

Proceedings of the Madras Government, Revenue Department,  
7th March 1872.

No. 87. Read the following Proceedings of the Board of Revenue, dated 25th January 1872,  
No. 181 :-

Read the following Proceedings of the Madras Government, dated 15th November 1871, No. 1,938,  
Revenue Department :-

ABSTRACT—*Land Improvement Act.*—Board of Revenue to consider what rules need be made  
in accordance with its provisions, and to submit a draft of the same for consideration.

It is difficult to frame rules under Section 18, Act XXVI. of 1871, whilst it is still unknown  
what will be the nature of the applications and the amount applied for, but the Board are of  
opinion that the following rules may be adopted provisionally :-

I. Applications for advances under Act XXVI. of 1871 must be submitted to the Collector  
on paper, bearing an 8-Anna stamp, by the applicant himself or an authorized Vakil.

II. The application shall state distinctly the position, nature, and extent of the land to be  
improved, its value, and whether there are any and what encumbrances on it; and shall describe  
the additional security (if any) offered, and the character and estimated cost of the improvement  
proposed.

III. The foregoing particulars shall be advertised in the District Gazette, and a notice shall be  
stuck up in the Taluq Cutcherry and published in the village where the land is situated; and all  
persons claiming any interest in the land will be invited to come forward and state the same within  
a certain time specified. Where additional security has to be furnished the applicant must tender  
other immovable property of his own, or procure a responsible person or persons to guarantee the  
repayment of the loan.

IV. If the security offered is approved by the Collector, and the improvement accords with the  
intent of the Act, and if no sufficient objection has been shown by any person claiming an  
interest in the land, the Collector shall institute inquiries; otherwise the application must be  
rejected.

V. The inquiries will be made by the Collector through his own subordinates and the Officer  
in charge of the Range where the property to be improved is situated.

VI. If the result is to show that the security is good, and the improvement such as the Act  
contemplates, the Collector will then report fully to the Board of Revenue.

VII. The Board of Revenue will be empowered to sanction advances of not more than  
Rupees 10,000. All applications for larger sums must be referred to Government, provided that  
the total amount of advances in any official year shall not be in excess of the sum budgeted.

VIII. If the advance is sanctioned, the Collector will notify the fact in the District Gazette,  
and notice of it will be published in the Taluq Cutcherry and in the village where the property is  
situated.

IX. The amount of the loan or the first instalment of it, if the certificate of the Collector  
provides for its being paid in instalments, shall then be paid to the borrower at the Central District  
Treasury or at the Treasury of the Taluq in which the land to be improved is situated according  
to the terms agreed upon.

X. The certificate issued under Section 14 shall provide that, unless the improvement is  
steadily prosecuted, the Collector shall be at liberty to recover the advance summarily, and if  
further instalments remain to be made to cancel the certificate forthwith an appeal shall lie  
to the Board of Revenue, whose decision shall be final.

XI. When the advance or the first instalment of it is made, the Collector shall issue or  
to the date on which and the person by whom the progress of the work shall be inspected  
the advance amounts to more than Rupees 500, the Range Officer shall be one of the Inspectors.

XII. Advances shall ordinarily bear interest at 5 per cent., and be recoverable  
The simplest way in which this can be done is to require that instalments of 12  
annum on the sum advanced shall be paid by the recipient of the advance. In  
however, the terms may be modified.

*Proceedings of the Madras Government, Revenue Department,  
7th March 1872.*

XIII. Payments shall be made either direct to the Tahsildar or through the Village-officers as the Collector may direct in his certificate.

XIV. When an instalment is not paid at the prescribed date, it shall be treated as an arrear of land-revenue, and shall bear interest at 6 per cent.

XV. A general Register of advances and recoveries will be kept in each district, showing the particulars of the certificates granted under Section 14. Transcripts of entries concerning each taluq will be communicated to the Tahsildar thereof from time to time, and he will thereupon enter them in a Taluq Register showing all payments made and received on account of the advances. The payments will be debited and credited in the Treasury accounts in such manner as the Accountant-General may direct.

