

GOVERNMENT OF MADRAS.

MARINE DEPARTMENT.

28th August 1877, No. 493.

**Fees on close Holidays.**

Read the following papers :—

No. 36. *Proceedings of the Board of Revenue, dated 19th March 1877, No. 1,238.*

Read again Board's Proceedings, dated 4th December 1876, No. 3051, and 18th January 1877, No. 198.

Read also the following letters :—

From J. HUNTER-BLAIR, Esq., Collector of Sea Customs, to H. E. STOKES, Esq., Acting Secretary to the Board of Revenue, dated Madras, 20th February 1877, No. 364.

I have the honor to submit the following report with reference to Board's Proceedings, dated 4th December 1876, No. 3051, and 18th January 1877, No.—.

2. On receipt of the Board's Proceedings of the 18th January, I wrote to the Master Attendant, fully explaining my views on the several points raised by the Board, and beg to submit copy\* of my letter and the Master Attendant's reply.

\* To the Master Attendant, dated 7th February 1877, No. 282.  
From the Master Attendant, dated 15th February 1877, No. 1159.

3. The rules† for extra fees originally framed by the Master Attendant referred solely to his department, and were therefore necessarily inapplicable to Custom House officers whose work is entirely different.

† Paragraph 6, Board's Proceedings, dated 24th August 1876, No. 2173.

4. I have now revised the rules and beg to submit a copy thereof, approved by the Master Attendant, for the sanction of the Board.

5. The chief alterations are noticed below :—

First, as regards the days which should be considered close holidays. The list has been corrected so as to include the Christmas and Easter vacations, which have always been allowed to the Custom House. The Master Attendant desires to add Ash Wednesday and Ascension Thursday also. They have not been given as holidays to Custom officers, and I leave it to the Board to retain or expunge them.

To avoid confusion, I have, in Rule 3, defined "the emergent business" which has to be done during holidays without extra remuneration. On this subject I beg to refer the Board to my remarks in paragraphs 9 and 10 of my letter to the Master Attendant.

As to the establishment which should ordinarily be charged for, an omission was made in the letter of the Acting Collector of Sea Customs, dated 20th September 1876, No. 1631, in regard to export work. This I have rectified in Rule 4. Also two Duffadars were put down by Mr. Melville. One will be sufficient.

It will also be observed that I have provided for the attendance of a superior officer of the Custom House and the Marine Department, which is necessary.

A foot-note has been added to the Rule 4, leaving it open to Agents, Captains, and Merchants to obtain the aid of any additional officials on payment of fees.

6. With reference to the question of privileges enjoyed by the Peninsular and Oriental and Messageries Steamers referred to in paragraph 3 of Board's Proceedings, dated 4th December 1876, No. 3051, it is my decided opinion, after many years' experience, that no privileges should be allowed to any particular Company, and that same rules should apply to all steamers. The Board will observe that the Master Attendant is also of the same opinion.

7. The question of permitting coasting steamers to file import manifests after their departure from the roads, referred to in the latter part of paragraph 3 of the Board's Proceedings quoted above, has already been reported upon in my letter of the 14th December 1876, No. 2267, and does not call for further remarks.

8. With these remarks, I request the early sanction of the Board to the amended rules now submitted.

#### ENCLOSURE No. 1.

From J. HUNTER-BLAIR, Esq., Collector of Sea Customs, to J. H. TAYLOR, Esq., Lieutenant, R.N.R., Master Attendant, Madras, dated Madras, 7th February 1877, No. 282.

In their Proceedings, dated 4th December 1876, No. 3051, the Board make certain proposals for the revision of the rules regarding the payment of extra fees to Custom House and Marine Department officials, also regarding the propriety or otherwise of the extension of British India steam vessels of certain privileges enjoyed by the Peninsular and Oriental and Messageries Maritimes steamers, and request a report to be submitted after communication with you.

2. In my letter, dated 14th December 1876, No. 2267, I reported that the consideration of all these questions might be deferred till the introduction of the new Customs Act, when the rules must again be necessarily revised. The Board in their Proceedings, dated 18th January 1877, state that the question of modifying the Coasting Steamer Rules, evidently referring to the latter part of paragraph 3 of their Proceedings, dated 4th December 1876, No. 3051, may be deferred, but that there is no necessity for postponing the alteration of the rules for the grant of fees and request an early reply on this point.

3. As regards the rules the chief points for consideration are, as observed by the Board in paragraph 2, the establishment which should be ordinarily charged for and the days which should be considered as close holidays.

