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*Proceedings of the Madras Government, Revenue Department,
17th June 1871.*

No. 226. Read the following Proceedings of the Board of Revenue, dated 5th April 1871, No. 1,498 :—

Read again letter from Collector of Madura, dated 19th July 1870, recorded in Board's Proceedings, dated 15th September 1870, No. 5,740.

Read also the following letter from the Collector of Madura, to the Acting Secretary to the Board of Revenue, dated Dindigul, 1st March 1871, No. 60.

ADVERTING to paragraph 4 of Board's Proceedings, dated 15th September 1870, No. 5,740, I have the honour to forward herewith a list of all Nuttukottai Chetties carrying on trade in places other than Madura.

—
ENCLOSURE No. 1.—List of Nuttukottai Chetties.
—

WITH the second of the foregoing letters the Collector submits a list of Nuttukottai Chetties, whose recognized head-quarters are at Madura, and who carry on business in different parts of British India. It is proposed that these individuals should be assessed to the Income-tax in Madura to the exclusion of all other places, as it is apprehended that a loss of revenue is occasioned by the present practice of assessing the same individual separately on the profits arising in different places.

2. The Board consider the apprehension to be reasonable, and the proposal itself is in consonance with Section 23 of Act XVI. of 1870, which is repeated in the Income-tax Bill No. 12 of 1871 as Section 29. Considering, however, that the Income-tax year is almost ended, and that many of these individuals have been probably already assessed in Madras, Calcutta, and other localities, no special measures are necessary for the current year. The Collector will, as in the last year, assess such of the resident individuals as have not been assessed in any of the several places of their trade on their aggregate profits.

3. As, however, this anomaly must be rectified for the ensuing year, it is requested that when the Income-tax Bill is passed, the necessary orders, under Section 48, may be issued and obtained, declaring that for purposes of that Act Madura shall be the head-quarters of the several individuals mentioned in the accompanying manuscript list. The transactions of 189 individuals are confined to the Madras Presidency, and the declaration regarding them must be made by the local Government. The rest, namely, 94, have dealings in Bengal and other Presidencies also, and the declaration in their case must be made by the Governor-General, to whom the necessary application should be made.

No. 227. ORDER THEREON, 17th June 1871, No. 1,080.

Miscellaneous.

UNDER Section 46 of the Indian Income-tax Act, the Right Honourable the Governor in Council declares that

in the case of the persons named in column 1 of the statement submitted by the Board, who are stated to have several places of residence in the territories subject to the Presidency of Fort Saint George, Madura shall be deemed to be the place

Column

*Proceedings of the Madras Government, Revenue Department,
17th June 1871.*

of their residence for the purposes of the said Act. A Notification to the effect will be published in the Gazette.

2. The information given in columns 2 and 3 of the statement is not explicit enough to enable the Government to address the Government of India on the subject. The several individuals are classified as having transactions in the "Bengal Presidencies" and "beyond the Madras and Bengal Presidencies." The different "local Governments" should be specified.

(True Extract.)

(Signed) D. F. CARMICHAEL,
Acting Secretary to Government.

No. 5,740.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 15th September 1870.

Read the following letter from the Honourable D. ARBUTHNOTT, Collector of Madura, to the Acting Secretary to the Board of Revenue, dated 19th July 1870, No. 221:—

With reference to the latter part of paragraph 4 of Mr. Bliss' report to the Board, No. 160, dated 19th May last, on the operation of Income-tax for the last official year, I have the honour to submit, herewith, copy of the correspondence as per margin, between this office and the Deputy-Commissioner of the Amherst district in Burmah, and to request the Board to procure an Order from the Government of India desiring the Governments of Bengal and Burmah to direct their Officers not to make any more assessments on the Nattookottay Chetties therein mentioned, but to see statements of their income derived there to be sent to me.

ENCLOSURE No. 1.

From H. W. BLISS, Esq., Officiating Collector of Madura, to the Collector of Moulmien, dated Madura, 12th May 1870, No. 875.

I HAVE the honour to request that you will send me a list of all Nattookottay Chetties who carry on business in your district, together with a statement of the profits they are estimated to make therein.

2. I require the information to enable me to assess them to Income-tax.

3. I further request that you will give orders that no Nattookottay Chetties shall be assessed in your district. Much confusion and probably some loss of Revenue has this year resulted from their assessment in other districts than this, which is their acknowledged head-quarters and the abode of their families, and consequently the proper district for their assessment under Rule 10 of the Rules issued by the Government of India.

