

(1) Number of pages 28(2) Date of repair 25-11-70

(3) Initials of the Referencer _____

MADRAS RECORD OFFICE.**Government of Madras.***Public Works* **DEPARTMENT.**

G.O. No. 2847	Press Mis.
475-76	
Dated 25-11	18 70.

Not to be folded or roughly handled

116

*Proceedings of the Madras Government, Public Works Department,
25th November 1870.*

No. 475. Read the following letter from the Acting Consulting Engineer for Railways, to the Secretary to Government, Public Works Department, dated Madras, 26th October 1870, No. 422 :—

I HAVE the honour to submit a letter* from the Agent and Manager of the Madras Railway, asking for an expression of the views of His Excellency the Governor in Council, regarding the liability of the Railway Company to convey packets of stationery, free of charge, under "Mails and Post-bags," while the Agent considers such packets must be considered to come under the head of General Stores.

2. In a former letter† of the 12th May 1870, No. 257, the Agent writes that he cannot admit the right of the Revenue authorities to send packages of the nature in question over the lines free of charge.

After consulting the Postmaster General, who replied,‡ "I do not see what the Railway Companies have to do with the contents of such parcels, provided they are *bonâ fide* on Her Majesty's Service and are so superscribed, and provided they are within the weight and size fixed for all banghy parcels by the Postal regulations." I then informed the Agent that it appeared to me there is no reason why the packages that were despatched from the Revenue Board should be treated otherwise than the Service banghy parcels which are transmitted every day without objection.

3. Mr. Elwin refers to Clause 20 of the Contract with the Railway Company, (the original agreement for the construction of an experimental line) which also corresponds with Clause 19 of the Contract for the extension to the West Coast, dated 19th December 1855, that all General Stores are to be conveyed at the lowest rate for the carriage of such goods. The Agent admits in paragraph 3 of his letter, No. 257, dated 12th May, that he has "no means of ascertaining whether the stationery in question was conveyed free of charge over this Company's line from Madras to Erode, but from Colonel Pears' reply to Mr. Betts there seems to be no doubt that it was." In other words, the stationery was conveyed by the Post Office under Mails and Post-bags, and, according to the practice of the Postal Department, taking all authorized parcels within the prescribed weight and dimensions, there was at the time no question about the contents or payment to be made.

4. The eighteen packages of stationery referred to are the same as those on account of which the Great Southern of India Railway Company have already received payment, Rupees 20-9-0, for carriage on their line—*vide* G. O., No. 1,205 of the 7th May 1870—the claim having been admitted in this office and by the Government in former correspondence. It was only on the second demand from the Agent and Manager of the Madras Railway that the doubt arose in my mind as to the validity of the claim, and before representing it to the Government, I wrote to the Board of Revenue to ascertain the dimensions or weight of the packages of stationery.

5. From the answer* now received, No. 1139, dated 13th instant, it appears
* Enclosed.

that the packages exceeded in size and weight the limit of Service banghy parcels, viz., 2,000 tolahs in weight, and I am therefore of opinion that the payment to the Great Southern of India Railway was correct, and that the Madras Railway Company should be paid for the conveyance of the packages over their line between Madras and Erode.

6. The same subject is brought forward again in Mr. Elwin's letter, No. 574 of the 12th instant, which I enclose with copy of my reply and the Agent's rejoinder of the 14th instant, No. 583, and I request that I may be favoured with the orders of Government on the claim for payment for the eighteen packages, and also on the general question of the liability of the Railway Companies to convey, free of charge, as banghy parcels stationery or any other commodity subject only to the rules of the Postal Department.

From the Agent and Manager of the Madras Railway Company, to the Acting Consulting Engineer for Railways; dated Madras, 23rd July 1870, No. 394.

In reference to your letter No. 374 of the 14th instant, I have the honour to request your special attention to Clause 20 of the Contract between the Honourable East India Company and the Madras Railway Company.

2. Under that clause "Government Mails and Post-bags" are conveyed over the Railway free of charge, but it is specially provided therein that "all General Stores" shall be conveyed "at the lowest rate for the time being, chargeable for the carriage of such goods and merchandise."