4. Particulars as to the subordinate establishment to be charged for at the Custom Houses and Marine Offices in the Mofussil and at the Presidency are given in the Revised Rules appended to your letter, dated 13th June 1876, No. 3935, and in paragraph 2 of the Proceedings under reference.

5. I observe, however, that no provision was made for the attendance of a superior officer of the Marine Department or of the Customs House, viz., the Deputy Master Attendant and the Deputy Collector of Sea Customs, &c., whose attendance is indispensably necessary for entering and clearing steamers. No provision is made for the export work such as the granting of boat

One Export Manager or his Deputy.  
One Clerk for registering shipping bills.  
One Clerk for granting boat notes.  
One Weigher to attend to weighments, &c.  
One Peon.

notes, the register of shipping bills, the weighing of indigo, checking manifests, &c. The marginal establishment is indispensably necessary for this work. I think the rules should be explicit on this point and accordingly propose to alter Rule 4 so as to include these officers.

6. As regards the days which should be considered as close holidays, your rules propose to restrict them to the days marginally noted. According to Clause 2, Section 1, page 1 of the Custom House Manual, the close holidays for the Custom House are Christmas and New Year's

Days, the Queen's Birthday, and those days on which the Madras Bank and the Merchants close their offices. Ash Wednesday and Ascension Day mentioned in your rules are not among these days and may be struck out as far as the Custom House is concerned. At the same time I protest most strongly against the exclusion of the Christmas and Easter vacations from your list. These have always been granted to the Custom House officials at Madras and other ports, and I believe to the Master Attendant's Department, also by all Merchants' Offices and Banks. Compared with other Government Offices, the holidays allowed to the Custom House are few, and I think it would be extremely unfair if Custom House officials should be required to work without

extra fees during vacations, which are allowed by the mercantile community to themselves and their clerks.

7. You will observe that the Board of Revenue take the view of the case in paragraph 5 of their Proceedings, dated 24th August 1876, No. 2173, and in paragraph 3 of their Proceedings under reference. I accordingly propose to alter your Rule 2 and to include the Christmas and Easter vacations, leaving Ash Wednesday and Ascension Day to be settled as holidays or not by the Board and Government.

8. With reference to Clause 3 of Rule 1, I beg here to remark that under the general orders of Government no Government officer can be *obliged* to work on Sundays; his time on that day is his own, and he has a right to decline to do any work. Though some officials do not, others may, and have a right to, object to do work on Sundays; entering or clearing a ship certainly cannot be characterised as absolutely necessary work.

9. The Board desire that arrangements should be made for the despatch during Christmas and Easter Holidays of *emergent* business as defined in my letter recorded in Board's Proceedings, dated 27th August 1874, No. 2410, without the payment of extra fees. The work which has hitherto been performed during these holidays without remuneration is the passing of goods for shipment and into town on application, which has been passed through the office previously and the passing of a few private packages and goods urgently required by tradesman on deposit. The work is of a general kind and two native clerks are told off to do it from day to day.

10. As for entering and clearing steamer, the work is of a special character for which other clerks have to attend specially on requisition made. The practice has always been to charge for their attendance, including that of the Deputy Collector, without whom the work cannot be done. In my letter of 30th July 1874, No. 882, recorded in Board's Proceedings, dated 27th August 1874, No. 240, I certainly said that permission was made during the vacations for entering and clearing steamers, but the statement at the end of the paragraph, that for such work no extra remuneration is paid, *was a mistake*. Extra remuneration has *always* been paid both to Deputy Collector and Clerks, &c., for entering and clearing vessels during all holidays; all the other work mentioned in the same has always been done without extra remuneration by the two clerks deputed to attend daily, but entering or clearing cannot be done without other clerks and the Deputy Collector and Master Attendant's Department, who must be present to examine and sign papers. If entering and clearing or any other special work has to be done without fees, the Deputy Collector and clerks, so far as the Custom House is concerned, would be compelled to attend all through the Christmas and Easter Holidays of which they would be deprived and yet not be entitled to any fees for extra work, which would be most unfair.

11. I now proceed to paragraph of the Board's Proceedings. The only privilege which the Peninsular and Oriental and Messageries Maritimes Steamers are allowed and which is not allowed to the British India and other steamers, is that the former are allowed to leave the roads without taking the clearance with them. I would rather take away this privilege from the Peninsular and Oriental and Messageries Steamers than extend it to the British India and other steamers which it is almost impossible to do (*vide* letter to Board, dated 13th June 1876, No. 1026).

