M.R.O. 14—10,000—21-4-22.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 2008 Press ~~Mis.~~

509-518

Dated 31-10-1860

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department,
31st October 1860.

No. 509. Read the following Endorsement from the Under Secretary to the Government of India in the Home Department, dated 28th September 1860, No. 2,129:—

Read the following letter from Messrs. A. C. BRICE & Co., to the Secretary to Government of India, Revenue Department, Calcutta, dated Cochin, 1st May 1860:—

SIR,

1. We have the honor to beg your consideration to the following subject:—

2. In January last, we exported 210 bales of Calicut hemp from Cochin to Calcutta, but in consequence of the difficulty in obtaining tonnage direct, had to ship the goods to Allepey a foreign port, there to be transhipped, for Calcutta. As the law then existed, the Customs authorities here made us pay export duty noted in margin. Herein lays our grievance, the hemp was bought in British Cochin for Calcutta a British port, and we think we have a strong claim to a refund of the duty paid by us.

RS.	A.	P.
94	7	5

3. We addressed P. Grant, Esq., Collector of Malabar, requesting him to refund the duty, and produced a Certificate from the Customs authorities at Allepey to the effect that the 210 bales of hemp aforesaid had been transhipped in the ship "Highlander" bound for Calcutta, Mr. Grant after referring the question to the Collector of Sea Customs at Madras, replied, that he did not feel authorized to refund the duty paid. We then addressed the Madras Government through Mr. Grant on the subject, who in reply stated that they had no power to decide in this case, that the appeal should be addressed to you.

4. The Certificate abovementioned was not returned to us from Madras, but we presume that the enclosed Proceedings of the Madras Government, will be sufficient evidence for you, of the fact that the said Certificate was produced. We trust that you will take a favorable view of this case; we had to pay one hundred and twenty-one Rupees, duty on the hemp to the Travancore Government, so that the two duties fall very heavily indeed upon the goods. The hemp was grown in British territory, bought and sold in British territory, and shipped at a British port, actually for a British port in India, and we deem it a great hardship to have to pay a duty on such an article to the British Government.

Forwarded to the Government of Fort Saint George for the issue of such orders as that Government may think fit to pass on it.

(By Order.)

(Signed) H. U. BROWNE,
Under Secretary to the Government of India.

No. 510. ORDER THEREON, 31st October 1860, No. 2,008.

Under Section 17 of Act VI of 1844, the Honorable the Governor in Council authorizes the refund of Rupees (94-7-5) ninety-four, annas seven and pice five being the amount of export duty paid at Cochin by Messrs. Brice & Co., on certain bales of hemp which were at first shipped for Allepey and thence to Calcutta; in the absence, as stated, of direct tonnage for the latter Port.

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

Revenue Department

Proceedings of the Madras Government

Read the following letter from
P. Grant Esqr. Collr of Malabar &c
J. Pycroft Esqr. Chief Secretary to Govt.
Fort St. George, dated Cahcut 3d April 1860.

No 26.

In forwarding the enclosed address from
Messrs Bruce and Co of Cochin, I
do do 30th Ultimo. propose to submit, for the
Government, the following
narrative of the
circumstances
connected with
the address.

2. Messrs Bruce and Co applied
to me for the refund of the duty
levied by the Manager of Sea
Customs at Cochin on 910 bales
of Hemp, which were shipped
for Alleppy, a foreign port, in
January last, but which, they
stated, were to be re-shipped
thence

x Rs 94 11 7 no 5

thence for Calcutta.

2 I called upon them to produce a certificate from the Sea Custom Authority at Alleppy, testifying to the actual transhipment of the Article in question for the former Port.

They produced this document, which it will be observed, forms the enclosure to their present address.

I then referred the matter to the Collector of Sea Customs at Madras, requesting his opinion whether their application for the refund of the duty could be complied with.

In reply he stated, that "according to law, the "Hemp is liable to duty on

"on Export to Alleppy, and to the payment "of Import duty on Import at Calcutta", adding that I "have not authority to "refund the duty paid. The matter "was closed when the goods were "exported, and the vessel on which "the Hemp was exported received "it clearance".

4 Under this view of the Case, I did not feel authorized to return the duty claimed, and therefore, only pursued the opposite course of action on the receipt of Order from Government to that effect.

