Political (1895) Department.

ORDINARY MS.

G.O., No. 304

Dated 8th May 1895.

INDEXED.

[Despatch Abstract.]

JURISDICTION ON PONDICHERRY RAILWAY.

Furnishing the Government of India, Foreign Department, by telegram, information regarding the existing arrangements for the --.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	659		95				
	698		95				
	1530		95				

[G / 9]
2,000—23-1-95.

591

Pol DEPARTMENT.

Telegram

From The G g I - (Insp)

Rec'd 1st May 1895

Referred to the Public Works Department, Railway Branch, for very early report.

Fredk Nicholson
Chief Secretary

No.

Dated 2 } May 95
Received 3 }
Enclosures

Acknowledged 3rd May 1895

SUBJECT.

Seeking information by wire as regards the existing arrangements for jurisdiction on Pondicherry railway which is worked by S. I. R. Co

To
The Public Works Deptt, Ry Branch.

WR

4/5

ABG 5 No 83/07

INDIAN TELEGRAPHS

R. No. 19

Monthly Number. 169

Cla. 28.

To (Office) Cotacamund

From (Office) Simla

Words. 49/13 | Day. 2 | Hour. 11 | Minute. 4 | Official Instructions. Secd.

To (Person) Madras. Political E

From (Person)

CHIEF SECRETARY
3 MAY 1895
GOVERNMENT OF MADRAS

1435. Please telegraph what the existing arrangements are for jurisdiction on Pondicherry railway which is worked by south Indian Railway company please see Secretary of States despatch to Madras Government number 4 28 P. of 25th July 1878

Recd. from LN.

At Hrs. Mts. by

Sent to LN.

At Hrs. Mts. by

Telegraph Master.

32 Word Form.

P.C.I.

01 G. P.—No 29 T—25-5-94-40,00,000

COTACAMUND 3 5 5

R. No. 19—100—12-94.

CURRENT No. 612 Pol. Dept.

1895.

Public Works Department,

Railway Branch.

E

No. 113 D.

Dated 4th May 1895

Despatched

Received —dv—

Repd to Govt. Cos 591 rep.

SUBJECT

Jurisdiction on Pondicherry Railway:-

Forwarding copy of telegram from the agent South Indian Railway furnishing information regarding the existing arrangements for the ——————

C. Nos 591, 612 & 613.

E

CS/ Mm

Order 88 dated May 1895, No 304 } Despd D 8/5

The following telegram will be despatched to Simla, Foreign

269 x Your telegram 1435-9 x Second instant x domicile Pondicherry and jurisdiction French tribunals there: please see articles 8, 32, and 39 of convention of 1878 between French government and Pondicherry Railway Company for construction of Pondicherry Railway forming enclosure to Secy. State's despatch to this Govt. 5 R 31st July 1878.

CS. 8/5795

AS 8/5795

Copy to the Govt of India, Foreign Dept to

W.O.

CURRENT No. 612

Telegram from the Agent.
South Indian Railway, to the Consulting
Engineer for Railways, Ootacamund
dated 6th May 1895:-

---

* Yours C 3 domicile Pondicherry
and jurisdiction French tribunals
there *

No: 113 Dy 7th May 1895.

Copy forwarded to the
Political Department, with reference
to its endorsement No: 965 dated
3d May 1895, herewith returned.

C. H. B. Burton.

Under Secy: to Govt R.D.

~~for Secy. to Govt Rly. D.~~
~~Railway Dept~~

To
The Political Department

R. No. 19—100—12-94.

CURRENT Reg No. 613
1895. Poll Dept

Public Works Department,

Railway Branch.

To The Political Department

No. 1179

Dated 7-5-95

Despatched

Received 7/5/95

SUBJECT

Jurisdiction on Pondicherry Railway.-

Furnishing further information regarding the existing arrangements for the ——————

Urgent CURRENT No. 613

P. Form No. 44.

No. 1170

Government of Madras.

PUBLIC WORKS DEPARTMENT.

RAILWAY BRANCH.

MEMORANDUM.

Dated ~~Madras~~ 7th May 1895.

Letter from the Agent, South Indian Railway, No. 410 dated 6th May 1895.

In answer to your telegram No. C. 3, I have today telegraphed to you thus:-

"Your No. C. 3. domicile Pondicherry and jurisdiction French tribunals there"

I enclose for your information copies of articles 8, 32 and 39 of the convention (Cahier des charges) between the French Government and the Pondicherry Railway Company for the construction of the Pondicherry Railway.

Extracts from the Convention of 1878

× × ×

Article 8. For the execution of the present convention the Pondichéry Railway Company declares election of domicile at Pondicherry

declares, moreover, that it accepts the jurisdiction of the French Tribunals in all that concerns the execution or interpretation of the clauses and conditions of the present Convention.

Article 32. The Company shall be responsible toward third parties, excepting in case of a special stipulation, for all injuries and damage which may result from the loss or deterioration of articles and goods which shall be entrusted to it, for avoidable and unjustifiable delays which may have happened in the transport, and, in one word, for all consequences of losses or accidents which may supervene in consequence of the non-performance, by the fault of the Company, of the clauses of this specification

Article 33. Disputes which may arise between the Company and the Colonial Government on the subject of the execution and interpretation of the clauses of the present specification shall be tried administratively by the "Conseil du Contentieux" at Pondicherry, subject to appeal to the "Conseil d'Etat" at Paris.

The Company accepts the jurisdiction of the French Tribunals for all disputes which may arise upon French Territory, between it and third parties inhabiting the Colony, and especially in that which concerns the application of the provisions of Article 32 of the present Specification.

Copy forwarded to the Political Department in continuation of P. W. D. Endorsement No. 113 D dated 7th May 1895.

F. Foster

for Joint Secretary to Government, P. W. Department.

To,

The Political Department

When given for copying ____
When copied ____
When examined ____
When signed ____
} 189 .

READ AGAIN G.O., No. 189 , DATED

CURRENT No.

ENCLOSURES TO C. No .

ORDER OF GOVERNMENT	A	A	A	A	A	A	A	
LETTER OF GOVERNMENT.								
STATEMENT WITH DITTO.								
PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH IN ORIGINAL.								

N.B.—
A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only