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MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Revenue DEPARTMENT

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B.P. No.		Mis.
Dated	28. 5. 1875	196 .

Not to be folded or roughly handled

837

*Proceedings of the Madras Government, Revenue Department,
28th May 1875.*

No. 334. Read the following letter from F. HENVEY, Esq., Under-Secretary to the Government of India, Foreign Department, (Political,) to the Chief Secretary to the Government of Madras, dated Simla, 19th May 1875, No. 1,468-P:—

WITH reference to your letter, No. 811-A, dated 29th June 1874, to the Department of Revenue, Agriculture, and Commerce, I am directed to forward a copy of the From Resident, Hyderabad, No. 5, dated 15th April 1875. correspondence marginally noted, from which it will be observed that His Highness the Nizam's Government has adopted the proposal of the Government of India that Article III. of the Commercial Treaty of 1802, should not, in future, be held to apply to the transit of Salt manufactured in Hyderabad territory.

ENCLOSURE No. 1.

From W. TWEEDIE, Esq., First Assistant Resident, Hyderabad, to the Secretary to the Government of India, Foreign Department, Simla, dated Hyderabad, 15th April 1875, No. 5.

In continuation of this office letter, No. 110, dated the 28th January last, relative to a proposal emanating from the Government of India, that Article III. of the Commercial Treaty

No. 523, dated 26th February 1875, from His Highness the Nizam's Minister. of 1802 may not, in future, be held to apply to the transit of Salt manufactured in the Hyderabad territory, I have now the honor
" 492, dated 6th March 1875, to His Highness the Nizam's Minister. to forward herewith English translation of the
" 917, dated 29th March 1875, from His Highness the Nizam's Minister. correspondence which ensued between His

Highness the Nizam's Minister and myself on the proposal, being forwarded for the consideration of His Highness' Government.

2. It will be perceived that, after the grounds and object of the proposal have been fully explained to Sir Salar Jung, G.C.S.I., he has not only acquiesced in the propriety of the proposed measure, but has also issued the necessary orders to the local officers concerned to provide against the export, at any time, of the Salt manufactured in His Highness' country into British territory.

ENCLOSURE 1 in No. 1.

(TRANSLATION.)

From His Highness the Nizam's Minister, to the Resident, Hyderabad, dated 26th February 1875, No. 523.

WITH reference to your letter, No. 32, dated 9th ultimo, giving cover to a communication from the Government of India, in the Foreign Department, containing a proposal that Article III. of the Commercial Treaty of 1802 may not, in future, be held to apply to the transit of Salt manufactured in the Hyderabad territories, and asking for an expression of my opinion thereon, I have the honor to state that, in Article III. of the Treaty quoted, it is provided that "there shall be a free transit between the territories of the contracting parties of all articles, being the growth, produce, or manufacture of each respectively." Accordingly, there is at present no prohibition whatever to the transit of articles of produce and merchandise between the two territories, and you will have perceived from my former communication, No. 1,181, dated 14th April last, that Salt is not manufactured in His Highness' territory, save to a very small extent in two or three districts, the same being locally consumed as the quantity is too small for foreign export, though there is no hindrance to the export of this article also. If, by the present proposal, it is meant to prohibit the exportation of Salt from His Highness' territory, I regret to be unable to perceive the grounds on which the proposal is based, first, because it

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28th May 1875.*

has been ascertained from the Taluqdar's report that no Salt is exported from His Highness' territory; and, secondly, a direct prohibition of its export would be contrary to Article III. of the Commercial Treaty,—the very passage quoted in your letter under reply. Under these circumstances, if you will have the goodness to favor me with clear and definite information on the subject, I shall be most happy to acquaint you with my views thereon.

(True Translation.)

(Signed) H. C. FOWLER,
Extra Assistant Commissioner.

ENCLOSURE 2 in No. 1.

(TRANSLATION.)

From the Resident, Hyderabad, to His Highness the Nizam's Minister, dated 6th March 1875,
No. 492.

