

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 883	Press ~~Mis.~~
3248.349	
Dated	28-4-1865.

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
28th April 1865.*

No. 348. Read the following letter from J. FRASER, Esq., Officiating Magistrate of the Godavery District, to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George, dated Cocanada, 3rd March 1865, No. 53:—

SIR,
I have the honor to state that the following questions have come before me officially in connection with the new Abkarry Act (III. of 1864). My opinion and advice, for their guidance, has been asked by the Inspectors of Police in the town here, and I beg that the opinion of the Advocate General may be sought to guide us.

Question 1.—When a vessel sails from Madras to Cocanada, one of the Bombay Indian Steam Navigation Company's vessels for instance, and brings liquors for parties at Cocanada, is a permit required to protect them in transit from the vessel to the house of the party to whom they are addressed or consigned? My directions to the Inspectors of Police have been that such liquors are protected by the Bill of Lading, and are not seizable. Am I right or wrong?

Question 2.—Captains of vessels in the roads, when coming ashore to the hotels or lodging houses in the town, generally bring with them beer, wine, and brandy, sometimes to the amount of two or three dozens for their own consumption while in the lodging house. Must such liquor be protected while in transit by a permit, if more than one Imperial quart? My directions have been that under Sections 15, 17, and 22 of the Act a permit is required, even though the liquor be English or foreign. Am I right or wrong?

Question 3.—A gentleman quitting the station leaves liquor, his own stock, for sale, and includes it in the list of effects for sale usually sent round on such occasions for circulation among the other residents. Is this correct, or should the liquor be sold by a party possessing a license under Section 13 of the Act.

No. 349. ORDER THEREON, 28th April 1865, No. 883.

Separate Revenue, No. 24.
Abkarry.

1. The Governor in Council has considered the questions raised in this letter, and does not think it necessary to refer them to the Advocate General.

2. *Question 1.*—Under Section 15 of the Act it is clear that a permit is required to protect liquor in transit from a ship in the roads to the house of the party to whom it is addressed.

3. *Question 2.*—Under the same Section Captains of vessels bringing more than a quart of liquor on shore for their own consumption must get a permit.

4. *Question 3.*—The transaction adverted to in the third question does not appear to the Government to be a sale of the class which the seventh Section of the Act is intended to embrace, and does not seem to call for any order by Government at the present time.

(True Extract.)

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

To the Collector of Godavery.
„ the Board of Revenue.

Exd. S. T. Augustin.

When.

N^o 53.

Godavery District
Magistrates Office
Pocanada, 3rd March 1865.

From James Fraser Esquire
Officiating Magistrate.
To The Honorable A. J. Arbuthnot
Chief Secretary
to Government.

Fort Saint George.

Sir,

I have the honor
to state that the following ques-
tions have come before me
officially in connection with the
new Abkari Act (III of 1864).
My opinion and advice, for
their guidance, has been asked
by the Inspectors of Police in
the towns here, and I beg that
the opinion of the Advocate-
General may be sought to guide

me.

When.

Question 1. When a vessel sails from Madras to Canada, one of the B. I. Steam Navigation Co's vessels for instance, and brings liquors for parties at Canada, is a permit required to protect them in transit from the vessel to the house of the party to whom they are addressed or consigned? My directions to the Inspectors of Police have been, that such liquors are protected by the bill of lading, and are not seizable. Am I right, or wrong?

it is necessary to see Section VI
JP

Q. 2. Captains of vessels in the roads, when coming ashore to the Hotels or lodging houses in the town, generally bring with them beer, wine, and brandy, sometimes to the amount of 2 or 3 dozens for their own consumption while in the lodging

wrong -
JP

house. Must such liquor be protected while in transit by a permit, if more than one Imperial Quark. My directions have been that under Sections XV, XVII & XXII of the Act a permit is required, even though the liquor be English or Foreign. Am I right or wrong?

Minute
sentence
JP

Q. 3. A gentleman gutting the station leaves liquor, his own stock, for sale, and includes it in the list of effects for sale usually sent round on such occasions for circulation among the other residents. Is this correct, or should the liquor be sold by a party possessing a licence under Section XIII of the Act?

thing to
sell
under
the
the purchase
a permit
JP

I have the honor to be,
Sir,
Your most obedient servant,
J. Fraser,
Offs Magistrate

Indian Revenue
24-3-35

88-883. 28-11/85

Letter for of. Map of Roda
way No 53 Mar 3 1885

1. The Governor in Council has considered the questions raised in this letter & does not think it necessary to refer them to the Advocate General.

2. Question 1. Under Sec 4v of the Act it is clear that a permit is required to protect liquor in transit from a ship in the Roads to the house of the party to whom it is addressed

3. Question 2. Under the same Section Captains of vessels bringing more than a quart of liquor on shore for their own consumption must

WOK
JP

Mr Foster

Received 11/13/85
From H. P. 874

The Office Magazine

to the Chief Clerk & Government

to the Chief Clerk

to the Chief Clerk

to the Chief Clerk

to the Chief Clerk

to the Chief Clerk

to the Chief Clerk

318-

Submitting certain questions relative to the Alkali Act of 1864 for the opinion of the Council & being obtained

See. 4v of the Act it is clear that a permit is required to protect liquor in transit from a ship in the Roads to the house of the party to whom it is addressed

get a permit.

4 Question 3. Leghorn left
behind by a gentleman
quitting the station may
be sold with the rest of
his effects but a permit
will be required before
it can be removed to
the house of the pur-
chaser.

J. G.

5.
The train agent
advised that the
3rd question does not
appear to the Gov. to be
a case of the clasp id-
the 7th section of the act
is intended to embrace
and does not seem to
call for any order by Govt
at the present time.

1 To the Collector of Customs, Dec 28 April
14 at the Board of Trade

23
4

Revenue 1865 Septth
Pro: of Govt. of India

No 883.

Pro: of the Madras Govt^y
Of 28th April/65.

Comd.

Disposing of the ques:
tions raised by the Ma:
jistrate of the Godavari
District relative to the
Abkary Act.

348-349