

(1) Number of pages 26
(2) Date of repair 28. 8. 43
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MADRAS RECORD OFFICE.


Government of Madras.

Public Works DEPARTMENT.

G.O. No. <i>51</i>	Press Mis.
<i>101-102.</i>	
Dated <i>8 - 1 -</i>	<i>18 69.</i>

Not to be folded or roughly handled

K M S

1-

*Proceedings of the Madras Government, Public Works Department,
8th January 1869.*

No 101. Read the following letter from the Consulting Engineer for Railways, to the Secretary to Government, Public Works Department, dated Madras, 5th December 1868, No 442 —

1. At the request of the Agent of the Great Southern of India Railway Company, I have the honor to lay before Government, for their consideration, a correspondence* which has lately taken place on the subject of certain changes which were made by the Agent in the Goods Classification List without the previous approval of Government. The changes in question were subsequently submitted for the approval of Government, with Lieutenant-Colonel Prendergast's endorsement† of the 6th August last, No. 275.

* To Agent, 12th September 1868, No	242
From do, 14th " " "	2,727
To do, 17th " " "	254
From do, 21st " " "	2,739
To do, 12th November " " "	308
From do, 19th " " "	2,811.

† *Vide* G O, No 2,615, 15th August 1868

2 The point at issue is the proviso contained in the last clause of their Order, dated the 17th February last, No 541, in which Government, when sanctioning the maximum scale of rates, decided on retaining in their own hands the power of making alterations in the classification of goods. The Agent now solicits permission to alter the classification, at discretion, so long as the rate for any particular description of goods is not increased.

3. I do not think that it will be advisable to comply with Mr Betts' request. Alterations in the classification of goods should be made as seldom as possible, and special rates for the conveyance of particular descriptions of goods should only be quoted for full and sufficient reasons. The Agent has now power to vary at his discretion, within the maximum, the rate for each class of goods; and I cannot think that his movements are in any way unwisely fettered by requiring him to submit for the approval of Government any proposal to alter the classification. In his letter of the 19th ultimo, Mr Betts states that he "seeks permission of Government not to be compelled to lower the charge of a whole class, when he desires to reduce the rate of carriage for a single article in that class." This is, however, a misstatement of the case, for if he wished to alter the rate of any particular article, all that would be necessary would be to submit his proposal to Government. In my opinion, the proviso of which he complains places a wholesome check upon frequent and unnecessary alterations in the classification list.

From the Acting Consulting Engineer for Railways, to the Agent and Traffic Manager of the Great Southern of India Railway, dated Madras, 12th September 1868, No 242

Referring to your letter No 2,678, dated the 4th August last, reporting, for the information of Government, the alterations in the classification of certain goods, I have the honor to request that you will never carry out in future any such changes without previously obtaining the sanction of Government.

From the same Officer, dated Madras, 17th September 1868, No 254

Referring to your letter No 2,727, dated the 14th instant, I have the honor to inform you, that the latitude allowed you, under the recent ruling of the Secretary of State, to make within the maximum limit such alterations in your scale of rates and fares as you may at any time think desirable, does not extend to alterations in the classification of goods, which under the 2nd paragraph of G O,* No 541, dated the 17th February 1868, require the approval of Government.

* A copy forwarded, 19th February 1868

See

Referring

*Proceedings of the Madras Government, Public Works Department,
8th January 1869.*

From the same Officer, dated Madras, 12th November 1868, No 308

1 In acknowledging your letter of the 21st September last, No 2,739, I have the honor to inform you that you have placed a wrong construction upon the Order of Government, dated the 17th February 1868, No 541 In that Order, when sanctioning a maximum rate for each class of goods, the Government distinctly ruled that no alterations in the classification were to be made without their approval But for this proviso, it would have been unnecessary to fix a maximum rate for any but highest class of goods

2 I have to request, therefore, that you will be so good as to submit, for the sanction of Government, any change which you may think it desirable to make in the existing classification, whether the effect of such change be to raise or to reduce the charge for the conveyance of any particular description of goods

3 The existing rate for each class of goods can of course be altered by you, at discretion, within the maximum fixed for that class, each such alteration being reported to this office for the information of Government

From the Agent of the Great Southern of India Railway, to the Consulting Engineer for Railways, dated Negapatam, 14th September 1868, No 2,727