12. There is no valid reason *now* why the Peninsular and Oriental, Messageries, and British India Steamers should have any extra privileges because they are mail steamers. They certainly do carry some unimportant mails, but they never allow their portage of mails to interfere with their cargo arrangements. They are now exactly the same as all other steamers, cargo carriers, and treat their mails and passengers with the supremest indifference. The argument that they are mail steamers is one they constantly urge to try and obtain privileges denied to other Companies, which I always refuse to grant. My opinion is, after many years' experience, that all steamers should be put on the same footing, and the same rules should apply to all.

13. As regards permitting coasting steamers to file import manifests after their departure from the roads, the question relates exclusively to the Custom House and is connected with the coasting steamer rules. I have already reported to the Board that this indulgence has never been allowed even to the Peninsular and Oriental and Messageries, and cannot, in the interests of traders, be granted (*vide* my letter, dated 14th December 1876, No. 2,267).

14. An amended copy of the rules regarding extra fees, embodying the alterations referred to in paragraphs 5 to 7, is herewith forwarded.

15. I request to be favored with your remarks at an early date, so as to enable me to submit my report to the Board.

(True Copy.)

(Signed J. HUNTER-BLAIR,  
Collector of Sea Customs.

## ENCLOSURE No. 2.

From J. H. TAYLOR, Esq., Lieutenant, R.N.R., Master Attendant, Administrative Department, Madras, to J. HUNTER-BLAIR, Esq., Collector of Sea Customs, dated Madras, 15th February 1877, No. 1159.

I have the honor to acknowledge receipt of your letter, No. 282, of the 7th instant, furnishing copy of certain revised rules for the levy of fees by Custom and Marine officials for working over-time, and in reply to inform you that, after a careful perusal of the opinions and arguments therein advanced against the exclusion of the Christmas and Easter vacations from the list of close holidays, as submitted to Government by me, I cordially approve of the new rules as framed by you in their application to the Marine Department. I would, however, recommend the addition of Ash Wednesday and Ascension Day to the list of holidays, leaving it to the Board of Revenue to allow or expunge them from the same.

2. I also concur with you in thinking that the time has arrived for placing the Peninsular and Oriental Company's Steamers and Messageries on the same footing as the British India Steam Navigation Company's and other steam vessels both as regards restrictions and privileges, and that therefore the revised rules for the levy of fees should be enforced upon all alike, for, as observed by Government in their Order recorded in Proceedings, No. 420, of date 17th October 1876, Marine Department, special exceptions only give rise to dissatisfaction and will inevitably lead to troublesome questions.

3. In conclusion, I would point out that the rules framed and submitted by me to Government had reference solely to the wants and requirements of this department alone without taking into consideration the circumstances attending the discharge of extraneous work in the Sea Customs Department, and hence I did not enter into any correspondence with you on the subject as I was under the impression that separate rules would doubtless be framed by the Collector of Sea Customs.

(True Copy)

(Signed) J. HUNTER-BLAIR,  
Collector of Sea Customs.

## ENCLOSURE No. 3.—Revised Rules.

From J. HUNTER-BLAIR, Esq., Collector of Sea Customs, to H. E. STOKES, Esq., Secretary to the Board of Revenue, dated Madras, 5th March 1877, No. 488.

With reference to Board's official memorandum, dated 27th February 1877, No. 361, I have the honor to submit

Letter to Master Attendant, dated 28th February 1877, No. 448.

Letter from the Master Attendant, dated 3rd March 1877, No. 1596.

copies of the correspondence marginally noted between the Master Attendant and myself regarding the suggestion of the Collector of Malabar, and to state that it cannot possibly be carried out.

## ENCLOSURE No. 1.

From J. HUNTER-BLAIR, Esq., Collector of Sea Customs, to J. H. TAYLOR, Esq., Lieutenant R.N.R., Master Attendant, Madras, dated Madras, 28th February 1877, No. 488.

I have the honor to forward herewith, for your information, copy of Board's official memorandum, dated 27th instant, No. 361, and request you will be good enough to favor me with an expression of your opinion on the proposal made by the Collector of Malabar that the fee for the remuneration of Custom House and Marine officials working over-time should take the shape of a fixed charge per ship per hour.

