

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 113

Press

~~Mis.~~

219.220

Dated

16-1-18 66.

Not to be folded or roughly handled

219-20

*Proceedings of the Madras Government, Revenue Department,
16th January 1866.*

No. 219. Read the following Proceedings of the Madras Government in the
Legislative Department:—

Observing that there has been no unintentional
omission, in the Madras Rent Recovery Act,
of a saving clause to preserve the operation of
Section 18, Regulation V. of 1822, as Regula-
tion XII. of 1816 is rarely brought into
operation.

(Here enter 5th January 1866, No. 20.)

No. 220.

ORDER THEREON, 16th January 1866, No. 113.

Communicated to the Board of Revenue.

Land Revenue.

(True Extract.)

(Signed) J. GROSE,

Acting Under Secretary to Government.

To the Board of Revenue, with Proceedings Legislative Department, No. 20.

Exd. S. T. Augustin.

*Proceedings of the Madras Government, Legislative Department,
5th January 1866.*

No. 3. Read the following Proceedings of the Board of Revenue, dated 7th December 1865, No. 7789.

Read letter from the Collector of Madras, to the Acting Secretary to the Board of Revenue, dated Sydapet, 4th November 1865, No. 358.

1. I have the honor, herewith, to enclose a letter written by my Assistant, Mr. Wigram, in which he draws attention to what he considers an oversight in the New Rent Act.

2. I agree with him that the repeal of Section 18 of Regulation V of 1822 could not have been intentional; and as great inconvenience may arise therefrom, I would suggest that steps be taken to remedy this before the Act comes into force.

ENCLOSURE No. 1.

From the Assistant Collector of Madras, to the Collector of Madras, dated 28th October 1865, No. 656.

I have the honor to call your attention to what I conceive must be an oversight in the New Rent Bill, which is soon to become law.

2. Section 4, Regulation XII of 1816, authorizes Collectors to refer disputes respecting the occupying, cultivating, and irrigating of land which may arise between the proprietors, or renters, and their ryots, in those Districts, where the land revenue is fixed permanently, or for a term of years, to be tried and determined by Village and District Panchayets. By Section 18, Regulation V of 1822, this Section was extended to all disputes between ryot and ryot.

3. Regulation V of 1822 being now wholly repealed, it would seem that Section 4, Regulation XII of 1816, can only be applied in its restricted sense.

4. If you agree with me in considering that the omission of a saving clause in the Rent Bill to obviate this difficulty was unintentional, I have the honor to request that you will submit the matter for the opinion of the Board of Revenue.

(True Copy.)

(Signed) E. G. R. FANE,
Collector.

Submitted for the information and orders of Government.

2. The Board are not aware whether it was the intention of the framer of the Act to restrict the operation of Regulation XII of 1816 to permanently settled lands. They do not, however, concur with Mr. Fane in anticipating much inconvenience from this change in the law.

(True Copies and Extract.)

(Signed) G. BANBURY,
Acting Sub-Secretary.

To J. D. Sim, Esq., Secretary to Government, R. D.

Transferred to the Legislative Department.

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

Proceedings of the Madras Government, Legislative Department,

5th January 1866.

No. 4. ORDER THEREON, 5th January 1866, No. 20.

The Governor in Council observes that there has been no unintentional omission in the Madras Rent Recovery Act, No. VIII of 1865, of a saving clause to preserve the operation of Section 18, Regulation V of 1822, the extension, by that Section, of Section 4, Regulation XII of 1816, not being considered of importance.

2. Regulation XII of 1816 is rarely brought into operation, as both parties must agree before their dispute can be tried by a Village Punchayet.

(True Extract).

Wm. Mayne

*Assistant Secretary to Government,
Legislative Department.*

To the Revenue Department. ✓

„ Board of Revenue.

Ed. J. H. Burns.

6th Jan 1866

