(1) Number of pages 28

(2) Date of repair 21/9 87

(3) Initials of the Referencer g

TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

P.W. DEPARTMENT

G.O. No. B.P. No.	173-W	Press. Mis.
Dated	21-1-1885	~~198~~ .

A-H

Not to be folded or roughly handled

Archives 1—10,006 1 -80.

70

21st January 1885, No. 173 W., Public Works.

173/1

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Buildings and Roads.
Civil Works.

Read—the following paper :—

From the Government Solicitor, dated 13th January 1885, No. 13.

Order—dated 21st January 1885, No. 173 W., Public Works.

The construction of the bridge across the canal to the north-west of the Senate House having opened a new and direct communication between the Mount Road and the South Beach through the Government House Park, His Excellency the Governor in Council sanctions this line of road being thrown open to the public.

2. The Police authorities will, however, be instructed to see that no *carts, jutkas, or vehicles plying for hire* are allowed upon it.

3. The maintenance of the road and bridge will be intrusted to the Consulting Architect to Government.

(True Extract.)

Major, R.E.,
Under Secy. to Govt., P.W.D.

To the Consulting Architect to Government.
" Superintending Engineer, V Circle.
" Judicial Department.
" Financial "

Exd. E. Fernandez.
Spare Copies

BUILDINGS AND ROADS.
CIVIL WORKS.

Govt. of [1885] Madras.
PUBLIC WORKS.

Dated January, 21st.

Recd. Encl.

G.O., 21st Jan. 1885, No. 173 W.

JANUARY.

Bridge across the Canal near the Senate House

Orders throwing open to the public the new bridge across the canal to the north-west of the Senate House and road between the Mount Road and South Beach through the Government House Park.

No. 13.

173/2

Madras 13th January 1885.

From
Ernest Barclay
Government Solicitor
Madras.

To
The Secretary to Government
Public Works Department
Madras.

Sir

1. I beg to acknowledge receipt of your Memorandum dated 8th instant No. 46C.

2. Assuming, as is no doubt the case, that the Park to Government House is vested in Government, Government would have the right to impose such restrictions as they may deem fit with regard to what vehicles should pass through the Park, subject however to any rights of the Public. Whether the Public have any rights in the matter I am not in a position to say, but I doubt it.

3. I see therefore no legal objections to the

proposed restrictions as to the use of the road referred to in your memorandum under reply, but, I am inclined to think that such restrictions should be imposed by Government rather than by His Excellency the Governor. The proper course would be to direct the Police to prevent all but private carriages passing along the road in question

I am Sir

Your obedient Servant

Ernest Barclay

Government Solicitor

13 JAN 75

No. 46 Cap 8th January 75

173/4 P.W.D.

Memorandum

The construction of the bridge across the Canal to the west of the Senate House having restored direct communication between the Mount road and the South beach, ~~and~~ through Govt House Park, His Excellency the Governor is willing to allow the use of the road to private carriages, but ~~desires~~ wishes that no Carts, jutka or vehicles plyi

opened a year

own hire, should
allowed on it.

2. The undersigned
directed to inquire
whether any legal
ctions exist to
s restricting the
e of the road
and whether any
particular steps
re necessary to
secure the observance
f the conditions
ought to be im-
posed.

C.S.
8.1.85

J.S.
8.1-85
W

Jo
10

No 46 Cd/8-1-85

To The Govt Solicitor

173/5

GOVERNMENT OF MADRAS.

Public Works Department,
Chepâk,
6-1-1885

My dear Awdry:

Now that the new bridge near Senate House is finished & open to traffic there is little doubt that the [illegible] side road through the Govt. House park will be used much more than heretofore. With His

173/6

Excellency's permission, I propose that strict instructions shall be given to the effect that the use of the road is to be restricted to private Carriages, — and that no carts, jutkas, or vehicles plying for hire, are to be permitted to use it. Such was I believe the order formerly in force ~~took~~ when Sir Charles Trevelyan first allowed the public to use the road, — and it seems to me in every way reasonable.

