

- (1) பக்கங்களின் எண்ணிக்கை _____
- (2) புதுக்கித் திருப்பிய நாள் _____
- (3) ஆதாரங் குறிப்பவர் சுருக்கொப்பம் _____

தமிழ்நாடு ஆவணக் காப்பகம்.

தமிழ்நாடு அரசு

Ravi துறை

அரசாணை எண். மு. கோப்புத் தாள் எண்.	961	அச்சகம் பலவகை
நாள் :	9-9-1882	199

மடிக்கவோ கண்டபடி கையாள்வோ கூடாது.

ஆவண. கா. 1-18,006-6-9-90.

பாதுகாப்பு பிரதி-1

செப்பவிற்பவர் பெயர்:

செப்பவிற்பவர்களுக்கான எடுத்துக் கொள்ளப்பட்ட பரவி

செப்பவிற்பகும்
செல் லாபபாதி
கையொப்பம்

பிப் - 2008
சென் - 2008

செப்பவிற்பகும்
செல் லாபபாதி
கையொப்பம்

21 Corrections
19/8/8

Draft Rules for the grant of Leases for mining for Diamonds or other Precious Stones in Government Waste Land.

Persons desirous of obtaining permission to mine for diamonds or other precious stones in Government waste land should apply to the Collector of the District, specifying distinctly the situation of the land within which it is proposed to mine and its boundaries, as accurately as possible, together with the estimated area. Every application should be accompanied by a rough sketch of the block applied for.

2. On receipt of the application, the Collector will ascertain whether the land is at the disposal of Government, and in communication with the Public Works and Forest Departments, determine whether there is any objection to the grant of the lease applied for, by reason of the land being required for public purposes or on any other ground. Sufficient area of waste in the village must be reserved for pasture and other communal purposes, and the remainder alone will be considered available for grant for mining purposes.

3. No application for a block exceeding fifty acres in area will be admitted.

4. Applications will be dealt with in order of receipt by the Collector, and without his written permission previously obtained, the land applied for shall not be entered upon.

5. On an application being accepted by the Collector, the land will be durably demarcated and surveyed at the cost of the applicant, to whom a lease in the prescribed form will be granted on the following conditions:—

- (1) The lease shall be for a term not exceeding five years.
- (2) An annual rent of Rs. 15 per acre or portion of an acre, in addition to the assessment of the land, shall be payable in arrears by equal half-yearly instalments, the first payment to be made at the expiration of six months from the date of the execution of the lease.
- (3) The lessee shall, within six months from the execution of the lease, commence operations, and thereafter, during its currency, in the best and most effectual manner and without intermission, except when prevented by inevitable accident, carry on mining operations. He will, whenever called upon, furnish proof of his having done so.
- (4) The lessee shall pay the value, as fixed by the Collector or other officer authorised by him in that behalf, of all timber and other trees standing on the land leased.
- (5) The lessee shall not divert any road, path, or by-way on the block leased, or any water-course beyond its limits; all water running waste on the block leased shall be returned to its natural channel within it.
- (6) The lessee shall be liable to forfeit his lease on failure to pay the rent, or to observe any of the conditions above specified; the Governor in Council being the final arbiter as to whether the conditions of the lease have been duly observed or not.
- (7) The lease shall be renewable at the lessee's option on such terms, the Governor in Council may settle at the expiration of the original lease.
- (8) During the term of the original lease, there shall be no liability to any royalty or other tax in addition to the rent specified in Clause 2, except in accordance with the provisions of the Local Funds Act (IV of 1871, Madras) or any similar law for the time being in force, and with the further exception of any special taxation which it may be found necessary to provide for, such as the cost of additional Police, communications, water-supply, sanitation or other similar administrative arrangements which may, in the opinion of the Governor in Council, be necessary in the interests of the local community immediately or directly affected by the results of the lessee's operations.

6. The foregoing conditions will be equally binding on the transferee in case the lease is transferred.

3

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- 2

Draft J.C.

