(1) Number of pages

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(3) Initials of the Referencer

TAMIL NADU ARCH

GOVERNMENT OF TAMIL NADU

PW

DEP

G.O. No. ~~B.P. No.~~	2606 (W) & 2607	Press. ~~Mis.~~
Dated	5. 11. 1885	~~198~~ .

Not to be folded or roughly handled.

5th November 1885, No. 2606 W., Public Works.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

General.
Account.

Read—the following papers :—

From Colonel F. S. STANTON, R.E., Deputy Secretary to the Governme India, Public Works Department (Railway Stores), to the Secretary t Government of Madras, Public Works Department, Railway Branch, Simla, 7th July 1885, No. 177 R.S.

With reference to the accompanying correspondence (in original, to be retur noted at foot, regarding claims aggregating Rs. 6,247-7-10, preferred against Engineer-in-Chief of the Cuddapah-Nellore State Railway on account of godown for the stores and materials received and landed at Madras for that line, I directed to point out that the claim against the railway appears to have arisen o the defective arrangements made by the General Superintendent of Public W Stores and Workshops, Madras, for stacking the stores, &c., when landed; and any liability, beyond the 5 per cent. which the Railway Department has agreed to for the clearing and forwarding of stores intended for the Bellary-Kistna and Cudda Nellore State Railways, would appear to rest with the Government of Madras.

2. I am therefore to ask for an expression of the views of the Governmen Madras on the subject.

From Colonel H. L. PRENDERGAST, R.E., Superintending Engineer, V Cir to the Chief Engineer, Public Works Department, dated Chepâk, 1 August 1885, No. 2073.

In returning your endorsement, No. 1226 C., dated 20th July 1885, I h the honor to report that it seems to be possible to lessen the amount of godown ground rent charged by the Harbour Dues office, by taking up a piece of ground the beach for stacking rails and sleepers, &c. The General Superintendent of Pub Works Stores considers it will be sufficient to have one ground of 2,400 squa feet, for which a rent of Rs. 6 monthly is to be paid.

2. With reference to the allegation that the claim against the railway has aris out of defective arrangements made by the General Superintendent, Public Wor Stores and Workshops, for stacking the stores, it is to be explained that in lett No. 2922, dated 8th September 1884, to Captain Baddeley, the Engineer-in-Chief the Cuddapah-Nellore State Railway requested that the stores might be handed ov to his storekeeper, who should be asked to take charge of stores, before any cost removal on land was incurred. The Engineer-in-Chief thus clearly threw upon h own subordinate the responsibility of removing stores from the beach.

3. The General Superintendent, Public Works Stores, with his letter * enclose forwards two bills reduced to Rs. 232-12- and Rs. 11-0-4, and suggests that the bil for godown rent for the stores of the Cuddapah-Nellore State Railway be returned an reduced likewise.

* No. 381 S.R., dated 8th August 1885.

4. Mr. O'Connell makes a suggestion that, when large consignments are brough on shore, the Store Department should not be charged godown rent (*i.e.*, for occupatio of the beach beyond the one ground to be rented), provided 100 tons are removed daily

I think this suggestion is a good one; but, if it be approved, the relaxation of th rule in section 6 of the Madras Harbour Dues Act should be applicable to the publi generally.

5. A question has been referred by the Government to the Harbour Committee regarding the proposal to charge a certain rate for timber left on the harbour beach and I would recommend that this question of time, as well as of the amount [illegible] payment, should be referred also to the Harbour Committee.

From H. O'CONNELL, Esq., General Superintendent, Public Works Stores, and Port Storekeeper, to the Superintending Engineer, V Circle, dated Madras, 8th August 1885, No. 381 S.R.

In forwarding herewith a letter from the Deputy Master Attendant, Madras, I have the honor to suggest that one ground be hired for the stacking of State Railway Stores.

2. I also beg to enclose a letter with two *revised* bills received from the Deputy Master Attendant. The bills first presented were for Rs. 1,436-5-8 and Rs. 264-5-3. These have now been reduced to Rs. 232-12-4 and Rs. 11-0-4, respectively.

