MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 1503 Press ~~Mis~~

657

Dated 28th May ~~19~~ 1869

Not to be folded or roughly handled

15-03

REVENUE DEPARTMENT.
FORT SAINT GEORGE,
28th May, 1869.

No. 1,503.

No. 657,
To

THE SECRETARY TO THE GOVERNMENT OF INDIA,
PUBLIC WORKS DEPARTMENT.

SIR,

Forests, No. 33.

I AM directed by His Excellency the Governor in Council to submit the following observations in reply to your letter, No. 142-F, dated March 13, 1869, relating to a grant of Rupees 2,000, which has been made by this Government from Forest Funds for the construction of a road from Colungode to Polachy.

2. You remark that according to the principle adopted by the Government of India, no roads, except those which are used *exclusively* for forest purposes, are held chargeable to the Forest Grant. On this account the Government of India disapprove of the grant in question.

3. I am directed respectfully to urge that the justice and expediency of the principle laid down by you are open to discussion. Traffic usually follows the construction of a road, whether forest or district, and, in following out the plan approved of by the Government of India, it would seldom be possible to predict at the outset that any road would not be useful for other than forest purposes. On the other hand, I am to observe that His Excellency the Governor in Council is certainly not of opinion that "every road made near a forest, or over which a forest produce may pass, has thereby a claim on Forest Funds."

4. The following principle, which has hitherto been in force in this Presidency, is considered by this Government to be consistent with departmental equity. When the convenience of the Forest Department is one of the declared grounds on which the construction of a road is undertaken, a contribution from Forest Funds should be made towards the cost of the road.

5. It was in accordance with this principle that this Government allowed a grant of Rupees 2,000 towards the construction of the Colungode and Polachy road. All the Annamallay timber-traffic will be carried on over this road for one-fourth of its distance, and in sanctioning the requisite outlay, the Government took this fact into consideration. You will observe that the grant from Forest Funds does not reach one-fifteenth of the total estimate.

I have the honor to be,
Sir,
Your most obedient servant,

(Signed) R. A. DALYELL,
Acting Secretary to Government.

Exd. F. R. Bantleman.

Govt. of {1869} India

REVENUE.

THE SECY. TO THE GOVT. OF INDIA,

Public Works Department.

Dated May, 28th.

Read.

G. O., 28th May 1869, *No.* 1,503.

PAY.

No. 657.

From Govt of India dt 17 July/69 & No. 2578.

Submitting observations relating to a grant of Rupees 2,000 which has been made from Forest Funds for the construction of a road from Colungode to Polachy.

Proceedings of the Madras Government, Revenue Department, 28th May 1869.

No. 656. From the Officiating Secretary to the Government of India, Public Works Department, (Revenue—Forests,) to the Secretary to the Government of Madras, in the Revenue Department, dated Fort William, 13th March 1869, No. 142-F.

THE attention of the Government of India has been drawn to the Proceedings of the Government of Madras on the subject of contributing Forest Funds for the construction of a road from Colungode to Polachy, the correspondence on which subject ends with Entries Nos. 279 and 280 of the Proceedings for November 1868 of the Madras Government.

2. In the Proceedings for October 1868, Entry No. 174, the Government of Madras observe that it is bad economy for the Forest Department to clear a forest track over a line of country through which it is intended to take a district or imperial road, and that the proper course is for the Forest Department to make a small grant-in-aid out of Forest Funds towards the construction of such a road. The Forest Department has accordingly contributed Rupees 2,000 for the road from Colungode to Polachy, the construction of which will be undertaken by the Public Works Department.

3. The principle adopted by the Government of India is, that when there is to be a district or imperial road over a line of country through which, or through a portion of which, the Forest Department would, under other circumstances, clear a forest track, Forest Funds should not be contributed; for every road made near a forest, or over which forest produce might pass, would thus have a claim on Forest Funds.

4. A road is held by the Government of India to be properly a forest road chargeable to the Forest Grant, when it is used *exclusively* for forest purposes. But it is not considered to be legitimately a forest road when it is used for purposes of general traffic, or for any other purpose besides the benefit of the forests. Notwithstanding that the forests may derive benefit from its construction, it is held to be chargeable either to Local Funds or to the Imperial Public Works Grant.