In reply to your letter, No. 523, dated 26th ultimo, asking for further information regarding a proposal made by the Government of India that Article III. of the Commercial Treaty of 1802 may not, in future, be held to apply to the transit of Salt manufactured in His Highness the Nizam's territories, I have the honor to inform you that it appears from a letter, No. 138, dated 30th January 1874, from the Government of Madras, a copy of which was forwarded to you with my communication, No. 333, dated 9th February 1874, that in some districts of the Madras Presidency contiguous to His Highness' territory, the Salt monopoly has long been injured by the manufacture of a species of earth-salt in those districts. Orders have, therefore, been passed for the gradual extinction of the above manufacture, and as similar Salt is now known to be produced in certain neighbouring districts of the Hyderabad territory, and might possibly at some period or other, if not just at present, find its way into the Madras territory, it is deemed desirable that preventive measures should be taken against the entry of Hyderabad Salt into that territory. Hence the present proposal from the Government of India that Article III. of the Commercial Treaty of 1802, which provides for a free transit of all articles of produce and manufacture between the British and His Highness' territories, should not be held applicable to Salt manufactured in His Highness' territory, or, in other words, that Salt produced in His Highness' territory should be excluded from the articles specified in Article III. of the Treaty quoted, and expressly prohibited from being exported at any time to British territory.

As the actual manufacture of earth-salt in His Highness' territory is confined to a few villages, and the out-turn is said to be consumed largely and too small for foreign export, it is hoped that there will be no objection on the part of His Highness' Government to the present proposal, and that the further information now afforded will enable you to favor me with a speedy and definitive reply on this subject for submission to the Government of India.

(True Translation.)

(Signed) H. C. FOWLER,
Extra Assistant Commissioner.

ENCLOSURE 3 in No. 1.

(TRANSLATION.)

From His Highness the Nizam's Minister, to the Resident, Hyderabad, dated 29th March 1875, No. 917.

In reply to your letter, No. 492, dated 6th instant, affording further information relative to a proposal emanating from the Government of India that Article III. of the Commercial Treaty of 1802, which provides for a free transit of all articles of produce and manufacture between the territories of the contracting parties, may not be held to apply to the transit of Salt produced in His Highness' the Nizam's territory, and inquiring whether there is any objection on the part

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28th May 1875.*

of His Highness' Government to the proposed measure, I have the honor to state that, although a prohibition against the transit of Salt from His Highness' territory would be contrary to the terms of the Treaty under reference, yet as it is often found necessary with due regard to the interests of both Governments, and in compliance with expediency and exigencies of the times, either to act temporarily in contravention to the terms of a Treaty, or to amend its provisions, I also agree with the Government of India in the advisability of the proposal under reference, and have accordingly issued instructions to those Taluqdars in whose districts Salt is produced to any considerable extent, enjoining them that, although Salt is not at present exported to British territory from His Highness' country owing to its limited production, nevertheless care should be taken to provide against any person hereafter entertaining the idea of exporting it to British territory.

(True Translation.)

(Signed) H. C. FOWLER,
Extra Assistant Commissioner.

ENCLOSURE No. 2.

From F. HENVEY, Esq., Under-Secretary to the Government of India, Foreign Department, (Political,) to the Resident at Hyderabad, dated Simla, 19th May 1875, No. 1,466-P.

With reference to the correspondence ending with your First Assistant's letter, No. 5, dated 15th April 1875, I am directed to request that you will convey to Sir Salar Jung the acknowledgments of the Governor-General in Council for the readiness with which the Nizam's Government has adopted the proposal of the Government of India that Article III. of the Commercial Treaty of 1802 should not, in future, be held to apply to the transit of Salt manufactured in Hyderabad territory.

No. 335. ORDER THEREON, 28th May 1875, No. 837.

Separate Revenue, No. 40.

Salt.

COMMUNICATED to the Board of Revenue for information, with reference to G. O., 29th June 1874, No. 811.

(True Extract.)

(Signed) A. MACGREGOR,
Acting Secretary to Government.

To the Board of Revenue.

Exd. F. R. Bantleman.

N. 1468 P.

837
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From,

The Under Secretary to the Government
of India

71

The Chief Secretary to the Government
of Madras.

Dated Simla, the 19th March 1875

Local Dept.

Political.

Sir,

With reference to your letter N. 811 A dated 28th June 1874, to the Department of Revenue, Agriculture and Commerce, I am directed from Resident, Hyderabad, to forward a copy of the correspondence marked N. 5 dated 15th April 75. - originally noted, from which it will be observed to No. 1466 P dated 19th March 1875. that His Highness the Nizam's Government has adopted the proposal of the Government of India that Article II of the Commercial Treaty of 1802 should not in future, be held to apply to the transit of salt manufactured in Hyderabad territory.

I have the honor to be,

Sir,

Your most Obedient Servant,

Henry

Under Secy. to the Govt of India

Govt. of Madras.

REVENUE.

THE BOARD OF REVENUE.

Dated May 28th.

Recd.

Encl.

G. O., 28th May 1875, No. 837.

M. A. Y.

No. 341-835.