3. I trust that upon re-consideration you will see that the packets of stationery in question must be considered to come under the head of "General Stores," and that we cannot be expected to convey them free as "Mails and Post-bags."

4. If, however, you do not see reason to alter your opinion, I request that you will be good enough to refer the matter for an expression of the views of His Excellency the Governor in Council.

From the Assistant Agent and Manager of the Madras Railway Company, to the Acting Consulting Engineer for Railways; dated Madras, 12th May 1870, No. 257.

I HAVE the honour to enclose you a copy of the correspondence* noted in the margin, regarding

* From the Agent, G. S. I. Railway, to the Agent and Manager, Madras Railway Company, No. 4633-1834, dated 21st April 1870.
From the Acting Traffic Manager, to the Agent and Manager, No. 15019-177, dated 2nd May 1870.

eighteen packages of stationery which were conveyed by Railway from Madras to Tanjore on the 19th of December last, and which it appears were despatched by the Secretary to the Board of Revenue to the Deputy Collector in charge of the Treasury at Tanjore

2. It will be observed from the correspondence that upon the Agent of the Great Southern of India Railway Company sending in a bill for the carriage of the packages over that Company's line from Erode to Tanjore, he was informed by the Postmaster General that "such packages should be conveyed free."

3. We have no means of ascertaining whether the stationery in question was conveyed free of charge over this Company's line from Madras to Erode, but from Colonel Pears' reply to Mr. Betts there seems to be no doubt that it was.

4. Under these circumstances, I am desired by the Agent and Manager to state that in his opinion the contract between the Honourable East India Company and the Madras Railway Company will not bear the construction which appears to have been thus placed upon it by the Postmaster General, and that he cannot admit the right of the Revenue authorities to send packages of the nature in question over this line free of charge.

5. I am to request therefore that you will be so good as to refer the matter for an expression of the opinion of His Excellency the Governor in Council.

From the Agent and Manager of the Madras Railway Company, to the Acting Consulting Engineer for Railways; dated Madras, 12th October 1870, No. 574.

ADVERTING to my letter No. 394 of the 23rd July last, (to which I have not as yet been favoured with a reply), I have the honour to enclose copy of a letter* addressed to me by the Agent of the Great Southern of India Railway

* No. $\frac{11,502}{4,206}$, dated 10th October 1870.

Company, calling my attention to the fact that about a ton of stationery for the Deputy Collector of Tanjore has recently been sent by Railway from Madras to Tanjore in charge of the servants of the Post Office.

2. Packets of stationery clearly come under the description of "General Stores," and Clause 20 of the Contract between this Company and the Honourable East India Company expressly provides that as such the Railway Company is entitled to payment for the conveyance of them.

3. I have the honour to request that you will be so good as to obtain, as soon as possible, an expression of the views of His Excellency the Governor in Council on this subject, as requested in paragraph 4 of my letter mentioned above.

From the Agent of the Great Southern of India Railway, to the Agent and Manager of the Madras Railway Company; dated Negapatam, 10th October 1870, No. 11,502/4,206.

About a ton of stationery for the Deputy Collector of Tanjore has recently been sent by Railway from Madras to Tanjore in charge of the Post Office servants.

2. The exact dates and weights are as follow:—
October 5th 1,118 lbs.
Do. 6th 1,118 "

Will you send in a bill for the conveyance of this stationery at parcels rate? I think we ought to protest against the Postal authorities receiving these consignments. Smaller parcels probably pass unnoticed, it was the bulk of the packages sent on the 5th and 6th instant which called the attention of our people to them.

3. Can you establish some check at Royapooram, the practice of sending stationery packages by post may prevail with regard to other stations besides Tanjore.

From the Acting Consulting Engineer for Railways, to the Agent and Manager of the Madras Railway Company; dated Madras, 13th October 1870, No. 592.

