~~2470~~ 8740

Public Works (1896) Department.

G.O., No. 886-87

DATED 28th October 1896

[Despatch Abstract.]

Channels: Estimate aggregating Rs. 4620 for distributary — from 4th branch channel to Pothumboo west and east tanks, Periyar Project. Sanctioned subject to the approval of the Govt of India to the proposed redistribution of the sanctioned amount for direct charges of the Project.

Channels: Forwarding Rs. sanctioning with remarks Estimates aggregating Rs. 4620 for distributary — from 4th branch channel to Pothumboo west & east tanks, Periyar Project.

[illegible]

BACK PAPERS.

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

FURTHER PAPERS.

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

IRRIGATION.

Government {1896} of Madras.

PUBLIC WORKS.

Recd. } 1896. *Enclosures*

Regd. *Spare copies*

Letter, No. 859 I., 23rd October 1896.

OCTOBER.

Periyar Project Camps

Requesting that notification No. 1622-I. (Foreign), extending the provisions of sections 3 and 4 of the Madras Towns Nuisances Act, 1889, to the — may be cancelled.

PUBLIC WORKS DEPARTMENT.

Irrigation.

Letter—from

W. HUGHES, Esq.,
Joint Secretary to the Government of Madras,
Public Works Department,
Irrigation Branch.

To

The SECRETARY to the GOVERNMENT of INDIA,
Foreign Department.

Sir,

In acknowledging the receipt of your endorsement No. 2498-I/A, dated 6th August 1896, I am directed to request that notification No. 1622-I (Foreign), referred to in your endorsement No. 1623-I., dated 15th May 1894, extending the provisions of sections 3 and 4 of the Madras Towns Nuisances Act, 1889, to the Periyár camps may likewise be cancelled.

I have the honour to be,
Sir,
Your most obedient servant,

Joint Secretary to Government,
Irrigation Branch.

Fort St. George,
23rd October 1896.

Exd. A. F. Eccleston.

IRRIGATION.

Government {1896} of Madras.

PUBLIC WORKS.

Recd.	1896.	*Enclosures*
Regd.		*Spare copies*

G.O., No. 858 I., 23rd October 1896.

OCTOBER.

Periyar Project Camps

Notification of the Government of India, Foreign Department, cancelling their former notifications regarding lands occupied by the —, with effect from date of the closing of the camps, communicated to the Resident in Travancore, and ordered to be republished in the *Fort St. George Gazette.*

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Irrigation.

Read—the following papers:—

Notification from H. S. BARNES, Esq., Officiating Secretary to the Government of India, Foreign Department, dated Simla, the 6th August 1896, No. 2491-I/A.

The notifications of the Government of India in the Foreign Department, Nos. 755 and 650 I., dated, respectively, the 18th February 1892 and the 21st February 1895, are hereby cancelled with effect from the date of the closing of the Periyár project camps.

No. 2492-I/A.

A copy of the foregoing notification is forwarded to the Government of Fort St. George, for information, in continuation of the telegram from the Government of India in the Foreign Department, No. 2262 I/A., dated the 15th July 1896.

(By order.)

Simla,
6th August 1896.

(Signed) O. V. BOSANQUET,
Offg. Under Secy. to the Govt. of India.

Office-note from J. F. PRICE, Esq., Chief Secretary, to the Secretary, Public Works Department, Irrigation Branch, dated 11th September 1896, No. 1830.

In counterinitialling the accompanying draft Government Order the undersigned has the honour to point out that the Government of India has not cancelled its notification No. 1622-I. (Foreign), dated 15th May 1894, extending the provisions of sections 3 and 4 of the Madras Towns Nuisances Act, 1889, to the Periyár camps.

Order—No. 858 I., dated 23rd October 1896.

Communicated to the Resident in Travancore and Cochin, with reference to G.O., No. $\frac{597}{A}$ I., dated 21st July 1896.