Please let me know if it meets with the Governor's approval.

ot Solicitor

P. M

Yours sincerely
V. Marsthewan

My dear Colonel

His Excellency quite approves of the proposal in your note which I return for ready reference. I am

Yours sin'y
A Awdry

6: Jany 1885

dear Colonel

With regard to
, admitting 'Carts
kas and vehicles
ing for hire' on the
road along the
en, His Excellency
e I have better.
d that you will

No. 46 C a/8/1/85 – 173/10
with Col. 282.

W.

It seems to me that H.E. can exclude anyone he objects to from his park. The road need not necessarily be "thrown open to the public".

A difficulty may be that the new bridge takes off from a public thoroughfare, &, the canal crossed, there is nothing to indicate the entrance to a private demesne.

Would it not be well to obtain the opinion of the legal advisers of Govt., the point being a legal one?

Cd.
7–1–85

Yes. I think this is what H.E. wishes. Please have necessary reference prepared.

7.1.85

C.a.W.
Have reference drafted, please.
Cd.
7.1.85

1885

for reference any papers there may be on record in connection with the restriction imposed by Sir Charles Trevelyan. The Governor would seem to have the power to prevent thoroughfare through his parks & might therefore close the road entirely as was done by the Duke of Buckingham. but having opened a road to the public, I am not quite certain whether he would be within the law in excluding any portion of the public.

R.S.
7-1-85

To D.W. For remarks.
JM
7.1.85

C.A.W.

Please see these notes which passed with the private Secretary.

I think there is no doubt on the point raised in Major [illegible] of the last note. The road in question is I presume a private road through Govt House park and ~~the remainder~~ has been newly constructed.

What is the correct course in order to ascertain for certain how the law stands?

7.1.85

To W/ It would be well, I think, to call up

173/17

PUBLIC WORKS DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

UNDER date the

READ the following

From

The Govt. Solicitor - (H.C. No. 13 of 15th Jany/85)

The construction of the bridge across the Canal to the north-west of the Senate House having ~~produced~~ opened a new direct communication between the Mount road and the South beach, through the Government House Park His Excellency the Governor in Council sanction this line of road ~~the road through Govt. House Park~~ being thrown open the public.

The Police uthorities will owever be instructed to see that no ants, jutkas, or hicles plying for ire, are allowed n the road

The maintenance f the road and ridge will be ntrusted to the onsulting Architect Government.

~~The Hon. H. E. Sullivan~~
~~The Rt. Hon. the Governor~~

173W

16 JAN 85

Better make fresh c for the press.

21 JAN 85

CH.
.1.85

14.1.85

Circ: 16/1/85

CA to Govt:
S.E. V Circle
Jud Deptt.
Fin Deptt.
(~~Chief Secy for favour of Governor's initials~~)

X
From Orders

No 173-W

PUBLIC WORKS DEPARTMENT.

Buildings 1st Divn
Civil Works

173/13

[illegible]

PROCEEDINGS OF THE MADRAS GOVERNMENT.

UNDER date the 21st January 85.

READ the following

From the Govt. Solicitor (H.E. No. 13 d/13th January 1885)

The construction of the bridge across the Canal to the north west of the Senate House having opened a new and direct communication between the Mount Road and the South Beach, throug the Government House Park, His Excellency the Governor in Council sanctions this line of road being throw open to the public.

The Police authorities
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ehicles plying for
ire, are allowed upon
t.

The maintenance of the
road and bridge will
be intimated to the
Consulting Architect to
Government.

21-1-85

Consg Architect to Govt.
S.E. V Circle.
Judicial dept.
Financial dept.

Desp.d 24-1-85

Govt. of 1885 Madras.

PUBLIC WORKS.

Dated 22-1-85

Recd. Encl.

G.O., 21 Jan 1885, No. 73 W

Bridge across the Canal near the Senate House

Orders throwing open to the Public the new bridge across the Canal to the north west of the Senate House & road between the Mount Road & South Beach through the Govt House Park.

7o/5

Ad 30

Jd 22/1