3. I would suggest that the bills for godown rent for the stores belonging to Cuddapah-Nellore State Railway be returned and the amounts reduced in the same manner, at the same time. I beg you will represent to Government that owing to large consignments arriving at the same time, it was impossible with the available means to remove the stores within the time allowed.

4. In the case of the stores that arrived by the steamers *Avocet* and *Sir Garnet Wolsley*, the stores were removed at the rate of 125 tons per day, and I submit that this department cannot be expected to do more. I would suggest that Government be asked to rule that, when large consignments are received, this department be charged no godown rent, provided 100 tons per day are removed.

G.O., dated 25th September 1885, Mis. No. 408, Marine.

From J. H. TAYLOR, Esq., Lieut., R.N.R, Master Attendant, Madras, to the Chief Secretary to Government, dated Madras, 9th September 1885, No. 7480.

In attention to Marine reference No. 1544 of 1st instant, regarding harbour dues charges on State Railway stores, I have the honor to remark that the charges have been revised and reduced to the very lowest limit; and with reference to Mr. O'Connell's suggestion that if 100 tons daily are removed from the beach no charge should be made for ground rent, such a concession, if granted to the Port Storekeeper, must necessarily be extended to the general public also, as pointed out by Colonel Prendergast in paragraph 4 of his letter, No. 2073, of 13th ultimo, to the Chief Engineer.

2. I enclose a memorandum on the subject from the Deputy Master Attendant, to whom the matter was referred for report, and who has gone into full details, and I agree with him that as the formation of a port trust will soon be a *fait accompli*, the whole question may well be allowed to lie over for the present.

Order—dated 25th September 1885, Mis. No. 408, Marine.

Communicated to the Public Works Department, with reference to its memorandum, No. 514 E., dated 25th August, with an intimation that Government in the Marine Department take the same view as the Master Attendant of the suggestions contained in paragraphs 3 to 5 of the Superintending Engineer's letter, No. 2073, dated 13th August 1885.

(True Extract.)

(Signed) J. D. REES,
Under Secretary.

2606/2

Letter from the Government of India, dated 26th September 1885, No. 177-1 R.S.

From Colonel W. H. BURTON, R.E., Officiating Superintending Engineer, V Circle, to the Chief Engineer, Public Works Department, dated Mysore, 21st October 1885, No. 3112.

With reference to your memorandum, No. 1621 C., dated 10th instant, I have the honor to report that the stores for the Cuddapah-Nellore State Railway were landed at Madras—

Per S.S. *Cormorant* from 2nd to 6th January 1885.
" *Clan Mackintosh* from 23rd to 27th January 1885.
" *Hawarden* from 23rd January to 2nd February 1885.
" *Hatfield* from 28th February to 9th March 1885.

2. Intimation of these consignments having been landed was given by the General Superintendent, Public Works Stores, to the sub-storekeeper of that railway on the 14th January, 29th January, 5th February and 13th March.

3. On the 7th February 50 under-frames for wagons weighing 52 tons, per S.S. *Cormorant*, were handed over to the sub-storekeeper of the State Railway, 8 were removed by him from the pier by 28th of February, 16 during March and 26 during April.

On the 9th February 20,119 C.I. sleepers or chairs weighing 420 tons, per S.S. *Clan Mackintosh*, were handed over, 11,898 were removed by him by 28th of February, 7511 during March, and 710 during April.

On the 10th February 11,062 steel rails weighing 1,600 tons, per S.S. *Hawarden*, were handed over, of which 2,592 were removed by him by 28th February, 2,586 during March, and 5,884 during April.

On the 18th March 3,246 steel rails weighing 468 tons, per S.S. *Hatfield*, were handed over to him, and these were removed by him during April.

4. The total weight of the above stores handed over to the sub-storekeeper of the Cuddapah-Nellore State Railway was 2,540 tons. Had the Engineer-in-Chief of that railway left the removal of these stores to the Public Works Stores Department, the heavy charge for godown rent would have been obviated; but the Engineer-in-Chief had debarred the General Superintendent, Public Works Stores, from incurring any expense on account of removal charges. As they are landed the stores for the two railways are sorted on the beach, those for the Cuddapah-Nellore State Railway are taken over by the sub-storekeeper of that railway, and those for the Bellary-Kistna Railway are removed by the Public Works Stores Department. I consider the Public Works Stores Department was in no way responsible for the delay in removing from the beach the stores landed at Madras as above for the Cuddapah-Nellore State Railway and for the consequent heavy godown rent which accrued.