2. The notification will be republished in the *Fort St. George Gazette.*

3. Ordered that the following letter be sent:—

[Here enter No. 859 I., dated 23rd October 1896.]

(True Extract.)

Under Secretary to Government,
Irrigation Branch.

To the Resident in Travancore and Cochin, through the Political Department.
" Superintending Engineer, VI Circle.
" Chief Engineer for Irrigation.
" Superintendent, Gazette Press.
" Judicial Department.
" Revenue "

Exd. A. F. Eccleston.

No 859. I. dy 23rd October 1896.
P 4

To The Secretary to the Govt. of India
Foreign Department.

Sir,

In acknowledging the receipt of your endorsement No. 2498 I/A, dated 6 August 1896, I am directed to request that notification No. 1622-I (Foreign), referred to in your endorsement No. 1623-I, dated 15 May 1894, extending the provisions of sections 3 and 4 of the Madras Towns Nuisances Act, 1889, to the Periyar Camps may likewise be cancelled.

7/11/96

21/9/96

Recd 25/9/96

Public Works (1896) Department.

From the Govt of India Foreign Dept, No. 2491-92-I-A dy 6 Augt 1896.
From the Judicial Dept. No. 1830 dy 11.9.96.

CURRENT No. 7506

No. 858 I. dy 23rd October 1896

Order

Communicated to the Resident in Travancore and Cochin, with reference to G.O. No. 597/A-I dated 21 July 1896.

2. The notification will be republished in the Fort St. George Gazette.

3 – Ordered that the following letter be sent:–

To
The Resident in Travancore & Cochin through the Political Dept.
Supy. Engineer, Sixth Circle.
Chief Engineer for do.
Supt, Gazette Press.
– Judicial Dept.
– Revenue Dept.

To
The Hon'ble the Chief Secretary to Govt, Political Dept, for information.
– counterminals.

From

The Govt of India
Foreign Department

No. 2491-92-IA

Dated 6-8-96
Received 19-8-96
Enclosures
Spare copies

SUBJECT.

Lands occupied by the Periyar Project Camps: forwarding copy of notification cancelling their former notifications regarding ——

P.W. 29
1,000—5-8-96.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

F 17 8,000—17-7-96.

REVENUE DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read Endt of the Public Works Department dt 13th December 1895 No 3977 C. on letter from the Supdt of Works No 1 Periyar Division dt 7th Decr 95 No 159 C.

Order thereon, 21st December 1895 No 5197 his conded with reference to Government Order his No 5069 Revenue dt 16th Decr 1895. (Term Contract)

P 6840 39-1-96

G. Gibbons
Secretary to Govt

To
The P. W. Dept.

8581
8611

P. W. CURRENT No. 10

Govt. of {1895} Madras.

REVENUE.

To

The Public Works Dept.

9.1.96 No. 68 W
13.12.95 .. 3977 C
23.9.95 .. 1035 B
6.4.95 .. 864 W
3.4.95 .. 823 W
23.3.95 .. 731 W
1.1.96

No. 198 W of 17 January 1896
B

Dated
Recd.

Encl.

Recorded with reference to G.O. 68 W of 9 January

Mis. G.O., 24th Dec. 1895, No.

Subject.

According with reference to G.O. 5069 / 16.12.95 Rev Endt. of the P. W. D. on letter from the Supdt. of Periyar works requesting early orders as to the disposal of amount realized on temporary abkari license.

Cards 15.56

15/1/96

W 20/1

P. W. CURRENT No. 10198

F—1,000—6-12-95.

Govt. of {1895} Madras.

REVENUE.

To

The P. W. D.

13.12.95 No. 3977 C
23.9.95 .. 1035 B
6.4.95 .. 864 W
23.3.95 .. 731 W
12.1.95 .. 63 W
13.12.94 .. 3196 W

Rec: 19.12.95

No. 68 W of 9 January 1896
B

Dated
Recd.

Encl.

