

Public Works (1895) Department.

RAILWAY BRANCH.

G.O., No. 118-9

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DATED 12th August

[Despatch Abstract.]

Late Trains.— Statement of — on the S. I. Railway
including the Mayanaram. Mutapet Section,
for the quarter ended the 30th June 1895,
recorded with remarks.

of the said Act for the settlement of the differences in that section mentioned. x

10. The promoters from time to time for the purpose of making, forming, laying down, maintaining and renewing any of the Tramways or any part or parts thereof respectively, may open and break up any road subject to the following regulations:-

1. They shall give to the local authority reasonable notice of their intention, such notice to state the portion of road proposed to be opened or broken up.

2. They shall not open or break up any road except under the superintendence and to the reasonable satisfaction of the Road authority unless that authority refuses or neglects to give such superintendence at the time specified in the notice or discontinues the same during the progress of the work. Where the carriage-way, over any bridge, forms part of, or is a road within the jurisdiction of a Road authority, but

district from such Road authority, any work which the promoters may be empowered to construct and which affects or in anywise interferes with the structural works of such bridge shall be constructed under the superintendence and to the reasonable satisfaction of such person or persons, corporation or company, unless, after reasonable notice given by the promoters before the commencement of such work such superintendence is refused or withheld.

3 Where the carriage-way in or upon which any Tramway is proposed to be formed or laid down is crossed by any Railway or Tramway on the level, any work which the promoters may be empowered to construct and which affects or in anywise interferes with such Railway or Tramway or the traffic thereon, shall be constructed and maintained under the superintendence and to the reasonable satisfaction of the person, corporation or company, owning such Railway or Tramway unless after reasonable

superintendence is refused or withheld.

11. When the promoters have opened or broken up any portion of any road they shall be under the following further obligations, namely:-

1. They shall, with all convenient speed, complete the work on account of which they opened or broke up the same and (subject to the formation, maintenance or renewal of the Tramways, fill in the ground and make good the surface to the satisfaction of the Road authority and clear away all surplus rubbish and materials.

2. They shall in the meantime, cause the place where the road is opened or broken up to be guarded and watched and properly lighted at night.

12. The promoters shall lay before the local Government and the road authority a plan showing the proposed mode of constructing and laying down the Tramways and of the materials intended to be used therein, and the promoters shall

of any of the Tramways respectively, until such plan and statement have been approved by the local Government and the Road authority, provided that if, at the end of one month from the time of laying such plan before the local authority and the Road authority respectively, as the case may be, such authority shall not have signified in writing its approval, the plans and statement shall be considered approved by such authority or authorities and after such approval the works shall be executed in accordance in all respects with such plans and statement and under the superintendence and to the reasonable satisfaction of the Road authority unless that authority refuses or neglects to give such superintendence when reasonably required so to do.

13. The promoters shall, subject to any other provisions of this order at their own expense, at all times maintain and keep in good condition and repair, to the extent

and substructure upon which the same rest, and so much of the roads whereon the Tramways are laid as is between the rails of the Tramway, and where two Tramways are laid in any road at a distance of not more than 4 feet from each other the portion of the road between the Tramways and in every case so much of the road as is occupied by the substructure. Provided always that if the promoters fail to comply with the provisions of this section the Road authority, if they think fit, may, at any time after seven days' notice to the promoters, open and break up the road and do the works necessary for the repair and maintenance or restoration of the road to the extent in this section above mentioned, and the reasonable expense incurred by the Road authority in so doing shall be repaid to them by the promoters.

If any road authority here
- after ^{alter} after the level of any road
is raised by the above, which are ^{to} ~~be~~
~~the same as before~~

laid, the promoters may, and shall from time to time; alter or (as the case may be) lay their rails so that their uppermost surface thereof shall, subject to any other provision of this order, be on a level with the surface of the road as altered - Provided always that any such alteration as aforesaid shall be so made as to interfere as little as possible with the safe and convenient working of the said Tramways and in any case so as not to stop or prevent the free use or working thereof -

15. Any paving, metalling or material excavated by the promoters in the construction of their works from any road under the jurisdiction or control of any Road authority may be applied by the promoters so far as may be necessary, in or towards the re-mistating of such road, and the maintenance of any of the Tramways within the District of such Road authority, and of so much of the road-way of such road as may be required by this

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the surplus paving, metalling or material not used or required to be retained for the purposes aforesaid to such road authority or to such person or persons as such Road authority may appoint to receive the same, and at such place or places within the jurisdiction of the Municipal ^{Council} Commission, not exceeding one mile from the place or places where such surplus paving, metalling or material is excavated and deposited as the Road authority or such person or persons may direct. Provided also that, if within 7 days after notice in writing to the Road authority, the surplus of such paving, metalling or material is ready for removal such surplus is not removed by some person or persons named by the Road authority for that purpose, such surplus paving, metalling or material shall absolutely vest in and belong to the promoters and may be dealt with, removed and disposed

the promoters and any Road authority or other person with reference to any of the matters aforesaid shall be determined in manner provided by the Indian Tramways Act 1886 with respect to all differences between the promoters and any Road authority.