With reference to your letter No. 574 of the 12th instant, I have the honour to inform you that your former letter of the 23rd July has not been lost sight of; but I have not yet ascertained the size and weight of the packages of stationery therein referred to. My own opinion is that the Railways have no claim at all for the conveyance of stationery, provided the packages are within the regulative size of banghy parcels. Mr. Betts' letter to yours of the 10th instant, No. $\frac{11,502}{4,206}$, specifies the total weight on the 5th and on the 6th, but says nothing about the bulk of any one package.

2. The Post Office puts a limit on the weight of one letter, but will take any number of tons of letters each being within that limit.

From the Agent and Manager of the Madras Railway Company, to the Consulting Engineer for Railways; dated Madras, 14th October 1870, No. 583.

In acknowledging the receipt of your letter No. 592 of this date, I have the honour to state that in my opinion the size and weight of the packages of stationery referred to have nothing whatever to do with the question.

2. The ground I take is that Government Departments have no right to send stationery over the Railway free of charge, because it is expressly provided in the Contract that the Railway Company is to receive payment for the carriage of "General Stores," and you will, I think, agree with me that stationery comes under this denomination.

3. This is the point upon which I wish for an expression of the views of Government, and I will therefore ask you to be kind enough to take an early opportunity of submitting the question for decision.

*Proceedings of the Madras Government, Public Works Department,
25th November 1870.*

From the Postmaster General, Ootacamund to the Acting Consulting Engineer for Railways, Madras; dated 27th June 1870, No. 568/1,423.

I HAVE the honour to acknowledge the receipt of your letter No. 355 of the 9th instant.

2. In reply, I have to state that under the orders of the Government of India, which appear not to have been issued without regard to the terms of the Railway Contract, all Railway Companies are required to convey Service banghy parcels free of charge when sent through the Post Office. Such parcels are every day transmitted under this order, and no objection is raised.

3. I am unable to understand the objection raised by the Agent of the Great Southern of India Railway Company in the case of the parcels in question from the Revenue Board Office, except it is on account of their containing stationery. But I do not see what the Railway Companies have to do with the contents of such parcels, provided they are *bonâ fide* on Her Majesty's Service and are so superscribed, and provided they are within the weight and size fixed for all banghy parcels by the Postal regulations.

4. As there is nothing to show that the parcels from the Revenue Board exceeded the prescribed limit of weight and size, it is clear the Railway Company have no right to any hire for their carriage.

5. Service parcels, which exceed the weight and size, are never received from any other department by the Post Office for despatch by Railway.

Proceedings of the Board of Revenue, dated 13th October 1870, Miscellaneous No. 1139.
Read the following letter from the Collector of Tanjore, to the Acting Secretary to the Board of Revenue; dated 30th September 1870, No. 335.

WITH reference to the Board's Proceedings, dated 7th September 1870, No. 771, I have the honour to state that the eighteen bundles therein referred to did not contain stationery but Tamil Acts of 1869 from the Government Office. These bundles exceeded the limit in size and weight of Service banghy parcels, each being a gunny bag containing from twelve to fifteen parcels of the aforesaid Acts, each of such parcels weighing between 100 and 500 Rupees. The maximum weight of a banghy parcel prior to April 1870 was Rupees 600, and each bag therefore must have been considerably heavier. If these parcels had not been put into the bags as they were, there would have been no occasion for Railway fare having been demanded.

2. From inquiries made in the Post Office at Tanjore by my Treasury Deputy, it appears that these parcels must have been sent separately from the Government Secretariat to the General Post Office at Madras, where they were tied up in bags as above mentioned.

Communicated to the Acting Consulting Engineer for Railways with reference to his letter, dated 29th July 1870, No. 441.

(True Copy and Extract.)

(Signed) J. GROSE.

Acting Secretary.

No. 476.

ORDER THEREON, 25th November 1870, No. 2,847.

RAILWAY, No. 60.