5. On these principles the road from the timber-slip at the Annamallay Forests to Colungode would be considered to be properly a forest road, as it appears to be used exclusively for forest purposes. But from Colungode to the point where the new road crosses the old road, and for which portion it is understood that the sum of Rupees 2,000 has been contributed from Forest Funds, the road cannot be considered to be legitimately a forest road, towards which Forest Funds should be applied, as it is admitted by the Collector of Malabar to be useful for other objects besides the benefit of the timber-traffic.

6. The advantage of acting on some such principles as above described appears to be unquestionable, and I am accordingly directed to communicate the foregoing remarks for the consideration of the Government of Madras.

(True Copy.)

(Signed) R. A. DALYELL,
Acting Secretary to Government.

Exd. F. R. Bantleman.

Memo for orders
on No. 944.

1 Under G.O. dated
26th July 1867, the Govern-
ment directed the Collectors
of Coimbatore and Malabar
to consider the propriety of
assigning money from Local
Funds for the improvement
and maintenance of the
road from Tmamallay
to Colingode and Trim-
ganah. It will be neces-
sary to refer to the rough
map put up with these
papers, in order to under-
stand the localities indicated

Advertise

See penultimate para
WDL

Adverting to the same
G.O. the Collector of Malabar
— letter dated April 22d
1868 recommended the con-
struction of a road from
Coimbatore to the Coimbatore
frontier: which road is
now continued as far
as Polachi in the Coim-
batore district. He recom-
ended that the cost
should be defrayed from
Local and Imperial funds
in equal proportions: stating
that a sum of Rs. 5,000
had been provided in the
District Road Fund Budget
for 1868 1869, and request-
ing for expenditure during
the year a similar
Imperial

Imperial grant. This
letter was in G.O.
dated April 10
by the Government to the
for consideration.

3 The Public Works
Department in an order
dated 11th May 1868, con-
sidered that as the road
from Kolingod to the Co-
imbatore frontier was in-
tended to meet the conve-
nience of the Forest Depart.
and for the accommodation of
local trade, the cost of the
line should be defrayed by
Forest and Local Funds in
equal proportions.

4 On the 11th of May 1868,
the Collector of Malabar
submitted, through the Board
of Revenue, an estimate
amounting

amounting in the aggregate to Rs. 30,250 for the construction of the road from Kolongode to the frontier. Some delay occurred in the sanction of the estimate, owing to causes not relevant to the present issue.

5 In a letter to Government dated 7th August 1868, the Collector of Chilaw again urged the claim of the aforesaid road to receive a portion at least of the cost of its construction from Imperial Funds, and requested the allotment of a further sum of Rs. 3,000 from Local Funds, as the work was progressing fast. He forwarded a map of the described the new road & those in its neighbourhood.

It

"It will be seen that the
"road to Anamalley (the
"forest road) branches
"off from the old Pallachi
"road about two miles
"from Kolongode, & runs
"nearly in a south easter-
"ly direction. The pro-
"posed new road to Pal-
"lachi is nearly paral-
"lel to the line of the
"old one, but a little to
"the south of it, and it
"consequently crosses the
"Anamalley road. There
"can be no doubt that
"it will be used by the
"Forest Department from
"its commencement near
"Kolongode up to this point
"the nearest distance being
"slightly over two miles.
"The total length of road
"to be made to the Coun-
"try frontier is stated
"to be eight miles. For
"one-fourth of this dis-
"tance, therefore, it will
"be made use of for all
"the Anamalley timber
traffic

traffic"-

6. This letter in due order, dated 14th Augt 1868, was forwarded to the Conservator of Forests for his remarks: That officer in his letter, dated 1st September 1868, admitted that the first two miles of the road as starting from Calicut, which is apparently the portion lying between Calicut & the Anamallay timber, would be of use to his department. And he advocated the practice of constructing Forest Roads under Forest supervision: on the ground that the Public Works Department had made out of Forest funds, a certain road which was better and more expensive than was required for Forest purposes:

7. On receipt of this letter the Govt on 9th Octr 1868 [illegible] which has attracted notice of the Govt of India: They sanctioned a grant of Rs 2,000 from Forest funds to survey the construction in question: They directed the Conservator of Forests to report whether the requisite provision had been made in his Budget for the current year: On the 20th Octr 1868, he replied in the affirmative, and on Novr 14th 1868, the Govt ordered the sum of Rs 2,000 from the Forest Budget of the current year to be placed at the disposal of the Department Public Works for

for immediate expenditure
on the road from Coimbatore
to Palachy.—

8. In the Order dated
9th October 1868 the Govern-
ment observed as follows.
"With advertence to the
"Remarks made by the Acting
"Conservator of Forests, the Govern-
"ment obtains that it would be
"obviously bad economy for
"the Forest Department to
"clear a forest track at some
"expense over a line of coun-
"try through which it was
"contemplated to take a district
"or Imperial road. The
"proper course in such a case
"is clearly to make a small
"grant-in-aid towards the
"construction of the road
from

"the Conservator the known
"given amount of the grant
"being fixed at the probable
"cost of a forest track over the
"whole line."