2. As regards the Custom House, when Commanders of Vessels or their Agents apply to discharge or ship cargo on holidays or out of office-hours, the extra fees are charged to the ships, but in cases where merchants apply to clear goods from the beach or do work in the Custom House, &c., out of office-hours, the charge is made against applicants in such cases. The proposal to charge the ships cannot possibly be carried out.

3. The suggestion that the fee should be a fixed one per ship per hour could not possibly be carried out. When a number of ships worked at the same time, a large amount of fees than

necessary would be collected. Moreover, as the same establishment is not always employed on the extra work, it would be impossible to divide the fees equally between the men employed according to their respective salaries.

(True Copy.)

(Signed) J. HUNTER-BLAIR,  
Collector of Sea Customs.

## ENCLOSURE No. 2.

From J. H. TAYLOR, Esq., Lieutenant, R.N.R., Master Attendant, Madras, to J. HUNTER-BLAIR, Esq., Collector of Sea Customs, Madras, dated 3rd March 1877, No. 1596.

I have the honor to acknowledge receipt of your letter, No. 1404, dated 1st March 1877, and in compliance therewith to record my disapproval of the suggestion made by the Collector of Malabar in regard to remuneration for working extra time, which, if adopted, would, I feel convinced, lead to complications and to complaints from agents and others that duty is unnecessarily prolonged from hour to hour in order to earn extra fees. The present plan has worked well in this respect on the whole; has been in force for some years, and should not be lightly departed from.

(True Copy.)

(Signed) J. HUNTER-BLAIR,  
Collector of Sea Customs.

The revised rules for regulating the levy of fees payable to Customs House and Marine officials who may be required to transact business on close holidays or out of office-hours for the convenience of ship-owners, merchants, and others have the Board's approval, and, with a few verbal alterations, are submitted for the sanction of Government with reference to G.O., dated 17th October 1876, No. 420.

2. The rules have been amended in accordance with the instructions of the Board and Government and appear to be complete in every respect. They should be held applicable to all without distinction as already ordered by Government.

3. The Board concur in considering Mr. Logan's suggestion impracticable.

(True Copies and Extract.)

(Signed) C. A. GALTON,  
Sub-Secretary.

Referred to the Marine Department for disposal with reference to G.O. in that Department, dated 17th October 1876, No. 420, and Revenue G.O., dated 23rd February 1877, No. 792.

FORT ST. GEORGE,  
10th April 1877.

(Signed) D. F. CARMICHAEL,  
Offg. Chief Secretary.

No. 294.

Before disposing of the amended rules for regulating the levy of fees payable to Customs and Marine officials on close holidays, the Governor in Council desires to be informed whether it is compulsory on Europeans and Christians to work on Sundays. The rules imply that if extra pay is given, they must work.

2. Ascension day and Ash Wednesday should be omitted from "close holidays."

3. The word "Sundays" should be inserted between the words "other than" and "Christmas" in paragraph 3.

4. In the second clause of paragraph 4, it should be distinctly shown whether any charge will be made. The clause would probably read better if worded thus: "No extra charge," or "no charge" (as the case may be), "will be made for Government boats, &c," and for "payment of their fees," "payment of additional fees" substituted.

5. The intention of paragraph 5 is obviously that the additional fees paid for Customs and Marine officials should be equally divided between the agents or owners of vessels which may be landing or clearing on the same day.

6. In paragraph 6, the word "first" should be inserted between "is" and "submitted."

7. It is not clear whether it is intended that officers working over-time should receive half of a day's pay from "6 to 7-30 A.M.," or from "5 to 7 P.M." The rate seems excessive. The basis of calculation should, in the opinion of Government, proceed at so much per hour, and twice that "per hour" on close holidays.

8. The Board of Revenue will be requested to reconsider the rules\* with reference to these remarks and modify them accordingly.

\* Returned in original.

FORT ST. GEORGE,  
30th April 1877.

(Signed) D. F. CARMICHAEL,  
Chief Secretary.

No. 37. *Proceedings of the Board of Revenue, dated 14th May 1877, No. 2210.*

Read the following Proceedings of the Madras Government, dated 30th April 1877, No. 294, Marine Department.

ABSTRACT.—Requesting Board to reconsider the rules for regulating the levy of fees payable to Customs and Marine officials for working on close holidays.

Communicated to the Collector of Sea Customs for any remarks he may have to offer in communication with the Master Attendant.

