Revenue Department

No 388

Entered 23—3—1859

No. 4. Read the following letter from J. R. BOYSON, Esq., Government Solicitor, Madras; to the Secretary to Government, Department Public Works; dated Madras, March 17th 1859, No. 401.

SIR,

I have the honor to return herewith the drafts of the proposed rules for the sale and import of Salt, on the deposit by purchasers and importers of security for the payment of purchase money and customs duty respectively, in lieu of actual cash payments with some few modifications (in red ink) which seem to me desirable.

I think that such securities *only* as are negotiable by mere endorsement (as Government Promissory Notes, Treasury Loan acknowledgments and Treasury Bills) should be accepted, and that shares of the Madras Bank and the Madras Railway should not be accepted.

Under Section XI. of Act IX. of 1843, (the Bank's Charter) its shares are transferable by endorsement on the certificates, but such endorsement must specify the name of the person or persons to whom the transfer is made, and no such endorsement is effectual to transfer any such share until it has been registered at the Bank, and such registration has been noted on the endorsement under the hand of an officer appointed for that purpose by the Directors of the Bank. Such shares could not therefore be transferred to the Collector of a District for the time being by his mere official designation, and if transferred to him by name, they would in the event of his death be primâ facie part of his assets, and in order to their re-transfer to the depositor or to their transfer to the Collector's successor in office or otherwise would require endorsement by the Executor or Administrator of the deceased Collector, and this in some cases might lead to considerable difficulty and perhaps to expense which Government might in fairness be asked to bear. Objections of a somewhat similar character apply to the deposit of shares of the Madras Railway, and under present circumstances a transfer to the Secretary of State in Council of India by his corporate designation is also open to objection.

I likewise forward copies of the fresh forms of agreement to be entered into by purchasers and importers of Salt with which I have supplied the Board of Revenue.

I regret extremely that owing to great pressure of public business this matter has not had earlier attention.

No. 5. ORDER THEREON, No. 388; dated 23d March 1859.

Ordered to be transmitted to the Board of Revenue, with reference to their letter of 11th May 1857, No. 1513. Should the Board require further aid from the Government Solicitor they will be pleased to communicate with him direct.

(Signed) J. D. BOURDILLON,
Secretary to Government.

A

Rules for the Import of Foreign Salt on Credit for payment of the duty leviable thereon.

1. Parties desirous of importing Foreign Salt may in like manner open a credit for the eventual payment of the Import duty by depositing tangible security with the Collector of the District into which they wish to import such Salt.

2. The Securities which will be received in deposit under these rules are Government Promissory Notes. Shares of the Madras Bank and Madras Railway, and such others as may from time to time be notified in the Gazette.

3. The Depositor must endorse the Securities in the name of the Collector or Officiating Collector for the time being, bind

bind himself to conform to these rules and sign the prescribed Bond, copy of which is appended.

4 The Depositor will be allowed, without actual Cash payment of the duty on each occasion, to import Salt in one or more shipments (of not less than 1 Garce each) until the duty on the entire quantity imported equals the amount of the credit given to him as shewn in the Collector's receipt for his deposit. The credit will be fixed according to the probable marketable value of the Securities - a deduction at the discretion of the Collector being made therefrom to meet the contingency of depreciation in the value of the Securities during the currency of the credit.

5. No account will be opened for a less sum than 5000 Rupees, nor shall the credit in any case extend beyond 12 months. At its close the depositor must adjust his account, and it will then be open to him to apply for a new credit.

6. Nothing in these Rules shall be held to preclude a party, who has received a credit for Importing Salt as herein provided, from also importing any further quantity on payment of the full duty thereon in cash.

7. The Securities will be lodged in the Collector's Treasury. The Interest or Dividends accruing on them during the term of the credit will, at the option of the Depositor, either remain undrawn, or will be drawn and paid over to him by the Collector.

8. The Collector will grant a receipt for the Securities deposited with him,

Deductions however are to be considered as altogether distinct from the credit.

him, and this receipt must be produced and given up when the depositor redeems his securities or closes his account. The amount of credit given will also be shown in the receipt.

9 An account current between the Depositor and Government will be kept by the Collector at the Huzzoor Cutcherry and will be open to the inspection of the Depositor or his duly authorized Agent on week days during Office hours. a copy thereof will be furnished, if desired, once in each month.

