

Original Railway Branch

G.O., No. 216. Sg.

DATED 7th Feby 1898.

Proof

Includes

G.O. No. 111-12 Pg 87 20-1-98.

[Despatch Abstract.]

General Rules of 1895 for working
open lines of railway.

Resolution of the Gov. of India sanctioning
the application of the — on the British portion
of the Peralam - Karikal Railway, Coim-
municated to the Secy. S. Sg. with remarks

110/11

Indexed

18/2/98

Resolution of the Government of India sanctioning the application of the — on the British portion of the Peralam-Karikal Railway, communicated to the Agent South Indian Railway, with remarks.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Railway.

Read the following papers :—

From—The Secretary to the Govt. of India, P.W. Dept.
To—The Joint Secretary to the Govt. of Madras, P.W. Dept., Ry. Branch.
Dated—Calcutta, 5th January 1898, No. 13 R.T.

With reference to correspondence ending with Government of India memo., No. 306 R.T., dated the 1st May 1896, I am directed to request that early application may be made by the administration of the South Indian Railway Company for sanction, under section 47 of the Indian Railways Act, 1890, to the adoption, on the Karikal-Peralam Railway, of the General rules for working open lines.

Telegram from—The Joint Secy. to the Govt. of Madras, P.W. Dept., Ry. Branch.
To—The Secretary to the Govt. of India, P.W. Dept.
Dated—11th January 1898, No. 2 B.

Your 13 R.T. seems inconsistent with your 2036 R.C. Kindly wire whether South Indian need apply for sanction under section 47, Railway Act, as land where not actually French has been provisionally ceded to them for railway use (*vide* your 1033 R.C., July 14th, 1896). I incline to think that power to sanction use of any rules rests with French Government.

Telegram from—The Secretary to the Govt. of India, P.W. Dept.
To—The Joint Secretary to the Govt. of Madras, P.W. Dept., Ry. Branch.
Dated—Calcutta, 14th January 1898, No. 49 R.T.

Your telegram numbered and dated as follows, 2 B., 11th instant. Jurisdiction has not been ceded in British territory and orders in my letter numbered and dated as follows, 13 R.T., 5th instant, are correct for French territory orders will issue after receipt of application as in my letter numbered and dated as follows, 510 R.T., 17th September last. Further explanations will follow by letter.

Endorsement by the Joint Secy. to Govt., Ry. Branch, dated 17th Jan. 1898, No. 151.

Copy of Government of India letter, No. 13 R.T., dated the 5th January 1898, forwarded to the Agent, South Indian Railway, for early compliance.

G.O., No. 111 R., dated 20th January 1898.

Read the following paper :—

From—The Agent, South Indian Ry.
To—The Govt. Inspector for Rys., Madras.
Dated—18th January 1898, No. 69.

In compliance with the instructions contained in your endorsement, No. 151, dated 17th January 1898, I have the honour to apply for sanction to the General rules for working open lines of railways in British India administered by Government, and which have been published under Government of India (Public Works Department) notification, No. 118, dated 21st March 1895, as modified by Government of India circular No. 3, Railway, of the 22nd May 1896, being made applicable to the Peralam-Karikal Railway.

Order—No. 111 R., dated 20th January 1898.

Ordered that the Government of India be addressed.

From—The Joint Secretary to the Govt. of Madras, P.W. Dept., Ry. Branch.
To—The Secretary to the Govt. of India, P.W. Dept.
Dated—Madras, 20th January 1898, No. 112 R.

With reference to correspondence ending with your telegram, No. 49 R.T., dated the 14th January 1898, I am directed to forward, herewith, an application No. 69, dated 18th January 1898, from the Agent, South Indian Railway, for sanction under section 47 of the Indian Railways Act, 1890, to adopt on the Peralam-Karikal Railway the General rules of 1895 for working open lines of railway.

From—The Secretary to the Govt. of India, P.W. Dept.
To—The Joint Secretary to the Govt. of Madras, P.W. Dept., Ry. Branch.
Dated—Calcutta, 21st January 1898, No. 68 R.T.

In continuation of Government of India telegram No. 49 R.T., dated the 14th January 1898, regarding the application of the open line General rules to the Karikal-Peralam Railway, I am directed to explain that, as regards the portion of the line in British territory, the land was simply granted free in the same way as to any other railway and that no jurisdiction was ceded.