2. With reference to paragraph 1 of the Government Order, the Board observe that it cannot be left optional to officers to work or not on Sundays. The Board presume that, at the Madras Customs Office, clerks are detailed in turn for working over-time, and that, as far as possible, Europeans and Native Christians are relieved from the necessity of working on Sundays against their will, but at some of the outports it may not always be possible to dispense with their attendance, especially in the case of the superior officers; if Superintendents of Sea Customs and Masters Attendant may decline to transact business on Sundays, the object of the rules will be in a great measure defeated; the necessity for working on Sundays probably does not arise very frequently at ports other than Madras, where the establishment is sufficiently large to enable arrangements to be made for releasing Christians on that day.

3. With reference to paragraph 4, the Board understand the intention to be that no charge whatever should be made for Government boats' crews, &c. The Collector will ascertain from the Master Attendant whether this interpretation is correct.

4. As regards the fees to be charged, the Board do not think it will be possible to frame a suitable scale of payments by the hour, as the same establishment is not always employed, and the rates of pay of the officials in attendance on different occasions vary. Such an arrangement is also likely to lead to complaints that work is unnecessarily delayed in order to earn extra fees; these objections to the system were put forward in the papers embodied in the Government Order (*vide* enclosures to Mr. Hunter-Blair's letter of the 5th March), and the Board consider them valid. If the remuneration proposed is considered excessive, it can be reduced by charging a quarter of a day's pay from 6 to 7-30 A.M. or 5 to 7 P.M., half a day's pay from 6 to 9-30 A.M. or from 5 to 9 P.M., and one day's pay for working for any length of time on Sundays and close holidays. The maximum fee payable to any individual officer might also be reduced by one-half. The Collector of Sea Customs will report on this point and will submit a revised draft in accordance with the remarks of Government.

(True Extract.)

(Signed) C. A. GALTON,  
Sub-Secretary.

Transferred to the Marine Department.

FORT ST. GEORGE,  
18th June 1877.

(Signed) C. G. MASTER,  
Secy. to Govt. Rev. Dept.

No. 427.

The Government await the further report of the Collector of Sea Customs on the points noticed in paragraphs 3 and 4 of the Board's Proceedings.

FORT ST. GEORGE,  
21st July 1877.

(Signed) D. F. CARMICHAEL,  
Chief Secretary.

No. 38. *Proceedings of the Board of Revenue, dated 9th July 1877, No. 3181.*

Read the following letter from R. J. MELVILLE, Esq., Acting Collector of Sea Customs, to H. E. STOKES, Esq., Secretary to the Board of Revenue, dated Madras, 22nd June 1877, No. 1246:—

I have the honor to submit the following report with reference to Board's Proceedings, dated 14th May 1877, No. 2210.

Letter to Master Attendant, dated 12th June 1877, No. 1184.  
Letter from Master Attendant, dated 19th June 1877, No. 4346.

2. Copies of the papers marginally noted, embodying the correspondence between the Master Attendant and myself, are submitted for the information of the Board.

3. With reference to paragraph 2 of the Board's Proceedings and the remarks of Government in paragraph 1 of their order, I have to observe that the only work which is permitted at the Custom-house here on Sundays is the beach-landing and shipping work. No business requiring the services of the in-door office establishments is, as a rule, allowed. At present, however, owing to the famine, arrangements have been specially made to pass grain on Sundays, but this will cease shortly.

4. The Customs Act does not contemplate work being done on Sundays, and it will be observed from Sections 58 and 118 of Act VI of 1863 that even beach-landing and shipping work on Sundays is not to be allowed as a rule. A paper (to be returned) containing the opinions of the leading firms in Colombo on the subject of Sunday work obtained by the Ceylon Government and forwarded to me by the Honorable the Principal Collector of Customs, at Colombo, is herewith forwarded, and it will be seen from it that the firms are almost unanimously opposed to work being done on Sundays. I propose accordingly to alter the existing practice as to beach-landing and shipping work on Sundays and to allow it only in special and emergent cases.

5. With this modification the necessity for the attendance of Christians on Sundays will be further reduced.

6. The rules for extra fees under consideration do not require any alteration on the subject of Sunday work. The rules apply not only to the Customs Department, but also to the Marine Department.

7. I may observe here that no scale of payment by the hour can be satisfactorily arranged. The rates prescribed in the rules do not appear to me to be excessive. It must be remembered that such work should only be allowed under exceptional circumstances and not as a matter of course. The rates proposed are the same as those now and for a long time obtaining, with the one exception that clerks are classed with Conicopillays and Peons, and get a day's pay for all over-time work, whereas under existing rules they get half a day's pay for working from 6 to 7-30 A.M. and 5 to 7 P.M., and one day's pay for working from 6 to 9-30 A.M. or 5 to 9 P.M. or later.