The Right Honorable
the Governor in Council
directs that the annex-
ed notification embod-
ying revised rules for
the grant of leases for
mining for diamonds
or other precious stones
in fort. waste land, be
substituted for the one
appended to J.C. dated
13th Decr. 1881, No 1925,
and published in the
Fort St. George Gazette
of the 25th Jan. 1882 -
page 48. The revised
notification will be
also published in the
Fort St. George Gazette.
2. The Board of
Revenue

21/11/40

price now for
quantity - born for
Dian and - mining
in that is to be used

Revised draft
submitted as ordered
9/9

Revenue will revise & submit for the approval
the form of lease ^{in accordance with} so
as to correspond with
the rules as now
revised, and submit
it for the approval
of Govt.

It is thought that
revised rules may be pub-
lished in the Gazette
simultaneously with the
issue of that G.O.

To The Board of Rev.
" " Supl. Govt. Press

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To The Board of Rev.
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Specimen 5

20/1/0

revised rules for
grant of lease for
Diamond-mining
in G.O. 100/100

Revised draft
submitted as ordered
9/9

Terms on which leases are to be granted
for mining for diamonds or other
precious stones.

Note for The Right Honorable
The Governor.

The rules now in force,
are embodied in G.O.
13 Sects 1881 N^o 1925
herewith submitted -

They apply to diamond
mining

- (1) in *putia lands*
- (2) in *Government waste
lands*

The Board of Revenue
were of opinion that a
"royalty at a fixed
percentage of the produce
would no doubt be
theoretically the fairest
method of assessing the
"3rd share" but they
did not see their way to
"giving practical effect
to such a proposal". The

Government agreed
with The Board and
have accordingly decided
that, for the present,
diamond mining in
pitia lands is to be
allowed on payment
of a license fee at 2Rⁿ
an acre, in addition
to the land assessment.

Applications for
permission to mine for
diamonds in Govt waste
lands are dealt with
under the terms of the
draft Notification
published at page 4
of G. O. 13th Decr 1881 No 25.

The following are
some of the principal
restrictions imposed
by this Notification.
- If the grant of the land
applicant for appears
unobjectionable the
Collector is to divide the
land into compact

blocks, not exceeding
half an acre, and,
after due notice, is to
sell by public auction
to the highest bidder
the privilege of mining
for diamonds & other
precious stones in such
block for one year from
the date of grant.

The lessee is not to pay
any Royalty or tax
over and above the
rent specified in the
lease and the applicant
on the land, except in
accordance with the
Local Fund Act of 1881.

The prescribed area seems
exceedingly small, and
one expert who has
selected a likely plot
of land may find at
the auction persons
ready to bid against
him in view of turning
it into a mine.

No.

From

Dated

187

FOR ORDERS.

Draft rules for the grant of
leases for mining for diamonds
or other precious stones in
Govt. waste lands have been
prepared & are herewith
circulated, under instructions

from H. E. The Governor -

The object being to make
them as like the rules for
gold mining as circumstances
will permit -

The most
essential points of difference
between the existing rules
for gold mining and those
lately approved for diamond
mining are, that in the
case of the latter, leases
are to be sold by auction,
are limited to one year
in duration, and
restricted in area to
half an acre: Whereas
gold mining leases are
granted for a fixed annual
rent, for a term not exceeding
20 years, and may include
any area not exceeding
150 acres.

These are the Diamond rules of
Govt. waste lands mining
as like the gold rules
as circumstances will permit
& Circulate.

MSD

May 3/82

To restrict the area of a diamond mining lease to half an acre seems unnecessary and unwise.

Europeans of substance and possessing special knowledge of this particular industry are not likely to be tempted by such terms and the native worker is, judging by past results, not the man we want.

There has lately been some inquiry made both in England and in this country as to the prospects of diamond mining in the Madras Presidency, and there seems to be just a chance that in Cuddapah, Bellary, and Kurnool, the industry may be hereafter largely developed. It would therefore seem to be advisable to offer every reasonable encouragement to those, who if treated in a liberal spirit, might be willing to invest capital in the enterprise.