XVI. An Abstract showing the advances and recoveries in each individual case will be submitted to the Board of Revenue half-yearly on the 1st April and the 1st October.

No. 88.

ORDER THEREON 7th March 1872, No. 405.

Miscellaneous.

THE Government consider that it is necessary to provide for a minimum amount of loan, and that loans shall bear interest at 6 per cent. ;

otherwise they approve, with slight modifications, of the rules suggested by the Board, and resolve to forward them for the sanction of the Supreme Government in the following form:—

*Rules under Section 18, Act XXVI. of 1871.*

I. Applications for advances under Act XXVI. of 1871 must be submitted to the Collector on paper, bearing an 8-Anna stamp, by the applicant himself or by his authorized Vakil.

II. The application shall state distinctly the position, nature, and extent of the land to be improved, its value, and whether there are any, and what encumbrances on it; and shall describe the additional security (if any) offered, and the character and estimated cost of the improvement proposed.

III. The foregoing particulars shall be advertised in the District Gazette, and a notice shall be posted in the Taluq Cutcherry and published in the village where the land is situated, inviting all persons claiming any interest in the land to come forward and state the same within a certain time specified. Where additional security has to be furnished, the applicant must tender other immovable property of his own, or procure a responsible person or persons to guarantee the repayment of the loan.

IV. If the security offered is approved by the Collector, and the improvement accords with the definition in the Act, and if no sufficient objection has been shown by any person claiming an interest in the land, the Collector shall institute inquiries; otherwise the application shall be rejected.

V. The inquiries will be made by the Collector through his own subordinates and the Officer in charge of the Range where the property to be improved is situated.

VI. If the result is to show that the security is good, and that the improvement is such as the Act contemplates, and not prejudicial to the property or rights of others, the Collector shall report fully to the Board of Revenue.

VII. No loan shall for the present be granted of less amount than Rs. 1,000. The Board of Revenue shall have power to sanction advances of not more than Rs. 5,000. All applications for larger sums shall be referred to Government, provided that the total amount of advances in any official year shall not be in excess of the budget grant for the special purpose.

VIII. If the advance is sanctioned, the Collector shall notify the fact in the District Gazette, and notice of it will be published in the Taluq Cutcherry and in the village where the property is situated.

*Proceedings of the Madras Government, Revenue Department,  
7th March 1872.*

IX. The amount of the loan or the first instalment of it, if the certificate of the Collector provides for its being paid in instalments, shall then be paid to the borrower at the Central District Treasury, or at the Treasury of the taluq in which the land to be improved is situated, according to the terms agreed upon.

X. The certificate issued under Section 14 shall provide that, unless the improvement is steadily prosecuted, the Collector shall be at liberty to recover the advance summarily, and if further instalments remain to be made, to cancel the certificate forthwith. An appeal shall lie to the Board of Revenue whose decision shall be final.

XI. When the advance or the first instalment of it is made, the Collector shall issue orders as to the date on which, and the person by whom, the progress of the work shall be inspected. When the advance amounts to more than Rs. 1,000 the Range Officer shall be one of the Inspectors.

XII. Advances shall bear interest at 6 per cent. per annum, and be recoverable in ten years by instalments of 14 per cent. per annum on the sum advanced, so that the principal and interest will be fully liquidated in that period. In special cases the terms for repayment may be modified with sanction of the Board of Revenue.

XIII. Payments shall be made either direct to the Tahsildar or through the Village-officers as the Collector may direct in his certificate.

XIV. When an instalment is not paid at the prescribed date, it shall be treated as an arrear of land-revenue, and shall bear interest at 6 per cent. per annum from the date of the arrear occurring.

XV. A general Register of advances and recoveries shall be kept in each district, showing the particulars of the certificates granted under Section 14. Transcripts of entries concerning each taluq shall be forthwith communicated to the Tahsildar thereof, and he shall thereupon enter them in a Taluq Register showing all payments made and received on account of the advances. The payments shall be debited and credited in the Treasury accounts in such manner as the Accountant-General may direct.

XVI. An abstract showing the advances and recoveries in each individual case shall be submitted to the Board of Revenue half-yearly on the 1st April and the 1st October.