8. The interpretation referred to in paragraph 3 of the Board's Proceedings is correct. The rule has been altered as suggested by Government in paragraph 4.

9. A revised copy of the rules embodying the verbal alterations suggested by Government is herewith forwarded.

10. The intention of Rule 5 is that the fees paid for Customs and Marine officials should be equally divided between the agents or owners of vessels which may be landing or clearing on the same day.

11. With reference to the first part of paragraph 7 of the Government Order, I beg to observe that it is intended by Rule 1 that officers working over-time should receive half of a day's pay from 6 to 7-30 A.M. or from 5 to 7 P.M. The words "half pay" in Rule 1 have been altered to "half a day's pay."

12. There is a further point which I think should be provided for by the rules. At present the Deputy Collector informs me it not unfrequently happens that he gets written notice from firms requesting him to make arrangements for clearing vessels during the Christmas or Easter holidays. No particular day is mentioned, and the consequence is that he is unable to avail himself of his holidays. His services on this account are not perhaps required till the last day or so of the holidays, and he is only paid for the day in which he is actually in attendance, although he loses the benefit of the whole holiday. I think that in future, firms making such applications should be required to specify the exact date or to pay for the number of days during which the Deputy Collector or other officer is prevented from availing himself of his holiday.

#### ENCLOSURE No. 1.

From R. J. MELVILLE, Esq., Acting Collector of Sea Customs, to J. H. TAYLOR, Esq., Lieutenant, R.N.R., Master Attendant, Administrative Department, dated Madras, 12th June 1877, No. 1184.

With reference to Board's Proceedings, dated 14th May 1877, No. 2210, and the Order of Government dated 30th April 1877, No. 294, copies of which are stated in the Board's Proceedings to have been communicated to you, I have the honor to request that you will be good enough to favor me with any remarks you may have to offer on the several points discussed by the Board and Government, and also to inform me whether the interpretation referred to in paragraph 3 of the Board's Proceedings is correct.

2. The enclosures to Mr. Hunter-Blair's letter of the 5th March 1877, referred to in paragraph 4 of the Board's Proceedings, are the papers marginally noted. Copy of Mr. Hunter-Blair's letter of the 5th March 1877, No. 488, is herewith forwarded for your information.

Letter from this office to Master Attendant, dated 28th February 1877, No. 448.  
Letter from Master Attendant, dated 3rd March 1877, No. 1596.

(True Copy.)

(Signed) R. J. MELVILLE,  
Acting Collector.

#### ENCLOSURE No. 2.

From J. H. TAYLOR, Esq., Lieutenant, R.N.R., Master Attendant, Administrative Department, to R. J. MELVILLE, Esq., Acting Collector of Sea Customs, dated Madras, 19th June 1877, No. 4346.

Referring to your letter, No. 1184, of 12th instant, and its enclosures, I have the honor to observe that I do not consider the present rates of remuneration excessive for over-time and work during holidays.

2. No charge is admissible for boat's crew.
3. No arrangement for payment by the hour will ever be satisfactory.

(True Copy.)

(Signed) R. J. MELVILLE,  
Acting Collector.

#### ENCLOSURE No. 3.—Revised Rules.

#### ENCLOSURE No. 4.—Opinion of leading Firms of Colombo.

Submitted to Government with reference to G.O., dated 30th April 1877, No. 294, Marine.

2. The Government will observe, with reference to paragraph 1 of their Order, that though Custom-house officials must work on Sundays if required, the Collector intends to limit the occasions for their being called on to do so to special and emergent cases. The Board consider that this is a proper arrangement as regards either side.

3. The revised rules now sent contain the modifications suggested in paragraphs 2, 3, 4, 6, and 7, of the Order.

4. No modification has been made as to the fees mentioned in paragraph 7 of the Order. The Board agree with the Collector that the fees are not excessive.

5. As regards the subject of the concluding paragraph of the Collector's letter an addition to clause 6 of the Rules to the following effect will obviate the inconvenience adverted to:—

"Such requisition shall specify the dates on which the services of the establishment will be required; otherwise it will not be attended to."

(True Copies and Extract.)

(Signed) C. D. MACLEAN,  
Addl. Sub-Secretary.

#### REVISED RULES for levy of FEES by CUSTOMS and MARINE OFFICIALS for working OVER-TIME and on SUNDAYS and CLOSE HOLIDAYS.

