

Marine

(1897)

Department.

FOR WHAT PURPOSE.

Date taken out.

Department.

C. No.

Year.

Initials of
clerk taking
the paper or
of attender.

Date returned _____

Initials of
attender

G.O., No. 634 *mar?*

DATED 16 July 1977

[Despatch Abstract.]

It is the same of Govt Stores. Agreeing with the Board & Revenue in considering that in the case of the —, the Port Officer receiving the protest should board the vessel and satisfy himself as to the truth of the master's declaration and directing that instructions be issued accordingly.

90/11

Agreeing with the Board of Revenue in considering that in the case of the —, the Port Officer receiving the Protest should board the vessel and satisfy himself as to the truth of the Master's declaration, and directing that instructions be issued accordingly.

GOVERNMENT OF MADRAS.

MARINE DEPARTMENT.

READ—the following papers:—

G.O., Mis. No. 2853, Revenue, dated 5th June 1897.

Proceedings of the Board of Revenue (Separate Revenue), Mis. No. 1964, dated 15th May 1897.

Read—letter from the Deputy Commissioner of Salt and Abkari Revenue, Southern Division, dated 20th April 1897, No. 1796.

ABSTRACT.—Forwarding, for reference and return, the agreement executed by M. L. Corera for the transport of salt to the West Coast during 1896-97.

Resolution—Mis. No. 1964, dated 15th May 1897.

The Board begs to report that during the last transport of Government salt from the Tuticorin factories to the West Coast for supply to the fish-curing yards, a vessel which left Tuticorin on the 13th November 1896 with 4,200 bags containing 8,400 maunds of salt landed at the port of destination (Mangalore) only 3,951 bags, the remaining 249 bags having been thrown overboard by the Master's orders to save the vessel during a severe storm which was experienced off Cape Comorin on the morning of the 14th November. A declaration to this effect was executed by the Master of the vessel before the Port Officer of Mangalore when the vessel reached its destination. The Deputy Commissioner, Southern Division, who was requested to ascertain whether the Port Officer boarded the vessel and satisfied himself that her appearance was such as to confirm the statement of the Master, reports that the Port Officer did not do so as he had no reason to doubt the truth of the Master's statements given on oath. A perusal of the weather charts issued by the Meteorological Reporter to Government for the 13th and 14th November corroborates the Master's story. The Board however thinks that in cases like this, when the interests of Government are concerned, the Port Officer should go on board and satisfy himself, if possible, from the appearance of the vessel that she has recently been subjected to very severe weather and make any other enquiries into the truth of the Master's statement which may seem expedient. If Government agrees with it, it begs to suggest that the necessary instructions be issued in the Marine Department.

(True Extract.)

(Signed) EDMUND MILLETT,
Assistant Secretary.

ENCLOSURES.

By this Public Instrument of Protest and Declaration be it known and made manifest unto all whom it may concern that on the 3rd day of December before Mr. Herbert Samuel Brown, Her Majesty's Justice of the Peace, appear. Varimoothoo Thambar, Master of the good Ship "Sithamparam, Sivakama Sonthary," of 218.58 tons, or thereabout, belonging to Sithamparam Manicum of Point Pedro and Theyvar Nagalingam of the same place, who doth solemnly protest and declare that on the 13th of November the said ship being then tight, staunch and strong and in every way well fitted for her present voyage, he left Tuticorin on the morning with a cargo of Government salt for the port of Mangalore and came off Cape Comorin with north-easterly breeze and fine weather. But on the night of the same day the wind changed its direction and began to blow from the north-west which also did not last long, and on the morning of the next day south-west wind began with light rain. But the sea became very rough the vessel rolled heavily and several waves fell into her. Her sail was torn, 4 spare anchors, coir ropes, chain and water-casks that were lying over the deck were washed overboard. To prevent her from capsizing and to save the life of crew, he ordered to throw some of the salt bags into the sea, the exact number of which he does not know.

Whereupon the before-mentioned Varimoothoo Thambar, Master, may extend this Protest to the end that all such loss or damage as the said ship, her cargo, tackle or furniture hath or have suffered or ascertained, and any or all losses which hath, have or hereafter may be sustained or suffered by the charterers, freighters ^{and} _{or} shippers of the said ship, cargo, and all costs, charges, or expenses attending the aforesaid delay may be borne and paid by those who of right ought so to do as being occasioned by the reasons aforesaid and not by ^{and} _{or} through any insufficiency or neglect of the said ship, her tackle, furniture or crew.

In testimony whereof I, the said Justice of the Peace, have granted to the said Master this instrument under my hand and seal to serve and avail him and all concerned as occasion shall or may require.

(Signed) H. S. BROWN, Lieut., R.N.R.,
Port Officer and Justice of the Peace.

Varimoothoo Thambar, Master of the Ship "Sithamparam Sivakama Sonthary," mentioned in the foregoing Protest, makes oath and says that the contents thereof are, in every particular and respect, just and true.

MANGALORE,
4th December 1896.

(Signed) VARIMOOTHOO THAMBAR.