ON the 18th December last the Board of Revenue despatched to Tanjore through the Postal Department eighteen packages of stationery. On arrival at their destination the Officers of the Great Southern of India Railway took exception to the bulk of the parcels, and, finding them to exceed the authorized weight of 2,000 tolahs, they submitted a claim for the payment of the Railway fare for the distance carried over their line. The demand having been admitted by the Acting Consulting Engineer for Railways, the Board

of Revenue were requested to take measures for its early settlement.*

2. The Agent and Manager of the Madras Railway now prefers a claim for the fare of the same parcels from Madras to Erode, and also requests the orders of Government on the liability of the Company to convey free of charge packets of

*Proceedings of the Madras Government, Public Works Department,
25th November 1870.*

stationery, which, whatever their weight or measurement, can, he thinks, be considered only as "General Stores," to be classified and charged for as such.

3. As it is shown that the eighteen packets referred to exceeded in weight and dimensions the limit allowed for Service banghy parcels, His Excellency the Governor in Council has no doubt of the Railway Company being entitled to demand the regulated fare for their carriage, and the Board of Revenue will accordingly arrange for the early adjustment of the claim, and take measures for preventing the recurrence of cases of a similar kind.

4. The Government, however, agree with the Acting Consulting Engineer in considering that the Railway Company are bound under the terms of their Contract to convey free of charge all Service banghy parcels without reference to their contents, subject only to the conditions laid down in the Postal Rules for packets of that description.

(True Extract.)

Colonel, R.E.,

Secretary to Government.

To the Revenue Department.
" Board of Revenue.
" Acting Consulting Engineer for Railways.

Exd. T. O'Connor.

Govt. of 1870: Madras

PUBLIC WORKS.

To

THE REVENUE DEPARTMENT.

Ac. Ac. Ac.

Dated November 25th.

Recd.

Encl.

G. O., 25th November 1870, No. 2,817.

NOVEMBER

Nos. 475-476

Stationery.—Passing orders on the letter from the Consulting Engineer for Railways, submitting for orders a claim from the Agent and Manager, Madras Railway, for the carriage of stationery from Madras to Erode on account of the Board of Revenue, and the question of the liability of the Railway Company to convey free of charge packets of stationery.

CONSULTING ENGINEER'S OFFICE.

Railway Department.

From

To

Sir,

No. 422-

Captain M. L. Henderson M.B.
Consulting Engineer for Railways,

Colonel C. A. Orr M.B.

Secretary to Government,

Public Works Department,

Fort Saint George.

2874 of 28
July 1870

I have the honour to submit a letter from the Agent and Manager of the Madras Railway asking for an expression of the views of His Excellency the Governor in Council, regarding the liability of the Railway Company, to convey packets of stationery, free of charge, under "Mails and Post bags"

"bags" while the Agent considers
such packages must be considered
to come under the head of
General Stores.

2 In a former letter ^{enclosed}
of the 12th May 1870, No 257,
the Agent writes that he
cannot admit the right of
the Revenue Authorities to send
packages of the nature in question
over the lines free of charge.

After consulting the Post
Master General, who replied ^{Letter 258}
"I do not see what the Railway ^{27th June 1870}
Companies have to do with the ^{enclosed.}
contents of such parcels provided
they are bona fide on Her
Majesty's Service, and are so
supervised

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supervised, and provided they
are within the weight and size
fixed for all Bangly parcels
by the Postal Regulations." I
then informed the Agent that
it appeared to me, there is
no reason why the packages
that were despatched from
the Revenue Board should
be treated otherwise than the
Service bangly parcels which
are transmitted every day,
without objection.

3 Mr. Colwin refers to
Clause 20 of the contract with
the Railway Company, (the
original Agreement for the
construction

construction of an experimental line) which also corresponds with clause 19, of the contract for the Extension to the West Coast, dated 19th December 1855; that all General Stores are to be conveyed at the lowest rate for the carriage of such goods. The Agent admits in para 3 of his letter No 257, dated 12th May, that he has "no means of ascertaining whether the stationery in question was conveyed free of charge over this Company's line from Madras to Coonoor, but from Colonel Gair's reply to Mr. Betto there seems

"to be no doubt that it was".

In other words the stationery was conveyed by the Post office under Mails and Post bags, and according to the practice of the Postal Department, taking all authorized parcels within the prescribed weight and dimensions, there was at the time no question about the contents or payment to be made.