ORDER—dated 5th November 1885, No. 2606 W., Public Works.

The proceedings in the Marine Department will be communicated to the Superintending Engineer, V Circle.

2. The following letter will be addressed to the Government of India.

(Here enter No. 2607 W., dated 5th November 1885.)

(True Extract.)

Col., R.E.,
Secy. to Govt., P.W.D.

To the Superintending Engineer, V Circle, with 4 enclos.
" Consulting Engineer for Railways.
" Marine Department.

Exd. J. Henricus.

Spare Copies

GENERAL.
ACCOUNT.

Govt. of 1885 Madras.

PUBLIC WORKS.

Dated November, 5th.

Recd. *Encl.*

G.O., 5th Nov. 1885, No. 2606 W.

NOVEMBER.

Rent

Ordered that the Government of India be addressed on the subject of the claim for godown — preferred against the Engineer-in-Chief, Cuddapah-Nellore State Railway, for stores, &c., received and landed at Madras.

5th November 1885, No. 2607 W., Public Works.

2606/3

PUBLIC WORKS DEPARTMENT.

General.
Account.

Letter—from

Colonel J. SHAW-STEWART, R.E.,
Secretary to the Government of Madras,
Public Works Department,

To

The SECRETARY to the GOVERNMENT of INDIA,
Public Works Department.

Sir,

I am directed to acknowledge the receipt of your letter, No. 177 R.S., dated 7th July 1885, pointing out that a claim amounting to Rs. 6,247-7-10, preferred against the Engineer-in-Chief, Cuddapah-Nellore State Railway, on account of godown rent for stores and materials received and landed at Madras for that line, appears to have arisen out of defective arrangements made by the General Superintendent, Public Works Stores, Madras, for stacking the stores when landed, and that any liability, beyond the 5 per cent. which the Railway Department has agreed to pay for the clearing and forwarding of stores, would appear to rest with the Government of Madras.

2. In reply, I am directed to state that, in a letter, dated 8th September 1884, addressed to the General Superintendent, Public Works Stores, the Engineer-in-Chief, Cuddapah-Nellore State Railway, requested that stores for that line might be handed over to his storekeeper, who would take charge of them before any cost of removal on land was incurred. The Engineer-in-Chief thus threw on his own subordinate the responsibility of removing the stores from the beach, and it appears to this Government that the amount of godown rent is therefore a legitimate charge against the railway.

3. The bills in question were referred to the Marine Department to ascertain whether any reduction of the charges could be effected, but the Master Attendant reports that they have already been reduced to the lowest limit admissible.

4. The General Superintendent, Public Works Stores, suggests that, if one ground, or 2,400 square feet of land, on the harbour foreshore be hired from the Marine Department at Rs. 6 per mensem, all stores for the railway can be stacked thereon free of godown rent, and I am to request that sanction may be conveyed to this procedure.

5. A copy of the proceedings of this Government on the subject is forwarded herewith for perusal, and the enclosures of your letter are returned.

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

Colonel, R.E.,
Secretary to Government, P.W.D.

Fort St. George,
5th November 1885.

Exd. J. Henrious.
Spare Copies

GENERAL.
ACCOUNT.

Govt. of (1885) Madras.
PUBLIC WORKS.

Dated November, 5th.

Recd. *Encl.*

5th Nov. 1885, No. 2607 W.

NOVEMBER.

Rent

On the subject of the claim for godown — preferred against the Engineer-in-Chief, Cuddapah-Nellore State Railway, for stores received and landed at Madras.

All communications should be addressed to the Secretary.

No. 177 R.S.
GOVERNMENT OF INDIA.
PUBLIC WORKS DEPARTMENT.
Railway Stores.

