Public Works (1897) Departm

G.O., No. 212.

DATED 1. March 1897

2/3/97

[Despatch Abstract.]

Fees for using the Buckingham Canal. Declining to exempt the top-boat maintained for the use of the Armeghon Lighthouse Establishment from paying.

120/6

T.C. 2/3/97

[P. W. B. [illegible]]

Indexed. 2/3/97

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Depar

IRRIGATION.

Government {1897} of Madras.

PUBLIC WORKS.

Recd. } 1897. *Enclosures*

Regd. *Spare copies*

G.O., No. 212 I., 1st March 1897.

MARCH.

Fees for using the Buckingham Canal

Declining to exempt the top-boat maintained for the use of the Armeghon Lighthouse establishment from paying —.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Irrigation.

Read—the following papers :—

From Commander H. A. STREET, R.I.M., Presidency Port Officer, Madras, to the Secretary to Government, Marine Department, dated 18th December 1896, No. 417 G.

I have the honour to acquaint you, for the information of Government, that the Executive Engineer, Buckingham Canal division, has charged a license fee of Rs. 12 per annum on the "top-boat" maintained for the use of the Armeghon Lighthouse establishment and sanctioned in G.O., No. 447, Marine, dated 28th December 1893. On his being asked why a boat maintained in the interests of Government service should have been charged a license fee, he forwarded a copy of the Navigation rules (herewith submitted for perusal and return). It was pointed out to the Executive Engineer that, as rule 10 thereof which regulates the license fee of Rs. 12 bears reference to vessels which are "private property," it cannot be held to apply to Government boats. In reply, that officer states (*vide* his letter, dated 2nd December 1896, No. 1972, copy enclosed) that rule 10 referred to cannot exempt the Armeghon Lighthouse boat as it simply draws a distinction between boats licensed by the owners for their own private use and boats licensed for the conveyance of passengers or cargo for hire. In my opinion, boats maintained for Government service should not be subject to payment of license fees in the same way as boats maintained for port purposes, and I beg the orders of Government in the matter.

Enclosure.

From Captain J. LALOR, Officiating Executive Engineer, Buckingham Canal Division, to the Presidency Port Officer, Madras, dated Egmore, 2nd December 1896, No. 1972.

In reply to your letter, No. 204 P.W., dated 26th November 1896, I have the honour to refer you to rule 1 of the Navigation rules, from which it will be seen that all boats without exception are liable to license or toll fees. Rule 10 quoted by you cannot be acted upon by me as an authority for exemption of Government boats as it simply draws a distinction between boats licensed by the owners for their own private use and boats licensed for the conveyance of passengers or cargo for hire. If you still think that the boat at the Armeghon Lighthouse should be exempted from the payment of the usual fees, you might refer the matter to Government. Boats belonging to Government in the Salt and Forest departments pay all license and toll fees and are not exempted.

Endorsement of the Secretary to Government, Marine Department, dated 9th January 1897, No. 13 E.

From the Joint Secretary to Government, Irrigation Branch, to the Presidency Port Officer, dated 20th January 1897, No. 39 M.

With reference to your letter, No. 407 G., dated 18th December 1896, to the Secretary to Government, Marine Department, transferred to me for disposal, I have the honour to inform you that I consider the registration fee of Rs. 12 was correctly charged according to the rules in force. As new draft rules* are about to be published, I would suggest that you should see them and consider their bearing on the interests of your department before making any proposals for exemption.

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* *P.S.*—The rules will be published in the Gazette prior to being brought into force.

From Commander H. A. STREET, R.I.M., Presidency Port Officer, Madras, to the Chief Engineer for Irrigation, dated 5th February 1897, No. 17 P.W.

With reference to your letter, No. 39 M., dated 29th January 1897, I have the honour to state that I am still of opinion that no charge should be made for the boat attached to the lighthouse at Armeghon as it is not used for private purposes and is maintained from Port funds.

Order—No. 212 I., dated 1st March 1897.

The Government sees no reason to exempt the top-boat maintained for the use of the Armeghon Lighthouse establishment from paying fees for using the Buckingham Canal.

(True Extract.)

Under Secretary to Government,
Irrigation Branch.

To the Superintending Engineer, II Circle.
" Presidency Port Officer, Madras.
" Chief Engineer for Irrigation.
" Examiner, Public Works Accounts.
" Marine Department.

Exd. T. K. Narayana Aiyangar.

From notes

The Hon'ble Mr. Bliss C.I.E.

PUBLIC WORKS DEPARTMENT,
IRRIGATION BRANCH.

No. 212 I dated 1-3-97

PROCEEDINGS OF THE MADRAS GOVERNMENT.

429

Irrigation

UNDER date the

READ the following

Letter from the Presidency Port Officer, Madras. } (H.E. No. 417-G dated 18.12.96).

Endorsement of the Secy. to Govt., Marine Dept. } (H.E. No. 13-E. dated 9.1.97).

Letter to the Presidency Port Officer, Madras. } (H.E. No. 39-M. dated 20.1.97).

Letter from — do — do (H.E. No. 17-P.W. dated 5.2.97).