I have the honor to state, in reply to your letter No 242, of the 12th instant, that the only changes I have made in the rates for the conveyance of goods have been those which reduced the scale of charge below the maximum sanctioned by Government I understood that the Railway executive had power to make any *reductions* they thought necessary, without previously obtaining the sanction of Government, and I beg to solicit of Government that no alteration be made in this respect

From the same Officer, dated Negapatam, 21st September 1868, No 2,739

1. Your letter No 254 I read the Government Order, relative to the goods classification, to mean that the Railway executive has no power to make any alteration in such classification which will have the effect of *increasing* the maximum rate fixed by Government for such class or description of goods, but that any alteration which has the effect of *decreasing* the charge for the conveyance of any particular description of goods can be made at the discretion of the Railway executive, without previously applying for the sanction of Government thereto, all such alterations having, however, to be reported for the information of Government

2 To adopt your reading of the Order would be practically to withdraw altogether from the Railway Company, so far as goods rates are concerned, the concession granted by the Secretary of State

From the same Officer, dated Negapatam, 19th November 1868, No. 2,811

1 If, as stated in your letter No 308, of the 12th instant, I have placed a wrong construction upon the Order of Government, I trust you will be kind enough to lay before them a copy of the correspondence which has passed hereon, with this my application, for a reconsideration of the subject.

2 There are many instances, as recent changes (or reductions in the classification) have shown, in which it is advisable to lower the rate of freight chargeable in order to secure the carriage of a particular description of traffic to the Railway, but in which it would not be policy to reduce the charge for all the other articles entered in the same class as that in which the particular description of goods referred to is placed

3 I seek permission of Government not to be compelled to lower the charge of a whole class, when I desire to reduce the rate of carriage for a single article in that class. I do not apply for permission to *increase* any rate, it is a reduction only to which this application has reference.

*Proceedings of the Madras Government, Public Works Department,
8th January 1869.*

No. 102

ORDER THEREON, 8th January 1869, No 51.

RAILWAY, No. 9

The Agent of the Great Southern of India Railway has misapprehended the Orders of the 17th February last,

No. 541, which were not intended to transfer to him any power to make alterations in the classification of goods. Concurring with the Consulting Engineer in opinion that any changes in that classification should only be adopted after the fullest consideration of their necessity, His Excellency in Council considers that, though the Agent may be permitted to reduce the charge for the carriage of any particular description of goods at his discretion, it is not expedient that he should have authority to alter the classification of those goods without the sanction of Government.

(True Extract)

Colonel, R E,
Secretary to Government

To the Consulting Engineer for Railways

Exd S T. Augustin

Referring

1869: Madras

PUBLIC WORKS.

To

THE CONSULTING ENGINEER 108

RAILWAY

Dated January, 8th

Recd

L. 2

G O, 8th January 1869, No 51.

JANUARY.

Nos. 101-102

Goods classification (Railway) — Pass & orders on the letter from the Consulting Engineer bringing to notice certain changes in the Goods Classification List which were made by the Agent of the Great Southern of India Railway without the previous sanction of Government

Railway Department

Leone. Engr's Office

N^o 242

1/2

The Agent and Traffic Manager
Great Southern of India Railway

Sir,

Reference to your letter N^o 2678, dated the 4th August last reporting for the information of Government the alterations in the classification of certain goods, I have the honour to request that you will never carry out in future any such changes without previously obtaining the sanction of Government.

I have the

Head das

15th September
1868

Signed / H. V. D. Prudenzast Lt Col V. B. Ag. Leone Engr for Rlys

Railway Department

Leone: Engineers office

N^o 254 S. D.

1/2

The Agent and Traffic Manager
Great Southern of India Railway
Referring

Sir,

Referring to your letter N^o 727, dated the 14th Instant, I have the honour to inform you that the latitude allowed you under the recent ruling of the Secretary of State to make within the maximum limit, such alterations in your scale of rates and fares as you may at any time think desirable, does not extend to alterations in the classification of goods which under the 2^d para of G.O. N^o 541, dated the 17th February 1868, require the approval of Government.

A copy forwarded 19th Feb/68

I have the

Madras 17th September 1868
 /Signed/ M. B. P. Rendingash & Co.
 Agt: Loms. Engrs. for Mays.

Railway Department Loms. Engrs. Office
 N^o 308. S.

Y^{rs}

The Agent and Traffic Manager
 Great Southern of India Ry.