2606

The Secretary to the Governmen
Public Works Depart
Railway B

Simla, 7th J

Sir,

With reference to the acco
correspondence (in original, to be
noted at foot, regarding claims
Rs 6247-7-10 preferred against the
-in-Chief of the Cuddapah Nello
Railway on account of godown
the Stores and materials received
landed at Madras for that Lin
directed to point out that the
against the Railway appears
arisen out of the defective arra
made by the General Superinte

for stacking the Stores &c when landed; and that any liability, beyond the 5 % which the Railway Department has agreed to pay for the clearing and forwarding of Stores intended for the Bellary-Kistna and Cuddapah Nellore State Railways, would appear to rest with the Government of Madras.

2. I am therefore to ask for an expression of the views of the Government of Madras on the subject.

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

Col. R.E.
Deputy Secretary

SECRETARY TO GOVERNMENT
15 JUL 85
P.W. DEPARTMENT MADRAS

A82

Ent 18/7

No 8

Rec No. 2223
20-7-85

Chepauk
No. 1226 C 20th July /85
Referred to the Supdg Engineer V Circle for early remarks

Documents accompanying

1

Works Store Depart

Madras, 8th August

No. 381 S.R.

26

From

The GENERAL SUPERINTENDENT,
Public Works Stores, & Port

The Superintending Engineer
5th Circ
Che

Sir,

2 Enclosures. (to be returned)

In forwarding here

letter from the Deputy Master A

Madras I have the honor to su

one ground be hired for the stack

State Railway stores

2 I also beg to enclose

with two revised bills received fro

Deputy Master Attendant. The

presented were for Rupees 1436-5-

Rupees 264-5-3 These have now

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3 I would sugges

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I have the honor to be
Sir
Your Most obedt Servant

Hugh O'Connell
Port Storekeeper

R.N. 2604
8-8-85

Public Works Store Department.

From

THE GENERAL SUPERINTENDENT,
P. W. STORES, &c.,
MADRAS,

To

The Supg. Engineer
5th Circle
Madras.

No. 381 S.R.

O. Pro to 7166/85 2

8562

Dated 8th August 1885.
Despd. 8th August 1885.
Recd.

No. of Enclosures. 2.

Forwards letters and the revised bills received from the Dy. Master Attendant and suggests that the Govt. be asked to rule that when large consignments of Stores are received for State Rys no godown rent be charged provided 100 tons are removed by this Department.

No. 2073

SUPERINTENDING ENGINE
V CIRCLE, MADRA
Chepâk, 13th Augu

From

THE SUPERINTENDING ENGINEER,
V CIRCLE,

260

To

THE Chief Engineer
P. W. D

SIR,

Enclosures 14

1 Orig. Endorsement No. 1226 C dated 20 July/85 with 8 enclosures.

1 Letter from the Supt. P.W. Stores No. 381 of 8th Augt. 1885 with 4 Enclosures

14

In returning y
Endorsement No. 1226 C
20th July 1885, I have th
to report, that seem
possible to lessen the p
of godown or ground r
charged by the Harb
Dues Office, by taking
piece of ground on the
for stacking rails an
sleepers &c. The Genera
-intendent of P. W. Stor
-siders it will be suff
to have, one ground, of
feet for which

Rupees 6 monthly is to be paid –

2. With reference to the allegation that the claim against the Railway has arisen out of defective arrangements made by the General Superintendent P.W. Stores and Workshops for Stacking the Stores; it is to be explained that in letter No. 2922 dated 8th September 1884 to Captain Baddeley, the Engineer-in-Chief of the Cuddapah-Nellore State Railway requested that the Stores might be handed over to his Store Keeper, who should be asked to take charge of Stores, before any cost of Removal on land was incurred. The Engineer-in-Chief thus clearly threw upon his own Subordinate the responsibility of Removing Stores from the beach.

3

No. 381 d/ 8th August 1885.

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and Suggests that the b
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Railway be returned &
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2606

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Section 6 of the Madras
Dues + Act should be app
to the public generally.

Act V 1882

print [illegible] + P

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the harbour beach: and I
would recommend that this
question of time, as well as of
the amount of payment, should
be referred also to the Harbour
Committee

I have the honor to be
Sir
Your Most Obedt Servt
Hew L. Prendergast Coll R.E.
Superintg Engr
5th Circle

No 1226 C. 20.7.85

Madras Harbour Dues Act No II of 82.

