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MADRAS RECORD OFFICE.

Government of Madras.

Public **DEPARTMENT.**

G.O. No.	127	Press Mis.
Dated	28-1-	1918/69

Not to be folded or roughly handled

135

*Proceedings of the Madras Government, Public Department,
28th January 1869.*

No. 167. Read the following letter from the Under Secretary to the Government of India, Home Department, (Public,) to the Chief Secretary to Government, Fort Saint George ; dated Fort William, 9th January 1869, No. 120.

I am directed to acknowledge the receipt of your letter, No. 1435, dated the 19th November last, (with enclosures,) representing the financial position of the Emigration Fee Funds in the Madras Presidency.

2. In reply, I am desired to draw the attention of His Excellency the Governor in Council to the draft Bill "to amend the law relating to the Emigration of "Native Laborers," which was published (with Statement of Objects and Reasons) in the *Gazette of India* of the 29th August 1868, and to request that you will have the goodness to submit the views of His Excellency the Governor in Council on the Bill generally, and on its 4th Section in particular. That Section, it will be observed, limits the maximum of the fees to double their present amount, and I am desired to ask the opinion of the Government of Madras as to whether this restriction should be retained, as it is not likely that even doubling the fees will secure the solvency of the Fund of the French Colonies.

No. 168. ORDER THEREON, 28th January 1869, No. 127.

The foregoing letter will be referred to the Accountant General, and to the Protector of Emigrants, for their opinion as to whether any *limit* should be placed on the power of the Governor General of India in Council to raise the fees on account of emigration to the British and French Colonies, with a view to placing the Emigration Fee Fund in a solvent state.

(True Extract).

Chief Secretary.

To the Accountant General.
„ Protector of Emigrants.

Ed. J. Wright.

*Bill generally and on its 4th Section
in*

No. 22

From J. Georgean Esquire
Under Secretary to Govt of India

To The Chief Secretary to the
Govt of Fort St George

Fort William the 9th January 1869

Home Department Sir
Public

I am directed to acknowledge
the receipt of your letter No. 1435 dated
the 19th November last (with enclosures) re-
presenting the financial position of the
Quisitation Fee Funds in the Madras Presi-
dency.

2. In reply I am desired to draw
the attention of His Excellency the Governor
in Council to the draft Bill to amend
"the law relating to the Quisitation of Native
Children", which was published (with
Statement of Objects and Reasons) in the
Gazette of India of the 29th August 1868,
and to request that you will have the
goodness to submit the views of His Ex-
cellency the Governor in Council on the
Bill generally and on its 2nd Section
in

Cont. of 1869 Madras

PUBLIC.

To

THE ACCOUNTANT GENERAL.

Secy, Secy, Secy.

Dated January, 28th.

Recd.

Ind.

G. O., 28th January 1869, No. 127.

JANUARY.

Nos. 167-168.

Referring, for their opinion, a letter from the
Government of India, as to whether any limit
should be placed on the power of the Governor Ge-
neral of India in Council to raise the fees on ac-
count of emigration, with a view to placing the
Emigration Fee Fund in a solvent state.

[illegible]

General in Council.
Lastly, the Bill authorizes the Governor General in Council to increase within certain limits,

the fees payable under Act XIII of 1864, for licensing depôts, recruiters, and emigrants.

J. STRACHEY.

Simla, the 1st August 1868.

WHITLEY STOKES,

Asst. Secy. to the Govt. of India,
Home Dept. (Legislative).

The following Bill was introduced into the Council of the Governor General of India for the purpose of making Laws and Regulations on the 27th August 1868:—

No. 23 of 1868.

A Bill to appoint a Receiver of the property of the late Nawab of the Carnatic.

WHEREAS certain property belonging to the estate of the late Nawab of the Carnatic has lately been discovered both in the District of Madras and in the territories of His Highness the Nizam, and it is expedient to appoint a Receiver to collect and administer such property and any other property belonging to the said estate which may hereafter be discovered; It is hereby enacted as follows:—

1. The Governor of Fort St. George in Council shall appoint such person as he may think fit to act under the orders of the High Court of Judicature at Madras in the administration of the property left by the late Nawab of the Carnatic and not hitherto collected or administered.

The person so appointed shall have power to collect and take possession of all such property. He shall deal with the same according to the provisions herein contained: he shall give such security (if any) for the due execution of his office as the said Governor in Council may require; and he shall be called "the Receiver of the Carnatic property."

2. The Receiver of the Carnatic property shall be entitled to such commission not exceeding five per centum upon the amount or value of the property collected and distributed under the provisions of this Act as the said Governor in Council shall prescribe, such commission shall be charged to the estate of the said Nawab.

3. The said Governor in Council may suspend or remove any person appointed such Receiver as aforesaid, and may also from time to time fill up any vacancy in such office occasioned by death, resignation, suspension or removal.

4. The Receiver shall represent the estate of the said Nawab in all proceedings relating thereto: he shall do all acts in performance of his duties by

his name of office; and in all legal proceedings he shall be designated by such name.

No proceedings to which the Receiver may be a party shall abate by reason of the death, resignation, suspension or removal from office of any such Receiver, but the same shall be continued by his successor as if no such death, resignation, suspension or removal had occurred.

5. The Receiver shall have power to collect and take possession of all property, moveable or immovable, and whether of the nature of State or public property or not, to which the said Nawab at the time of his death was entitled, and if necessary to sue for and recover the same property, and to realize its value by sale or otherwise.

6. Whenever the said Receiver by the order or with the sanction of the said High Court sells any of the said immovable property, he shall execute a conveyance thereof to the purchaser.

Every such conveyance shall be valid as against the heirs of the said Nawab, and all persons claiming under them, and also against all persons claiming under the said Nawab by virtue of any conveyance or instrument declared by the said Court or by the late Supreme Court of Judicature at Madras to be void as against the creditors of the said Nawab, or by virtue of any security the benefit of which was barred under the provisions of Act No. XXX of 1858 (to provide for the administration of the estate and for the payment of the debts of the late Nawab of the Carnatic).

7. Upon any suit being instituted for the administration of the said estate, the said Receiver shall be deemed subject to the orders of the said High Court, and, so far as such orders shall not extend, to the general practice of such Court in the same manner as any other Receiver specially appointed thereby, except that the Court shall not require him to give security.

8. This Act shall be deemed to have come into operation on the second day of April 1868, and any person holding the office of Receiver of the Carnatic property immediately before that day shall be deemed to have been appointed under this Act.

WHITLEY STOKES,

Asst. Secy. to the Govt. of India,

Home Dept. (Legislative).

Re-published by order of the Governor in Council.

R. S. ELLIS, Chief Secretary.

Public Department

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter

Under Secretary to Govt. of India, Home Department
(Here enter 9th Jan'y/1869)

Order of the 28 January 1869 No. 127

The foregoing letter will be referred to the Accountant General and to the Protectors of Emigrants for their opinion as to whether any fund should be placed on the power of the Governor General of India in Council to raise the fees of emigration to the British & French Colonies with a view to placing the Emigration Fee Fund

fund in a solvent
estate. *W*

To the Hon. General ⁶
Protector of Emigrants ^{2/2}

hist of 9 July

Cont. of 1869, *Quadrant*.

Quadrant

To

The Department of Justice, The Immigration & Naturalization Service, in a certain state.

Dated *Aug 20* } 1869
Recd.

G. O. *Aug 20* 1869 No. 137.

Nos. 167, 188.

280

*Explain the same to the
a letter from the Gov. of the
as to the same any thing
should be placed in the hands
the Governor General of the
in favor of the same the
Department of Immigration
with a view to the same the*