10 It is optional with a depositor to close his account at any time previous to the expiry of the term of credit by paying the amount shown to be due by him and thereupon to receive back his securities.

After

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11. After receiving his credit, the Importer must notify to the Collector the quantity of Salt he wishes to import at any particular Port or Ports in order that the Collector may issue instructions to the Custom House authorities to pass the Salt under the credit. an account will be kept by the Collector of the Salt so passed.

12. The Importer or his duly authorised Agent must give an acknowledgment to the Custom House Officer of each quantity of Salt passed without payment of duty under the credit.

13. At the expiration of the term of Credit, the Depositor must pay the duty on the ~~Salt~~ entire quantity of Salt imported by him. Should he fail to do so within ten days thereafter, the Collector may proceed

to

to realize the amount due, by the sale of the depositor's securities, and such other measures as he may deem fitting. Any surplus accruing on such sale will be paid to the Depositor, who must on his part make good any loss which may be sustained by his securities not realizing the sum due by him.

11. Payments are to be made at the Collector's Huzoor Cutcherry and may be in cash, Accountant General's Bills or Notes of the Madras Bank. Payments may also be made into the General Treasury at Madras, the Sub Treasurer's receipt being forwarded to the Collector. Collectors may at their discretion permit payments to be made into the Taluk Treasuries of their Districts.

Importers

15. Importers must conform to the Authorities' Sea Customs rules and Regulations at each Port. The existing Regulations in regard to Wastage are not affected by these rules.

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11 May 57

R 468/59

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In No. 1573 of 1857.
To Govt 11th May 1857.

Copied 10th April
No 4-5
Original manuscript
Dd 5th June 15 Govt 53.
D 58-59

B.

Rules for the purchase & Sale wholesale on Deposit of Securities.

1. Parties desirous of purchasing Salt from Government on credit must deposit ~~good and bangible security, as hereinafter prescribed,~~ with the Collector of the District.

2. ~~The Securities which will be received on deposit under these rules are~~ Government Promissory Notes, ~~Shares of the Madras Bank and Madras Railway, and such other as may from time to time be notified in the Gazette~~

3. ~~The Depositor must endorse the Securities in the name of the Collector or Officiating~~ Collector ~~for the time being,~~ ~~bind himself to conform to these rules and sign the prescribed Bond, copy of which is appended.~~

~~4.~~ 2. The Depositor will be entitled to receive Salt to the amount of the credit given to him as shewn in the Collector's receipt for his deposit. The credit will be fixed according to the probable marketable value of the Securities.

X Sign an agreemt. in the form appended to these Rules and must also blank endorse and

⊗ Treasury Loan Acknowledgt or Treasury Bills as security for the due performance of such Agreement.

a

a deduction at the discretion of the Collector being made therefrom to meet the contingency of depreciation in the value of the Securities during the currency of the credit.

3. No account will be opened for a less sum than 5,000 Rupees, nor shall the credit in any case extend beyond 12 months. At its close the Depositor must adjust his account, and it will then be open to him to apply for a new credit.

4 Nothing in these Rules shall be held to preclude a party, who has received a credit as above provided, from purchasing Salt during the term of the credit for cash in the usual manner. Such transactions are however to be considered as altogether distinct from the "Credit."

5 The Securities will be lodged in the Collector's Treasury. The Interest ~~& Dividends~~ accruing on them during the term of the credit will, ~~at the option of the Depositor, either be~~ paid or drawn, & will be drawn ~~and paid over to him~~ by the Collector.

6 The Collector will grant a receipt for the Securities deposited with him, and this receipt must be produced and

and given up when the depositor redeems his Securities or closes his account. The amount of credit given will also be shown in the receipt.

7 An account current between the Depositor and Government will be kept by the Collector at the Huzzoor Cutcherry and will be open to the inspection of the Depositor or his duly authorized agent on week days during office hours. A copy thereof will be furnished, if desired, once in each month.

8 It is optional with a depositor to close his account at any time previous to the expiry of the term of credit by paying the amount shown to be due by him and thereupon to receive back his Securities.

9 The Depositor must apply in writing to the Collector for Salt, stating the quantity he requires and the Depôt at which he wishes to receive it. The Collector will thereupon furnish him with a written order on the Superintendent or other proper Officers, and enter the value of such Salt to the Depositor's debit in his account Current.