(1)

From

THE SUPERINTENDING ENGINEER,
5TH CIRCLE,

To

THE Chief Engineer
P. W. D.

Dated 13th } August 1885.
Recd. 14

ENCLOSURES. 14

No. 2073

Godown rent charged by the Harbour Dues Office — Proposes certain suggestions regarding the lessening of — for stores landed at Madras for the State Railways.

Marine Department,

PROCEEDINGS OF THE MADRAS GOVERNMENT.

2606/11

READ the following

From the P.W. Dept, No. 514 E, of 25th August

From the Master Attendant, Madras, d

September 1885, No. 7480.

In attention to Marine

No. 1544 of 1st instant, regarding

Dues charges on State Railway S

I have the honour to remark that

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to the very lowest limit; and with

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such a concession if granted to

Storekeeper must necessarily be

to the General Public also, as,

by Colonel Prendergast in par

letter No. 2073 of 13th ultimo, t

Engineer

2. I enclose a memo: on th

from the Deputy Master at

to whom the matter was referred for report, and who has gone into full details and I agree with him in that as the formation of a Port Trust will soon be a fait accompli, the whole question may well be allowed to lie over for the present.

Order, 25th September 1885, No. 408 (Mis).

Communicated to the Public Works Department with reference to its Memo: No. 544E dated 25th August with an intimation that Government in the Marine Department take the same view as the Master attendant of the suggestions contained in paras 3 to 5 of the Superintending Engineer's letter No. 2073 dated 13th August 1885.

(True Extract)

J. D. Rees

Under Secretary

To

D. 8t (From the Secy to the Govt of India, 5 3

No. 177
R.E., Mis.

2606/12

1606
13

No. 1226 Cap 20. 7. 85

Inch 85.82

[6]

Govt. of (188) Madras.

To

The PW Dept

(19)

Rec 2/10/85. En 1/5

Proceedings, dated 27 9/ 1885.
No. 408 Mis

Subject.

Regarding harbour
dues on State Railway
stores

9

12-54 E d/ 25-8-85
" 1326 C d/ 20-7-85

No. ~~47~~ R.S. 2606/14

GOVERNMENT OF INDIA.
PUBLIC WORKS DEPARTMENT.
RAILWAY STORES.

3 OCT 85

To

The Secretary to the Government of Madras
Public Works Department

SIMLA, September 1885.

The undersigned is directed to invite attention to the letter noted below, and to request that the reply may be expedited.

Major ~~Capt.~~, R.E.,

~~Offg.~~ Under Secretary.

P. W. D. No. 177 R.S., dated 7 July 1885

Asking for an expression of the views of the Govt. of Madras regarding the claims preferred against the Engineer-in-Chief C. & N. State Railway on account of Godown rent for the Stores and materials received and landed at Madras for that Line.

No. 3112

SUPERINTENDING ENGINEE
V CIRCLE, ~~Madras~~
Mysore
21 Oct
15

From

THE SUPERINTENDING ENGINEER
V CIRCLE

To

THE Chief Engineer
P. W. Dep

SIR,

Enclosures.

With reference to y
Memorandum No. 1631 C da
10th Instt, I have the honor
port that the Stores for the
dapah Nellore State Rai
were landed at Ma
per S.S. Cormorant from 2nd to 6th Ja
—"— " Clan Mackintosh " 23rd to 27th Ja
—"— " Hawarden from 23 January to 2
—"— " Hatfield " — 28th February to

2. Intimation of these
ments having been landed
given by the [illegible]
P. W. Stores to the [illegible] State
that Railway on 5th, 14th Ja
7th January, [illegible] February & 13th

3.

over to the Sub Storekeeper of the State Railway, 8 were removed by him from the Pier by 28th of February 16 during March and 26 during April.

On the 9th February 20119 C.I. Sleepers or chairs weighing 420 tons per S.S. "Clan Mackintosh" were landed over, 11898 were removed by him by 28th of February 7511 during March and 710 during April.

On the 10th February 11062 Steel rails weighing 1600 tons per S.S. "Hawarden" were landed over of which 2592 were removed by him by 28th February 2586 during March and 5884 during April.