Rule 2 directs the Collector to reserve a sufficient area of waste land in each village for pasturage and other communal purposes and subject to this proviso it is thought that all waste land at the disposal of Govt. (not required for public purposes) may be considered available for diamond mining in blocks, not exceeding — say 50 Acres.

A fixed annual rent has been substituted in the draft rules for the old system of sales by auction now no longer required by the rules for granting gold mining leases. Such sales have always been unpopular among intending purchasers of land on these hills & seem to be specially inadvisable in diamond leases. Since an expert who, after prospecting, had selected a likely block of land would probably find both his knowledge & the trouble he had taken turned against himself.

FOR ORDERS.

No.

From

Dated

187 .

FOR ORDERS.

by speculators at the
auction sale.

It is not understood
why gold mining leases
should run for twenty
years and diamond
mining leases for only
from year to year.

It is therefore proposed in
the rules now submitted to
allow diamond mining
leases to run for any
period not exceeding
20 years.

There remains the question
of payment.
Shall it be a fixed annual
sum as is the case with
gold mining leases? or
a royalty at a fixed
percentage of the produce
of the mine?

The Board of Revenue
suggest a license fee at
2 Rupees an acre, but
they admit that a royalty
is the fairest method of
assessing the Govt's share of
the profits and regret that
there are insuperable
difficulties in the way of
giving practical effect to
the plan.

It is obvious that 2 R's an
acre is too little.

No: 3 Nov-1881 N 2601
para 2

If a diamond mine be
a profitable concern, such
a rent would represent
no more than a very small
fraction of what the Govt
ought to receive; mines
that are worth no more
would not long continue
to be worked by men of
common sense.
Turning to the alternative
of taking a royalty at a
fixed percentage of the
profits produce; the
Board state their objections
to this plan thus: "Nothing
short of employing a guard
at every mine at a cost
out of all proportion
to the amount of royalty
to be looked for could
secure an accurate
return of produce upon
which the Govt's share
should be calculated
and the difficulty of
estimating the value of

give rise to further complications—

Perhaps for the present it would be well to be content with a fixed rent say 15 or 20 Rs. an acre & to leave the question of royalty to be dealt with hereafter when capital has been attracted and the success of the industry assured. E.F.W.

If the diamond industry turns up ^{the State} ~~Trump~~ ought to get a fair share and in this view should provide for substituting a royalty for the rental should it seem expedient to do so at any time during the currency of the lease. — In this case Rs. 10 per acre would stand high enough to ensure operations being carried on in earnest. H.V.

Kindly...
the profits...
do-

of...
...
...

FOR ORDERS.

Table No. Sullivan
Circ.

C25-7-82.
R 2-8-82.
R 25-8-82.
R 25-8-82.

12.
Draft Rules for the grant of leases
for mining for diamonds or
other precious stones in Govt-
waste land.

Persons desirous
of obtaining permission
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in communication with the P.W. & Forest Department to determine

3. No application for a block exceeding fifty acres in area will be admitted.

quite enough I think.

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13.
permission previously obtained, the land applied for shall not be entered upon.

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(1) The lease shall be for a term not exceeding 5 years.

(2) An annual rent of Rs 15 per acre or portion of an acre, in addition to the assessment of the land, shall be payable in arrears by equal half yearly instalments, the first

Camel
I doubt about 20 years. If the ground is ~~discovered~~ diamondiferous the speculator will have made 10,000 p.c. long before that. Good requires far more costly work. One diamond does not support the deep. I would incline to five. We could alter our rule of four but could hardly do better. See my remarks at the end of the For orders paper -

I would say Rs 10. and leave out the land assessment.

There is no reason for making a distinction between the two cases, which is not for the good.

If there are any diamonds at all in the ground it will well be as Rs 15 per acre. The fact is

payment to be made
at the expiration of
six months from the
date of the execution
of the lease.

entitled to get as
much as it can without hurting
the industry.