10 The

12-10 The Depositor or his duly authorized Agent must pass his receipt for the quantities of Salt furnished at the Depôt, and, on the order being fully complied with, shall sign, and hand it over to the Superintendent or other proper officer at the Depôt for transmission to the Collector.

13 11. At the expiration of the term of credit, the Depositor must pay the balance then due from him for all the Salt supplied to him on credit. Should he fail to do so × ~~within ten days thereafter~~, the Collector may proceed to realize the amount due, ⊗ by the sale of the depositor's Securities, ~~and such other measures as he may deem fitting.~~ Any surplus accruing on such sale will be paid to the Depositor, who must on his part make good any loss ∴ which may be sustained by his Securities not realizing the sum due by him for principal and Interest.

× he must pay the ~~the~~ balance on such balance from the expiration of the term of credit at the rate of ½ per centum per annum and

⊗ for principal and interest

∴ as provided by his Agreement

14 12. Payments are to be made at the Collectors Huzzor Cutcherry and may be in cash, Accountant General's Bills or ~~Notes of the Madras~~ Bank Currency Bank. Payments may also be made into

Why the manufacturers, whose property the Salt is, consent to any fixed amount of Discount this for property.

Bank of Madras into the ~~General Treasury~~ at Madras, the ~~Sub Treasurers~~ Zillah Secretary's receipt being forwarded to the Collector. Collectors may at their discretion permit payments to be made into the Taluk Treasuries of their districts.

15 13. Depositors purchasing an entire heap of Salt as it stands will receive the usual discount of 5 per Cent.

16 Depositors must conform to the authorized rules at each Depôt.

J. Sim
Ag Secretary

O The rule not to exceed alteration must appear to be mentioned in para 2 of the B.R. letter

Ex.d T. Munbiggins

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B

Copy sent to Govt Solicr
7th March 1863.

B

Enclosure in a letter
from the Acting Secy to
the Bd of Revenue
to the Secy to Govt
Revenue Department
dated 11th May 1859
No 1513

No 7

by Govt Solrs letter to Secy
to Govt N.P.W. No 401. dated 17th March 59

468/59
Rec'd 17/5/59

One
1st Copy
No 4-5

Rules for the
purchase of salt
whole sale on Deposit
of Securities —

In Bk 1240 of 1859
Folios 24 Mutation
Dated 23rd March 59
O.S. No 588
19

A.

Rules for the Import of Foreign Salt on credit for payment of the duty leviable thereon.

1. Parties desirous of importing Foreign Salt may ~~in like manner~~ open a credit for the eventual payment of the Import duty ~~by~~ depositing ~~tangible Security~~ with the Collector of the District in to which they wish to import such Salt. —

~~2 The Securities which will be received in deposit under these rules are~~ Government Promissory Notes. ⊗ ~~Shares of the Madras Bank and Madras Railway, and such others as may from time to time be notified in the Gazette.~~

~~The Depositor must endorse the Securities in the name of the Collector or Officiating Collector for the time being, bind himself to conform to these rules and sign the prescribed Bond, Copy of which is appended~~

3. The Depositor will be allowed, without actual cash payment of the duty on each occasion, to import Salt in one or more shipments (of not less than 1 Garce each) until the duty on the entire quantity imported

× consigning an Agreement in the form appended to these Rules and blank endorsing and

⊗ Treasury Loan Receipts to be returned to Treasury — Bonds as Securities for the due performance of such Agreement

imported equals the amount of the credit given to him as shewn in the Collector's receipt for his deposit. The credit will be fixed according to the probable marketable value of the Securities - a deduction at the discretion of the Collector being made therefrom to meet the contingency of depreciation in the value of the Securities during the currency of the credit.

5.3. No account will be opened for a less sum than 5000 Rupees, nor shall the credit in any case extend beyond 12 months. 6 At its close the depositor must adjust his account, and it will then be open to him to apply for a new credit.

6.4 Nothing in these Rules shall be held to preclude a party, who has received a credit for Importing Salt as herein provided, from also importing any further quantity on payment of the full duty thereon: such transactions however are to be considered as altogether distinct from the credit.