2. The Government of India cannot formally notify sanction to the rules in French territory; but the practice which was followed in the case of the Pondicherry Railway, as will be seen from the Government of India letters noted in the margin, and, in other cases, is to apply the rules by executive orders.

3. Article 21 of the conditions for working the Pondicherry Railway provides that the South Indian Railway Company shall conform, as regards the working and maintenance of that line, to the conditions imposed by the Government of India for the British portion of the line, and the contract relating to the Karikal-Peralam Railway will, doubtless, contain a similar provision.

4. The Government of India are not aware whether any difficulty has arisen in connection with the enforcement of the rules in French territory; but, if so, the Colonial Government would, doubtless, take such steps as might be necessary to provide for the effective working of their own line.

Proceedings of the Government of India, Public Works Department, dated Calcutta, 27th January 1898, No. 91 R.T.

[General rules of 1895 for working railways open for traffic.]

READ—

Section 47 of the Indian Railways Act, 1890.

Govt. of India, P.W. Dept., notification No. 118, dated the 21st March 1895, publishing—in Part I of the *Gazette of India* of the 23rd March 1895—the Govt. of India circular No. 6, Railway, dated the 12th March 1895, and the General rules, therewith promulgated, for all open lines of railway in British India administered by the Government.

Govt. of India, P.W. Dept., notification No. 257, dated the 28th May 1896, publishing—in Part I of the *Gazette of India* of the 30th May 1896—the Govt. of India circular No. 3, Railway, dated the 22nd May 1896, and the amended rules therewith promulgated.

Govt. of India, P.W. Dept., notification No. 55, dated the 5th February 1897, publishing—in Part I of the *Gazette of India* of the 6th February 1897—the Govt. of India circular No. 3, Railway, dated the 3rd February 1897, and the addenda and corrigenda to the rules therewith promulgated.

Govt. of India, P.W. Dept., notification No. 371, dated the 10th September 1896, publishing—in Part I of the *Gazette of India* of the 12th September 1896—the Govt. of India resolution No. 696 R.T., dated the 7th September 1896.

Govt. of India, P.W. Dept., notification No. 3, dated the 5th January 1898, publishing—in Part I of the *Gazette of India* of the 8th January 1898—the Govt. of India circular No. 12, Railway, dated the 9th December 1897, and the addenda and corrigenda to the rules therewith promulgated.

Letter from the Govt. of Madras, P.W. Dept., Ry. Branch, No. 112 R., dated the 20th January 1898, forwarding letter from the Agent of the South Indian Railway Company, No. 69, dated the 18th January 1898.

Observations.—The Agent of the South Indian Railway Company has applied that the General rules for working open lines of railway in British India, which have been published under the Government of India, Public Works Department, notification No. 118, dated the 21st March 1895 (*vide* the *Gazette of India* of the 23rd March 1895), as modified by the Government of India circulars, Nos. 3 Railway, dated the 22nd May 1896, 3 Railway, dated the 3rd February 1897, and 12 Railway, dated the 9th December 1897, which were published under Public Works Department notifications, Nos. 257, dated the 28th May 1896, 55, dated the 5th February 1897, and 3, dated the 5th January 1898 (*vide* the *Gazette of India* of the 30th May 1896, 6th February 1897 and 8th January 1898), may be made applicable to the Karikal-Peralam Railway.

Resolution.—The Governor-General in Council is pleased to sanction the application of the General rules for working open lines of railway in British India which may, for the time being, be in force on the South Indian Railway to such portions of the Karikal-Peralam Railway as are situate in British territory from the date on which the said railway may be opened for the public carriage of passengers. If the line be opened by sections, the rules shall apply to each section from the date of such opening.

Order.—Ordered that this resolution be published under a notification in part I of the *Gazette of India*, as required by section 47, sub-section (3) of the Indian Railways Act, 1890; also that the General rules cited in the foregoing observations—which have already been published in the *Gazette of India*—be kept at railway stations as directed by sub-section (6) of the same section.

Ordered, also, that this resolution be communicated to the Government of Madras, Public Works Department, Railway Branch, for information and guidance.

From—The Secretary to the Govt. of India, P.W. Dept.
To—The Joint Secretary to the Govt. of Madras, P.W. Dept., Ry. Branch.
Dated—Calcutta, 2nd February 1898, No. 110 R.T.