4. The 18 packages of stationery, referred to, are the same, as those on account of which the Great Southern of India Railway Company have

have already received payment
Rs: 20-9-0, for carriage on their
line. Vide G.O. No. 1205 of the
7th May 1870: the claim having
been admitted in this office
and by the Government in
former correspondence. It
was only on the recent demand
from the Agent and Manager
of the Madras Railway, that
the doubt arose in my mind
as to the validity of the claim,
and before representing it to
the Government, I wrote to
the Board of Revenue, to as-
certain the dimensions and
weight of the packages of

Enclosed

Stationery.

From the answer now
received No. 1139, dated 13th
instant, it appears that the
packages exceeded in size and
weight the limit of service
by parcels, viz., 2000 lbs
in weight: and I am therefore
of opinion that the payment
to the Great Southern of
India Railway was correct,
and that the Madras Railway
Company should be paid
for the conveyance of the
packages over their line
between Madras and Erode.
The same subject
is

is brought forward again in
Mr. Colvin's letter. No. 74
of the 12th instant which
enclose with copy of my
reply, and the Enclosures
of the 14th instant, No. 88; and
I request that it may be
forwarded with the orders of
Government, on the claim
for payment for the 18
passages; and also on the
general question of the
liability of the Railway
Company, to convey free
of charge, as Bangalore
passage, Stationery or any
other commodity, subject
only

5
15B
only to the rules, of the Postal
Department.

Madras
26th October
1870

I leave the honour to be,
Yours Most Obedt Servt.
Charles Henderson Capt. R.E.
C. J. Jones Esq. for Capt. R.E.

No. 518
1423

Postmaster General's Office,
Cable, Madras, 27th June 1870.

To

The Mr. Consulting Engineer
for Railways
Madras

Sir,

I have the honor to acknowledge
the receipt of your letter No 355 of the
9th Instant.

In reply, I have to state that
under the orders of the Government of
India, which appear not to have been
issued without regard to the terms of
the Railway Contract, all Railway
Companies are required to convey
Service Baggage parcels free of
charge when sent through the Post
Office. Such parcels are every day
transmitted under this order & no
objection is raised.

I am unable to understand
the objection raised by the Agent of
the Great Southern of India Railway
Company

the Government in service
regarding the liability
of the Railway Company
to convey parcels of
stationery.

From

The Consulting Engineer
for Railways,

To

The Secretary to Government,
P. W. Department,
Fort St. George.

Dated 26th June
Received 27th June 1870.

No. 422.

Encl: 1

Submitting a letter
from the agent and
Manager of the R. & G.
asking for an explanation
of the views of the
R. & G. 25th June 1870.

6/1/1870

Company in the case of the parcels
in question from the Revenue

4674

Board Office receipt is an account
of their containing Stationery. But
I do not see what the Railway Com-
panies have to do with the contents
of such parcels provided they are
Bonafide on Her Majesty's Service.
are so inscribed & provided they
are within the weight and size
prescribed for Banghy parcels by the
Postal regulations

As there is nothing to show
that the parcels from the Revenue
Board exceeded the prescribed limit
of weight & size it is clear the Rail-
way Company have no right to any
fine for their carriage.

Service parcels, which exceed
the weight & size, are never received
from any other Department by the Post
Office for despatch by Railway.

I have the honor to be

Sir,
Yours Most Obedt Servant

Miscellaneous No. 1139 Revenue Department

Proceedings of the Board of Revenue
dated 13th October 1870.

Read the following.

No. 335

From G. Lee Morris Esqr
Collector of Tanjore

To J. J. Esqr
Ag Secretary to the
Board of Revenue

Sir,
With reference to the Board's Pro-
ceedings dated 7th September 1870 No. 771,
I have the honor to state that the 18
bundles therein referred to did not contain
Stationery but Tamil Acts of 1869 from
the Government Office. These bundles
exceeded the limit in size and weight
of Service Banghy Parcels, each being
a funny bag containing from 12 to
15 parcels of the aforesaid Acts, each
of such parcels weighing between
400 and 500 Rupees. The maximum
weight of a Banghy Parcel prior to

61.10.1870

of the amount of Rs. 1000/-
No. 2847-25-1870

to April 1870 was Rs 600 and each bag
therefore must have been considerably
heavier. If these parcels had not been
put into the bags as they were, there would
have been no occasion for railway fare
having been demanded.

