

Marine (1898) Department.

G.O., No. 187 Mar

DATED 14 March 1898

[Despatch Abstract.]

Inspection of the Office of the Dy. Conservator of the
port of Madras. Considering that for the
present it will be sufficient if the proposed
be conducted by the P.P. Officer in his capacity
of member of the Harbour Trust as suggested
by the Board. //

16/3/98

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	1426	Secy.	16.5.99				

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

Marine (1897) Department.

CURRENT No. 1010

W. 4765 of 24 July 1897

Referred to the
Charinan Harbour Trust

Board for former of any
remarks which the From

Board may wish to offer. The Presidency Port Office,
Madras

Order

23/7/97
W

No. 2704

Dated 19 July 1897

Received

Registered

Enclosures

Spare copies

The Ch. A. J. Bd in original
to be returned

R.S.

24/7/97

SUBJECT.

Requesting the views of
Government as to whether
the port Conservancy arrange-
-ments of a port which is
managed by a Harbour
Trust Board should be
inspected and reported on
by the Presidency Port Office

Received 5/8/97

BACK PAPERS.

No.	Date.
265	Mar 9 1-5-88
205	Mar 9 24-5-88
161	Mar 9 27-4-88
15	Mar 9 17-1-88
India Act No. 1875	
684-5	Mar 9 3-10-96

FURTHER PAPERS.

No.	Date.
711	Mar 9 27-5-88
424	Mar 9 16-5-99

Harbour Trust Office,

MADRAS, 14th August 1897.

No. 2250

FROM

James Thomson Esq I.C.S.,

CHAIRMAN, HARBOUR TRUST BOARD,

MADRAS.

TO

The Hon'ble Col D. McNeill Campbell R.E.,

SECRETARY TO GOVERNMENT,

Marine Department.

Through The Presidency Port Officer

Madras.

Sir,

I have the honour to acknowledge the receipt of your memorandum dated 24th July No. 470 E Marine forwarding for remarks of the Harbour Board a letter (in original herewith returned) from the Presidency Port Officer No. 270 G dated 19th July, regarding the inspection of the Deputy Port Conservator's Office by the Presidency Port Officer.

2. This was considered by the Trustees at their meeting last evening, and I submit herewith copy of resolution then passed.

3. The Trustees agree with the Presidency Port Officer that an occasional inspection of the Deputy Conservator's Office is desirable, but that it should be conducted by Captain Street as a member of the Harbour Trust, and not in his capacity of Presidency Port Officer.

I have the honour to be,
Sir,
Your Obedient Servant;

Secy.

Chairman,

Harbour Trust Board.

EXTRACT of Proceedings of the TRUSTEES OF THE HARBOUR

OF MADRAS, at a Meeting held at the Offices of the

Board on Friday the 13 day

of August 1897.

2. Read memo from the Secretary to Government, Marine Department, No. 76 E, dated 24th July 1897, referring for remarks, letter from the Presidency Port Officer, No. 270 L, dated 19th idem.

Read minutes by Trustees.

Resolved that Government be requested to permit the Presidency Port Officer to inspect the Office of the Supt. Conservator, as a member of the Inst.

True Extract

HARBOUR TRUST

MADRAS 14 AUG 97

SECRETARY'S OFFICE

Permit

Secretary

Harbour Trust Board

Mar 11/27/97

P.T.O.

No 1860 G
305

Forwarded, observing that as the "Instructions for the guidance of Port Officials" apply equally to ports controlled by a Conservancy or Harbour Board and to ports at which there is no Board, it would appear advisable that Government should be kept informed from time to time as to the manner in which the instructions have been complied with. If it is considered advisable to relieve ports managed by a Conservancy or Harbour Board of all Government control, it seems desirable that it should be stated whether such Boards are to be guided or not by the "Instructions to Port Officials"

H. A. Theet

Presidency Port Office }
Madras 17 Aug 1897 }
Commander R. D. M.
Presidency Port Officer

Marine Dept

No. 568 E. 7 - September 1897
Memo

The undersigned is directed to request that the Presidency Port Officer will be so good as to state whether he has ever been appointed "intermediate authority" under Section 7(4) of Act X of 1889; and if not, why no such appointment has been made, saying that the Presidency Port Officer exercises the powers of the "intermediate authority" under this Act.

