M.R.O. 14—13,000—27-9-24.

# MADRAS RECORD OFFICE.

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## Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 324 Press ~~Mis.~~

322. 323

Dated 23. 2- ~~19~~ 1864

***Not to be folded or roughly handled***

## *Proceedings of the Madras Government, Revenue Department, 23rd February* 1864.

No. 322. Read the following letter from Messrs. ARBUTHNOT & Co., Secretaries and Agents to the Indian Tramway Company, (Limited), to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Financial Railway Department, Fort Saint George, dated Madras, 18th February 1864 :—

SIR,

1. Referring to paragraph 2 of your letter, No. 292, dated 3rd June 1862, we have now the honor to inform you that the first portion of the rolling stock for the Indian Tramway Company has arrived in the "Queen of Ceylon ;" but on making application to pass it through the Custom House free of duty we were informed by the Collector of Sea Customs that Act 23 of 1862 cancels all former orders to exempt from duty Railway and other plant for Tramways, &c.

2. Under these circumstances we beg to trouble you to obtain fresh permission for us to pass the materials per "Queen of Ceylon," and whatever may arrive in future *bona fide* for the Indian Tramway Company duty free.

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No. 323. ORDER THEREON, 23rd February 1864, No. 324.

1. Messrs. Arbuthnot & Co. are informed that the principle laid down by the Supreme Government is to require payment of Customs duty on the import of dutiable materials, &c., and on the opening of the Lines for traffic to pay to the Company an amount equivalent to the Import duty paid on the actual quantity of permanent-way material, rails, chairs and fixings, certified to be actually used on the Lines when opened for traffic.

2. The Government cannot therefore comply with the application of Messrs. Arbuthnot & Co.

(True Extract.)

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

To the Secretaries and Agents, Indian Tramway Company, (Limited).
„ Board of Revenue.
„ Department Public Works.

Exd. R. H. Lee.

Fr. Orders

Under Act XXIII of 1862,
Machinery used exclusively
for Railway purposes and
materials forming necessary
Component parts of such Ma-
-chinery are free - But other Ma-
terials - as rails - chairs &c are
subject to Duty.
But under Sect XIX of the Con-
solidated Customs Act VI of 1863,
Govt can authorize the Bd of Rev
to exempt, by Special order, under
Stated circumstances of an Ex-
ceptional nature, any goods on
which Customs Duty is leviable -
In this case therefore Govt can
Specially exempt the Plant &c of
the Tramway Co.
In their letter to the Tramway Co. of

inter alia

3 June 62 Govt permitted, to Exempt all "Materials & Machinery" imported by them.

The Govt of India demurred to the concessions recently as too liberal:

Explanations were afforded & the Supreme Govt were asked whether they wished this Govt to recall the terms already offered.

The Govt of India replied that as the Agent of the Railway Co. had referred his Specific proposals to the G. G. in C. "it may be understood that his direct communications with the Govt of Madras have not been looked upon by him as concluding the negotiations

a step seems called for "in reference thereto.

In Bengal they do not require Guarantee but after the line is completed & opened for traffic they are to pay the Co. an amount equivalent to the actual quantity of permanent way materials, rails, chairs & fixings, certified to be actually used in the Railway when opened for traffic." This payment is to "appear as a Public Work charge", and in no way disturb the Customs Receipts".

The Home Govt approved generally & Specially approved the arrangement that all pecuniary contributions should form part of the ordinary P.W. Expenditure.

for the Indian Tramways Company
has appeared in the "Queen of Ceylon"
but on making application to Post
Office the Superintendent Howe Free of
Duty we were informed by the Collector
of Sea Customs that Act 23 of 1862
cancels all former orders to exempt
from Duty Railways and other plant
for Tramways &c.

Under these circumstances
we beg to trouble you to obtain fresh
permission

Rs 3rd June/62 No: 292-7-R.D.

Rev= 1864. Dcbr 1st
Pro: of Gent for Febd
No. 4446.

From the Secretaries and Agents Indian Tramway Company

Dated 18th Feby
Receivd 19th 1864

Requesting permission to pass the materials received for Tramway Company and whatever may arrive in future duty free.

No 322.

Revenue Department

No. 324.

Proceedings of the Madras Govt under date the 23d Feby 1864

Read the following letter from the Secretaries and Agents to the Indian Tramway Company.

Requesting permission to pass the materials received for Tramway Company for the Madras Tramway Company and whatever may arrive in future duty free.

(Here enter 18th Feb 1864, No 1)

Messrs Arbuthnot and Co are informed that the principle laid down by the Supreme Govt is to require payment of Customs duty on the import

import of dutiable materials &c. and on the opening of the lines for traffic to pay to the Company an amount equivalent to the Import duty paid on the actual quantity of permanent way material, rails chairs and keying, certified to be actually used on the lines when opened for traffic –

11. The Govt. cannot therefore comply with the application of Messrs. Arbuthnot & Co.

J. A. [illegible]

No. 1 [illegible] Secretaries [illegible] J. T. [illegible] dept. 23 Feb.
" The Board of Revenue [illegible] 23 do.
2 " – " Secy. Public Works [illegible] 23 do.

Revenue 1864 Dest 4th.
Pro: of Govt for Feby

No 324.

Pro: of the Madras Govt:
of 23d Feby/64.

Application of
Messrs Arbuthnot & Co
soliciting permission
to pass the materials
received for the Madras
Tramway Company
duty free, not complied
with.

No 322 & 323