2. From enquiries made in the Post
Office at Tanjore by my Treasury Dy,
it appears that these parcels must
have been sent separately from the
Government Secretariat to the General
Post office at Madras, where they were
tied up in bags as above mentioned.

Tanjore Colln Office } I have be
Tanjore 30th Sept/70 } signed J. G. Lee Morris
Collector.

Communicated to the Ag Consulting
Engineer for Railways with reference
to his letter dated 29th July 1870 No 441.

/True copy & Extract/

J. G. Lee Morris
Ag Secretary.

To
The Ag Consulting Engineer
for Railways.
J. G. Lee Morris

Proceedings of the
Board of Revenue
Dated 13^d October 1870
Resd. 14 — 80.

N^o 4250 20

Railway Department Consulting Engineer's Office

N^o 592

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To

The Agent and Manager
Madras Railway Company.

Sir

With reference to your letter N^o 5714
of the 12th instant, I have the honour to
inform you that your former letter of the
23rd July, has not been lost sight of: but
I have not yet ascertained the size and
weight of the packages of stationery therein
referred to. My own opinion is, that the Rail-
ways have no claim at all for the conveyance
of stationery, provided the packages are
within the regulative size of banyan parcels.
Mr. Betts' letter to yours of the 10th instant.
N^o 11502/4206 specifies the total weight, on the
5th and on the 6th. but says nothing about
the bulk of any one package.

2. The Post Office puts a limit on the weight of one letter, but will take any number of tons of letters each being within that limit.

I have No.

Madras
13 October 1870

1 signed / J.B. Prendergast Capt. R.E.

Ag. Cons. Eng. for Railways.

1 True copy /

Wm Prendergast Capt. R.E.

Ag. Cons. Eng. for Railways.

10/11/70

No. 583

MADRAS RAILWAY.

AGENT AND MANAGER'S OFFICE.

Madras, 14th October 1870.

From Robert B. Elwin Esq.

Agent and Manager.

To Captain H. L. Prendergast R.E.

Consulting Engineer for Railways.

SIR,

In acknowledging the receipt of your letter No. 592 of this date I have the honour to state that in my opinion the size and weight of the Packages of Stationery referred to have nothing whatever to do with the question.

2 The ground I take is that Government Departments have no right to send Stationery over the Railway free of charge, because it is expressly provided in the Contract that the Railway Company is to

13
receive payment for the carriage of
"General Stores", and you will I think
agree with me that Stationery comes
under this denomination.

3 This is the point upon
which I wish for an expression of the
views of Government, and I will
therefore ask you to be kind enough
to take an early opportunity of
submitting the question for decision.
I have the honor to be

Sir,
Yours Obedient Servant
Wm. J. W. W.
Agent & Manager.

No. 394

MADRAS RAILWAY.

AGENT AND MANAGER'S OFFICE.

Madras, 23rd July 1870

From

A. B. Edwin Esq.
Agent and Manager. *of the M.R.*

To

Captain H. L. Pendergast R.E.
Acting Consulting Engineer for Railways.

SIR,

In reference to your letter
No. 374 of the 14th instant, I have the
honour to request your special attention
to Clause 50 of the Contract between the
Honourable East India Company and the
Madras Railway Company.

Under that Clause "Government
Mails and Post bags" are conveyed over
the Railway free of charge, but it is
specially provided therein that "all several
Stores" shall be conveyed "at the lowest rate
for the time being chargeable for the carriage
of such goods and merchandise."

I trust that upon re-consider-
ation you will see that the packets of
stationery in question must be considered
to come under the head of "several stores"
and that we cannot be expected to convey

MADRAS RAILWAY.

From

The Agent and Manager.

The Consulting Engineer

for Railways.