To

The P. P. O.

Adm

I can find no formal appointment, though there is no doubt that the P. P. O. exercises the powers. It is so stated in several Proceedings of E. O. B.

R. S.

R. S.

4/9/97
M

Marine (1897) Department.

CURRENT No.

1277

From

The Presidency Port Office,
Madras

No. $\frac{473}{346}$ G

Dated 21st September 1897

Received

Registered

23-9-97

Enclosures

Spare copies

SUBJECT.

Requesting that the Presidency
Port Office may now be
appointed "intermediate
authority under Section 7(4)
of the Indian Ports Act
of 1859.

BACK PAPERS.

No.	Date.
act x of	1889.
568587	7-9-97
68.1134	of 97
476	20724.7-97
684.5	873-10-96 of
$\frac{411}{4}$	8725-11-90
368	8720.10.90
365	871.1.88
205	8721.5-88
161	8727.4-88
15	8717-1.88
121	8724.3.1876.
314	8712.11.1868.
208	8722-7.1868.

FURTHER PAPERS.

No. 473
346

G.

Presidency Port Office,
Madras, 2/ September, 1897.

From

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

To

The Secretary to Government,
Marine Department,
Chepak.

Sir,

In reply to Marine Department, Memorandum, No. 568 E, dated 7th September 1897, I have the honour to acquaint you, for the information of Government, that neither the Presidency Port Officer nor any of the Masters Attendant who, prior to the change of designation, held charge of the port establishments of this Presidency, appears to have been appointed "intermediate authority" under the sections relating thereto in the different Ports Acts, but in G. O., Marine, No. 121, dated 24th March 1876, it is stated that "the arrangement now in force is precisely that which was approved by Government in 1868 for giving effect to the instructions of the Government of India that the Marine establishments of this Presidency should be consolidated under a single head," and further, that, "the administration of the port funds would, the Government feel sure, speedily fall into hopeless confusion, were the Government to attempt to conduct the administration by separate correspondence with the Collector of each Coast District, on matters connected with his ports, without having any intermediate professional officer as the head of the Department" &c., &c.

2. In para 6 of G. O. No., 161, Marine, dated 27th April 1888, it is stated that "under Section 8 of the Act

"Act Conservators are to be subject to the control of
"any intermediate authority which the local Government
"may appoint. This intermediate control has always
"been exercised by the Port Officer Madras," and then
it is stated further on in the same paragraph that, "it
"is in the opinion of Government essential to preserve
"his position as the administrative head of the depart-
"ment and the independent adviser of Government on Ma-
"rine affairs."

3. In conclusion I would observe that to pre-
vent any misapprehension as to the control of the Pre-
sidency Port Officer over coast ports, he should now be
appointed "intermediate authority" under Section 7(4)
of the Indian Ports Act X of 1889.

I have the honour to be,

Sir,

Your Obedient Servant,

H. A. Street

Comdr., R.I.M.,

Presidency Port Officer.

Marine (1897) Department.

CURRENT No. 11824



*This is the only the Garrison
The Hon. Sir Henry Philip K. J. E.
The Hon. Mr. J. G. J. E.
For Orders.*

It seems quite clear
from para 6 of GO 161 Marine of
27 April 1888, that the intention
of the Govt was that the Madras
Harbour Trust Board should in its
capacity of "Conservator" be subject
to the same administrative
control as Conservators of other
ports. If the P.F.O. can only
inspect the by Conservators
office "as a member of the Trust"
he would be abrogating the
position assigned to him as
"intermediate authority" under
Section 7(4) of Act X of 1889 -
the Indian Ports Act.

It has since been
ascertained - vide Chv 1277 - that
the P.F.O. has never been for-
mally appointed intermediate
authority under the Act. The
appointment might, perhaps, now
be refused.