Communicated to the Supt. of Works Periyar Project with reference to his letter No. 101. C.E. of 15th Sept. 1895, for necessary action.

Mis. G.O., 16 Dec. 1895, No. 5069

Subject.

Transferring to the P.W.D. for the issue of the necessary orders Proc. of the Bd. of Rev. (S.R) requesting that the Supdt. of Works Periyar camp may be instructed to remit to the Treasury the amount of Rs. 686-10-8 realized on acct. of a temporary abkari license issued by him.

Cards 23/12/95

Supt. of Works. P. Project.

REVENUE BOARD OFFICE
MADRAS.

Proceedings of the Board of Revenue

(Separate Revenue),

Dated 5th December, 1895.

No. 5170 Mis

Read letter from the Collector of Madura, dated 30th November 1895, Diffoocal No 4215 of 1895 reporting that Rs 686-10-8 have not been included in the Periyar accounts maintained in the Collector's Office.

Read G. O. R No 1946, Revenue, dated 29th November 1895.

Resolution:—

In the letter first read above the Collector of Madura reports that the Rs 686-10-8 realized by the Superintendent of Works, Periyar Camp, on account of the temporary licenses

x. Not comd. B.P. 24-2-95.

license issued by him has not been included in his (the Collector's) accounts. It is therefore requested that the Superintendent may be instructed to remit the amount to the Treasury for credit to the Abkari Revenue of the Periyar Camp.

2. The Collector is requested to submit without further delay the accounts called for in Board's Proceedings No. 4940 Mis dated 20th November 1895.

x Not found

(True Extract)

Kanniamallee

Assistant Secretary

To The Secretary to Government
Revenue Department
Para 2 to Collector of Madura.

Ex 6/12

Revenue Department.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

-----:::-----

Copy attached.

Read ~~the~~ Proceedings of the Board of Rev.

(Sep.Rev.) No.5170, d/ 5th December 1895.

Order thereon, 16th December 1895, No. 5069 Mis.

Transferred to the Public Works Department for the issue of the necessary orders with reference to para 1 of the Board's Proceedings read above.

(True Extract).

Lionel Brodson
18.12

Ag; Under Secretary to Govt.

To the P.W.D.
" Bd: of Rev.,S.R.

Government of Madras.

1895.

P. W. DEPARTMENT.

CURRENT No. 9855

From Supt of Works
No. I Benigan Dr.

ENCLOS.

No. 159 C. E.
Dated 7-12-95
Received 11-12-95

SUBJECT.

Requesting early orders as to the disposal of amount realized on the temporary attendance license, Benigan.

DISPOSAL.

No. 3977 C dated 13th December 1895

Referred to the Revenue Department in continuation of endorsement No. 1035 D d/ 23-9-1895.

(Sd) J. P.
W

(Sd) C A B B

DESPATCHED
13 DEC. 95

29—2,000—23-9-95.

No 1035 D d/ 23-9-95
864 W d/ 6-11-95
823 W d/ 3-11-95
731 W d/ 23-3-95

No 3977 C d/ 13 December 1895

INDEXED

21/12

Government of Madras.

1895.

P. W. DEPARTMENT.

CURRENT No. 7086.

From
The Supt. of Works
No. I Periyar Division

No. 101 C.E.
Dated 15-9-95
Received 18-9-95

SUBJECT.

Requesting instructions as to the disposal of Rs 686-10-8 the amount realised on Abkari licence Periyar.

DISPOSAL.

No. 1035 D dated 23 September 1895

Referred to the Revenue Department.

(Sd) John Pennycuick Colonel R.E.
Secretary to Govt. P.W.D.

ENCLOS.

Desp 23-9-95

22—2,000—28-2-95.

P. 391.

16

GOVERNMENT OF MADRAS.

POLITICAL DEPARTMENT.

READ—again the following paper:—

G.O. dated 6th December 1894, Nos. 866, 867, Political.