1. Customs-house or Marine officials who may be required to transact business out of office hours or on close holidays for the convenience of ship-owners, merchants and others, shall be entitled to extra remuneration according to the following scale:—

For all officers in the Presidency from 6 to 7-30 A.M., or 5 to 7 P.M. Madras time, half a day's pay. From 6 to 9-30 or till office hours A.M., and from 5 to 9 P.M., Madras time, or later, one day's pay.

On Sundays and close holidays, two days' full pay; provided that the total amount of fee payable to any individual officer shall in no case exceed Rupees 30 for work done upon any one day.

For Clerks, Conicopillays and Peons; one days' full pay for working out of office hours either morning or evening.

On Sundays and close holidays two days' full pay.

2. The following days shall be considered as close holidays within the meaning of these rules:—

|                                                             |         |         |
|-------------------------------------------------------------|---------|---------|
| Christmas vacation, including Christmas and New Year's days | .. .. . | 8 days. |
| Easter vacation, including Good Friday                      | .. .. . | 4 "     |
| Queen's Birthday                                            | .. .. . | 1 "     |
| All Sundays.                                                |         |         |

3. During the Easter and Christmas vacations other than Christmas-day, New Year's day, and Good Friday provision shall be made for the despatch of emergent business, viz., the passing of goods for shipment and into town on applications which have been passed through the office previously, and the passing of private packages, and the few goods urgently required by tradesmen on deposit, without extra remuneration.

4. The following establishments only should be employed and charged for:—

| Customs-houses in the Mofussil. | Marine Department in the Mofussil.  |
|---------------------------------|-------------------------------------|
| 1 Superintendent.               | 1 The Master Attendant of the Port. |
| 1 Gumastah.                     | 1 Clerk.                            |
| 1 Peon.                         | 1 Peon.                             |

5/2/85

Master Attendants' Office  
Executive Department  
Madras 24<sup>th</sup> January 1885

No 256

To

The Port Stockkeeper

Madras

Sir

I have the honor to inform you that under the orders of Government, this Department is bound to land Government Consignments on Sundays whenever required so to do by Agents or Masters of Vessels, they paying the Marine Officials certain regulated fees as laid down in G.O. Marine No. 493 of date the 28<sup>th</sup> August 1877.

2. In these circumstances this Department has not the option of declining to land Government Cargo on Sundays.

3. A requisition having been received from Messrs Gordon Woodroffe & Co. to work the S.S. "Glen Macintosh" and the "Aracet" tomorrow, Sunday, both of which vessels are laden with State Railway Stores, I have to request that you will be so good as to issue orders for receiving the same tomorrow, making any reference you may deem it necessary to make on the subject to Government, hereafter.

I have the honor to be

Sir

Your most obedient servant.

(Signed) J. E. Marshall  
Deputy Master Attendant

W. B. Hutchinson  
Port Stockkeeper

/ True copy /

Obdt. of 1877, Madras.

MARINE.

To THE REVENUE DEPARTMENT,

&c.,

&c.,

&c.

Dated August, 28th.

Issued

Recd.

Encl.

G.O., 28th August 1877, No. 493.

AUGUST.  
Nos. 36-39.

Free on close Holidays.—The amended rules submitted with Board's Proceedings, No. 3131, for regulating the levy of fees payable to Customs and Marine officials on close holidays, approved and sanctioned; and their publication in the Port St. George and Coast District Gazette, directed.



PUBLIC WORKS STORE DEPARTMENT,  
Madras, 26<sup>th</sup> January 1885.

No. 432 S. R.

From

THE GENERAL SUPERINTENDENT,

PUBLIC WORKS STORES, &C.,

To

THE

Superintending Engineer  
5<sup>th</sup> Circle

SIR,

One Enclosure.

I have been endeavouring lately to put a stop to the execution of work on Sundays in the P. W. Workshops and Stores which I found to be somewhat too prevalent.

2. Para 1531 of the Code prohibits such work except in cases of actual necessity which I take to mean breaches or accidents of any kind.

3. I have found no difficulty in doing this so far as the Workshops are concerned, but <sup>when</sup> endeavouring to enforce the rule in the case of the Stores, I am met with a request from the Deputy Master Attendant that I will receive stores landed on Sunday January 25 on the ground that "under the orders of Government the Marine Department is bound to land Government Consignments on Sundays whenever required so to do by Agents or Masters of Vessels."