On the 18th March 3246 Steel rails weighing 468 tons per S.S. "Hatfield" were handed over to him and these were removed by him during April.

4. The total weight of the above Stores handed over to the Sub Storekeeper of the Cuddapah Nellore State Railway was 2540 tons. Had the Engineer-in-Chief of that Railway left th

the heavy charge for godown
would have been obviated
the Engineer - in - Chief
debarred the [illegible]
P.W. Stores from incurring
expense on account of
charges. As they are lan
for the two Railways are se
on the beach, those for the
-pah Nellore State Rail
are taken over by the Sub
-keeper of that Railway & th
the Bellary Kistna Railw
removed by the P.W. Stores
I consider the P.W. St
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from the beach the Sto
landed at Madras as
for the Cuddapah-Nellore
Railway and for the
-quent heavy godown
which accrued

I have the honour to

Sir

Your

2601

11

No. 5748. 25.8.85.
16272. 1. 10.83.
1226 C. 20.9.85.

Dell 9249

From

The Supdg: Engineer
5th Circle

To

The Chief Engineer
P.W.D.

Dated 21st } October 1885
Recd. 23 }

No. 3112

Stores for the Cuddapah Nellore State Railways — States that the P.W. Stores Depôt was in no way responsible for the delay in removing — landed at Madras.

To W

C No. 9349

draw fair and [illegible] 2/11

The accompanying draft is resubmitted for approval. The S.E.'s letter of 21.10.85 confirms the statement in the draft that no responsibility attaches to the P.W. Store dept.

2606/17

C.H.
24.10.85

draft approved

W
1.11.83

gust 25 1885

1885.

P. W. DEPARTMENT.

Curr No. 6304

2406/18

From The Govt of India

Enclos.—

No. 177 R.S

Dated 7-7-85

Received 18-7-85

SUBJECT.

Regarding claims aggregating to Rs 6247-8-10 preferred against the Engr-in-chief, Cuddapah Nellore State Railway on account of godown rent for the stores and materials received and landed at Madras - pointing out that the claim against the Railway appears to have arisen out of the defective arrangements made by the Genl Supt, P W S & W and that any liability beyond the 50% which the Railway Department has agreed to pay would appear

Disposal.

No. Dated

Referred to the
Supg Engr VI Circle for
early remarks
(sd) J.S.S.

2606
19

2421

MADRAS HARBOUR DUES ACT No. VI of 1882.

PASSED BY THE GOVERNOR OF FORT ST. GEORGE IN COUNCIL.

[*Received the assent of the Governor on the 1st December 1882, and of the Governor-General on the 26th idem.*]

An Act to provide for the lev of Harb r Dues
the Harbour of Madras.

Preamble.

WHEREAS it is expedient to make rules and reg ations for the levying of Harbour dues ithin the Port or Harbour of Madras; I is enacted as follows:—

I. PRELIMINARY.

Short title.

1. This Act may b ow called "The Madras Harbour Dues Act, 1882."

Definitions.

2. In this Act, unless here be something repugnant in th subject or context—

Port.

(1) "Port" means the Port of Madr within such limits as m from time to time, be fined by the Government for the purposes this Act by notification in the *Fort St. Geor Gazette*, and until a notification is so issue within such limits as may have been defined y the Government under the provisions of A XII of 1875 (*The Indian Ports Act*).

Harbour.

(2) "Harbour" means the artificial Har our at Madras and all the b ildings, jetties, structures, moorings and

[illegible] August 25 1885

Referred to t
Supg Engr V Circ

ppliances now provided or which may hereafter e provided by the Government for the purposes of the said Harbour.

Vessel.

(3) "Vessel" denotes anything made for the conveyance by water of human beings or property.

Owner.

(4) "Owner" when used in relation to goods includes any consignor, consignee, shipper or agent for the sale, custody, landing or shipping of such goods.

Goods.

(5) The word "goods" includes wares and merchandise of every description.

II. OF THE PAYMENT OF HARBOUR DUES.

of Harbour ues on goods, &c.

