

2. Date of receipt. 5.5.37
3. Initials of Reference
M.R.O. 1-30,000-15-10-22

MADRAS RECORD OFFICE.

Government of Madras.

Public DEPARTMENT.

G.O. No.

876

Press
Mis.

Dated

19-6-

19 1871

Not to be folded or roughly handled

(10)
5.5.37

Proceedings of the Madras Government, Public Department.

19th June 1871.

Read the following papers :—

No. 156. From T. A. N. CHASE, Esq., President of the Municipal Commission, Kurnool, to the Chief Secretary to Government, Fort St. George, dated Kurnool, 22nd May 1871, No. 12:—

I have the honour to inform you that, on my requesting Doctor Fitzpatrick, the Superintendent of the Jail, for a gang of prisoners to repair a short road within the limits of the Municipality of Kurnool, as allowed by Government in Order,

No. 1013, dated 26th June 1867, he has refused* to do so without the special permission of the Inspector-General of Jails.

* Copy of a letter, No. 83, dated 18th May 1871, is enclosed.

2. I do not think that the conclusion he has arrived at is a correct one, for he quotes an Order, No. 452, of 16th March 1867, as over-ruling a later Order, No. 1013, dated 26th June 1867, and it is beyond his power to define what Government intended by the words "a temporary arrangement."

3. The facts as regards the Municipality are exactly what they were when that Order was passed, and, if the Superintendent of the Jail had doubted if that Order was still in force, he should have referred the matter for the disposal of Government through the Inspector-General.

4. I request to be informed whether the Municipality may have, as is necessary, a gang of prisoners, and that the Superintendent may be directed in future to act according to the orders of Government until the Government may see fit to re-consider the orders they may have issued.

From J. F. FITZPATRICK, Esq., Superintendent of the Jail at Kurnool, to the President of the Municipal Commission, Kurnool, dated 18th May 1871, No. 83.

In reply to your letter, No. 40, dated 17th instant, requesting to forward a gang of convicts for the repair of a municipal road, I have the honour to inform you that the Government Order you refer me to, viz., No. 1013, dated 26th June 1867, paragraph 3, distinctly says that the gratuitous giving of convicts to the municipal body was at that time only "as a temporary arrangement." Under those circumstances, I must adhere to Government Order, No. 452, of 16th March 1867, unless special permission be obtained from the Inspector-General of Jails.

2. Should the Municipality be prepared to pay the sum of two-thirds of the ordinary value of the labour, a gang will be supplied as soon as the work which they have on hand will be completed.

Referred to the Inspector-General of Jails for his remarks.

FORT ST. GEORGE,
29th May 1871.

(Signed) W. HUDLESTON,
Acting Chief Secretary.

No. 156-A. From the Inspector-General of Jails, to the Acting Chief Secretary to Government, Fort St. George, dated Ootacamund, 1st June 1871, No. 94.

I have the honour to return the letter of the President of the Municipal Commission at Kurnool, dated 22nd ultimo, received with your endorsement of the 29th idem.

Proceedings of the Madras Government, Public Department,
19th June 1871.

2. In accordance with the terms of a Resolution of the Governor-General in Council convict labour is not given to Municipalities except on payment; but, in June 1867, the Madras Government made a special concession in favour of Kurnool, and directed that the labour of a gang should be placed at the disposal of the Commissioners free of charge as a special case and as a temporary arrangement. The value of the labour received in conformity with this Order, from 1867-68 to 1870-71 inclusive,

J. D., 31st Jan. 1866, No. 133.
J. D., 26th June 1867, No. 1013.

	Convicts.	Rs.
1867-68.....	15,711	1,963
1868-69.....	18,969	2,371
1869-70.....	17,313	2,164
1870-71.....	5,727	715
	<u>57,719</u>	<u>7,213</u>

amounts to Rupees 7,213, at two Annas a man per diem.

3. I have informed the Superintendent of the Jail that the Order of the 16th March 1867, No. 452, cannot be held as affecting the special concession in question, and that, unless the grant of a gang would have interfered with the labour or manufactures of the jail, in which case a report of the circumstance should have been made to this office, he was bound to have complied with the requisition. I have also instructed him to supply a gang at once if it can be spared, and if not to report the reasons.

4. The Order of the 26th June 1867 must, as Mr. Chase observes, be deemed to be in force until revoked; but, when the grant was made, it was understood that the arrangement was only temporary, whereas four years have nearly elapsed. I, therefore, submit that it rests with the Commissioners to satisfy Government of the reasonableness of their request for a further continuance of this exclusive privilege. On general principles, and with reference to the new state of matters as regards finance, I think it desirable that convict labour should be paid for.

No. 157. ORDER THEREON, 19th June 1871, No. 876.