4. Now the Object of this rule can only be

he to save the pockets of the owners of vessels,  
and perhaps induce them to tender rather  
more reasonably for the conveyance of stores,  
but I respectfully and humbly submit that  
such an object is not an adequate reason for  
the sanction of work on Sundays by the Govern-  
ment of a Christian Country and I have the  
honor to request that you will be good enough  
to lay the matter before Government in the  
hope that they may see fit to enforce a more  
stringent adherence to the spirit and the letter  
of Para 1531 of the Code

I have the honor to be

Sir

Your most obed<sup>t</sup> servant

W B de Winton  
General Supt<sup>r</sup> P. W. Stores  
Port Storekeeper.



Enclosure 1.

N<sup>o</sup>. 4097

Forwarded to the  
Chief Engineer  
P. W. Stores.

The principle advocated  
by Mr De Maistre  
is correct generally,  
but under the orders  
in the Marine De-  
partment the main-  
tenance of the  
principle appears  
to be impracticable.

Wm Sandercock  
J. L. P. C.

Superintendent  
5<sup>th</sup> Circle

3<sup>rd</sup> February 1885.

N<sup>o</sup>. 493 d/ro. 8. 77. Marine

Enc: 13/2/85

Public Works Store Department.

From

THE GENERAL SUPERINTENDENT,

P. W. STORES, &C.,

MADRAS.

To

The Superintending Engineer  
5<sup>th</sup> Circle

No. 432 S. R.

Dated 26<sup>th</sup>

Despd.

Recd.

January 1885.

No. OF ENCLOSURES One.

N<sup>o</sup>. 405 W. d/ro. 20. 85

Request to lay before  
Government his remarks on the  
question of working on Sundays  
in consequence of the Marine  
Department requesting him to  
prepare to receive Railway  
Stores to be landed on Sunday  
the 25<sup>th</sup> instant.

Form No. 22.

N<sup>o</sup>. 405 W

PUBLIC WORKS DEPARTMENT,

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Under date the

February 20<sup>th</sup> 1885

Read the following:—

Letter from the General Suptl P. W. Stores,  
Madras. - - - - - { H.E. N<sup>o</sup>. 432 S. R. d/ro. Jan'y 26. 85 }

at thereon by the Suptl Engr. V Circle (N<sup>o</sup>. 4097 d/ro. Feb: 3<sup>rd</sup> 85)

The rule under which  
goods are in certain cases,  
landed on Sundays by  
the Marine department,  
cannot be relaxed in  
favour of consignments  
of State Railway Stores  
to be taken over by the  
Public Works Store Dept.

C. S.  
12.2.85

W. S.  
12.2.85

S. E. V. Circle.

See  
20/2/85

R. S.

*The Hon H. E. Sullivan*

*To W.*

Mr De Winter prays that <sup>but</sup> ~~for~~ be moved to enforce our Code rule prohibiting work on Sundays, unless in cases of actual necessity.

(Under orders of ~~for~~ <sup>rule</sup> in the Marine Dept, the landing & shipping of cargo on Sundays is, in the requisition of ship owners, compulsory on Customs & Port officials. It would be impracticable, I should say, to make an exception in regard of this rule of employees of the P.W. stores required to take over consignments of State Railway stores on Sundays. Such requisition can, I presume, be avoided as far as possible, but when made must be complied with.)

*Cib.*

*10. 1. 95*

Yes. Please draft disposal accordingly. The draft should go to the Hon. Member.

*W*

*10. 2. 95*

*Draft  
ack.  
11/10*

*To W.*

*C. No 988*

The orders to which the General Supt takes exception were issued in the Marine Dept. It is not likely they will be cancelled on a representation from the P.W. Store Dept, and it may thus be well to detain the letter in this Dept, instead of passing it on to the Marine.

It will be seen that the Marine Establs draw extra pay for Sunday, &c, work, the P. Works Establs get nothing. In the case of State Railway

*No 405 Waf Schy 10/10/95*

*Ed  
2/3*

Stores, it may perhaps  
be possible to allow  
extra pay from the  
percentage drawn  
on account of agency.  
Provincial work must,  
it is thought, continue  
to be done as hitherto,  
without extra re-  
muneration.

N.S.

6.2.83.

C.A.W.

Can you tell me what has  
been the practice hitherto in regard  
of landing & taking over on Sundays  
P.W. Stores other than State Railway  
concernments?

Cd.

7.2.85

To St. W.

The Store Establish-  
ments have always  
worked on Sunday  
when required.

N.S.

7.2.83.