Salt manufactured in Hyderabad Territory, -
Communicating to the Board of Revenue, for
information, letter from the Government of India
forwarding copy of certain correspondence showing
that His Highness the Nizam's Government has
adopted the proposal of that Government that
Article III. of the Commercial Treaty of 1802
should not, in future, be held to apply to the
transit of -

Rev. 1875, Sept
A. 2007

From

The Under Secy to the
Secy of India
Foreign Dept

A. 14689

Dated 15th } May 1875
And 27th }

E. 1.

Forwarding a copy of certain
correspondence showing that H. H. the Nizam
has accepted the proposal of the Govt of India,
that Article III of the Commercial Treaty of 1802 should
not in future be held to apply to the transit of salt
manufactured in Hyderabad territory

No 837
Communicated to the

Board of Revenue for
information with reference
to G.O. 29: June 1874 N. 811.

28 May/75

Copy

No 5 of 1875/76.

837
4

From

The Wt. Assistant Resident,
Hyderabad

To,

The Secretary to the Govt of India
Foreign Dept
Simla.

Dated Hyderabad 15th April 1875.

Sir,

In continuation of this office letter No
110 dated the 28th January last, relative to a
proposal emanating from the Govt of India, that
Article III of the Commercial Treaty of 1802 may not
in future be held to apply to the transit of salt man-
ufactured in the Hyderabad Territory. I have now the
honour to forward herewith English translation of the
correspondence which ensued between H. H. the Nizam's
Minister and myself on the proposal being forwarded
for the consideration of H. H.'s Government.

It will be perceived that after the
grounds and object of the proposal have been fully
explained to Sir Salas Jung, G. C. S. I., he has
not only acquiesced in the propriety of the pro-
posed measure but has also issued the necessary
orders to the local officers concerned to provide
against the export at any time of the salt
manufactured

14 Lake Board of Rev. 811/75

Rev. 1875, Sept
A. 2007

From

The Undersecy to the
Secy of India
Foreign Dept

N. 14689

Dated 19th } May 1875
And 27th }

E. 1.

Forwarding a copy of certain
correspondence showing that H. H. the Nizam
has accepted the proposal of the Govt of India,
that Article III of the Commercial Treaty of 1802 should
not in future be held to apply to the transit of salt
manufactured in Hyderabad territory

N. 837
Communicated to the

Board of Revenue for
information with reference
to G.O. 29: June 1874 N. 811.

28 May/75

Copy

N. 5 of 1875/76.

837
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From

The Wt. Assistant-Resident,
Hyderabad

To,

The Secretary to the Govt of India
Foreign Dept
Simla.

Dated Hyderabad 15th April 1875.

Sir,

In continuation of this office letter No.
110 dated the 28th January last, relative to a
proposal emanating from the Govt of India, that
Article III of the Commercial Treaty of 1802 may not
in future be held to apply to the transit of salt manu-
factured in the Hyderabad Territory. I have the honor

26th Feb 1875 from
H. H. the Nizam
8th March - do
29th - from

to forward herewith English translation of the
correspondence which ensued between H. H. the Nizam's
Minister and myself on the proposal being forwarded
for the consideration of H. H.'s Government.

It will be perceived that after the
grounds and object of the proposal have been fully
explained to Sir Salar Jung, G. C. S. I., he has
not only acquiesced in the propriety of the pro-
posed measure but has also issued the necessary
orders to the local officers concerned to provide
against the export at any time of the salt
manufactured

manufactured in H. H's Country into British Territory.
I have, Sir
Sd/- W. Fowler
First and Last
Hyderabad Presidency
15th April 1875.

[Translation]

From,
H. H. the Vizier's Minister,
To,
The Resident, Hyderabad.
No 523 dated 26th February 1875.

With reference to your letter No 37
dated 27th Ultimo, giving cover to a communication
from the Govt of India in the Foreign Department,
containing a proposal that Article III of the Com-
mercial Treaty of 1802 may not in future be held
to apply to the transit of salt manufactured in the
Hyderabad Territories, and asking for an expression
of my opinion thereon, I have the honor to state that
in Article III of the Treaty quoted, it is provided that
"there shall be a free transit between the territories
of the Contracting parties, of all articles being the growth,
produce, or manufacture of each respectively." Ac-
cordingly, there is at present no prohibition whatever
to the transit of articles of produce and merchandise
between the two Territories - and you will have per-
ceived from my former communication No 1187 of
14th

837/5
14th April last, that salt is not manufactured in
H. H's Territory, save to a very small extent in 2 or
3 Districts, the same being locally consumed as the
quantity is too small for foreign export, though there
is no hindrance to the export of this article also.
If by the present proposal, it is meant to prohibit
the exportation of salt from H. H's Territory, I regret
to be unable to perceive the grounds on which the
proposal is based, first, because it has been ascer-
tained from the Salukdars report that no salt
is exported from H. H's Territory; and secondly,
a direct prohibition of its export would be con-
trary to Article III of the Commercial Treaty.
The very passage quoted in your letter under reply.
Under these circumstances, if you will have the
goodness to favor me with clear and definite
information on the subject, I shall be most
happy to acquaint you with my views thereon.