Council as before said
We have I fear no diamond-
sharp (as the Western States
people will call him by analogy
with Bug-sharp, Tree-sharp
or Gospel-sharp thin words
for entertainment, but as it
& Augyman respectively) to
advise us as to what
rent the industry will bear
and it will bear what the

Dept suggests

MS
Aug 1/82

- (3) The lessee shall, within six months from the execution of the lease, commence operations, and thereafter, during its currency, in the best and most effectual manner and without intermission, except when prevented by inevitable accident, carry on mining operations, and well, whenever called upon, furnish proof of his having done so.

- (4) The lessee shall pay the value, as ~~fixed~~ fixed by the Collector or other officer authorized by him in that behalf, of all timber and other trees standing on the land leased.

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- (6) The lessee shall be liable to forfeiture ~~on~~ ^{his lease} on failure to pay the rent, or to observe any of the other conditions above specified; the Governor in Council being the final arbiter as to whether the conditions of the lease have been duly observed or not.

- (7) The lease shall be renewable at the lessee's option on such terms as the Governor in Council may settle at the expiration of the original lease.

(8) During the term of the original lease, there shall be no liability to any royalty or other tax in addition to the rent specified in Clause 2 and the assessment of the land, except in accordance with the provisions of the Local Funds Act (IX of 1871 Madras) or any similar law for the time being in force, and with the further exception of any taxation which may be found necessary to provide, at the expense of the lessee, the cost of such special Police, Communications, and water supply, sanitation or other similar administrative arrangements as may, in the opinion of the Governor in Council, be dictated in the interests of the local Community, immediately,

15
or directly affected by the results of the lessee's operations.

6. The foregoing Conditions will be equally binding on the transferee in case the lease is transferred. E.P.W.

14

Draft Rules for the
grant of leases for
mining for Diamond
or other precious
stones in Govt waste
land.

Prepare as above
Linton d/w
3/6

Recd

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17
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12.
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exception of any special
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*Best Rules for the
grant of leases for mining
for diamonds or other
precious stones in
Government waste land.*

*Print soon
2 and 6 p.m.
Done FW
12/1/82*

*Sir,
Submitted - 14/8
23-8-82*

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244

100.961 99.991 100.000

Be. 3. 2. 2.

Addressed to
49/5267

Q. Q. 2

OK

2. The Board of Revenue

Notification and submit it
for the approval of Govern-

-ment. *W*

H. E. Notification -

To

20. The Board of Re-
solutions
1. " Suph of the Pro

Dr. G. B.

Re. Diamond Mines.

Please to be sent to the Secretary to Govt.

Recd
9/9
sent to
13/9

In pursuance of the Rules promulgated by Notification
in the Fort St. George Gazette dated 25th January 1882, page 4
the Right Honble the Governor in Council directs the publication
of the following Rules for the grant of Leases for mining for Diamonds or other Precious Stones
in Government Waste Land.

Persons desirous of obtaining permission to mine for diamonds or other precious stones in Government waste land should apply to the Collector of the District, specifying distinctly the situation of the land within which it is proposed to mine and its boundaries, as accurately as possible, together with the estimated area. Every application should be accompanied by a rough sketch of the block applied for.

2. On receipt of the application, the Collector will ascertain whether the land is at the disposal of Government, and, in communication with the Public Works and Forest Departments, determine whether there is any objection to the grant of the lease applied for, by reason of the land being required for public purposes or on any other ground. Sufficient area of waste in the village must be reserved for pasture and other communal purposes, and the remainder alone will be considered available for grant for mining purposes.

3. No application for a block exceeding fifty acres in area will be admitted.

4. Applications will be dealt with in order of receipt by the Collector, and without his written permission previously obtained, the land applied for shall not be entered upon.