Order—Mis. No. 2853, Revenue, dated 5th June 1897.

Transferred to the Marine Department, for favour of issue of the necessary instructions.

(True Extract.)

(Signed) A. R. KNAPP,
for Ag. Secretary to Government.

No. 415 E.

Referred to the Presidency Port Officer for remarks.

(Signed) D. McNEIL CAMPBELL, Col., R.E.,
18th June 1897. Secretary to Government.

From Commander H. A. STREET, R.I.M., Presidency Port Officer, Madras, to the Secretary to Government, Marine Department, dated 8th July 1897, No. 1826/256 G.

With reference to Marine Department memorandum, No. 415 E., dated 18th June 1897 (enclosure herewith returned), I have the honour to acquaint you, for the information of Government, that I do not think it necessary for a Port Officer to go

No. 634, MARINE, 16TH JULY 1897.

on board of a vessel which has on board Government stores and which has experienced heavy weather while at sea, unless he has very good reasons for doubting the statement of the Master respecting the state of the weather. In the case in point, the Port Officer, Mangalore, before whom the Master of the Ship "Sithamparam Sivakama Sonthary" appeared and noted a Protest, appears to have fully satisfied himself as to the truth of the Master's declaration.

2. It is not usual, I would observe, in cases where private cargo has been jettisoned, for a survey of the vessel to be made in order to verify the Master's declaration. The fact of a protest having been made is deemed sufficient, I believe, in mercantile circles.

ORDER—No. 634, Marine, dated 16th July 1897.

His Excellency the Governor in Council agrees with the Board of Revenue that in cases such as that brought to notice, the Port Officer receiving the Protest should proceed on board the vessel and satisfy himself as to the correctness of the Master's declaration. The Presidency Port Officer will issue instructions accordingly.

(True Extract.)

Under Secretary to Government.

To the Presidency Port Officer.
" Revenue Department.

Exd. W. D'Moss.

Marine Department
Proceedings of the Madras Government
Read the following:—

G.P. Revenue 2853 mis of 5th June 1897
From the P. P. O. No. 1826/256 of 8th July 1897

No. 634 dated 16th July 1897
H.E. the Governor in

Council agrees with the Board of Revenue that in cases such as that brought to notice, the Port officer receiving the protest should proceed on board the vessel and satisfy himself as to the correctness of the Master's declaration. The Presidency Port officer will issue instructions accordingly

RS

16/7/97

The P.P.O. 21
" Rev. Dept. 21/7/97

Marine (1897) Department.

CURRENT No. 960

For Order S.

The Board of Revenue considers that in the case of the jetsam of ^{for} Stores, the Port officer receiving the protest should board the vessel and satisfy himself as to the truth of the Master's declaration. The S.P.O. does not think this necessary, unless the Port officer has good reason for doubting the report of the Master in respect to the State of the weather. The fact of a protest having been made is accepted, he states, in mercantile circles.

The Presidency Post office,
Madras

No. $\frac{1826}{256}$ 4

Dated 8th July 1897

Received 12-7-51

Enclosures /

Spare copies

SUBJECT.

Forwarding with remarks
papers regarding the

Yes, as I wrote cargo - But inspection of vessels
this was not private cargo but conveying salt to the
Port cargo - Supposing a vessel came West Coast by the
north port having fitted out a lot of Port officers, Mangalore
Capt Street's private property, would
not he (or his ^{servant} ~~agent~~ at the port) go on
board to enquire? - The Port officer
tho. certainly soon board in such cases as the Rev V.D. says
H.H. 13-7-33

Rev. J. D. Bay
J.D.
14/7/77

Presidency Port Office,
Madras, 8th July, 1897.

Commander H. A. Street, R.I.M.,
Presidency Port Officer,
M A D R A S.

The Secretary to Government,
Marine Department,
CHERPAK.

With reference to Marine Department Memorandum No.415,E, dated 18th June 1897,(enclosure herewith returned) I have the honour to acquaint you, for the information of Government, that I do not think it necessary for a Port Officer to go on board of a vessel which has on board Government Stores and which has experienced heavy weather while at sea, unless he has very good reasons for doubting the statement of the Master respecting the state of the weather. In the case in point, the Port Officer, Mangalore, before whom the Master of the Ship "Sithamparam Sivakama Sonthary" appeared and noted a protest, appears to have fully satisfied himself as to the truth of the Master's declaration.

2. It is not usual, I would observe, in cases where private cargo has been jettisoned, for a survey of the vessel to be made in order to verify the Master's declaration. The fact of a protest having been made is deemed sufficient, I believe, in Mercantile Circles.

I have the honor to be, Sir,

Your Obedient Servant,

By attest

Commander, R.I.M.,
Presidency Port Officer.

Marine (1897) Department.

CURRENT No.

836

No. 15-28 18 June 1897
Referred to the
Presidency Port office
for remarks.

From

W.H.

The Revenue Department.

For M

Order

The S.P. Office papers
to be returned.

L.S.

15-28 1897

No. 2853 inc

Dated 5th June 1897

Received

Registered

Enclosures

Spare copies

SUBJECT.

