Marine (1897) Department.

G.O., No. 155 Mar

DATED 25 August 1897

27/8/97

[Despatch Abstract.]

Calicut Pier: Directing, in modification of para 2 of Go. 364 Mar of 22nd April 1897 that the — be taken over from the Company only with the excess viz Rs. 2974-4-7 over the Capital sum subscribed.

24/27/8

INDEXED

27/8/97

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

B91/97

Government {1897} of Madras.

MARINE.

Recd. } 1897. *Enclosures*

Regd. *Spare copies*

G.O., No. 755, 25th August 1897.

AUGUST.

Calicut Pier

Directing, in modification of paragraph 2 of G.O., No. 364, Marine, dated 22nd April 1897, that the — be taken over from the Company only with the excess, viz., Rs. 2,974-4-7, over the capital sum subscribed.

GOVERNMENT OF MADRAS.

MARINE DEPARTMENT.

Read—the following paper:—

From the Secretaries and Treasurers of the Calicut Pier and Warehouse Company (Limited), Calicut, to the Secretary to the Government of Madras, Marine Department, dated 30th July 1897.

We have the honour to enclose a copy of the resolution passed at a meeting of the shareholders of the Calicut Pier and Warehouse Company held on the 7th July 1897.

In pursuance of the direction contained in the said resolution, we further lay before you the circumstances of the Company.

The subscribed capital of the Company is Rs. 5,000, the whole of which is paid up and was wholly expended on the very extensive repairs which were necessary at the creation of the Company. No dividend of any kind has been received by the shareholders; hence they have not personally received any benefit whatever from the capital thus sunk.

There is now in the hands of the Company the sum of Rs. 7,974-4-7 being the accumulated surpluses of the current income by pier dues, &c., over the current expenditure on working and repairs. We are not quite sure what was in the contemplation of the Government when it used the phrase "all funds which may be standing to the Company's credit," but possibly it is this.

We would point out that it would have been quite legitimate on the part of the Company currently to have appropriated the annual surplus by way of dividend (which would have been only a very modest one of about 5 per cent.), in which case there would not now have been any "fund at credit" in question. And if the Company were now wound up, the funds would be distributable among the shareholders.

If the fund be handed over to Government, the whole of the shareholders' funds and the interest which otherwise they might have obtained, will be absolutely sacrificed to what has been a benefit to the public and Government, and in which the shareholders have benefited only in the same way as the general public who have not subscribed capital, except that the latter have—during the past few years—paid a slightly higher toll (they use the pier only when they are obliged to).

We therefore beg that the Government will be pleased to reconsider the matter and allow the pier and its appurtenances to be taken over without insisting upon the funds also being given up.

Enclosure.

Resolution of the Calicut Pier and Warehouse Company (Limited), Calicut.

Resolved that in agreement with the first part of the 2nd paragraph of the Government order in the Marine Department No. 344, dated 22nd April 1897, the Company do reconvey to Government the pier and all its appurtenances at present held by the Company from the Government under the lease, dated 15th June 1883. But in respect of the other part of the said Government order which directs that all funds which may be standing to the Company's credit be likewise handed over to Government, the Secretaries and Treasurers be directed to address the Government a request that it will be pleased to reconsider that portion of the Government order and not insist upon the payment of the said funds as a part of the condition on which it will accept of a surrender of the lease and a reconveyance of the property.

Order—No. 755, Marine, dated 25th August 1897.

His Excellency the Governor in Council is pleased, in modification of paragraph 2 of G.O., No. 364, Marine, dated 22nd April 1897, to direct that the pier at Calicut be taken over from the Company only with the excess, viz., Rs. 2,974-4-7, over the capital sum subscribed.

(True Extract.)

Under Secretary to Government.

To the Presidency Port Officer.
" Government Solicitor.
" Public Works Department.
" Revenue Department.
" Secretaries and Treasurers, Calicut Pier and Warehouse Company (Limited.)

Exd. T. K. Narayana Aiyangar.

Marine (189 7) Department.

CURRENT No. 1078

A
From orders

Order No. 755 Mar: 25 Aug: 1897 UP

His Excellency the
Governor in Council is pleased, in modification of para 2 of
G.O. 364 Marine of 22 April 1897.
to direct that the pier at Caheirciveen
be taken over from the Company only with the excess
viz Rs 2974-4-7. over the
Capital sum subscribed.

24/8/97

From
The Secretaries & Treasurers
of the Caheirciveen Pier & Warehouse
Company (Ltd)

No. -

Dated 30-7-97
Received 5-8-97
Enclosures one
Spare copies -

SUBJECT.

Funds standing to the Company's
Credit

Requesting that the Govt may
not insist on the ——— being
given up, when the Pier & its
appurtenances are handed
over to Govt

The S.S.O
" Govt Solicitor
" Public Works Dept
" Rev: Dept
" Secretary & Treasurer, Caheirciveen
R.I.N. Pier & Warehouse Co: Limited

6/9/97

M 4.
1,000—8-8-60.