16. Nothing in this order shall take away or abridge any power to open or break up any road along or across which any Tramway is laid or any other power vested in any local or Road authority for any of the purposes for which such authority is respectively constituted or in any company, body or person, for the purposes of laying down, repairing, altering or removing any pipe for the supply of gas or water, or any tubes, wires or apparatus for telegraphic or other purposes but in the exercise of such power such local or Road authority and every such company body or person shall be subject to the following restrictions

work there. Provided that such work shall always be completed by the local authority or the road authority, as the case may be, with all possible expedition and any differences as to necessity of such work shall be settled in manner provided by the Indian Tramways Act 1886 for settlement of differences between the promoters and other companies or persons.

(5) Any company, body or person shall not execute such work so far as it immediately affects the Tramways except under the superintendence of the promoters unless they refuse or neglect to give such superintendence at the time specified in the notice for the commencement of the work, or discontinue the same during the progress of the work and they shall execute such work at their own expenses and to the reasonable satisfaction of the promoters.

17. For the purpose of making, forming, laying down, maintaining, repairing, or renewing any of the Tramways, the promoters

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time to time when, and as far as necessary, or may appear expedient for the purpose of preventing frequent interruption of the Traffic by repairs or works in connection with the, or alter the position of any mains or for the supply of gas or water or any tubes or wires or apparatus for telegraphic or other purposes, subject to the following restrictions (that is to say.)

(1) Before laying down any Tramway in a road in which any mains or pipes, tubes, wires, or apparatus be laid, the promoters shall, if they contemplate altering the position of such mains or pipes, wires or apparatus give 7 days notice to the Company, person or persons to whom such mains or pipes, tubes, wires or apparatus may belong or by whom they are controlled, of their intention to lay down or alter the tramway and shall at the same time deliver a description of the proposed work. If it should appear to any such company or person that the construction of the Tramway as proposed would

which notice the promoters are hereby
required to give.

(2) The promoters shall not remove
or displace any of the mains or pipes,
valves, syphons, plugs, tubes, wires
or apparatus or other works belonging
to or controlled by any such company
or person or do anything to impede
the passage of water or gas, or the
telegraphic or other communication
into or through such mains or pipes
without the consent of such company
or person, or in any other manner
than such company or person shall
approve until good and sufficient
mains, pipes, valves, syphons, plugs
and other works necessary or proper
for continuing the supply of water
or gas or telegraphic or other com-
munication, as sufficiently as the
same was supplied by the mains,
or pipes, tubes, wires or apparatus
proposed to be removed or displaced,
shall, at the expense of the promoters,
have been first made and laid down
in lieu thereof and ready for use,
and to the reasonable satisfaction
of the Surveyor or engineer of the

water or gas or other company or
of such person, or in case of dis-
-agreement between such surveyor
or engineer and the promoters, as
an engineer appointed by the
local Government shall direct.

(3) The promoters shall not
lay down any such pipes con-
-trary to the regulations of any
act relating to such water or
gas or other company or relating
to telegraphs.

(11) The promoters shall make
good all damage done by them
to property belonging to or con-
-trolled by any such company
or person, and shall make full
compensation to all parties for
any loss or damage which they
may sustain by reason of any
interference with such property
or with private service pipes of
any person supplied by any
such company or person with
water or gas.

18. Where, by reason of the
execution of any work affecting
the surface or soil of any road
along

or taken.

along with any of the Tramways
is laid, it is necessary or expedient
temporarily to remove or discontinue
the use of such Tramway or any
part thereof, or when the use of
such Tramway is interrupted by
floods or other cause, the promoters
may subject to such conditions
and in accordance in all respects
with such reasonable regulations
as the road authority may from
time to time make, construct in
the same or any adjacent road
and maintain so long as occasion
may require a temporary Tramway
or temporary Tramways in lieu
of the Tramway or part of the
Tramway so removed or discontinued,
or the use of which is so interrupted.

Motive Power.

19. The carriages used on the
Tramways may, subject to the pro-
visions of this order, be moved
by animal power, steam power,
electricity conveyed either through
over-head or under ground wires, or
any mechanical power, provided
that the exercise of the powers

hereby

or taken.

Government may consider necessary or advisable for the safety or convenience of the public, and in case they shall do so or shall incur any other capital expenditure may raise further capital either by the creation and issue of further shares or stock or the exercise of borrowing powers to such amount as shall be found expedient for the raising of such further capital.

Traffic upon Tramways.

21. The Tramways subject to and in accordance with the provisions of this order may be used for this purpose of conveying passengers, animals, goods, minerals and parcels.

22. The promoters may from time to time, subject to the reasonable approval of the Local Authority, fix or appoint points or places, at distances not exceeding 440 yards apart for the purpose of taking up and setting down passengers, animals, goods, minerals, and parcels, and the promoters shall

or taken.