7.5 The Securities will be lodged in the Collector's Treasury. The Interest ~~or Dividends~~ accruing on them during the term of the credit will, ~~at the option of the Depositor, either remain undrawn, or will~~ be drawn ~~and paid over to him~~ by the Collector. and passed to the credit of the Depositor in the account current kept by the Collector as herein provided. 186

The Collector will grant a receipt for the Securities deposited with him, and this receipt must be produced and given up when the depositor redeems his Securities or closes his account. The amount of credit given will also be shewn in the receipt.

7.7 An account current between the Depositor and Government will be kept by the Collector at the Huzzoor Cutcherry and will be open to the inspection of the Depositor or his duly authorized agent on week days during office hours. A copy thereof will be furnished, if desired, once in each month.

7.8 It is optional with a depositor to close his account at any time previous to the expiry of the term of credit by paying the amount shown to be due by him and thereupon to receive back his Securities.

8.9 After receiving his credit, the

the Importer must notify to the Collector the quantity of Salt he wishes to import at any particular Port or Ports - in order that the Collector may ⊗ issue instructions to the Custom House authorities to pass the Salt under the credit - an account will be kept by the Collector of the Salt so passed -

(⊗ if he agrees to comply with the requisition.)

12.10 The Importer or his duly authorized Agent must give an acknowledgment to the Custom House Officers of each quantity of Salt passed without payment of duty under the credit -

12.11 At the expiration of the term of Credit the Depositor must pay the duty on the balance then due from him for the duty on the entire quantity of Salt imported by him - Should he fail to do so ~~within ten days thereafter~~, the Collector may proceed to realize the amount due by the sale of the depositor's Securities, ~~and such other measures as he may deem fitting~~. any surplus accruing on such sale will be paid to the Depositor, who must on his part make good any loss which may be sustained by his securities not realizing the sum due by him - for principal and Interest -

he must pay Interest on such balance from the Expiration of the ⊗ term of credit at the rate of 12 percentum per annum and

⊗ for principal and Interest -

as provided by his Agreement

Payments

12.12 Payments are to be made at the Collector's Huzzoor Cutcherry and may be in Cash, Accountant General's Bills or Notes of the Madras Bank - Payments may also be made into the General Treasury at Madras, the ~~Sub Treasurers~~ Bank Secretary's receipt being forwarded to the Collector - Collectors may at their discretion permit payments to be made into the Taluk Treasuries of their Districts -

Paper Currency

Bank of Madras

12.13 Importers must conform to the authorized Sea Customs rules and Regulations at each Port - The existing Regulations in regard to wastage are not affected by these rules -

A Swinton

Ag Secretary

Ex
A Newbigging

A

Copy sent to Govt Solicitr.
7. March 59.

27-6-90r

Enclosure in a letter from the Acting Secy to the Board of Revenue to the Acting Secy to Govt Revenue Department.
Dated 11th May 1859
No. 1513

No 1

In No: 401 from Govt Sol to the Secy to Govt: D.P.W. dd 17th March 59

C.R.S.
Rd 21 April 59
No. 4 + 5

4/68/59
5/7/59

10-4-63

Rules for the Import of Foreign Salt on credit for payment of the duty leviable thereon.

In No 1240 dd 18/59
In Govt 24 March

Copy to Collr of Madras 21 April 59

B

Rules for the purchase of Salt wholesale on Deposit of Securities.

1. Parties desirous of purchasing Salt from Government on credit must deposit good and tangible security, as hereinafter prescribed, with the Collector of the District.

2. The securities which will be received in deposit under these Rules are Government Promissory Notes, Shares of the Madras Bank and Madras Railway, and such others as may from time to time be notified in the Gazette.

3. The Depositor must endorse the securities in the name of the Collector or Officiating Collector for the time being, and sign the prescribed Bond, copy

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Void Kindly be incorporated with the Rules

copy of which is appended.

4. The Depositor will be entitled to receive Salt to the amount of the credit given to him as shown in the Collector's receipt for his deposit. The credit will be fixed according to the probable marketable value of the Securities - a deduction at the discretion of the Collector being made therefrom to meet the contingency of depreciation in the value of the Securities during the currency of the credit.

5. No account will be opened for a less sum than 5,000 Rupees, nor shall the credit in any case extend beyond 12 months. At its close the depositor must adjust his account, and it will then be open to him to apply for a new credit.