ABSTRACT.—Directing that the draft notification regarding the cession by the Travancore Darbar of the abkári jurisdiction over the Periyár camps be forwarded to the Government of India and that steps be taken for the working of the Abkári Act in the camps under the control of the Collector of Madura, and requesting the Accountant-General to report as to the procedure to be adopted as regards the adjustment of the accounts.

READ—also the following paper:—

From T. W. RAWLINS, Esq., Accountant-General, to the Chief Secretary to Government, dated Fort St. George, 7th March 1895, No. 541.

With reference to G.O., No. 866, dated the 6th December 1894, Political, asking me to report on the adjustment of the accounts connected with the working of the Abkári Act in the Periyár camps and the payment to the Travancore Darbar of the net abkári revenue, I have the honour to state that the Collector of Madura should maintain an account showing the gross revenue and the actual expenditure incurred both by the Revenue and by other departments and should submit it annually to Government, which would then be in a position to pass orders for payment of the net amount to the Travancore State by means of remittance transfer receipt.

ORDER—dated 27th March 1895, No. 206, Political.

The proposal of the Accountant-General is approved and his letter will be communicated, for the necessary action, to the Collector of Madura, through the Revenue Department.

2. The statement of account prepared for the official year should be submitted through the Accountant-General and should reach the Financial Department by the 1st June.

(True Extract.)

for Chief Secretary.

To the Revenue Department.
" Public Works Department.
" Financial Department.
" Public Department.
" Accountant-General.
" Resident in Travancore and Cochin.

Exd. A. Raitt.

P. W. CURRENT No. 2680

Govt. of {1895} Madras.

POLITICAL.

3.4.95 No. 823 W
23.3.95 " 731 W
12.1.95 " 63 W
13.12.94 " 3196 W

Ans. 5.4.95

No. 864 W. d/6 April 1895
Communicated to the Supt. of Works Periyar Project with reference to G.O. 3196 W d/13 Dec. 1894

Issued

Recd. Encl.

G.O., 27th March 1895, No. 206.

Camp 5/4/95

MARCH.

S. for S.S.

DESPATCHED
-8 APR 95

R.S.

Periyar Camps.

Approving the procedure suggested by the Accountant-General for the adjustment of the accounts connected with the working of the Abkári Act in the — and the payment to the Travancore Darbar of the net abkári revenue.

INDEXED.

2 Abs. to acc.

GOVERNMENT OF MADRAS.

REVENUE DEPARTMENT.

Read—the following Proceedings of the Board of Revenue (Separate Revenue), dated 22nd February 1895, No. 93 :—

Read—the following letter from L. C. MILLER, Esq., Acting Collector of Madura, to the Secretary to the Commissioner of Salt, Abkári and Separate Revenue, dated 29th January 1895, Ref. on C. No. 340-Gl. :—

In reply to Board's Proceedings, Mis. No. 5604, dated 20th December 1894, I have the honour to report that at present there is one arrack shop at Periyár held by one Viraya Gounden of Gúdalúr in this district under the authority of a temporary license issued to him by the Superintendent of Works, Periyár, on the 11th October 1894. A fee of Rs. 100 per mensem is paid by the licensee in advance and the license is terminable on a month's notice on either side. Though the licensee has been permitted to sell toddy, he does not sell any; he states that he has to get his supplies from Panur in Travancore Territory (a long way from Periyár), and that the toddy becomes useless for consumption by the time it reaches Periyár.

2. The arrack is brought from Paravur attached to Minachel taluk, in the Travancore Territory, and is purchased from various sub-renters of the arrack monopoly in that place. It is distilled from cocoanut or palmyra toddy apparently by the farmers themselves, for the shopkeeper states that there is no central distillery or depôt in the place. The selling price in Periyár is reported to be one rupee per quart bottle or six rupees per gallon, which is somewhat less than the average selling price of arrack 30° under-proof in the Cumbum firka. The strength of the Periyár arrack, as tested by the Sub-Magistrate, was about 40° under-proof. The distance from Paravur to Periyár is not exactly known here, but the renter states that it takes him 20 to 25 days to make the journey there and back with his supply of liquor.