With reference to the Government of India letter, No. 68 R.T., dated the 21st January 1898, and the resolution No. 91 R.T., dated the 27th January 1898, which sanctioned the application of open line General rules to such portions of the Karikal-Peralam Railway as are situate in British territory, I am directed to inform you that, as in the case of the rules for working railways under construction and the use of locomotive engines and rolling-stock referred to in the Government of India letter, No. 356 R.T., dated the 13th May 1896, so in this, the Governor-General in Council has no objection to the open line General rules in question being adopted on the portions of the Karikal-Peralam Railway as are situate in foreign (French) territory, from such date as the said railway may be opened for the public carriage of passengers.

ORDER—No. 216 Ry., dated 7th February 1898.

Communicated to the Consulting Engineer for Railways and to the Agent, South Indian Railway, with an intimation that, as regards those portions of the Peralam-Karikal Railway which lie in French territory, Government has no objection to the use of the rules on these sections.

2. It is suggested that, in communication with the French Colonial authorities, provision be made in the working agreement of the Peralam-Karikal Railway similar to that made in clause 21 of the Pondicherry Railway agreement.

(True Extract.)

FRANCIS J. E. SPRING,
Joint Secretary.

To the Consulting Engineer for Railways.
" Agent, South Indian Railway.
" Examiner, Guaranteed Railway Accounts.

Rd. T. K. Narayana Aiyangar.

Public Works (1898) Department.

Railways

CURRENT No. 41

SERIAL
No. 13

61.

Thence also para 4 of 1097 R Flag A
6/12/97
2 Encl. Vols. Flag D. 8/1/98

From

The Govt of India

Order

EN. India has told us in letter Flag D that no further formalities are required: this must have been overlooked. Further we were told in S. 9 that sanction to adopt the rules for railways under construction could not be given for the portion of the Railway which traverses French territory and is under foreign jurisdiction. I had always thought that the land, having been leased to the French Govt. the whole line was under foreign jurisdiction: if so under S. 9 there is no need to apply for the application of rules for working. Obviously whatever rules for working are adopted on one portion must be applicable to the whole & as we could not take to the French people (see S. 9 again) as regards this portion in French territory it is not much use applying the general rules to the British portion setting aside the fact that this portion has been leased to the French

No. 13 RT

Dated 5th January 1898.

Received

Registered

Enclosures

Spare copies

SUBJECT.

Open line General Rules.

Requesting that early application may be made by the administration of the S. S. Ry Coy. for sanction to the adoption on the Karikal Geralam Ry of the —

11/1/98

BACK PAPERS.

FURTHER PAPERS.

communications should be addressed to the Secretary.

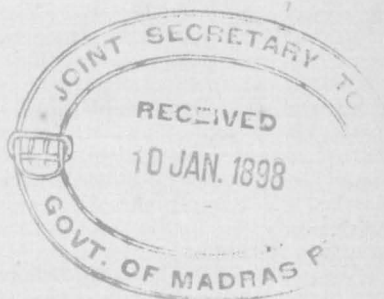
~~Print~~

No. 13 R.T.

GOVERNMENT OF INDIA.

PUBLIC WORKS DEPARTMENT.

RAILWAY TRAFFIC.



To

The Joint Secretary to the Government of Madras,
Public Works Department, Railway Branch.

Calcutta, the 5th January 1898.

Sir,

With reference to correspondence ending with Government of India memorandum No.306 R.T.,dated the 1st May 1896,I am directed to request that early application may be made by the administration of the South Indian Railway Company for sanction,under section 47 of the Indian Railways Act,1890, to the adoption on the Karikal-Peralam Railway of the General Rules for working open lines.

I have the honour to be,

Sir,

Your most obedient servant,

Wm. L. G. L. G.

Captain R.E.,

Offg: Under Secretary.

Documents accompanying:-

Nil.

S.A.

the Govt Pw Dept 28
copy of a telegram (from Works Railway
to Works, Calcutta, No 2 B. dated 11th January 1898.
from the Pw Dept 44

Print
to Govt

Your 13 R.T. seems inconsistent with
your 2036 R.C. kindly wire whether South Indian
must apply for sanction under Section 47
Railway Act as land where not actually
French has been provisionally ceded to
them for railway use vide your 1033 R.C. July
fourteen 96 I incline to think that power
to sanction use of any rules rests with
French Government.