Order thereon, 12th April 1860

No 595

Under the new Customs Act, No X of 1860, this Government has no power to decide in this Case; the appeal should be addressed by the aggrieved party

Copy to the Secretary of the Treasury
Secretary of War
Secretary of the Navy
Secretary of the Interior
Postmaster General
Attorney General
Commissioner of Indian Affairs
Commissioner of Public Buildings
Commissioner of Pensions
Commissioner of Patents
Commissioner of Agriculture
Commissioner of Customs
Commissioner of Internal Revenue
Commissioner of Navigation
Commissioner of Immigration
Commissioner of Labor
Commissioner of Education
Commissioner of Health
Commissioner of Fisheries
Commissioner of Forestry
Commissioner of Mines
Commissioner of Reclamation
Commissioner of Irrigation
Commissioner of Drainage
Commissioner of Flood Control
Commissioner of Soil Conservation
Commissioner of Water Supply
Commissioner of Power
Commissioner of Transportation
Commissioner of Communications
Commissioner of Aeronautics
Commissioner of Astronautics
Commissioner of Space
Commissioner of Time
Commissioner of Weights and Measures
Commissioner of Standards
Commissioner of Patents
Commissioner of Trademarks
Commissioner of Copyrights
Commissioner of Inventions
Commissioner of Discoveries
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Commissioner of Multiplications
Commissioner of Divisions
Commissioner of Fractions
Commissioner of Decimals
Commissioner of Percentages
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Commissioner of Discount
Commissioner of Premium
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Commissioner of Currency
Commissioner of Coinage
Commissioner of Bullion
Commissioner of Specie
Commissioner of Paper Money
Commissioner of Bonds
Commissioner of Stocks
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Commissioner of Savings
Commissioner of Deposits
Commissioner of Withdrawals
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Commissioner of Balances
Commissioner of Accounts
Commissioner of Audits
Commissioner of Reports
Commissioner of Returns
Commissioner of Statements
Commissioner of Vouchers
Commissioner of Receipts
Commissioner of Expenditures
Commissioner of Appropriations
Commissioner of Estimates
Commissioner of Budgets
Commissioner of Finance
Commissioner of Revenue
Commissioner of Taxation
Commissioner of Duties
Commissioner of Tariffs
Commissioner of Imports
Commissioner of Exports
Commissioner of Trade
Commissioner of Commerce
Commissioner of Industry
Commissioner of Manufactures
Commissioner of Agriculture
Commissioner of Mines
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Commissioner of Tariffs
Commissioner of Imports
Commissioner of Exports
Commissioner of Trade
Commissioner of Commerce
Commissioner of Industry
Commissioner of Manufactures

Copy to Sec

Dear Sir

I have the honor to inform you that I have received your letter of the 15th inst. and have noted the contents. I am sorry to hear that you have been unable to obtain the information you desired. I will endeavor to obtain it for you and will write you again as soon as I have done so.

Yours very truly

[illegible]

Dec 22

Referred to the Secretary of the Interior

[illegible]

R. 20th April/60 No 78-79.
J.A.

No 2008
Under Sect: 17 of Act II of 1844 the Hon:
the Governor in Council authorizes the refund of
Rupees (946-7-5) ninety four, nine hundred and
fifty five, being the amount of export duty paid
at Cochin by Messrs Brice & Co on certain lots
of Sunn cordage sent at first shipment per Alleppy
and Hence to Calcutta; in the annexed
or letter to Govt Comms Fin Dep
dated 31st October 1860.

No 509 & 510.
16 October Rec'd 22
23 October Rec'd 26

9 Revenue 1860 Depart
Pro: of Govt for October.
No: 2249

Endorsement from the
Under Sect: to the Govt
of India -

Dated 28th September, 1860
Rec'd 13th October
1 Encls:
Forwarding for disposal a letter from
Alex: C. Brice & Co at
Cochin requesting a
refund of duty paid
on Calicut Sunn exported
from Cochin to Calcutta.

12. 10. 60 Rec'd Fin Dept
2 — Cert Encls
2 — Cert Duties
1 — Rep: Orders

Precedents checked
W M

No 2008. 31st Oct
With an Order

The Papers must be referred to
the Revenue Board who
will dispose of the matter -
while disposing of the matter
at least 3 Weeks date out Lists
must be made last week down by the
Calcutta Merchantes -

J M

- The circumstances seem to me clear
enough for refunding the duty at once.

E G

not - the Govt cannot pass
an order - by Resolution
Papers to Board Sec: 17 Act