5. On an application being accepted by the Collector, the land will be durably demarcated and surveyed at the cost of the applicant, to whom a lease in the prescribed form will be granted on the following conditions:—

- (1) The lease shall be for a term not exceeding five years.
 - (2) An annual rent of Rs. 15 per acre or portion of an acre, in addition to the assessment of the land, shall be payable in arrears by equal half-yearly instalments, the first payment to be made at the expiration of six months from the date of the execution of the lease.
 - (3) The lessee shall, within six months from the execution of the lease, commence operations, and thereafter, during its currency, in the best and most effectual manner and without intermission, except when prevented by inevitable accident, carry on mining operations. He will, whenever called upon, furnish proof of his having done so.
 - (4) The lessee shall pay the value, as fixed by the Collector or other officer authorised by him in that behalf, of all timber and other trees standing on the land leased.
 - (5) The lessee shall not divert any road, path or by-way on the block leased, or any water-course beyond its limits; all water running waste on the block leased shall be returned to its natural channel within it.
 - (6) The lessee shall be liable to forfeit his lease on failure to pay the rent, or to observe any of the conditions above specified; the Governor in Council being the final arbiter as to whether the conditions of the lease have been duly observed or not.
 - (7) The lease shall be renewable at the lessee's option, on such terms as the Governor in Council may settle at the expiration of the original lease.
 - (8) During the term of the original lease, there shall be no liability to any royalty or other tax in addition to the rent specified in Clause 2, except in accordance with the provisions of the Local Funds Act (IV of 1871, Madras) or any similar law for the time being in force, and with the further exception of any special taxation which it may be found necessary to provide for, such as the cost of additional Police, communications, water-supply, sanitation or other similar administrative arrangements which may, in the opinion of the Governor in Council, be necessary in the interests of the local community immediately or directly affected by the results of the lessee's operations.
6. The foregoing conditions will be equally binding on the transferee in case the lease is transferred.

Secretary to Govt.

*Insert / no of with the
addition inserted at the
top to be submitted soon
for the Secy's approval*

9/9/82

13/9

9TH SEPTEMBER 1882, No. 961, REVENUE.

GOVERNMENT OF MADRAS.
REVENUE DEPARTMENT.

ORDER—dated 9th September 1882, No. 961, Revenue.

Miscellaneous.

In supercession of the Notification appended to G.O., 13th December 1881, No. 1925, and published in the *Fort St. George Gazette* of the 25th January last, page 48, embodying rules for the grant of mining leases for diamonds or other precious stones in Government waste land, the Right Honorable the Governor in Council directs, that the annexed Notification be published in the *Fort St. George Gazette* for general information.

2. The Board of Revenue will revise the form of lease in accordance with this Notification and submit it for the approval of Government.

(True Extract.)

(Signed)

E. F. WEBSTER,
Secretary to Government.

NOTIFICATION.

In supercession of the Rules promulgated by Notification in the *Fort St. George Gazette*, dated 25th January 1882, page 48, the Right Honorable the Governor in Council directs the publication of the following Rules for the grant of Leases for mining for Diamonds or other Precious Stones in Government Waste Land.

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6. The foregoing conditions will be equally binding on the transferee in case the lease is transferred.

(Signed) E. F. WEBSTER,
Secretary to Government.

To the Board of Revenue.
„ the Superintendent, Government Press.

Exd. W. H. French.

80 Copies.

Original

Govt. of Madras

REVENUE

Order, dated 9th September 1882, No. 961, Revenue.

In supersession of the Notification appended to G.O., 13th December 1881, No. 1925, and published in the Fort St. George Gazette of the 25th January last, page 48, embodying rules for the grant of mining leases for diamonds or other precious stones in Government waste land, the Right Honorable the Governor in Council directs, that the annexed Notification be published in the Fort St. George Gazette for general information.



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To the Board of Revenue.
,, the Superintendent, Government Press.

Exd. W. H. French.

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7 Cio 6490/82

22-8-1881
18-1-178

Govt. of (1882) Madras.
REVENUE.

vide cl. 103/82
7-11-1881

Order, dated 2th September 1882, No. 961.

Diamonds and other Precious Stones.—Leaves
to make for — in Government waste land.
Directing publication of a revised Notification,
in supersession of the one appended to G.O.
dated 13th December 1881, No. 1925, and pub-
lished in Fort St. George Gazette of 25th January
last, embodying rules for the grant of —