Recd
11/1/98

Public Works (1898) Department.

Railway

CURRENT No. 71.

SERIAL
No. 15

Print 38

From

The Govt. of India

Order No. 157 dated 14 Aug/98.

Copy of ^{Letter} ^{sent to} ^{the} ^{Govt.} ^{of} ^{India} No. 13. B. T. dated
the 5th Jan 98, forwarded to the Agent
S. I. B. for early completion

Telegram No. 49 RT

Dated 14th January 1898

Received

Registered

15-1-98

Enclosures

Spare copies

7/1/98

SUBJECT.

Peralam-Kariikal Ry.

re: the application
of the open line G. Rules
on the —.

Despatched on 17.1.98

T-14.		INDIAN TELEGRAPH.		Monthly Local No.	
Class.		From		3/3	
To		Station		Calcutta	
Station		OFFICIAL INSTRUCTION.			
Words.	Day.	Hour.	Minute.		
To (Person)		From (Person)		New York	

~~Works Railway~~

49 b. ~~63~~ anonymous

jurisdiction has
not been ceded
in British territory

and orders in
applied ⁽³⁾ g ⁽⁴⁾ 1/3

are correct for

French territory
will issue

Orders will issue
after receipt of

RECD. FROM	LAN.	SENT TO	
AT	Hrs.	Mts. By	At
Hrs.		Mts. By	At

(1) your telegram number 9804

Date + dated as follows From (Person)

a) (2) 11th instant

(3) ⁽³⁾ copy letter numbered & dated as follows

in applied (5)

Further explained
will follow by

Boyle
L. M.

(4) 5th instant

(5) 17th Sep 19 last

④ - Serial
6 in Case 8/9
P 11
Ray R

Form No. 69.

Copy of a communication from

the Agent South Indian Railway
to the Consulting Engineer for Railways, Madras,

No. 69, dated 18th January 1898.

In Compliance with the instructions contained in your endorsement No 15-1 dated 17th January 1898. I have the honor to apply for sanction to the General Rules for working Open Lines of Railways in British India administered by Government, and which have been published under Government of India (Public Works Department) Notification No 118 dated 21st March 1895, as modified by Government of India Circular No 3, Railway of the 22nd May 1896. being made applicable to the Perambur Karaikkal Railway.

READ the following

Letter from the Agent S.I. R. No. 69 of 18th January 1898.

Ordered that the
 Govt of India be addressed.
 H.E. No. 112. R dated 20/1/98.
 To the Secy to the Govt of India,
 P.W. Depto.

Agent S.I. R.
 Ciny Singspe R.

Print

Despatched on 21/1/98

Sir
 With reference to corres-
 pondence arising with your
 telegram No 49 R. dated the
 14th January 1898. I am directed
 to forward herewith an application
 No 69, dated 18th January 1898,
 from the Agent S.I. R. ^{under Section 47 of the Indian Railway Act 1890}
 sanction to adopt on the
 Peralam-Karaikkal Railway
 the General rules of 1895 for
 working open lines of railway.

20/1/98

Does accept
 appn. Refs to.

20/1/98

F.M.

R

20/1/98

20/1/98

Public Works (1898) Department.

Railway Branch

CURRENT No. 129

From The Government of India

Order

When this was written India had despatched
not yet our H.E. dated 20th Jan 98. The receipt
of which she said she would wait (in Works' office
dated 14th) before issuing order. That order
which may now soon be expected.

F.W.S.

26/1/98

No. 68 R.T.

Dated 21st January 1898

Received 25th } January 1898

Registered "

Enclosures

Spare copies

SUBJECT.

Oeralam Kaiikal Ry. stating
that the Govt of India cannot formally
notify sanction to the application of the
open line general rules in French territory
and that the ^{French} Colonial Government would
take necessary steps to provide for the effect
working of the line, if any difficulty ~~was~~
arise in connection with the enforcement
of such rules in French territory.

BACK PAPERS.

FURTHER PAPERS.

*All communications
should be addressed
to the Secretary.*

No. 68 R.T.

GOVERNMENT OF INDIA,
PUBLIC WORKS DEPARTMENT.
RAILWAY TRAFFIC.

To

The Joint Secretary to the Government of Madras,
Public Works Department, Railway Branch.

Calcutta, the 21st January 1898.

