

28TH OCTOBER 1884, No. 2494, FINANCIAL.

GOVERNMENT OF MADRAS.
FINANCIAL DEPARTMENT.

READ—the following paper :—

Proceedings of the Government of India, Department of Finance and Commerce
(Accounts and Finance—Rate of Exchange), dated Simla, 11th October 1884,
No. 3791.

Read—the following :—

From Her Majesty's Secretary of State for India, to the Government of India,
dated 4th September 1884, No. 43.

I have received your Excellency's Financial letter, No. 204, dated 4th July 1884,
in which you request that provision may be made in the shipping documents for
the recovery of deductions from freight in India at the rate of exchange fixed
annually for the adjustment of financial transactions between the Imperial and Indian
Governments.

2. I have accordingly sanctioned an addition to the 13th clause of the printed
conditions for freight and conveyance of stores (see copy annexed), which will effect
this object.

ENCLOSURE.

INDIA OFFICE, STORE DEPARTMENT.

Conditions for Freight and conveyance of Stores.

NOTE.—The term "owner," used in the following conditions, is to be understood as signifying the registered owner
or owners, or the person or persons on whose behalf the vessel is tendered.

1. The vessel is to be tight, staunch, strong, fully equipped, efficiently manned, and in every
way fitted for the voyage, and must sail under the British flag. She must be properly laden, and
to a safe draught of water.

2. No vessel which is not classed A1 at Lloyd's, or red or black in the Liverpool registry, or
which does not hold a Board of Trade passenger certificate, will be accepted without survey. The
Secretary of State for India in Council, however, reserves to himself the right of having any
vessel surveyed and of rejecting any vessel without assigning a reason.

3. Should the vessel not be ready to load or to sail by the dates stated in the tender, the
owner will be liable to pay to the Secretary of State in Council the sum of £10 as liquidated
damages for each day's delay in either event, provided the delay shall not have been caused by
any default on the part of the Government. The Secretary of State in Council may deduct these
damages from the amount payable for freight.

4. The stores will be sent alongside the vessel in the loading-dock mentioned in the tender
as soon as practicable after the day fixed for loading, but not later than 14 days after the accep-
tance of the tender. The owner will receive and ship the stores as they are sent alongside, and
will hold the Secretary of State in Council free from all claims for demurrage on steamer, craft,
or wagon alongside.

5. The owner is to provide all necessary machinery, tackle, &c., and to bear any other expenses (including enlargement of hatchways, &c.) that may be required for taking and stowing the stores on board and delivering the same overside in India.

6. Acids or other stores to be kept on deck must be stowed to the satisfaction of the officers of Store department.

7. Vessels carrying malt liquor must be ventilated to the satisfaction of the Surveyor appointed by the Secretary of State in Council. Malt liquor is not to be stowed by night, except with the sanction of the Surveyor. In iron vessels it must be stowed in the lower hold, and in steam vessels forward of the engines. The coins for its proper stowage and all the dunnage wood used on board the vessel must be approved by the Surveyor.

8. Gunpowder, ammunition, or other explosives, as defined by section 3 of the Explosives Act, 1875, must be stowed in accordance with Admiralty Regulations; and all magazines provided by the owner under these regulations must be approved by the Surveyor appointed by the Secretary of State in Council.

Notice in writing must be given to the Superintendent, India Store Depôt, Belvedere Road, Lambeth, three clear days before the vessel will be ready to receive the stores mentioned in this clause.

9. No petroleum, guano, green hides, creosote or creosoted goods, or other deleterious cargo, are to be shipped on private account in vessels engaged to carry malt liquor, provisions, or medical stores. No gunpowder, ammunition, or other explosives, as defined by section 3 of the Explosives Act, 1875, matches, fuzes, or dangerous chemicals, are to be shipped in any vessel on private account except under a certificate from the Surveyor appointed by the Secretary of State in Council permitting the shipment of such explosives or dangerous stores, which must be stowed to the satisfaction of such Surveyor, and in accordance with Admiralty Regulations. Coals or coke are not to be taken in vessels carrying malt liquor, except under like permission and certificate of the Surveyor, unless they are stowed in a separate compartment in iron vessels. In the event of a breach of all or any one of the provisions of this clause, the owner will be liable to forfeit the freight, and to make good all loss or damage sustained by the Secretary of State in Council.

10. Bills of lading, in the annexed India Office form, shall be signed by the master, or other competent persons producing the master's written authority to sign on his behalf. In London they are to be signed at the office of the Superintendent, India Store Depôt, Belvedere Road, Lambeth.

11. Should the owner fail to take by the vessel named the stores contracted for, or any portion thereof sent alongside, as provided in clause 4, the Secretary of State in Council shall have the right to forward the stores so not taken by any other vessel or route, and to charge to the owner, or deduct from the amount payable for freight, any demurrage and additional freight he may incur by so doing, and also all other additional expenses of whatsoever kind caused by or arising out of the owner's default.

12. The stores will be taken from alongside the vessel in India by the officers of Government upon 24 hours' notice given to them by the master that he is ready to deliver; and the stores shall be delivered as the officers of Government may direct, and into boats alongside or on to wharves or jetties, as they may require.