Y^{rs}

P. B. 4760/68 In

In acknowledging your letter of the 21st September last N^o 2739, I have the honour to inform you that you have placed a wrong construction upon the order of Government dated the 17th February 1868, N^o 541. In that order, when sanctioning a maximum rate for each class of goods, the Government distinctly ruled that no alterations in the classification were to be made without their approval. But for this proviso, it would have been unnecessary to fix a maximum rate for any but the highest class of goods.

I have to request therefore that you will be so good as to submit for the sanction of Government any change which you may think it desirable to make in the existing classification, whether the effect of such change.

change be to raise or to reduce the
charge for the conveyance of any
particular description of goods.

The existing rate for each
class of goods can of course be altered
by you, at discretion, within the
maximum fixed for that class;—
each such alteration being reported
to this office for the information of
Government.

Madras
12th November 1868
I have the honor to be,
Signed J. H. Macleod Stewart Major R.E.
Comd. Engrs. for Railways

/ True copy /

Macleod Stewart Major R.E.
Comd. Engrs. for Railways

PT. 4760/68

9-5

No. 2727

GREAT SOUTHERN OF INDIA RAILWAY.

AGENT'S OFFICE,

NEGAPATAM, 12th September 1868

From

THE AGENT

Great Southern of India Railway,

To

The Consulting Engineer
for Railways
Madras

SIR,

I have the honor to state in reply
to your letter No. 252 of the 12th instant, that the
only changes I have made in the rates for
the conveyance of goods have been those
which reduced the scale of charge below
the maximum sanctioned by Government.
I understood that the Railway Executive
had power to make any reductions they
thought necessary without previously
obtaining the sanction of Government,
and I beg to solicit of Government
that no alteration be made in this respect.

I have the honor to be

Sir
Your most obedient servant
William H. Potts
Agent

No. 2739

GREAT SOUTHERN OF INDIA RAILWAY.

AGENT'S OFFICE,

NEGAPATAM, 21st September 1868

From

THE AGENT

Great Southern of India Railway,

To

The Consulting Engineer
for Railways.
Madras

SIR,

Your letter No 254 - I read the Government order relative to the Goods classification to mean that the Railway Executive has no power to make any alteration in such classification which will have the effect of increasing the maximum rate fixed by Government for such class or description of goods - but that any alteration which has the effect of decreasing the charge for the conveyance of any particular description of goods can be made at the discretion of the Railway Executive without previously applying.

No 2727

From

The Agent,
G.S.I.R.

The Queen Mary Emps
for Railways

Dated 15th September
Received 17th do 1868

States that the charge made in the rates for the conveyance of goods have been reduced the rate of charge below the maximum sanctioned by Government.

As Admin No 2549/17423 H/L/S

21/Sept/68

applying for the sanction of Government
thereto, all such alterations having
however to be reported for the in-
formation of Government

2 To adopt your reading
of the order would be practically to
withdraw altogether from the Railway
Company, so far as goods rates are
concerned, the concession granted by
the Secretary of State

I have the honor to be
Sir
Your most obedient servant

William Beth
Agent

Handwritten notes and signatures in the right margin, including the word "Sd" and various illegible scribbles.

Great Southern of India Railway
Agents office Negapatam 19 Nov/68

No 2811

From The Agent
Great Southern of India Railway
To The Consulting Engineer
for Railways Madras

Sir,

If, as stated in your letter No 308 of the 12th instant, I have placed a wrong construction upon the order of Government, I trust you will be kind enough to lay before them a copy of the correspondence which has passed hereon with this my application for a reconsideration of the subject.

There are many instances, as recent changes (or reductions in the classification) have shewn, in which it is advisable to lower the rate of freight chargeable in order to secure the carriage of a particular description of traffic to the railway, but in which it would not be proper to reduce the charge for all the other articles entered in the same class as that in which the particular description of goods referred to is placed.

No 2789

6514

From The Agent
Madras.

To The Consulting Engineer
for Railways

Noted 27th September
Received 23rd Oct 1868

1868/4/7 29/1868

Asking that the Rules
concerning the known branch
be made any alterations
relative to the goods shown
previously.

1868/4/7 29/1868

3 I seek permission of Government not to be compelled to lower the charge of a whole class, when I desire to reduce the rate of carriage for a single article in that class. I do not apply for permission to increase any rate - it is a reduction only to which this application has reference

I have the honor to be
 Your most obedient servant
[Signature]
 Agent

to the Agent
 The Consulting Engineer
 for Railways
 at the
 Fort St. George
 12th September 1868
 14th September 1868
 17th September 1868
 21st September 1868
 12th November 1868
 14th November 1868

CONSULTING ENGINEER'S OFFICE,

Railway Department

No 442-

From

Major J. M. Shaw Stewart M.C.
 Consulting Engineer for Railways,

To

Colonel C. M. Orr M.C.