3. Harbour dues ac ing to such rates as shall, from time to time, be settled or approved by the Governor of Fort St. George in Council, shall be levied upon all goods, persons, carts carriages, baggage and other articles, and upon all cattle and ther animals landed from, or shipped on board, vessels within he Port or Harbour of Madras. Such dues shall

Pay of such es.

be payable in addition to all tolls and charges now lawfully levied within such Port or Harb Section 1 of our, but in lieu of the tolls now leviable under 4. Such adras Act V of 1863 (*The Madras Pier Act*).

Rates to be noti

ates, when settled or approved of by the Governor before the da and shall be d. Hindustani appointed und in Council, shall be notified in the Fo *St. George Gazette* at least seven da e from which the same shall become payabl gibly painted in the English, Tamil, Telugu, nguages on boards exhibited at the r Section 5.

Power to make r

5. The Government may, from time to time, make rules—

(a) Ap pointing places where goods intended for shipmen or landed from ships within the Port or Harbou of Madras are to be placed for the purpose o

(b) Re assessing the dues payable under this Act.

gulating the manner in which such dues shall b assessed and the time when they shall be paid.

Such rul be published i have the force and any alteration or cancellation thereof sha the *Fort St. George Gazette* and shall thereupo law.

26.6
T 93

Power to make further rules fixing rent for the use of godowns.

6. The Governor in Council may also make rules fixing the rent to be paid for the use of the Customs godowns or other buildings belonging to the Government in which such goods may be stored or placed.

Appointment of officers to levy and receive dues.

7. The Governor in Council shall appoint an officer of Government to levy and receive all dues payable under this Act, and to pay the same into such treasury, and keep such accounts, as the Government may, from time to time, prescribe. The officer so appointed may, with the sanction of the Government, appoint such persons as he shall think fit to assist him in carrying out the provisions of this Act, all of whom shall wear a distinguishing badge of a kind to be prescribed by such officer.

Power to detain goods until the dues are paid.

8. It shall be lawful the officer of Government appointed under this Act or an Assistants to detain any such goods until the lawful dues are paid. It shall be the duty of such officer to give notice writing to the owner or consignee, if known, stating the amount of dues and charges payable in respect of such goods, and in the event payment being refused or delayed for the space from the date of such notice if the owner or goods shall be in Madras, or otherwise for the space calendar month from the date on which such dues are payable, it shall be lawful for such officer of Government to sell or cause to be sold by public auction the said goods, and after paying the expenses of such detention and sale, and double the amount of the dues by way of a fine, to pay the surplus, if any, of the proceeds of the sale to the owner or consignee or other person entitled thereto, if claimed within six months from the date of sale.

Proviso.

Provided that if the goods are of a perishable nature, the said officer of Government may sell the same or cause them to be sold at such earlier period, being not less than 24 hours after the landing of the goods, as he shall think fit.

III. PENALTIES.

Penalty for demanding extra dues.

9. Every person, other than the persons appointed under this Act, who shall demand or levy any dues, and every person who shall knowingly and unlawfully demand or take any

Referred to

Supdg Engr V Cir

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other or higher dues than the dues payable under this Act, or under color of this Act seize, detain, or sell any property, knowing such seizure, detention, or sale to be unlawful, or who shall in any manner extort money or any valuable thing from any person under color of this Act, shall be deemed to have committed the offence of cheating as defined in the Indian Penal Code, and shall be liable to the punishment therein provided.

Penalty for removing goods without payment of dues.

10. Whoever removes, or attempts to remove, or abets, within the meaning of the Indian Penal Code, the removal of any goods with the intention of evading payment of any dues payable under this Act, and whoever wilfully infringes or acts in contravention of any rule made under Section 5, shall, on conviction, be punishable with fine which may extend to one hundred rupees, or in default of payment to simple or rigorous imprisonment as defined in the Indian Penal Code, which may extend to two months.

Port

Section

4

MADRAS: Printed by E. Keys, at the Government Press, Fort St. George.

6

No. 5714 E dt. August 25 1885

P. W. Department

2606
/20

Memorandum

From the Government of India No. 177 Rx. dt. July
" " Supdg Engineer V Circle " 2073 dt. "

regarding claims aggregating to Rs 6247:7:10 prefer
the Eng C, C.N.S. Ry on account of godown rent for stor
materials received & landed at Madras

Referred to
Marine Department
consideration and
with reference to
~~4, and~~ to 5 of the
Engineer's letter No
13th August 1885

To,

The Marine Dept.