13. Subject to the performance of the contract in accordance with the foregoing provisions and with the annexed tender freight will be payable as follows, viz., four-fifths thereof in England within 21 days after the bills of lading are signed and the vessel has left the port; and the remaining one-fifth shall, subject to the deductions hereinafter mentioned, be payable in India in Indian currency (at the rate of exchange of 1s. 7½d. per rupee) to the master or his order on production of a certificate of the officers of Government of the due delivery of the stores, according to the tenor of the bill of lading, and in accordance with these conditions. In the event of any loss being sustained by Government by reason of any injury to the stores, or of any deficiency in the quantity delivered, not covered by the printed exceptions in the bill of lading, the Government may deduct the value of such loss, at the above rate of exchange, from the portion of the freight payable in India, or, if necessary, recover the same from the owner. If the freight, together with any other freight payable in respect of any other stores shipped by the Secretary of State in Council on board the vessel, for the same voyage and port, does not exceed £50, the whole will be paid in England. No charge will be allowed under the head of "Primage."

14. Any claim for average is to be settled according to the custom at Lloyd's.

15. The owner is not to be a member of the House of Commons, such person being by Act 22, Geo. 3, cap. 45, neither alone nor jointly with any other person, competent to enter into the contract, which will be made upon the condition that no such member is to be admitted to any share or part thereof, or to any benefit or advantage to arise therefrom. This will not, however, extend to any incorporated trading company tendering in its corporate capacity for the benefit of such company.

N.B.—The Secretary of State for India in Council reserves the right of rejecting any and all tenders without assigning a reason.

[All blanks must be filled up by the tenderers.]

TENDER FOR FREIGHT AND CONVEYANCE OF STORES

From _____ to _____ via _____

Name of vessel and of owner.	Class, and in what register.	If Board of Trade certificate, date when it will expire.	Gross register tonnage.	Nominal horse-power.	Dock where now lying, and where to load.	WHEN VESSEL WILL BE READY			Intermediate ports, if any, at which vessel will call.
						For survey.	To load.	To sail.	

On behalf of the owner* we do hereby offer to convey, for the Secretary of State for India in Council, upon the above conditions, the undermentioned estimated quantities of stores by the above vessel from _____ to _____, at the following rates:—
+ Steam or sailing. via

TONS ESTIMATED.		Description of stores.	RATE OF FREIGHT PER TON.	
Weight.	Measurement.		Weight.	Measurement.

And we agree to abide by this tender should its acceptance be signified to us within three days after the day appointed for its receipt.

Should we withdraw this tender before the expiration of such three days we agree to pay, a liquidated damages by reason thereof, the sum of 5 shillings per ton for every ton of the above estimated quantities of stores.

Signature _____, Brokers.*

Address _____
Dated the _____, 188 .

† To be signed by the owner unless the broker attaches to the tender an authority from the owner to sign on his behalf. do hereby authorize to agree with the Secretary of State for India in Council for the freight and conveyance of the above stores on the above terms and conditions.

Signature _____, Owner.
Address _____
Dated the _____, 188 .

To the Secretary of State for India in Council, India Office, London.

* The words "on behalf of the owner" are to be struck out, and the word "owner" substituted for "brokers" if the vessel is tendered directly by the owner.

India Office Form of Bill of Lading.

Shipped in good order and condition, by the Secretary of State
for India in Council, on board the vessel called the

whereof is Master

for this present voyage
and now lying in

, and bound for

being marked and numbered as in the margin, and are to be
delivered in the like good order and condition at the aforesaid
port of (the Act of God,
the Queen's enemies, fire, and all and every other dangers and
accidents of the seas, rivers, and navigation, of what nature
and kind soever during the said voyage, always excepted), unto
the there resident, or to their assigns, *freight* being payable at the rate
and upon the terms mentioned in the agreement for the conveyance
of the stores.

In witness whereof the Master of the said vessel hath affirmed
to three bills of lading all of this tenor and date; the one of which
being accomplished, the other two to stand void.

Dated in the 188

Order—

Ordered that the despatch be communicated, in continuation of communication
from this department, No. 1969, dated 4th July 1884, to the several departments of the
Government of India; to the Governments of Bengal, Madras, and Bombay, and the
Chief Commissioner of British Burma; to the Comptroller and Auditor-General and
the Accountants-General, Bengal, Madras, and Bombay; the Comptroller, British
Burma, and to the Mint Masters, Calcutta and Bombay.

(Signed) J. E. O'CONOR,
Asst. Secy. to the Govt. of India.

ORDER—dated 28th October 1884, No. 2494, Financial.

Communicated to the Master Attendant and to heads of departments in continu-
ation of G.O., No. 1637, dated 21st July 1884.

(True Extract.)

E. F. WEBSTER,
Chief Secretary.

To the Master Attendant, Madras, } with copy of G.O. No. 1637.
„ heads of departments, }

Exd. C. Howarth.

P.W.D.

N^o 2868 May 15th Nov^r 1884

Govt. of (1884) Madras.

FINANCIAL.

Communicated to
the officers concerned, in
Continuation of G.O. 1822^r
of 28th July 1884.

(Signed) *Jff*

Issued

Recd.

Encl.

G.O., 28th October 1884, No. 2494.

N^o 2868 May 15th Nov^r 1884

OCTOBER.

Stores.

Communicating to the Master Attendant and
to heads of departments despatch from the Secre-
ary of State regarding the rate of exchange at
which recoveries in India on account of damages
or short deliveries of — shipped from England
should be made.

With Order

C. E. for Rys.
S. E. I Circle
Supt. M. H. Works
L & P. W. Accts
" State Ry. Accts
" Ry. Accounts.