Detail 1st Division 1870.
Recd. 18th

No. 583.

Replying to letter
No. 374 of the 14th
inst. signed by the
Honourable East India
Company, over the
Madras Railway.

them free as 'Mails and Post bags' 7

H. If however you do not see
reason to alter your opinion, I request
that you will be good enough to refer
the matter for an expression of the views
of His Excellency the Governor in Council.

I have the honour to be,

Yr most obedient servant
Wm. J. Harris
Agent and Manager

No. 257.

MADRAS RAILWAY.

AGENT AND MANAGER'S OFFICE.

Madras, 12th May 1870.

From

J. W. Mellis Esq

Asst Agent and Manager of the M. R. Co.

To

Captain H. L. Pendergast, R.E.,

Asst. Consulting Engineer for Railways.

Sir,

I have the honor to enclose you a copy of the correspondence noted in the margin regarding 18 packages of Stationery which were conveyed by Railway from Madras to Tanjore on the 19th of December last and which it appears were despatched by the Secretary to the Board of Revenue to the Deputy Collector in charge of the Treasury at Tanjore.

It will be observed from the correspondence that upon the agent of the Great Southern of India Railway Company sending in a Bill for the carriage of the packages over that Company's line from Madras to Tanjore, he was informed by the Postmaster General that such packages should be conveyed free.

We have no means of ascertaining whether the Stationery in question was conveyed free of charge over this Company's

From

MADRAS RAILWAY.

The Agent and Manager.

To

The Consulting Engineer

for Railways.

1870/50

Date 23rd May 1870
Recd 25th "

No. 257.

Stationery to Madras. 15th May 1870, that under Clause 20 of the Statute of 1845 the Madras Railway Company is to be responsible for the carriage of all Stationery in the Packet of Stationery in question under the Statute of 1845. It is to be noted that the Madras Railway Company cannot be held responsible for the carriage of Stationery under the Statute of 1845.

line from Madras to Coode but from 35B
Colonel Pears' reply to Mr. Beth there seems
to be no doubt that it was -

4. Under these circumstances I
am desired by the Agent and Manager to
state that in his opinion the contract between
the Honorable East India Company and
the Madras Railway Company will not
bear the construction which appears to have
been thus placed upon it by the Postmaster
General and that he cannot admit the
right of the Revenue authorities to send
Packages of the nature in question over
this line free of charge.

5. I am to request therefore that
you will be so good as to refer the matter
for an expression of the opinion of His
Excellency the Governor in Council.

I have the honor to be,
Sir,
Your most obedient servant

J. H. Melis.
Asst. Agent & Manager.

No. 574

MADRAS RAILWAY.

AGENT AND MANAGER'S OFFICE.

Madras, 12th October 1870.

From

R. D. Clinin Esq^d

Agent and Manager of the M.R. Co.

To

Captain H. C. Prendergast R.E.
Acting Consulting Engineer for Railways.

Sir,

Adverting to my letter No. 394 of the 23rd July last (to which I have not as yet been favored with a reply) I have the honor to enclose copy of a letter addressed to me by the Agent of the Great Southern of India Railway Company calling my attention to the fact that about a ton of stationery for the Deputy Collector of Tanjore has recently been sent by railway from Madras to Tanjore in charge of the servants of the Post Office.

2. Packets of stationery clearly come under the description of "General Stores" and clause ~~XX~~ of the Contract between this Company and the Honorable East

X
No 11502 of
4206
10th Oct 1870

MADRAS RAILWAY.

From

The Agent and Manager.

To

The Consulting Engineer

for Railways.

Per 11/10/70

Date 10th May 1870.
Recd 13th "

No. 257-

Noting that the agent

lettering is of opinion

that the cost of stationery

should be added to the

cost of the stationery

should not be

Governor in Council

11
India Company expressly provides
that as such the Railway Company
is entitled to payment for the
conveyance of them.

3. I have the honor to request
that you will be so good as to
obtain, as soon as possible, an
expression of the views of His
Excellency the Governor in Council
on this subject, as requested
in paragraph 4 of my letter
mentioned above -

I have the honor to be
Sir
Your most Obedient servant

W. J. H. W. H.
Agent and Manager.

No 11502
4206.