BACK PAPERS.

G.O.	No.	Department.	Date.
611	22-2-97		
3611	22-4-97		
Papers marked thereon			

FURTHER PAPERS.

G.O.	No.	Department.	Date.
	920	Mar.	13-11-97

Marine ~~&~~ W. DEPARTMENT.

Cattle Pier

READ the following:—

~~The Hon. Sir Henry Bliss, K.C.I.E.~~

~~The Hon'ble Mr. Rose C.I.E.~~ C. No. 1078 of 1897.
~~His Excellency the Governor.~~

FOR ORDERS.

The circumstances under which this Pier was made over to a Company of merchants are recapitulated in the note for orders attached to G.O. 648 Marine dated 23rd September 1896

2. This Company has allowed the structure to fall into a state of great disrepair, and it would now appear that it was not altogether for want of money that the pier was allowed to deteriorate. It will cost Government Rs. 25,000 to renovate it. Considering that this large expenditure is due to failure on the part of the Company to do its duty by the pier, there seems no reason why the shareholders should now be allowed to divide among themselves the funds accumulated, Rs. 7,074-4-7, which they ought to have spent on its upkeep.

3. The alternative would be for the Government to refuse to take over

Flag - H.

It strikes me that it will be fair to take from the Co only the excess (Rs 2974-4-7) over the capital sum subscribed.

BS
14/8/97

Quite.

Yes, the subscribed capital of Rs 5000 should be relinquished

JS
18/8/97

Very well.
S.H 21.8.97

18—500-22-1-96.

FOR ORDERS.

over the Pier without the money standing at its credit to and keep the Company to its bargain.

13/8/97

M.

Calicut, 30th July 1897.

From,

The Secretaries & Treasurers of the

Calicut Pier & Warehouse Company (Ltd.)

Calicut,

To,

The Secretary to the Government of Madras,

Marine Department,

Madras,

Sir,

We have the honor to enclose a copy of the Resolution passed at a Meeting of the Shareholders of the Calicut Pier & Warehouse Company held on the 7th July 1897.

In pursuance of the direction contained in the said Resolution we further lay before you the circumstances of the Company.

The subscribed Capital of the Company is Rs.5000/- the whole of which is paid up and was wholly expended on the very extensive repairs which were necessary at the creation of the Company. No dividend of any kind has been received by the Shareholders, hence they have not personally received any benefit whatever from the Capital thus sunk.

There is now in the hands of the Company the sum of Rupees 7,974 - 4 - 7 being the accumulated surpluses of the current income by pier dues &c. over the current expenditure on working and repairs. We are not quite sure what was in the contemplation of the Government when it used the phrase " all funds which may be standing to the Company's credit" but possibly it is this.

We would point out that it would have been quite legitimate on the part of the Company currently to have appropriated the annual surplus by way of dividend (which would have been only a very modest one of about 5 %) in which case there would not now have

have been any"fund at credit" in question. And if the Company were now wound up the funds would be distributable among the Shareholders.

If the fund be handed over to Government the whole of the Shareholders funds and the interest which otherwise they might have obtained will be absolutely sacrificed to what has been a benefit to the public and Government and in which the Shareholders have benefited only in the same way as the general public who have not subscribed Capital, except that the latter have - during the past few years - paid a slightly higher toll (they use the Pier only when they are obliged to).

We therefore beg that the Government will be pleased to recon-sider the matter and allow the Pier and its appurtenances to be taken over without insisting upon the funds also being given up.

We have the honor to be,

Sir,

Your most obedient Servants,

Secretaries & Treasurers.

THE CALICUT PIER AND WAREHOUSE COMPANY LIMITED.

+ The Shareholders might that had they left alone as the pier in their own interest they would probably have abandoned it long ago.

Calicut Pier & Warehouse Company, Limited. Calicut.

Resolution referred to in the accompanying letter to the Secre-
-tary to the Government of Madras, Marine Department, Madras.

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Resolved that in agreement with the first part of the second para of the Government Order in the Marine Department No.364 dated 22nd April 1897 the Company do reconvey to Government the Pier and all its appurtenances at present held by the Company from the Gov-
-ernment under the Lease dated 15th June 1883. But in respect of the other part of the said Government Order which directs that all funds which may be standing to the Company's credit be likewise handed over to Government the Secretaries & Treasurers be directed to address the Government a request that it will be pleased to reconsider that portion of the Government Order and not insist upon the payment of the said funds as a part of the condition on which it will accept of a surrender of the lease and a reconvey-
-ance of the property.

Dated this 30th day of July 1897.

Secretaries & Treasurers.

THE CALICUT PIER AND WAREHOUSE COMPANY LIMITED