Sir,

15- In continuation of Government of India telegram No. 49 R.T., dated the 14th January 1898, regarding the application of the open line General Rules to the Karikal Peralam Railway, I am directed to explain that as regards the portion of the line in British territory the land was simply granted free in the same way as to any other railway and that no jurisdiction was ceded.

2. The Government of India cannot formally notify

* 56 : sanction to the
No.510 R.T.,dated 17th September 1895. : rules in French
828 :
No.708 R.T.,dated 11th September 1896. : territory;but the
----- : practice which was
followed in the case of the Pondicherry Railway, as will be
seen from the Government of India letters noted in the margin,*
and in other cases is to apply the rules by executive orders.

3. Article 21 of the conditions for working the Pondicherry Railway provides that the South Indian Railway Company shall conform as regards the working and maintenance of that line to the conditions imposed by the Government of India for the British portion of the line, and the contract relating to the Karikal Peralam Railway will doubtless contain a similar provision.

4. The Government of India are not aware whether any difficulty has arisen in connection with the enforcement of the rules in French territory; but, if so, the Colonial Government would doubtless take such steps as might be necessary to provide for the effective working of their own line.

I have the honour to be,

Sir,

Your most obedient servant,

W. B. S. S. S.

Captain, R.E.,

Offg. Under Secretary.

Documents accompanying:-

Nil.

Public Works (1898) Department.

Railway

CURRENT No. 193

From

The Govt of India

Order

*Communit of f.o. to be. Eg. -
to Agent S.I. R. G. with an intention that
as regards the portion of the P.K.R.
which lies in French Territory. Government
has no objection to the use of the Rules in
these sections. and that it is suggested that
it be arranged with the French Colonial
Authorities that provision be made in the
working agreement similar to that made
in clause 21 of the Pondicherry R. agreement.*

*J. W. S.
5/1/98*

No. 91 RT

Dated 27th January 1898

Received

Registered

5. 2. 98

Enclosures

Spare copies

SUBJECT.

Open line General Rule

*Sanctioning the applica-
tion of the — on the
Seralam Karihal Railway*

FURTHER PAPERS.

No.	Date.
-----	-------

No.	Date.
-----	-------

GOVERNMENT OF INDIA.
PUBLIC WORKS DEPARTMENT.

RAILWAY TRAFFIC.

Calcutta, the 27th January 1898.

General Rules of 1895 for working railways open for traffic.

READ—

Section 47 of the Indian Railways Act, 1890.

Government of India, Public Works Department, notification No. 118, dated the 21st March 1895, publishing—in Part I of the *Gazette of India* of the 23rd March 1895—the Government of India circular No. 6 Railway, dated the 12th March 1895, and the General Rules, therewith promulgated, for all open lines of railway in British India administered by the Government.

Government of India, Public Works Department, notification No. 257, dated the 28th May 1896, publishing—in Part I of the *Gazette of India* of the 30th May 1896—the Government of India circular No. 3 Railway, dated the 22nd May 1896, and the amended rules therewith promulgated.

Government of India, Public Works Department, notification No. 55, dated the 5th February 1897, publishing—in Part I of the *Gazette of India* of the 6th February 1897—the Government of India circular No. 3 Railway, dated the 3rd February 1897, and the addenda and corrigenda to the rules therewith promulgated.

Government of India, Public Works Department, notification No. 371, dated the 10th September 1896, publishing—in Part I of the *Gazette of India* of the 12th September 1896—the Government of India resolution No. 696 R. T., dated the 7th September 1896.

Government of India, Public Works Department, notification No. 3, dated the 5th January 1898, publishing—in Part I of the *Gazette of India* of the 8th January 1898—the Government of India circular No. 12 Railway, dated the 9th December 1897, and the addenda and corrigenda to the rules therewith promulgated.

Letter from the Government of Madras, Public Works Department, Railway Branch, No. 112R, dated the 20th January 1898, forwarding letter from the Agent of the South Indian Railway Company, No. 69, dated the 18th January 1898.

OBSERVATIONS.—The Agent of the South Indian Railway Company has applied that the General Rules for working open lines of railway in British India, which have been published under the Government of India, Public Works Department, notification No. 118, dated the 21st March 1895 (*vide the Gazette of India* of the 23rd March 1895), as modified by the Government of India circulars Nos. 3 Railway, dated the 22nd May 1896, 3 Railway, dated the 3rd February 1897, and 12 Railway, dated the 9th December 1897, which were published under Public Works Department notifications Nos. 257, dated the 28th May 1896, 55, dated the 5th February 1897, and 3, dated the 5th January 1898 (*vide the Gazette of India* of the 30th May 1896, 6th February 1897 and 8th January 1898), may be made applicable to the Karikal-Peralam railway.