3. The Superintendent of Works is of opinion that one shop is sufficient for the sale of liquor, and in these circumstances I propose to sell by auction the right to sell arrack in one shop from 1st April next to 31st March 1896. The conditions of the license should be as nearly as possible those imposed on licensees of independent arrack shops in this district, but it will be necessary to alter them in some respects. The supply will have, I think, to come from Travancore as now. If the licensee is restricted to British Territory for his source of supply, it will be necessary to have some means to prevent smuggling from Travancore, and it is worth while doing this in the circumstances of the case. It will be necessary to permit arrack also to be brought from the Madura district to Periyár if the shopkeeper prefers it. The Periyár camp does not become part of the Madras Presidency by reason of the cession of jurisdiction, for there is no cession of territory, so that apparently the "import" and "transport" sections of the Abkári Act will not apply and any rule regulating the passage of arrack from Madura district to Periyár will have to be under the "export" provisions. Arrack, which has paid Excise duty in British India, may be permitted to be exported to Periyár. It is not necessary, I think, to permit import from Periyár.

4. If it be settled to allow sale of Travancore arrack, the question arises as to the strength at which it should be sold. As it is not excised at particular strengths,

perhaps, all that is necessary is to protect the consumer by prohibiting the sale of spirits below 60° under-proof. The liquor tested by the Sub-Magistrate is stronger than this, but there has not been a sufficient number of testings to show whether 40° under-proof is an average strength or not, and it would unduly delay this report if I were to keep it waiting till a series of experiments is made. The license conditions will then have to be altered as below :—

In condition 3 after "shop is situated" should be added "or from any farmer or sub-renter of the privilege of manufacture and sale of arrack duly authorized as such by the Government of the Travancore State."

In Rule 8 "after country spirits" add "or spirits manufactured in the Travancore State." This is necessary, because country spirits under the Abkári Act mean British Indian spirits only. In condition 18 after "60° under-proof" add "or Travancore-made spirits as aforesaid of a strength not less than 60° under-proof."

In condition 20 leave out the word "country" between "or" and "spirits."

N.B.—This might be done even in British Indian licenses. Condition 30 may perhaps stand, though it can hardly be wanted for use, as the cession applies to no territory which would not be in the vicinity of the licensed shop.

The conditions of sale do not require alterations.

5. If orders are received soon enough the shop can be sold with others by the Sub-Collector, but if not, a special sale can be held at Uttamapalaiyam and this would perhaps be the best means of ensuring a fair competition.

6. The other notifications required seem to be—

(1) An order of Government permitting export as suggested in paragraph 3 above.

(2) An order investing the Sub-Magistrate with the powers of a Deputy Tahsildar.

7. The Abkári Inspector of Dindigul Circle will, I suppose, be given control over Periyár. If not, it may be necessary to appoint some one to exercise the power of an Inspector and this could only, I think, be an officer of the Public Works Department, as the Magistrate could not be both Abkári Inspector and Magistrate. I think the Dindigul Inspector will be able to do all that is likely to be required. As the place is out of the way of the usual beat of the abkári officers, the police station-house officer could be empowered under sections 32 and 33 of the Act. The Deputy Tahsildar would have lots of time to do the rest of the inspection of the shop.

8. I do not at present see that anything further will be necessary. I have considered the necessity of fixing a minimum sale price as unexcised spirits will be sold, but there will be no competition between different shops, and the prime cost of the liquor is reported by the renter to be eight annas a bottle or Rs. 3 a gallon. A minimum is therefore hardly likely to be required, but to be safe, it might be fixed at Rs. 3 a gallon.

9. The Superintendent of Works states that an application to sell ganja in Periyár has been received by him and promises further report about it. If necessary, a license can be sold by auction as in the plains, but at present no action is necessary and no hemp drugs are now sold in the camp.

