M.R.O. 14—13,000—27-9-24.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 2216 Press ~~Mis.~~

105 106

Dated 7—12— ~~19~~ 1863

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 7th December 1863.

No. 105. Read the following Office Memorandum from the Under Secretary to the Government of India, Home Department (Revenue), to the Secretary to the Government of Madras, dated Fort William, the 8th September 1863, No. 5,655 :—

The undersigned has the honor to transmit to the Government of Madras Extract paragraphs 1 to 4 from a Despatch from the Secretary of State for India, No. 18, dated the 9th of July, on the subject of the sale of waste lands.

(Signed) J. W. S. WYLLIE,
Under Secretary to the Government of India.

Extract from a Despatch from the Right Honorable the Secretary of State for India, to the Government of India, under date the 9th July 1863, *No.* 18, (*Revenue*).

1. I have had under my consideration in Council the letters from your Excellency's Government, dated the 26th September (No. 16), 27th September (No. 17), and 30th December (No. 22), 1862, also your further letters of the present year, dated the 7th January (No. 1), 31st January (No. 2), 2nd February (No. 3), 6th February (No. 4), and 5th May (No. 11), and your letter in the Foreign (Revenue) Department, dated the 22nd January (No. 3) 1863.

2. These letters inform me of the proceedings which have been taken by your Excellency in Council, and by the several Local Governments, consequent on the receipt of my Despatch of the 9th July (No. 14) 1862, on the subject of the sale of waste lands in fee simple.

3. The rules which have been promulgated for the sale of waste lands in Bengal, the North-West Provinces, the Central Provinces and Sind, appear to me generally to carry out the instructions contained in that Despatch, and do not call for any particular remark. You will carefully watch their operation, and if any of their requirements should be found to throw unnecessary obstacles in the way of persons desirous of acquiring land at the disposal of Government, you will make such modifications as may be practicable, consistently with the paramount object of securing the rights of third parties under the provisions of Act XXIII of 1863. I am glad to learn that, at least in the North-West Provinces, and, I presume therefore, in other parts of India the preliminary survey required by my Despatch will not interpose any serious difficulty. The Board of Revenue, in their letter to the Government, North-West Provinces, dated 2nd October 1862, observe "under existing circumstances, every facility is given to "applicants to indicate the position and limits of the grants they are anxious to obtain, and the "survey and demarcation at that stage is an easy and inexpensive process."

4. There is one point, however, to which I desire to direct the attention of your Excellency in Council. By the 19th of the Bengal Rules, grantees of waste lands under previously existing Rules, are permitted to redeem the future land revenue payable on their grants "for an "amount equal to the present value of all future stipulated annual payments calculated at 5 per "cent. interest, provided the said amount is not less than two Rupees eight Annas an Acre on "the whole area." By No. 17 of the North-West Provinces Rules, similar grants may be redeemed, not at the present value of the future stipulated payments, but "at the highest rate "fixed for any year during the currency of the grant," calculated according to the market rate of 4 per cent. Government Securities at the time being. It is desirable that the same Rule in this respect should prevail throughout India, and it appears to me that the Bengal Rule is the fairest and most equitable both as regards the interests of the person desirous of redeeming and those of the revenue.

(A true Extract.)

(Signed) J. W. S. WYLLIE,
Under Secretary to the Government of India.

No. 106. ORDER THEREON, 7th December 1863, No. 2,216.

The Rules for the redemption of Land Revenue in this Presidency having been already* submitted to the Home Government, the Governor in Council resolves to await the decision of the Secretary of State on the subject.

* Despatch dated 9th September 1863, No. 96.

(True Extract.)

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

Exd. S. T. Augustin.

Extract from a Despatch from the Right Honble the Secretary of State for India to the Government of India under date the 9th July 1863 (Revenue)-

Para: 1. I have had under my consideration in Council the letters from Your Excellency's Government dated the 26th September (No: 16) 27th September (No: 17) and 30th December (No: 22) 1862, also your further letters of the present year dated the 7th January (No: 1) 31st January (No: 2) 2nd February (No: 3) 6th February (No: 4) and 5th May (No: 11) and your letter in the Foreign Revenue Department dated the 22nd January (No: 3) 1863.-

2 These letters inform me of the proceedings which have been taken by your Excellency in Council, and by the several local Governments, consequent on the receipt of my Despatch of the 9th July (No: 14) 1862, on the subject of the sale of Waste Lands in fee simple.-

3 The Rules which have been promulgated for the sale of Waste Lands in Bengal, the North West Provinces, the Central Provinces and Oudh, appear to me generally to carry out the instructions contained in that Despatch, and do not call for any particular remark. You will carefully watch their operation, and if any of their requirements should be found to throw unnecessary obstacles in the way of persons desirous of acquiring land at the disposal of Government, you will make such modifications as may be practicable, consistently with the paramount object of securing the rights of third parties under the provisions of Act XXIII of 1863. I am glad to learn that, at least in the North West Provinces, and I presume therefore, in other parts of India the preliminary survey required by my Despatch will not interpose any serious difficulty. The Board of Revenue, in their letter to the Govt. North West Provinces dated 2nd October 1862, observe "under existing circumstances every facility is given to

Rev: 2299/63.

"to applicants to indicate the position and limits of the grants
"they are anxious to obtain, and the survey and demarcation at
"that stage is an easy and inexpensive process".-

There is one point however, to which I desire to
direct the attention of Your Excellency in Council. By the 4th
of the Bengal Rules grantees of Waste Lands under previ-
-ously existing Rules, are permitted to redeem the future
Land revenue payable on their grants for an Amount equal
"to the present value of all future stipulated annual pay-
"ments calculated at 5 per Cent interest, provided the said
"Amount is not less than two Rupees eight Annas an acre
"on the whole Area". By 11th of the North West Provinces
Rules, similar grants may be redeemed, not at the present
value of the future stipulated payments, but at the
highest rate fixed for any year during the currency of
the grant" calculated according to the market rate of
4 per Cent Government Securities at the time being.
It is desirable that the same rule in this respect should
prevail throughout India, and it appears to me that
the Bengal rule is the fairest and most equitable
both as regards the interests of the persons desirous of
redeeming and those of the revenue.-

[A true Extract]

H. Wheeler

Under Sect. to the Govt. of India

25f

No 5655

Office Memorandum

To

Fort William

Home Department

Revenue

The 8th September 1863

The undersigned has the honor to transmit
to the Government of Madras Extract paragraph
1 to 4 from a Despatch from the Secretary
of State for India, No 18 dated the 9th of
July, on the subject of the sale of Waste
Lands.-

H. Wheeler

Under Sect. to the Govt. of India

To

The Sect. to the Govt. of Madras.

Ed 7/5

Revenue 1863 Dep.t
Rec.d from Govt for Decr
No. 299.

No. 2216.

Name
From the Under
Secy. to the Govt
of India

Dated 8th Octr. 1863.
Received 15th do

Encl. No. 6655.

Financial
Copy of a Despatch from
Secretary of State for India
on the subject of the sale of
Waste lands.

No 2216. 7 Decr

With enclosure

No. 105 & 106.

Ans. 16 Dec.

Has called for the
redemption of Land Revenue
in this Presidency having been
* See Sel. Ab. 9 Sept. 1863, No. 96. already submitted to the Govt the Governor in Council
resolved to await the de-
cision of the Secretary
of State on the subject.

Fort St. George
7th December 1863

I. D. S.