification.

Under the provisions of section 7 of the Madras Harbour Trust Act II of 1886, the Rt. Hon. the Governor in Council is pleased to appoint the undermentioned gentlemen to be the Nominee Trustees and the Chairman of the Harbour Trust Board, Madras.

The Hon: Richard Wellesley Barlow, Chairman.

Mr. Henry Royal Dawson

" Eugene Phillip Oakshott

Lieut. John Henry Taylor, R.N.R.

Major ~~Capt.~~ Duncan McNeil Campbell, R.E.

V. Mahomed Sheriff Sahib Bahadur

M.R.Ry S. Venkata Kistnama Chetty Garu.

M.R.Ry Arcot Dhanacoty Mudeliyar Avargal.

2. Under the provisions of section 6 of the same Act it is further notified that the Madras Trades Association have elected the undermentioned gentleman to be a Trustee of the said Harbour Trust Board.

Mr. Robert Gordon Orr.

Notification ends here

The Chairman will be paid a salary of Rs: 600 per mensem until further orders.

27.5.86

Harbour Trust Bd

Copy

P 258 26-5-86

To Secy P.W.D. Govt.
[illegible]

Copy

Marine Department.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Sent to Regr after [illegible]

~~Read the following~~

Order 26 May/86 No. 258

Ordered that the following Notification be published in the Fort St George Gazette.

Notification

Under the provisions of Section 7 of the Madras Harbour Trust Act II of 1886 the Rt Hon the Governor in Council is pleased to appoint the undermentioned gentlemen to be the nominee Trustees and the Chairman of the Harbour Trust Board Madras.

The

Copy

Copy / In 20-8 / 26-5-86

The enclosed Notⁿ ... appointments have ... approval of both mem... of Council & are now submitted for the orders of His Excy the Governor. It is proposed to publish them, if approved, in the next issue of the Gazette.

J.W.
27/5/86

Marine Department.

97

PROCEEDINGS OF THE MADRAS GOVERNMENT.

~~Read the following~~

Order 26 May /86 No 258

Ordered that the following Notification be published in the Fort St George Gazette.

Notification

Under the provisions of Section 7 of the Madras Harbour Trust Act II of 1886, the Rt Hon the Governor in Council is pleased to appoint the undermentioned gentlemen to be the [illegible] Trustees and the Chairman of the Harbour Trust Board

EW
26/5

Board, Madras.

The Hon Richard Wellesley Barlow
Chairman

Mr Henry Royal Dawson.
" Eugene Phillip Oakshott.
Lieutt John Henry Taylor, R.N.R.
~~The Master Attendant~~
~~Captain~~ Major Duncan McNeil Campbell, R.E.
~~The Dy Chief Engineer P.W.D.~~

V. Mahomed Sherief
Sahib Bahadur.
M.R.Ry. S. Venkata
Kistnamah Chetty Garu
M.R.Ry. Secot Dhanacoty
Mudaliar Avargal

2 The Chairman will be paid a salary of Rs 600 per mensem until further orders.

3. Under the provisions of sec 6 of the same Act it is further notified that the Madras Trade Association have elected the under-mentioned gentleman to be a trustee of the said Harbour Trust Board.

Mr Robert Gordon Orr.

(From orders)

S/p

S/p

Madras office - Please see if gazette is correct

Make this para 3 of the G.O. - by [illegible] [illegible] to the [illegible] notifn - the proof of [illegible]

S/p Notifn be next gazette without fail

Gazetted 29/5

Here ends the Note

S/p

26-5-86

26/5

The Chairman Harbour Trust Board Madras 6
Accountant Genl 6
Master Attendant 6
P.W. Dept 9

Despd 7/6

Gazetted 29/5

[illegible]

We have had to wait
for disposal of the C of
Commerce letter —
but this Notification
should should appear
with the next issue of the Gazette

For Gazette