10. The Opium Act has not been extended to Periyár.

Resolution—dated 22nd February 1895, No. 93.

With reference to G.O., dated 17th December 1894, No. 4960, the Board begs leave to submit its proposals for the working of the Abkári Act in the Periyár camps for the period up to the 31st December 1896, during which His Highness the Maharajah of Travancore has agreed to cede to the British Government the abkári jurisdiction over the sites.

2. The first point for determination is whether, by virtue of the cession of jurisdiction over, and the extension of the Madras Abkári Act to the Periyár camps,

the tract becomes part of the Madras Presidency for abkári purposes. The Collector of Madura is of opinion that, as there is no cession of territory, the "import" and "transport" sections of the Abkári Act will not apply; so that consignments of liquor from the Madura district to the Periyár camps would have to be issued under the provisions of the Act relating to "export." Looking, however, to the terms of the draft notification to be issued by the Foreign Department of the Government of India, the Board is not prepared to accept this view of the matter, and considers that when the Act as a whole is extended to the Periyár camps, every portion of it must apply.

3. The administration of the abkári revenue in the tract in question should be under the direct management of the Collector of Madura, the Salt and Abkári Inspector of the Dindigul Circle being entrusted with the duty of preventing and detecting breaches of the Abkári Act in the tract. The tract may be placed under the supervision of the Periyakulam Range Sub-Inspector, and the local Sub-Magistrate may be invested with the powers of a Collector usually exercised by Deputy Tahsildars in abkári matters to enable him to recover arrears of abkári revenue and inspect the shops.

4. As regards the arrack revenue, the Board would recommend the system of administration now in force in the Madura district, viz., the private distillery supply system, with an Excise duty of Rs. 3–1–0 per gallon of 30 under-proof and proportionately for the other authorized strengths. There is at present in the Periyár camps a liquor shop worked under a temporary license (the fee for which is Rs. 100 a month) granted by the Superintendent of Works on the authority delegated to him in paragraph 1 of letter, dated 22nd September 1894, Ref. on C. No. 2978, from the Travancore Resident which will cease to have effect from the date on which the cession of abkári jurisdiction comes into operation. It is reported that the shopkeeper takes from 20 to 25 days to get his supply of arrack from the Travancore Territory. The exact strength at which the liquor is sold is not known. The Board considers that the supply should be obtained solely from British Territory. The privilege of the monopoly vend of country spirits under the private distillery supply system in the localities in question may be disposed of by auction to the highest approved bidder. The Superintendent of Works is of opinion that one shop is sufficient to meet requirements and the Board accepts his opinion. The successful bidder will be permitted to obtain his supply of country spirits from any of the distillers, warehouse-keepers or wholesale depôt-keepers in the private distillery supply tracts of the Presidency, or from the renter of the adjoining vend area of the Periyakulam taluk. The import of Travancore arrack will not be permitted.

5. The Collector is of opinion that, if the renter is restricted to the British Territory for his supply of liquor, it will be necessary to adopt measures for preventing the smuggling of liquor from Travancore. The Board does not consider that any special force will be required for the purpose. The distance from which Travancore liquor would have to be brought is apparently so great that no one is likely to smuggle except perhaps the renter himself, and, as the Travancore arrack is easily distinguishable from the jaggery arrack that would form the licit supply from British Territory, illicit practices on the part of the renter can be readily detected by the Deputy Tahsildar.

6. Though the present shopkeeper is allowed the privilege of vending toddy also, it is reported that he does not sell any as he has to obtain his supply from Panur in Travancore Territory (a long way from the camps), and the toddy becomes unfit for consumption by the time it reaches Periyár. Apparently there is no demand for this kind of liquor, and nothing need therefore be done at present to regulate its sale in the camps.

7. The Collector reports that an application for the privilege of selling ganja in Periyár has been received by the Superintendent of Works. Hemp drugs are not at present sold in the camps and the Collector is of opinion that no action is necessary in this connection.