RESOLUTION.—The Governor General in Council is pleased to sanction the application of the General Rules for working open lines of railway in British India which may, for the time being, be in force on the South Indian railway to such portions of the Karikal-Peralam railway as are situate in British territory from the date on which the said railway may be opened for the public carriage of passengers. If the line be opened by sections, the rules shall apply to each section from the date of such opening.

ORDER.—Ordered that this resolution be published under a notification in Part I of the *Gazette of India*, as required by section 47, sub-section (3) of the Indian Railways Act, 1890; also that the General Rules cited in the foregoing observations—which have already been published in the *Gazette of India*—be kept at railway stations as directed by sub-section (6) of the same section.

Ordered, also, that this resolution be communicated to the Government of Madras, Public Works Department, Railway Branch, for information and guidance.

By order,

By Order,
Wm. Hamfarter

Captain, R.E.,

Offg. Under Secretary.

Documents accompanying.

Nil.

G. I. C. P. O.—No. 987 P. W. D.—29-1-98.—92.—E. H.

G. I. C. P. O.—No. 987 P. W. D.—2
with 50 spare copies

Public Works (1898) Department.

Railway
CURRENT No. 204

From

The Govt. of India

No. 110 RT

Dated 2nd February 1898.

Received }
Registered } 8.2.98.

Enclosures

Spare copies

SUBJECT.

Peralam - Karikal Ry.

stating that the Govt. of India have no objection to the open line General rules being adopted on the portions of the — as are situated in Foreign Territory from the date of its being opened for traffic.

Order

The one G.O. no drafted seems to cover all the undispensed of current D, please look into it and make sure.

7/11
7/11/98

Yes: nothing more seems to be necessary. No reply can be traced in their own files to order 28.9.96. Chief Secy. might be asked if a reply has been recd. in Foreign Dept.

My coll. I suppose that the signature of the Secy. of Public Works has been delayed 7/11

7/11 12/2/98

AN
note checked
7/11 12/2/98

S. S. S.

98

CONSULTING ENGINEER FOR RAILWAYS
RECEIVED
8 - FEB. 1898
MADRAS.

The Joint Secretary to the Government of Madras,
Public Works Department, Railway Branch.

Sir,

Sir,

W Bonham Carter

Offg. Under Secretary.

Ren

Nil.

~~10 P.~~ *Sp. 216. Lg.* *Ry. Branch*
 No. 216. Lg., dated 7/2/98
 PROCEEDINGS OF THE MADRAS GOVERNMENT.

10 P.

Read the following.

Letter from the Govt. of India P. W. Dept. — } *Print* *no. 13 RT. of 5th January 1898*

Telegram from Joint Secy. P. W. Dept. to do — } *Print* *2B of 11th do*

Telegram from the Govt. of India — } *Print* *49 RT. of 14th do*

Read again,

Progs. of the Madras Govt. P. W. Dept. Revenue — } *Print* *111-12 R. of 20th do*

Read also,

Letter from the Govt. of India P. W. D. — } *Print* *60 RT. of 21st do*

Letter from do — } *Print* *91 RT. of 27th do*

Letter from do — } *Print* *110 RT. of 2nd Feby '98*

Communicate to

the Consulting Engineer for Railways and to the Agent S. D. Ry. with an intimation that as regards those portions of the Perambur-Karikal Railway which lie in French territory, Government has no objection to the use of the Rules on these sections.

2. It is suggested that in communication
~~with the French~~
 that it is suggested that it be
~~made~~ with the French Colonial
 authorities, ~~that~~ provision be
 be made
 in the working Agree-
 ment, similar to that made
 in clause 21 of the Pondicherry
 Railway Agreement.

by J.H.
 7/2/48

F.M.
 9/4/48

C.M.
 R

Note

It is to be ascertained whether
 a copy of this has been sent to the
 Pol. Dept.

DoP 18/2/48

The Comptroller for Ry.
 - Agent S. D. Ry.
 - Ex. Ry. Secy. 4/3/48