(True Copy).

(Signed) D. ARBUTHNOTT,
Collector.

ENCLOSURE No. 2.

From the Deputy-Commissioner, Amherst district, to the Officiating Collector of Madura, dated Moulmein, the 20th June 1870, No. 10.

I HAVE the honour to acknowledge your letter, dated 12th May 1870, requesting me to send you a list of all Nattookottay Chetties who carry on business in my district, with a statement of the profits they are estimated to make therein, in order that they may be assessed in your district under Rule 10 of the instructions issued by the Government of India. I imagine that you refer to Section 43 of Act XVI. of 1870, as Rule 10 has no reference to where persons should be taxed; but under Section 43 it rests with the Governor-General in Council (or the power must be delegated to some other Officer) to declare when a Company, Firm, or a person having several places of residence, to decide where the residence is deemed to be, or the principal place of business; as this has not been done with reference to the Chetties referred to by you, I do not see how I can abstain from assessing them in my own district, though I shall be happy to render you any information, should it be decided that they are to be assessed in your district instead of mine; but I fail to perceive how an assessment made on the profits arising in my district, information of which I should give you, would increase the amount they would be assessed at in your Collectorate.

(True Copy.)

(Signed) D. ARBUTHNOTT,
Collector.

Oct. of 1871

To

REVENUE.

THE BOARD OF REVENUE.

Dated June 17th.

Recd.

Recd.

G. O., 17th June 1871, No. 1,080.

JUNE.

Nos. 226-227.

Nattukottai Chetties trading in places other than Madura.—Notification ordered to be published to the effect that Madura shall be deemed to be the place of their residence for the purposes of the Income-tax Act.

NATTOOKOTTAY CHETTIES carry on commerce in different parts of British India; out according to Section 23 of Act XVI. of 1870, Income-tax is leviable from them only in Madura, which is their recognized head-quarters.

2. The Collector apprehends loss of Revenue from the practice of assessing separately the same individual or Firm on the profits arising in different parts of India, and desires that orders may be issued prohibiting the assessment of Nattukottay Chetties in places other than Madura.

3. This can be effected only by the issue of the necessary orders under Section 43 of the above Act, by the local Government with regard to persons whose trade is confined to the Madras Presidency, and by the Governor-General with regard to persons whose transactions extend beyond those limits.

4. Before, however, making the necessary applications to the Governments concerned, it is necessary that the Board should be furnished with a complete list of persons or Firms, in respect of whom the Collector desires measures should now be taken.

(True Copies and Extract.)

(Signed)

To the Collector of Madura.

Ed. T. Cartledge.

Board of Revenue,

MADRAS.

PROCEEDINGS, 15th SEPTEMBER 1870, No 5,7

Decided

Dec 1235/71

Ed

SEPTEMBER.

No. 6,740.

Income-tax.—Collector of Madura requested with reference to his recommendation to prohibit assessment of Nattukottay Chetties to, in places other than Madura, to furnish a complete list of persons or Firms in respect of whom measures should now be taken.

No Revenue Department
1080.

Proceedings of the Madras Government
Under date the 17 June 1871.

Read the following
Proceedings of the Board of Revenue.

Submitting list of
Nattukottai Chetties carrying
on trade in places other than
Madura, with request that
when Income Tax Bill No 12 of
1871 is passed, orders may be
issued declaring that, for
purposes of Act, Madura shall
be head-quarters of these indi-
viduals.

H. E. 5 April 1871 No 1498.

L.S.

Under Section 46 of
the Indian Income Tax
Act the Right Honorable
the Governor in Council
declares that in the case
of the persons named in
Column

Column 1 of the Statement submitted by the Board, who are stated to have several places of residence in the territories subject to the Presidency of Fort Saint George, Madras shall be deemed to be the place of their residence for the purposes of the said Act.

A notification to the effect will be published in the Gazette.

2. The information given in Columns 2 and 3 of the Statement is not explicit enough to enable the Government to address the

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the Government of India on the subject. The several individuals are classified as having transactions in the "Bengal Presidencies" and "beyond the Madras and Bengal Presidencies". The different "Local Governments" should be specified.

14 Board of Revenue Sep 19

92/3

[Signature]