Transferring to the Marine
Dept. B.P. reporting to Govt.
a case in which a certain
quantity of salt out of a
consignment shipped from
Tuticodin to the West Coast for
supply to the Fisheries yards
had to be thrown overboard
& enquiring whether in such
cases the Port officers should
not board the vessels to satisfy
themselves of the correctness of
statements made by the master.

Marine

(Separate Revenue.)

Read letter from the Deputy Commissioner, -
Southern Division N^o 1796 dated 20th April 1897
forwarding for reference & return the agreement
executed by A. L. Corera for the transport
of salt to the West Coast during 1896-97.

The Board begs to report that during the last transport of government salt from the Tuticorin factories to the west coast for supply to the fish curing yards a vessel which left Tuticorin on the 13th November 1896 with 4,200 bags — containing 8,400 maunds of salt landed at the port of destination (Mangalore) only 3,951 bags, the remaining 249 bags having been thrown overboard by the master's orders to save the vessel during a severe storm which was experienced

experienced off Cape Comorin on the morning
of the 14th November. A declaration to this
effect was executed by the master of the
vessel before the Port officer of Mangalore
when the vessel reached its destination.

The Deputy Commissioner, Southern Division,
who was requested to ascertain whether
the port officer boarded the vessel and
satisfied himself that her appearance
was such as to confirm the statement
of the master, reports that the port
officer did not do so as he had no reason
to doubt the truth of the master's statements -
given on oath. A perusal of the weather
charts issued by the Meteorological Reports
to Government for the 13th & 14th November
corroborates the master's story. The Board
however thinks that in cases like this when
the interests of Government are concerned
the port officer should go on board and satisfy
himself

himself if possible from the appearance^{UP}
of the vessel that she has recently been
subjected to very severe weather and
make any other enquiries into the truth
of the master's statement which may seem
expedient. If Government agrees with it
it begs to suggest that the necessary
instructions be issued in the Marine
Department.

x x

(True Extract)

Camunmitt

Assistant Secretary

Para 1 To the Secretary to Government
Revenue Department
with a copy of the protest

Para 2 to the Deputy Commissioners
Southern Division
with the agreement


19/5/87.

84
By this Public Instrument of Protest and Declaration
be it known ^{unto?} and made manifest until all whom it may
concern that on the 3rd day of December before Mr. Justice
Samuel Brown, Her Majesty's Justice of the Peace appeared. -
Vairimootoo Thamban master of the good ship "Sithamparan"
Swiakama Southey" of 218.58 tons or thereabouts ^{belonging} to Sithamparan
Maricum of Point Pedro and they van Napalupam of the
same place, who doth solemnly protest and declare that
on the 13th of November the said ship being then tight,
staunch and strong and in every way well fitted for her
present voyage he left Tuticorin on the morning with
a cargo of government salt for the port of Mangalore
and came off Cape Comorin with North Easterly breeze
and fine weather. But on the night of the same day
the wind changed its direction and began to blow from
the North west which also did not last long and on the
morning of the next day South west wind began with
light rain. But the sea became very rough the vessel
rolled heavily and several waves fell into her. Her
sail was torn 4 spare anchors, coils ropes, chain and
water casks that were lying over the Deck were
washed overboard. To prevent her from capsizing
and to save the life of crew, he ordered to throw
some of the salt bags into the sea, the exact number
of which he does not know.

Whereupon the before mentioned Vairimootoo Thamban
Master may extend this protest to the end that all
such loss or damage as the said ship her cargo, tackle
or furniture hath or have suffered or ascertained
and any or all losses which hath, have or
hereafter

was paid
960/57

hereafter may be sustained or suffered by the charterers, freighters and or shippers of the said ship cargo and all costs charges or expenses attending the aforesaid delay may be borne and paid by those who of right ought so to do as being occasioned by the reasons aforesaid and not by and or through any insufficiency or neglect of the said ship her tackle furniture or crew.

In testimony whereof I the said Justice of the Peace have granted to the said Master this instrument under my hand & seal to serve and avail him and all concerned as occasion shall or may require

(Sd) H. P. Brown
Lieut. R.N.R.
Port Officer & Justice of the Peace

Vairamothoo Thambur, master of the ship "Sithamparam Sivakama Senthary" mentioned in the foregoing protest makes oath and says that the contents thereof are in every particular and respect just and true

(Sd) Vairamothoo
Thambur in vernacular

(True copy)

(Sd) H. P. Brown
Lieut. R.N.R.
Port Officer & Justice of the Peace

May also
4th Dec 1897

(True copy)

(Sd) R. H. Brookes
Inspector

(True copy)

Comm. in the
Assistant Secretary

7
2
826
160

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read _____

Read Proceedings of the Board of Revenue (Sep. Revenue)
dated 15th May 1897, No. 1964 Mls.

Order thereon No. 2853 Mls. dated 5th June 1897.

Transferred to the Marine Department for favor of issue of the necessary instructions.

(True extract)

✓
A. W. Knapp.

For Ag. Secy to Government. ✓

To the Marine Department.

H. B.