(True Extract.)

(Signed) W. HUDLESTON,  
Officiating Chief Secretary.

To the Board of Revenue.

Erd. F. R. Bantleman.

Revenue Department  
No. 3  
Proceeding of the Board of Revenue  
dated 25 January 1872

Read Proceedings of Madras  
Government, dated 15 November  
1871, No 1938.

It is difficult to frame  
rules under Section 18, Act XXVI  
of 1871 whilst it is still unknown  
what will be the nature of the  
applications and the amount  
applied for, but the Board are  
of opinion that the following  
rules may be adopted provi-  
sionally.

1. Applications for advances  
under Act XXVI of 1871 must be  
submitted to the Collector on paper  
bearing an 8 Anna stamp by the  
applicant himself or an autho-  
rized Vakil.

The Application shall state  
distinctly the position, nature,  
and extent of the land to be improved  
and its value and whether there are  
any and what incumbrances on it;

and

I need all  
attention all  
then - all the  
time I know  
is who they are  
are also along  
or heard on the  
all the best  
in the world

I think it will  
be a fine thing  
to have the  
~~the same thing~~  
done by the  
same people  
who have been  
so successful in  
the past.

A & S. Co. Inc.  
Prof. Dr. H. L. ...  
Products of ...  
...  
9/10 ...

4

If the result is to show that the security is good and the improvement such as the Act contemplates, the Collector will then report fully to the Board of Revenue.

If the advance is sanctioned, the Collector <sup>there</sup> will notify the fact in the

If the advance is sanctioned, the Collector will notify the fact in the

the District Gazette,  
and notice of it will  
be published in the  
Taluk Cutcherry and in  
the Village where the pro-  
perty is situated.

I would do it.  
It will make the  
system more  
seen & more  
then to apply.

The amount of  
the loan or the 1<sup>st</sup>  
instalment of it, if  
the Certificate of the  
Collector provides for  
its being paid in  
instalments, shall then  
be paid to the borrower

at



at the Central district treasury  
or at the treasury of the taluk in  
which the land to be improved is  
situated, according to the terms  
agreed upon.

The certificate issued under  
Section 14 shall provide that unless  
the improvement is steadily prosecuted,  
the Collector shall be at liberty to  
recover the advance summarily;  
and if further instalments remain  
to be made to cancel the certificate  
forthwith. An appeal shall lie  
to the Board of Revenue whose  
decision shall be final.

When the advance or the  
1<sup>st</sup> instalment of it is made  
the Collector shall issue orders  
as to the date on which and  
the

the person by whom the progress  
of the work shall be inspected.  
When the advance amounts to  
more than Rs 500 the Range  
Officer shall be one of the  
inspectors.

Advances shall ordinarily  
bear interest at 5 percent and  
be recoverable in 10 years. (The  
simplest way in which this  
can be done is to require that)  
instalments of 13 percent per  
annum on the sum advanced  
shall be paid by the recipient  
of the advance. In special cases  
however the terms may be  
modified.

Payments shall be made  
either

I think this  
the gov. knows at it  
4/4/14 This is intelligible  
margin & contains  
y. p. 1/2 p. 11.

Either direct to the Tahsildar  
through the Village Officers or the  
Collector may direct in his  
Certificate.

When an instalment is not  
paid at the prescribed date  
it shall be treated as an arrear  
of land revenue and shall bear  
interest at 6 percent.

A general register of advances  
and recoveries will be kept  
Each district showing the particulars  
of the certificates granted under  
Section 14. Transcripts of entries  
concerning each talook will be  
communicated to the Tahsildar  
thereof from time to time and  
he will thereupon enter them in a  
talook register showing all  
payments made and received

on account of the Advances. The  
payments will be debited and  
credited in the Treasury Accounts  
in such manner as the Accountant  
General may direct.

An Abstract showing the  
Advances and Recouments in each  
individual Case will be  
submitted to the Board of  
Revenue half yearly on the  
1<sup>st</sup> April and the 1<sup>st</sup> October

( True Extract )

Yours  
Secretary

To the Secretary to Government  
Revenue Department

W. H. P. S.  
Chief Secretary

Revenue 1872. West.