True Translation
Sd/- H. C. Fowler
Extra Asst Comm

[Translation]

From, Resident, Hyderabad.
To, Minister.

No 492 dated 6th March 1875.

In reply to your letter No 523 dated 26th Ultimo,
asking

asking for further information regarding a proposal made by the Govt of India that Article III of the Commercial Treaty of 1802 may not in future be held to apply to the transit of salt manufactured in H. H. the Nizam's Territories. I have the honor to inform you that it appears from a letter No 138 of 30th Jan 74, from the Govt of Madras, a copy of which was forwarded to you with my communication No 233 of 20th Feb 74, that in some districts of the Madras Presidency contiguous to H. H.'s Territory, the salt monopoly has long been injured by the manufacture of a species of earth salt in those districts. Orders have therefore been passed for the gradual extinction of the above manufacture and as similar salt is now known to be produced in certain neighbouring districts of the Hyderabad Territory, and might possibly at some period or other, if not just at present, find its way into the Madras Territory, it is deemed desirable that preventive measures should be taken against the entry of Hyderabad Salt into that Territory. Hence the present proposal from the Govt of India that Article III of the Commercial Treaty of 1802 which provides for a free transit of all articles of produce and manufacture between the British and H. H.'s Territories, should not be held applicable to salt manufactured in H. H.'s Territory - or in other words that salt produced in H. H.'s Territory should be excluded from the

Articles

837/6
articles specified in Article III of the Treaty, and expressly prohibited from being exported at any time to British Territory.

As the actual manufacture of earth salt in H. H.'s Territory is confined to a few villages and the output is said to be consumed largely and too small for foreign export, it is hoped that there will be no objection on the part of H. H.'s Govt to the present proposal, and that the further information now afforded will enable you to favor me with a speedy and definitive reply on this subject for submission to the Govt of India.

True Translation
Sd/- A. C. Fowler
Extra Asst Comm

Translation
From
His Highness, the Nizam's Minister,
To,
The Resident Hyderabad
No 917 of 22nd March 1875

In reply to your letter No 492 of 6th March
affording further information relative to a proposal emanating from the Govt of India that Article III of the Commercial Treaty of 1802 which provides for a free transit of all articles of produce and manufacture

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facture between the Territories of the Contracting
parties, may not be held to apply to the transit
of salt produced in H. H. the Nizam's Territory,
and enquiring whether there is any objection on the
part of H. H. Govt to the proposed measure, I
have the honor to state that although a prohibition
against the transit of salt from H. H. Territory would
be contrary to the terms of the Treaty under reference,
yet as it is often found necessary with due regard to
the interests of both Govts and in compliance with
Expediency and Expediency of the times, either to set
temporarily in contravention to the terms of a Treaty,
or to amend its provisions. I also agree with the Govt
of India in the advisability of the proposal under
reference and have accordingly issued instructions
to those Talukdars in whose Districts salt is produced
to any considerable extent, enjoining them that although
salt is not at present exported to British Territory
from H. H. Country owing to its limited production,
nevertheless care should be taken to provide against
any person hereafter entertaining the idea of export-
ing it to British Territory.

True Translation.
Capt. H. C. Fowler.
Extra Asst Commr

Sp

837
Op. 1466 P.

From,
The Under Secretary to the Govt of India
To,

The Resident at Hyderabad.

Dated Simla, the 19th Mar 1876.

Foreign Deptt
Political.

Sir,

With reference to the correspondence
ending with your First Asst's letter No 5 dt 15th
April 75, I am directed to request that you will
convey to Sir Salar Jung, the acknowledgments of the
Governor General in Council for the readiness
with which the Nizam's Govt has adopted the pro-
posal of the Govt of India that Act III of the
Commercial Treaty of 1802 should not in
future be held to apply to the transit of salt
manufactured in Hyderabad Territory.

I have &c
Capt. F. Henry
Under Secy to the Govt
of India

True Copy

M. S. G. B.

Resident - Foreign Department.

x M

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