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(3) Initials of the Referencer _____

MADRAS RECORD OFFICE.

Government of Madras.

Public works DEPARTMENT.G.O. No. 2403Press
Mis-*S/O-511*

Dated

31. 10.

1862.

Not to be folded or roughly handled

*Proceedings of the Madras Government, Public Works Department,
31st October 1862.*

No. 510. Read the following Circular from Lieutenant-Colonel R. STRACHEY, R. E., Secretary to the Government of India (General), to the Local Governments and Administrations Subordinate to the Government of India, Public Works Department, dated Fort William, 20th September 1862, No. 92 :—

SIR,

1. The Government of India has recently had occasion to remark that very large sums of money have been paid for land taken for public purposes under awards by arbitration, and has reason to fear that all those precautions that are essential are not taken to guard the interests of the State in such matters. It is notorious that where public and private interests come into conflict in the manner now spoken of, there is always a tendency to sacrifice the former; and the increasing prospect of Railways and other Public Works being undertaken by private Companies under engagements with the Government that the latter shall pay for the land, makes the present time one in which it becomes specially necessary to pay strict attention to this point.

2. The Governor General in Council requests therefore that the subject may receive the special attention with a view to some practical steps being taken to secure for the Government, in every case of a resort to arbitration being necessary, a thoroughly efficient representation of its equitable rights and interests. The Act (No. VI of 1857) for the acquisition of land for public purposes places no restriction on the appointment of arbitrators unless there is only one to be named, in which case it is provided that he shall not be an Officer of Government. But this last case, it may be presumed, will not commonly arise when large sums are at stake. It appears therefore that there is no reason why a well qualified Official should not be selected to represent the Government in all cases where two arbitrators are appointed; and that where only one is named, some Officer should in like manner be specially charged to see that the interests of the Government are efficiently watched in the proceedings before the single arbitrator. But His Excellency in Council would be glad to receive any observations on this point which may see fit to offer.

Copy forwarded to the Secretary to the Government of Fort Saint George, for information.

No. 511.

ORDER THEREON, 31st October 1862, No. 2,603.

Ordered to be recorded.

(Signed) W. I. BIRDWOOD, Colonel, R. E.,
Secretary to Government.

CIRCULAR No. 92 of 1862.

FROM

LIEUT. COL. R. STRACHEY, R.E.

SECY. TO THE GOVT. OF INDIA,

TO

*The Local Govts and Administrations
Subordinate to the Govt of India*

PUBLIC WORKS DEPARTMENT,

Fort William, 20th September 1862.

SIR,

The Government of India has recently had occasion to remark that very large sums of money have been paid for land taken for public purposes under awards by arbitration, and has reason to fear that all those precautions that are essential are not taken to guard the interests of the State in such matters. It is notorious that where public and private interests come into conflict in the manner now spoken of, there is always a tendency to sacrifice the former; and the increasing prospect of Railways and other Public Works being undertaken by private Companies under engagements with the Government that the latter shall pay for the land, makes the present time one in which it becomes specially necessary to pay strict attention to this point.

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I have the honour to be,

Sir,
Your most obedient servant,

W. P. Mather
Lieut. Col., R. E.
Secy. to the Govt. of India.

*Copy forwarded to the Secretary to the
Govt. of Fort St. George for information.*

1862
Jul. 20th 2nd Natl
Fair of the Fair

Quaker
from the Dept to the
Govt of India

Delaware 20th Sept 1862
Recd 17 Oct

1862
No 90
1862

Addressing the fair will make
- to have for the acquisition
of land for public purposes
these must be in effect
to acquire and with it
- present the interest of
good and public policy
- observations is important
check on the expenditure
put to the right in the
subject

Chapman
31st Oct 1862

21st 26th 1862
Recd