Secretary to Government,
 Public Works Department,
 Fort Saint George

Sir,

At the request of the Agent of the Great Southern of India Railway Company, I have the honor to lay before Government, for their consideration, a correspondence which has lately taken place on the subject of certain changes which were made by the Agent in the goods classification list without the previous approval of Government. The changes in question were subsequently submitted for the approval of Government with

to Agent 12th September 1868 N. 262
 from 14th September 1868 N. 2727
 to 17th September 1868 N. 2544
 from 21st September 1868 N. 2739
 to 12th November 1868 N. 2808
 from 14th November 1868 N. 2811

with Lieutenant-Colonel. Henderson's
endorsement of the 16th August last, 1875. ^{Vide G.O. 13th 1875}
9

The point at issue is the proviso
contained in the last clause of their order
dated the 14th February last, No 541, in
which Government, when sanctioning
the maximum scale of rates, decided on
retaining in their own hands the power
of making alterations in the classifi-
cation of goods. The Agent now solicits
permission to alter the classification, at
discretion, so long as the rate for any
particular description of goods is not
increased.

3 I do not think that it
will be advisable to comply with
No^r Belto's request. Alterations in
the Classification of goods should
be made as seldom as possible, and
special rates for the conveyance of parti-
cular descriptions of goods should only
be

19th
be quoted for full and sufficient reasons.
The Agent has now power to vary, at
his discretion, within the maximum,
the rate for each class of goods; and
I cannot think that his movements
are in any way unwisely fettered by
requiring him to submit for the ap-
proval of Government any proposal
to alter the classification. In his letter
of the 19th ultimo No^r Belto states that
he "seeks permission of Government
"not to be compelled to lower the charge
"of a whole class, when he desires to reduce
"the rate of carriage for a single article
"in that class." This is however a mis-
statement of the case, for if he wished
to alter the rate of any particular
article, all that would be necessary
would be to submit his proposal
to Government. In my opinion
the

the proviso of which he complains...
places a wholesome check upon frequent
and unnecessary alterations in the
Classification List.

Madras
5th December
1868

I have the honour to be
Sir

Your Most Obedient Servant

Mountstuart Major M.C.

Leads Comr. for Railways

2.11.68 Dec 1868

the proviso of which he complains...
places a wholesome check upon frequent
and unnecessary alterations in the
Classification List.

No. 442
Recd: 5th Dec 1868

Recd 5th Dec 1868

Dec 8. 1868

The Secretary to Government,
Public Works Department,
Fort Saint George

To

The Consulting Engineer
for Railways,

From
The Consulting Engineer
for Railways

Public Works Department

No. 51

PROCEEDINGS of the MADRAS GOVERNMENT.

Under date the 8th Jan^y 1869
Read the following

From The Consulting Engineer (Here enter No 1442 dated 5th December 1868)
for Railways

The Agent of the Great
Southern of India Railway
has misapprehended the
orders of the 17th February
last. No. 541, which were
not intended to transfer
to him any power to make
alterations in the classifi-
cation of goods. Convinced
with the Consulting
Engineer in opinion that
any changes in that
classification should only

be adopted after the fullest
Consideration of their necessity.
His Excellency in Council
Considers that though the
Agent may be permitted
to reduce the charge for
the carriage of any
particular description of
goods at his discretion,
it is not expedient that
he should have authority
to alter the classification
of these goods without the
sanction of government

[Signature]

To
The Comr Engr for
Railways.
Dated 9/1/69

(16)

11. 1. 1881

11. 1. 1881

11. 1. 1881

11. 1. 1881

Cue 4758.

Govt. of 1868 Hydraz.

PUBLIC WORKS.

To The Consulting Eng^r
for Railways

&c, &c, &c.

Dated

Recd

Rs. 5

G O. 8. Jan^y 1871 No. 51.

Nos. 101-112

Goods Classification (By) Paying
orders on the basis from the
Survey Eng^r bringing to notice Cor-
-tain changes in the Goods Classi-
-fication that which were made
by the Agent of the Great Ind. Rly
without the previous sanction
of Gov^t.