Desp 25/8/85

23

No. 514 Ed Sept 25 1855

No. 1621 Cy 10th October 1855 P W

Memo

Nos 6304
7165
8582
& 8876

With adver
to his letter No
dated 13 Augu
the S. E. V. Cir
is requested t
explicitly wh
the P. W. Stores
is in noway
sponsible f
the delay in
from the be
the Stores la
for the Civil D
Nellore State
& for the co
heavy cha

which a [illegible] go
godown rent.

A very early
reply is requested

[illegible]
8.10.83

No. 1821 Ca/10-10-83

N.B.
[illegible]

10/210

[illegible] Department

Proceedings of the Madras Government,

Under date the Nov. 5

Read the followin

Letter from the Govt of India (P.W. No 177 R.S. d/ July 7

" " " Genl. Supdt P.W. Stores
and Port Storekeeper to S.E. V Circle } (" " 381 S.R. d/ Augt 8

Letter from the S.E. V Circle . . . (" " 2073 d/ " 13

" " Master Attendant, Madras
to the Marine Department. } " 7480 d/ Septr

Proceedings, Marine Department (. . . . 408 Mis d/ " 25

From the G. of I. [illegible] No 177 R.S. d/ 26 Sepr

From the S.E. V Circle " 3112 d/ 21 Octr

12

The Proceedi

the Marine Dept

communicated to the

Engineer V Circle

will be addressed to the
Government of India.—

(H.E. No. 200 W.d. 5-11-85)

To,

The Secy: to the Govt. of India.
P. W. Dept.

Sir,

I am directed to acknowledge the receipt of your letter No. 177 R.S. dated 7. July 1885, pointing out that a claim amounting to Rs 6247-7-10, preferred against the Engineer-in-Chief, Cuddapah Nellore State Railway, on account of godown rent for stores and materials received and landed at Madras for [illegible]

S.E. V Circle with 4 Enc
C.E. for Rys
Marine Dept

2606
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Despd
13/11/85—

arisen out of defe
arrangements made
General Superintenden
Stores, Madras, for st
the stores when lande
that any liability,
the 5% which the
department has agree
pay for the clearing
forwarding of stores,
appear to rest with
Govt. of Madras.

2. In reply, I am d
to state ~~that it ha~~
~~reported by the Sup~~
~~V Circle, Madr~~ th
a letter dated 8th S
addressed
~~No. 2922~~ to Capt. B
R.K. the C

Cuddapah Nellore State
Railway, requested that
stores for that ~~railway~~ line might
be handed over to his
storekeeper, who would
take charge of them before
any cost of removal on
land was incurred. The
Engineer-in-Chief then
threw on his own subordinate the responsibility
of removing the stores
from the beach, and it
appears to this Government
therefore that the amount
of godown rent is a legitimate
charge against the
railway.

3 The foll

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were referred to the
Dept to ascertain
any reduction of the
could be effected,
the Master Attendan
reports that they ha
already been reduced
lowest limit admiss

4. The General
P.W. Stores suggests
if one ground, or 24
of land, on the Harb
foreshore be hired
the Marine Dept at
per mensem, all stor
the railway on t
stacked thereon f
godown rent, and

be conveyed to this procedure.

5. A copy of the Proceedings of this Govt on the subject is forwarded herewith for perusal, and the enclosures of your letter are returned.

Written H. S. Sullivan

5 NOV

1.11.86

Despd with 8 enclosures;
13/11/85 –

Print copy

~~S. E. V Circle~~
~~C. E. for Rys~~
~~Marine Dept~~

9249.

Govt. of 1885 Madras.

PUBLIC WORKS.

Dated

Recd. 25 Encl.

G.O. 5th Novr. 1885, No. 2606 W.

2607 W.

Rent

Ordered that the S of S be addressed on the subject of the claim for godown — preferred against the Engr in Chief Cuddapah Nellore State Railway for stores &c received and landed at Madras.

—

4o/2 Rent.

On the subject of the claim for godown rent preferred against the Engr in Chief - C. N. State Railway for stores recd

1.06/11

E.C. 5711