H. 305.

Proceedings of the  
Board of Revenue

Dated 25<sup>th</sup> January 1872

Recd 26<sup>th</sup> — — — —  
Dupd 25 — — — —

Passing remarks on the  
subject of framing rules  
under section 18, Act XXVI  
of 1871.

S.O. 405-7 February  
1872

Recd R23<sup>rd</sup> March

2021

Recd 27 July 1872 R20<sup>th</sup> Recd 17 July 1872

...  
clear the debt  
of the interest  
the loan is to be 6 pcts  
it will be paid off in  
years 2 instalments of  
£1 or say 13 3/5 pcts.  
and instalments of  
to will pay it off in  
24 years  
From Chap 72 324  
Act (1879) Clause 4 it  
says that the rate of

Revenue 1872. W. C. P.

interest charged on Irish  
Land Improvement Loans  
is 4 Pct on loans up to £100  
and a little less, apparently  
about 3.9 pct, on loans above  
£100.

The instalments (for  
large loans) are  $6\frac{1}{2}$  pct  
(in half yearly payments)  
per annum for 22 years,  
and they constitute a real  
charge on the land.

Yours very truly  
J. G. Gole

No 21

9th 27th June 1872 R 20th R

Feb 15

Revenue 1872. O/4

REVENUE DEPARTMENT.

15

C. No. 305.

From Board of Revenue -

Dated 25<sup>th</sup> January 1872.

FOR ORDERS.

The proposed order - Slips  
attached as suggested, which  
is for a beginning -

L. J.

May let us not have a mis-  
understanding - say Rs. 500.

Yrs A. J. Would it not be  
better to say  
Rs. 1000 in respect  
settle it - (can be)

2021  
22/2/72 R20

Ed. Es. of 25 Jan. 7.

Memo for Mr. D.

Act 26 of 91. Enacted  
Landlord & Tenant

It has long been an  
established rule  
in the construction  
of this Act, that  
inasmuch as  
drafts of any length  
should be avoided  
by a clerk previous  
to circulation &  
circulation in the  
clerk's hands only.  
I think that this  
rule should be  
adhered to.

to obtain advances  
from the inadequate  
security for improvement.

Sec. 18. gives local  
power to the previous  
function of emp. for &  
such rules relating

1. mode of application
2. inquiries relating  
therein
3. conditions of advances  
& manner of making
4. inspection of works of  
improvement.
5. interest & re. pay. for  
advances.
6. account relating to

N. B. P.

Ed. Es. for.

on 24. Oct. 71. called for  
draft rules.

H. of the. now submit  
provisional draft.

The act provides for a  
valuation.

H. of the. provide for

stamp on application.

full description of valuation

land & improvements

encumbrances on it

or any other security

or improvement & expenses.

publication of above.

invitation of parties interested

in land & state same.

add. security. either land

or personal & special guarantee

Enquiries of Security  
Interpretation. H. of the.  
Interpretation & changes.

Report of H. of the.  
Interpretation.

H. of the. submit

H. of the. submit

and H. of the.

Interpretation & changes.

change.

Publication of valuation

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invitation of parties interested

in land & state same.

add. security. either land

or personal & special guarantee

- Review of institutions
- of B. in cont. of am. ad.
- Case of delay:
- Areas & boundaries
- of land in. to the B. in.
- District & District Offices
- of Revenue & Services.
- Act for the success
- of accounts.
- Railway & other works.

Submit that these  
 may be recommended  
 to the Govt. for consideration  
 and sanction. LK  
 26.1.72

Revenue Department

No. 405-

PROCEEDINGS of the MADRAS GOVERNMENT.

Under date the 7<sup>th</sup> February 1872

Read the following Proceedings of the  
 Board of Revenue

Passing remarks on the subject  
 of framing rules under Sec: 18 } (M. S. 25<sup>th</sup> January 1872)  
 Act XXVI of 1871. —

The Govt. consider  
 that it is necessary to  
 provide for a minimum  
 amount of loan, and that  
 loans shall bear interest  
 at 6% otherwise they  
 appear, with slight  
 modifications, of the rules  
 suggested by the Board, and  
 resolve to forward them  
 for the sanction of the  
 Supreme Government in  
 the following form.