The Governor in Council concurs in opinion with the Inspector-General of Jails that the exceptional privilege of obtaining convict labour free of charge, which was conceded four years ago to the Kurnool Municipality "as a temporary arrangement," can no longer be continued without fresh orders on a special representation from the Municipality.

2. There is nothing in the circumstances of Kurnool, so far as Government are aware, to warrant concessions in favour of that Municipality which are not enjoyed elsewhere.

3. The free supply of convict labour at Kurnool will cease from the end of the current month.

(True Extract.)

Acting Chief Secretary.

To the President of the Municipal Commission, Kurnool.
,, Inspector-General of Jails.

Ezd. J. Wright.

It will be seen from the paper
 that the Municipal Council is better off
 in respect of income than
 many other municipalities
 and that there appears to
 be no reason, save that
 the cost of the Police is borne
 by the Council, that the Council of
 Greenwich should be given
 further.
 We have not yet
 received the account
 of expenditure for 1876-77.

Govt of 1871 3rd address.

PUBLIC.

To

THE PRESIDENT OF THE
 MUNICIPAL COMMISSION,
 &c., &c., &c.
 Kurnool, &c.

Dated June, 1871.

Recd.

Encl.

G. O., 19th June 1871, No. 876.

JUNE
 Nos. 156-157.

Directing that the free supply of convict labour
 at Kurnool be discontinued from the end of the
 current month.

Receipts.

for 1869-70.

Disbursements.

7.
V.

Admission	R. 18607.	—	R. 18607.
Amputation	R. 6761.	—	R. 6761.
Bellamy	R. 81335.	—	R. 81335.
Blind	R. 2844.	—	R. 10007.
Creditors	R. 28405.	—	R. 28405.
Creditors	R. 8246.	—	R. 8246.
Creditors	R. 28336.	—	R. 28336.
Creditors	R. 8526.	—	R. 18426.
Creditors	R. 11741.	—	R. 11741.
Creditors	R. 10941.	—	R. 10941.
Creditors	R. 12210.	—	R. 12210.
Creditors	R. 24275.	—	R. 24275.
Creditors	R. 14245.	—	R. 14245.
Creditors	R. 10770.	—	R. 10770.
Creditors	R. 17926.	—	R. 17926.

No 94.

1867

From

Lieut. ~~Col.~~ W. J. Wilson

Inspector General of Jails

To

W. Huddleston Esquire

Acting Chief Secretary
to Government

Fort Saint George

Sir,

I have the honor to return
the letter of the President of the

Municipal Commission at Kurnool

dated 22nd ultimo received with your

endorsement of the 29th idem.

2. In accordance with the terms

of a Resolution of the Governor General

in Council Convict labor is not given

to Municipalities except on payment,

but in June 1867 the Madras Govern-

ment made a special conce-

ssion in favor of Kurnool and directed

that the labor of a gang should be

at the disposal of the Commissioners
free of charge as a special case, and
as a temporary arrangement. The
Value of the labor received in confor-
mity with this order from 1867/68
to 1870/71 inclusive amounts to Rupees
7,213 at 2 Annas a Man per diem -

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was only temporary, whereas four years
have nearly elapsed - I therefore submit
that it rests with the Commissioners to
satisfy Government of the reasonable-
ness of their request for a further conti-
nuance of this exclusive privilege.

On general principles, and with refer-
ence to the new state of matters as
regards finance I think it desirable
that Convict labor should be paid for.

I have the honor to be

Yours most obdt. servt.

Ootacamund

1st June 1871

Inspector of Jail

not enjoyed alone
the free right
to work at home
all cases from the
the present month

W.R.

1871

Wm. H. H. H. H.
to the right of the

1871

Public 1871 Report

From

The Sup. Court of the

Continuum

The Chief Secretary

to Government

Fort Smith, Mo.

Dated 1st June 1871

No. 1125

24

Regarding grant of
Constitutional at
Summit free of charge

With the State

Public Department 5-

the following paper from

the State of Missouri and the State of 22 May 1871 by 18
the State of Missouri and the State of 22 May 1871 by 18

Under the name of the State of 1871 by 1871

the Governor in Missouri

concern in opinion with the State
Council of State that the reception
privilege of obtaining Council labor
free of charge, which was considered
four years ago to the Missouri
Municipality, as a temporary, and
which can no longer be made.

in the midst of the order are a
special representation from the
Municipality.
There is nothing in the
circumstances of Missouri as far as
the State are aware to prevent any
in favor of the Municipality which

Govt. of 1871 Madras.

Public

To
The Pres. Mem. Comm.
see

Dated June 19.

Recd.

Encl.

G. O. 19 June, 1871, No 876

Nos. 105. 107.

Resolving that the free supply
of unskilled labor at Kurnool
be discontinued from the
1st of the current month.