6. Nothing in these Rules shall be held to preclude a party, who has received a credit as above provided, from purchasing Salt during the term of the credit for cash in the usual manner. Such transactions are however to be considered as altogether distinct from the "Credit."

7. The Securities will be lodged in the Collector's Treasury. The Interest or Dividends accruing on them during the term of the credit will, at the option of the Depositor, either remain undrawn, or will be drawn and paid over to him by the Collector.

8. The Collector will grant a receipt for the Securities

securities deposited with him, and this receipt must be produced and given up when the depositor redeems his securities or closes his account. The amount of credit given will also be shown in the receipt.—

9. An account current between the Depositor and Government will be kept by the Collector at the Huzzoor cutcherry and will be open to the inspection of the Depositor or his duly authorized agent on week days during office hours. a copy thereof will be furnished, if desired, once in each month.

10. It is optional with a depositor to close his account at any time previous to the expiry of the term of credit by paying the amount due by him and thereupon to receive back his securities

The

11. The Depositor must apply in writing to the Collector for salt, stating the quantity he requires and the Depôt at which he wishes to receive it. The Collector will thereupon furnish him with a written order on the Superintendent or other proper officers, and enter the value of such salt to the Depositor's debit in his account current.

12. The Depositor or his duly authorized agent must pass his receipt for the quantities of salt furnished at the Depôt, and, on the order being fully complied with, shall sign and hand it over to the Superintendent or other proper officer at the Depôt for transmission to the Collector.—

13. At the expiration of the

the term of credit, the De-
positor must pay for the
salt supplied to him. Should
he fail to do so within ten
days thereafter, the Collector
may proceed to realize
the amount due, by the sale
of the depositor's securities,
and such other measures
as he may deem fitting.
Any surplus accruing on such
sale will be paid to the
Depositor, who must on his
part make good any loss
which may be sustained by
his securities not realizing the
sum due by him.

14 Payments are to be made
at the Collector's Huzzoor Cutcherry
and may be in Cash, —
Accountant Gen.l's Bills or Notes
of the Madras Bank. Pay-
ments may also be made into
the general Treasury at Madras,
the Sub Treasurer's receipt being

forwarded.

forwarded to the Collector - Col-
lector may at their discretion
permit payments to be made
into the Talook Treasuries of
their districts.

15 15 Depositors purchasing
an entire heap of salt as it
stands will receive the usual
discount of 5 per cent.

16 16 Depositors must con-
form to the authorized rules
at each Depôt.

[11 May 57]

Rec
Cons Off
1st April
No 4-5

IB

R 468/57

O No 535

10-4-57

In No. 1513 of 1857.
To Lords 11 May 1857.

I regret extremely that owing to
great pressure of public business this
matter has not had earlier attention

I have the honor to be
Sir
Your most Obedient Servant,

J. Abbay

Govt. Solr.

No. Cons 11th Dec. 1858 lie-1-Para 2
do — 18 May 1858 — 1-2-do-do
do — 12 — Augt 58 — 57-58-do-5
do — 2d June 1857 — 58-59-1
Bank of Madras Shares and
the Madras Railway shares
should be avoided.

No 405.

Revenue 1859 Departt
Dto Cons 6th April
1859
No 468

From
The Government Solicitor

To
The Secy to Govt D.P.W.

Dated 17th March 1859

Received (18

No 401

4 Enclosures

No 388 - 23 March 1859

Forwarding modified Drafts of the proposed Rules for the Sale and Export of Salt on deposit by purchasers and Importers of Security for payt of purchase money and Customs duty in lieu of cash payments: also copies of the fresh forms of Agreement to be entered into by purchasers & importers which have been furnished to the Board of Revenue; advising that Securities such as Govt Promissory Treasury Loan Acknowledgments and Treasury Bills only should be accepted as Security; and that deposit of the

No 388.

Ordered to be transmitted to the Board of Revenue with reference to their letter of 11th May 1857 No 1513. Should the Board require further aid from the Government Solicitor they will be pleased to communicate with him direct.

Fort St. Geo
23d March 1859.

1 Copy per Govt Solicitor - Cir Ppr 24
3d Board of Revenue - with 4 Encls