Rules under Sec: 18 Act 26 of 1871

I. Applications for advance  
 under Act XXVI of 1871 must

be submitted to the Collector on paper bearing an Stamps stamp by the applicant himself or by his authorized Vakeel

II The application shall state distinctly the position, nature, and extent of the land to be improved, its value, and whether there are any, and what encumbrances on it; and shall describe the additional security (if any) offered, and the character and estimated cost of the improvement proposed.

III The foregoing particulars shall be advertised in the District Gazette and a notice shall be posted in the Panchayat Chattri and published in the village where the land is situated, inviting persons claiming any interest in the land to come forward and state the same within a certain time specified. Where additional security has to be furnished, the applicant must tender

other

other immovable property of his own, or procure a responsible person or persons to guarantee the repayment of the loan.

IV If the security offered is approved by the Collector and the improvement accords with the definition in the Act, and if no sufficient objection has been shown by any person claiming an interest in the land, the Collector shall institute inquiries; otherwise the application shall be rejected.

V The inquiries will be made by the Collector through his own subordinates and the Officer in charge of the Range where the property to be improved is situated.

VI If the result is to show that the security is good, and that the improvement is such as the Act contemplates, and not prejudicial to the property or rights of others,

others, the Collector shall  
then report fully to the Board of  
Revenue.

VII. No loan shall be  
granted of less amount than  
Rs. 1000. The Board of Revenue  
shall have power to sanction  
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Rupies ~~1000~~ <sup>500</sup>. All applications  
for larger sums shall be  
referred to Government. Provided

that the total amount of advances  
in any financial year shall not  
be in excess of the sum budgeted

VIII. If the advance is  
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Gazette, and notice of it will  
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IX. The amount of the  
loan or the first instalment  
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Collector provides for its being  
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then be paid to the borrower

at

I must prefer

R. 5000

A. J. M.

grant for the special  
purpose.

at the Central District Treasury  
or at the Treasury of the Taluq  
in which the land to be improved  
is situated, according to the  
terms agreed upon.

X. The Certificate issued  
under Section 14 shall provide  
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is steadily prosecuted, the  
Collector shall be at liberty to  
recover the advance summarily,  
and if further instalments  
remain to be made, to cancel  
the Certificate forthwith.

An appeal shall lie to the  
Board of Revenue, whose  
decision shall be final.

XI. When the advance  
or the first instalment of it  
is made, the Collector shall  
issue orders as to the date on  
which and the person by whom  
the progress of the work shall  
be inspected. When the advance  
amounts to more than Rupies 1000,  
the Range Officer shall be one  
of the Inspectors.

XII. Advances shall

bear interest at 6% per annum and be recoverable in ten years by instalments

14/10/72  
of 10% per cent. per annum on the sum advanced. In special cases, the terms for payment may be modified with sanction of the Board of Revenue.

XIII. Payments shall be made either direct to the Tahsildar, or through the village Officers, as the Collector may direct in his Certificate.

XIV. When an instalment is not paid at the prescribed date, it shall be treated as an arrear of land revenue and shall bear interest at 6% per cent. per annum from the date of the arrear occurring.

XV. A general Register of advances and recoveries shall be kept in each district showing the particulars of the Certificates granted under Section 14.

Transcripts

to that the principal and interest will be fully liquidated in that period

Transcripts of entries concerning each Taluk shall be forthwith communicated to the Tahsildar thereof, and he shall thereupon enter them in a Taluk Register showing all payments made and received on account of the advances. The payments shall be debited and credited in the Treasury Accounts in such manner as the Accountant General may direct.

XVI. An Abstract showing the advances and recoveries in each individual case shall be submitted to the Board of Revenue half-yearly on the 1<sup>st</sup> April and the 1<sup>st</sup> October.

14. File of Board of Revenue 8 Feb 1872

L. A.

14/10/72

14/10/72

3146/RH/88