The Government sees no reason to exempt the top-boat maintained for the use of the Armeghon Light house establishment from paying the fees for using the Buckingham Canal.

20/2/97

W.H.
20.2.97

To
The Secretary to Govt. Marine Dept. for favour of counter-initials.

W.H. 22/2/97

Issue

W.H.
25.2.97

Counter initialed.
Please circulate to the Hon. Member in charge of the Marine Dept.

20/2/97

To
The Supdg. Engineer, Second Circle.
" Presidency Port Officer, Madras.
" Chief Engineer for Irrigation.
" Examiner, P.W. Accts.
" Marine Dept.

11/3/97

18/2/97

License fee on the top boat for the use of Armeghon Light House Establishment

P. W. DEPARTMENT.

His Excellency the Governor.

READ the following:—

Letter from the Presidency Port Officer, NO:417.G. dated 18th December96

Endorsement of the Secretary, Marine Dept:NO:13.E. dated 9th January/97.

Letter to the Presidency Port Officer, NO:39.M. dated 20th January 1897.

- DO -from----- DO ------ DO -------- NO:17.PW dated 5th February 97.

FOR ORDERS.

In his letter NO:417.G. d/18.12.96 to the Secretary, Marine Department, the Presidency Port Officer protests against a license fee being charged for the "top boat" maintained for the use of the Armeghon Light House Establishment which uses the Buckingham Canal; and asks for the orders of Government. The Presidency Port Officer is of opinion that boats maintained for Government service should not be subject to payment of license fees, in the same way as boats maintained for port purposes are exempted.

* Vide rule i

2. Under the existing rules all boats using the canal have to be licensed and Government boats belonging to the Forest and Salt Departments pay fees. The only exception made is in the case of boats used solely for fishing purposes which have to pass through any portion of the canal. These boats under rule 38

must

E. I. Form No 1—1,000—27-11-95.

License fee on the top boat for the use of Armeghon Light House Establishment

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× Vide rule 1

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must be registered but are not charged any fee. In the revised rules about to be issued it is provided that all vessels using any of the canals should pay fees except Govt:vessels belonging to the P.W.Department and boats used solely for fishing purposes as in the existing rule 38.

3. The principles on which these exceptions are based appear to be that (1) the P.W.D.boats are part of the machinery for maintaining the canal and (2) the fishing boats do not systematically use the canal but occasionally pass through portions of it. The lighthouse boat it is understood is always on the canal and has nothing to do with the canal maintenance.

4. Under these circumstances the Presidency Port Officer was informed in this office NO:39.M.dated 20th January 1897 that it was considered that the fee of Rs 12 was correctly charged according to the rules in force and it was suggested that the Presidency Port Officer should see the new draft rules and consider their bearing on the interests of his Department before making any proposals for exemption.

5. As the Presidency Port Officer now

FOR ORDERS.

READ the following:—

FOR ORDERS.

now replies that he is still of opinion that no charge should be made the matter is submitted for orders.

I think the P. Port Officer is not right. His Lt boat shd. pay.
A.S.H. 17.2.97

15/2/97

W.H.
15.2.97

FOR ORDERS.

Public Works (1897) Department.

CURRENT No. ~~71 [illegible]~~ 2141

6

Order

From The Presidency Port officer

No. 17-P.W.

Dated 5-2-97
Received ~~6-2-97~~ 26.2.97
Enclosures
Spare copies

SUBJECT.

Top boat attached to the Light House at Armughen — states that he is still of opinion that no charge should be made for two — as it is not used for private purposes,

B.R.
6.2.97

BACK PAPERS.

No.	Date.
39 M	29-1-97

FURTHER PAPERS.

No.	Date.

Leading No. 17 P.W.

Presidency Port Office,
Madras. 5th February 1897.

To

7 P

The Chief Engineer for
Irrigation, Madras.

Sir,

With reference to your letter No. 39 M, dated 29th January 1897, I have the honor to state that I am still of opinion that no charge should be made for the boat attached to the Light House, at Armeghon as it is not used for private purposes and is maintained from Port Funds.

I have the honor to be
Sir,
Your Obedient Servant.

F. A. Street
Commander R. I. M.
Presidency Port Officer.

E.T.H.

CHIEF ENGINEER
FOR IRRIGATION.
6-FEB.97
No. 97 In

From
The Presidency Port Officer,
Madras,

To

Dated }
Received } No. 189 .

Public Works (1897) Department.

CURRENT No.

4

Order

~~From~~ To

The Presidency Postoffice

No. 39 M

Dated 20th January/1897

Received

Enclosures

Spare copies

SUBJECT.

Top boat for the use of Aranghow Light House Establt Informs that the registration fee of Rs 12/ was correctly charged according to the rules in force on the — and suggests to see the Draft rules which are about to be published and consider their bearing on the interests of his deptt before make proposals for exemption

BACK PAPERS.

No.	Date.

FURTHER PAPERS.

No.	Date.

5 — 8

No 39

Encl.