Great Southern of India Railway
Agents Office
Madras October 10th 1870

My dear Sir

About a ton of stationery
for the Deputy Collector of Tanjore
has recently been sent by railway
from Madras to Tanjore in charge of
the Post Office servants.

The exact dates and weights
are as follows.

October 5th — 1118 lbs
— " — 6th — 1118 - " -

Will you send in a bill for the
conveyance of this stationery at
parcels rate? I think we ought
to protest against the postal
authorities receiving these consignments.
Smaller parcels probably pass
un-noticed, it was the bulk of the
packages sent on the 5th and 6th
instant which called the attention
of our people to them.

Can you establish some check
at Royapuram, the practice of
sending stationery packages by post
may prevail with regard to other
stations besides Tanjore.

Yours faithfully

R. B. Edwin Esq
Madras

Wm. L. Betts
Agent

1870

Agent & Manager

Comp 17/10

MADRAS RAILWAY.

From

The Agent and Manager

To

The Consulting Engineer

for Railways

11/4280/70.

Date 12th October 1870
Recd 13

No. 374.

Enclosing copy of a
letter from the Agent
of the Great Southern
of India Railway
concerning stationery
sent that about a ton
of stationery was sent
from Madras to Tanjore in
charge of the Post Office
servants.

P. W. Dept.

N^o 2847

Proceedings of the Madras Government

Under date the 25th November 1870

Read the following

From the General Engineer } S. E. N^o 122 of 26 October 1870
for Railways

On the 18th December
last the Board of Revenue
despatched to Bangalore
through the Postal De-
partment 18 packages
of Stationery. On arrival
at their destination the
officers of the Great Southern
of India Railway took
exception to the bulk of
the parcels and finding
them to exceed the autho-
rized weight of 2000 lbs.
they submitted a claim
for the payment of the
Railway

1870-71
N^o 2847
S. E. N^o 122 of 26 October 1870

Railway fare for the dis-
tance carried over their
line. The demand having
been admitted by the
Acting Comr Engineer
for Railways, the Board
of Revenue were requested
to take measures for its
early settlement.

G. O. No 1205 of 7 March 1900.

The Agent and Manager
of the Madras Railway
now prefers a claim for
the fare of the same par-
cels from Madras to Erode,
and also requests the orders
of Govt on the liability
of the Company to convey
free of charge packets
of stationery which
whatever their weight or
measurement, can be
thinks

thinks, he considered only
as "General Stores" to be
classified and charged
for as such.

As it is shown
that the 18 packets
referred to exceeded in
weight and dimensions
the limit allowed for
service baggage parcels,
His Excellency the Governor
in Council has no doubt
of the Railway Company
being entitled to demand
the regulated fare for their
carriage, and the Board
of Revenue will accordingly
arrange for the early
adjustment of the claim.
and take measures for preventing the recurrence
of cases of this kind.
The Govt however,
agree with the Acting
Comr Engineer in
considering

The Board will also
be requested to avoid
the recurrence of the
incident referred to.
N.

considering that the Railway
Company are bound
under the terms of their
contract to convey free
of charge all service
baggage parcels without
reference to their contents,
subject only to the con-
ditions laid down in
the Postal rules for
parcels of that description.

(4)

AB

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Lo.

The Rev. Secretary

Board of Revenue

Ag. Secy. Engineer

Res. 23/10/70 For Railways

107/120 Q. 12

186 1/2 283
Govt. of 1870 Madras.

PUBLIC WORKS.

To The Revenue Department

Dated

Recd.

Exd. 8

G. O. 25th Nov. 1870.

Nos. 475-476

Stationery. Taking orders in the
letter from the ^{proceeds} for Rail-
ways submitting a claim from
the agent & Manager, Madras
Railway for the ~~same~~ carriage
of stationery from Madras to
Bode on account of the Board
of Revenue & ^{the question of} ~~the~~ the
liability of the Railway
Company to convey free of
charge packets of stationery.