9. In a letter dated
March 13th 1869 reviewing
the above mentioned order of
the Madras Government the
Government of India laid
it down as a principle
adopted by them that Forest
funds should not be
contributed for the con-
struction of any road pro-
vided that road is used ex-
clusively for Forest pur-
poses.—

10. They therefore
disapprove of the orders
of the Madras Govern-
ment

monk dated 9th October 1868 sanctioning a grant of Rs 2000 from Forest Funds towards the construction of a road from Coimgode to Polachy because a portion, of not the whole of this road, is useful for purposes of general traffic

11. It appears that the Govt of India are under a misapprehension. They speak of "the road from the timber slip at the Annamalay forests to Coimgode" in contradistinction to "the road from Coimgode to the point where the new road crosses the old road". [illegible] road is indicated from the rough map sent, the pencil letters of the Conservator of Forests, these two roads are identical or at all events partially identical for the old road marked in the map has either already superseded or is about to supersede the new. This question, however, does not affect the principle recommended by the Govt of India in as much as it is clear that the whole of the road from Coimgode to Polachy for the construction of which a grant has been made from Forest funds is useful for purposes of general traffic.

The

12. The question now
awaits the decision
of Govts, whether the
communication of the
Govt of India to the
effect that only roads
used exclusively for
forest purposes are
to be contributed to from
forest funds is to be
carried out in future,
in which case the Govt
may express its con-
currence in the views
of the Govt of India, or
whether a representa-
tion is to be made to the
Govt of India on the
subject, pointing out
that when an Imperial
Dept makes use very
largely of a road con-
structed from Local
funds, it is but fair
that that Department
should

I am in favor of
adopting this course
which entails but
little common sense
much effort. WDM

I agree N.

Should Govts contribute something towards the construction of the road -

WDM

Ceylon
Road-money
Grant for
Colombo Pelle
Road

Copied

Ceylon

Copied

Ceylon Appl/692/29 R 15 May/69.

Ceylon Dept.

Ceylon Appl/692/29 R 15 May/69.

Ceylon Dept.

No. 1503

The Secretary to the Govt of India
Public Works Dept

Sir

I am directed by His Excellency the Governor in Council to submit the following observations in reply to your letter No. 142 dated March 13th 1869, relating to a grant of Rupees 2,000 which has been made by this Government from Local Funds for the construction of a road from Colombo to Polachy.

2. You remark that according to the principle adopted by the Government of India, no roads except those

I agree but we may treat it as an exceptional case. The principle laid down under Secs 2 & 3 was made known to me.

I am not at all interested in this road but it is much used by Europeans

those which are used exclusively for Forest purposes are held chargeable to the Forest grant. On this account the Government of India dissapprove of the grant in question.

3. I am directed respectfully to urge that the justice and expediency of the principle laid down by you be at least questionable. Traffic usually follows the construction of a road, whether Forest or District, and, in following out the plan approved by the Govt of India, it would seldom be possible to predict at the outset that any road would not be useful for other than Forest purposes. On the other hand, I am to observe that His Excellency the Governor in Council is certainly not of opinion that every least made near a Forest, at every which is a Tax 2 annas per day may pass, has thereby a claim on Forest Funds.

4. The following principle has hitherto been in force in this Presidency is considered by this Govt to be consistent with Departmental Equity. When the convenience of the Forest Dept is one of the grounds on which the construction of a road is undertaken, a contribution from Forest funds should be made towards the cost of the road.

5. It was in accordance with the prin

principle that this Govt allowed a grant of Rs. 1,00,000 towards the construction of the Colengo de Rand Polachy Road. All the Anamallay timber traffic will be carried on through this road for one-fourth of its distance, and in sanctioning the requisite outlay, the Government took this fact into consideration. You will observe that the grant from Forest funds does not exceed one-fifteenth of the total estimate

A.D. 20/5

Conservator

To Genl Lyman Beecher

Council

c. 15th May 69 R 20th May