I certainly think so. The H.T.B.
will probably however, raise a
loud protest, as shown H.T.
N. J. before the same for the
28/9/97

From
The Chairman,
Harbour Trust Board,
+ Flag A. Madras.

No. 2250

Dated 14-8-97

Despatched - u - u - u

Received 19-8-97

Enclosures - 2 -

Spare copies

SUBJECT.

Replying to enclosure 476
all mine, of 24 July 1897 -
regarding the inspection
of the by Port Conservator
offices by the Presidency
Port Officer

The only reason given by Captain Street for his pro-
posed is that he may see that the Harbour Trust
Board's books are being properly kept up. He
admits that he has not inspected these books
hitherto.

BACK PAPERS.

G. O.	No.	Department.	Date.
426	20	24-7-9	✓
44	10	25-11-20	✓
465	10	1-8-55	✓
368	07	20-10-50	✓
205	07	26-5-50	✓
161	07	27-11-50	✓
15	07	12-11-50	✓
the Indian Ports Act 1885. Part of the measures sent in the manner Sept Vols <u>III</u> & <u>IV</u> 1868. Indian Ports Act 1885.			

FURTHER PAPERS.

[illegible]

hitherto, but he thinks that he should inspect
them, and he thinks ^{also} that the only way in
which he can do it authoritatively is by
Govt. appointing him "intermediate au-
thority" to control the Harbour Trust
Board, under Sec. 7 (4) of the India
Port Act. The Harbour Trust Bd.
considers an occasional inspection desirable,
but would have Capt. Street do it, as a
member of the Port Trust, - not as its
master.

Page 2 of (7) shows that Govt. did intend that the Presidency Post Office should be appointed "intermediate authority", as Capt. Street now suggests, but that was two years ago, and if the Presidency Post Office's control has not been found necessary during those two years, it is probably not necessary now. And, it will certainly be strongly objected to by the Board, - and I think with some justice.

way could ~~dispute~~ at any time authorize
 Captain Street to inspect the Board's books;
 or, as suggested by the Board itself, he
 could inspect the books in his capacity of
 member of the Board, if inspection of
 the books is all he wants. I would suggest
 that Sec 7 (4) would give the Presidency
 Port Officer greater power than he needs,
 and greater power than is necessary or
 perhaps desirable to invest him with, -
 as regards the allotted Harbour Trust.
 I am disposed to think that it would
 suffice for the present that the Board's
 suggestion be accepted, with the power
 of Sec. 7 (4) to support
 him on any special occasion on which
 he may need support in the background.
 If experience should show that this
 is not enough, we might then be
 led to the increased degree of control
 which Capt. Street now possesses. But,
 I understand that the Bd. with the
 Collector at its head, does its work well.

A.H.
 4.3.98

I agree with H. S.
 29 2/3/98

[800-14-10-97.]

Papers to be read in proceedings:—

Again G.O., dated	189	, No.
Again G.O., dated	189	, No.
Current No. 1010	of 1897, dated 21st July	, from the P.P.O.
" " 1134	" 1897, " 19th August	, " the Chairman, H.T.B.
" " 1277	" 1897, " 23rd September	, " the P.P.O.

The Hon. Sir Henry Blunt
 H.C. J. E.

ORDER.

N-107 Mar 14.3.98

His Excellency the Governor in
 Council considers that, for the ---
 present, it will be sufficient if the
 proposed inspections of the office
 of the Deputy Conservator of the --
 port of Madras be conducted by the
 Presidency Port Officer in his capa-
 city of member of the Harbour Trust,
 as suggested by the Board.

Secer
 H.S.
 10/3/98

A.S.

H.S.
 9.3.98

The Presidency Port Officer.
 The Chairman, Harbour Trust Board.

✓ 2 14/3/98
 Issued
 11 Mar 98

10

There being a difference
of opinion, proposed to
circulate the papers to the
Hon. Mr. Lyon.

R. S.
5 March

W
H. H. J.
J. S. R.

HC