To the Presidency Port Officer

Sir

With refce to your letter No 407 G dd 18.12.96 to the Secretary to Govt. Marine Dept, transferred to me for disposal, I have the honor to inform you that I consider the registration fee of Rs 12 was correctly charged according to the rules in force. As new draft rules * are about to be published I would suggest that you should see them and consider their bearing on the interests of your Dept before making any proposals for exemption -

WH

20/1/97

P.S.

* The rules will be published in the Gazette prior to being brought into force.

WH

26/1

BACK PAPERS.

No.	Date.

FURTHER PAPERS.

No.	Date.

5-P

No 3941

To the Presidency Post Office

Embd.

Sir

With refce to your letter No 407 G d/ 18.12.96 to the Secretary to Govt. Marine Dept, transferred to me for disposal. I have the honor to inform you that I consider the registration fee of Rs 12 was correctly charged according to the rules in force. As new Draft rules * are about to be published I would suggest that you should see them and consider their bearing on the interests of your Dept before making any proposal for exemption -

MH

20/1/97

P.S.

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26/1

Public Works (1897) Department.

CURRENT No. 2140 ~~15. 6~~

Order

From Govt. P. W. D.
Marine Dept.

No. 13. E.

Dated 9. 1. 97

Received ~~11 - 1 - 97~~ 26.2.97

Enclosures 2

Spare copies

SUBJECT.

License fee of Rs 12 charged by the Ex. Engr. B. canal Divn on the Tp. boat for the use of Armeghon Light House Establt — Forwards for disposal letter from the Presy Port officer protesting against the —

BACK PAPERS.

No.	Date.
I 39 M.	20 1. 97
R 71 M	5 2. 97
Draf Navy rules	
G O 423 I	17. V. 95

FURTHER PAPERS.

No.	Date.
Issue 39 M	20 1 97
R 71 M	5 2 97

No. 13 E

R 13 W
11-1-97

BP

Government of Madras.

~~PUBLIC WORKS~~ Marine DEPARTMENT.

~~MEMORANDUM.~~ Endorsement

Dated Madras, 9 14 January 1897.

From the Presidency Port Officer, Madras, No. 417 G, dated 18 December 1896.

Transferred to the Public Works Department (Irrigation Branch).

G. W. Campbell Colonel R.E.
Secretary

To
The Public Works Department (Irrigation Branch) with copy of rules to be returned.

FURTHER PAPERS.

CHIEF ENGINEER
FOR IRRIGATION
14 JAN 97
No.....................

No 1972.

Office of the Executive Engineer
Buckingham Canal
Egmore 2 December 1896

From

Captain J. Lalor
Offg. Executive Engineer
Buckingham Canal Division

To

The Presidency Port Officer,
Madras

Sir,

In reply to your letter No 204 P.W. dated 26th November 1896, I have the honor to refer you to Rule 1 of the Navigation Rules from which it will be seen that all boats without exception are liable to license or toll fees. Rule 10 quoted by you cannot be acted upon by me as an authority for exemption of Government boats as it simply draws a distinction between boats licensed by the owners for their own private use and boats licensed for the conveyance of passengers or cargo for hire. If you still think that the boat at the Armeghon Light House should be exempted from the payment of

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CHIEF ENGINEER
FOR IRRIGATION
14 JAN 97
No.

Signed
Sd J. Palor Captain
Offg Executive Engineer
Buckingham Canal

(True copy)

H.A.Street
Commdr. R.I.M.
Pres. Port Officer

E.9/4.

Jan 14/15/97

P.W. E.2/140/47

No. 417 G

R 13/1/97

Heading.

PRESIDENCY PORT OFFICE,
Madras, 18th December 1896.

From
Commander H. A. Street R.I.M.
PRESIDENCY PORT OFFICER,
Madras,

To
THE ~~CHIEF~~ SECRETARY TO GOVERNMENT,
MARINE DEPARTMENT,
~~Fort Saint George.~~

SIR,

I have the honor to acquaint you, for the information of Government, that the Executive Engineer, Buckingham Canal Division, has charged a license fee of Rs 12 per annum on the "top-boat" maintained for the use of the Armeghon Light House Establishment and sanctioned in G.O. No 447, Marine, dated 28th December 1893. On his being asked why a boat maintained in the interests of Government service should have been charged a license fee, he forwarded a copy of the Navigation rules (herewith submitted for perusal and return). It was pointed out to the Executive Engineer that, as rule 10 thereof which regulates the license fee of Rs 12 bears reference to vessels which are "private property", it cannot be held to apply to Government boats. In reply, that officer states (vide his letter dated 2d December 1896 No 1972, copy enclosed), that Rule 10 referred to cannot exempt the Armeghon Light House Boat as it simply draws a distinction between boats licensed by the owners for their own private use and boats licensed for the conveyance of passengers or cargo for hire. In my opinion, boats maintained for Government service should not be subject to payment of license fees in the same way as boats maintained for port purposes, and I beg the orders of Government in the matter.

CHIEF EN[illegible]
FOR IRRIG[illegible]
11 JAN 97
No.

I have the honor to be
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Your Obedient Servant

Hatheet

Commander R I M
Presidency Port Officer

P.W. E.I. / 2140/97

E.A.H.