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TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

Revenue DEPARTMENT

G.O. No.	195	Press
B.P. No.		Misr
Dated	17 th March 1886. 197	

Not to be folded or roughly handled

17TH MARCH 1886, No. 195, REVENUE.

GOVERNMENT OF MADRAS.
REVENUE DEPARTMENT.

READ—the following demi-official letter from E. W. BLISS, Esq., Commissioner of Salt and Abkari Revenue, to the Acting Secretary to Government, Revenue Department, dated Camp Gorapur, 21st February 1886, No. 29 :—

ABSTRACT.—Forwarding certain abkari notifications.

READ—also the following demi-official letter from H. W. BLISS, Esq., Commissioner of Salt and Abkari Revenue, to the Acting Secretary to Government, Revenue Department, dated Camp Gorapur, 22nd February 1886, No. 30 :—

ABSTRACT.—Forwarding certain abkari notifications.

ORDER—dated 17th March 1886, No. 195, Revenue.

Separate Revenue, No. 46.

Abkari.

With the foregoing demi-official letters, Mr. Bliss, in order to save time, submits direct drafts of the more important notifications and rules to be issued under the Madras Abkari Act, I of 1886,

called for in G.O., No. 106, dated 9th February 1886.

2. The provisions of rules 9 and 10, framed under clause (n), section 29 of the Act, for the disposal of confiscated articles and their sale proceeds, appear to Government to be undesirable as they render owners liable for the charges incurred on account of the keep and custody of confiscated articles in cases where confiscations are reversed on appeal. No portion of the expenditure can, in such cases, be justly charged to the owner. The clauses in rules 9 and 10 which provide for the recovery of charges, &c., will, therefore, be omitted. The word "net," occurring before the words "sale proceeds" and the word "proceeds" in rules 10, 11 and 12 and in the last sentence of rule 13, will be deleted. The word "sold" occurring in rule 15 will be struck out, as being redundant.

3. In other respects, the rules and notifications are approved. An amended copy of them is appended, and they will be published in the Fort St. George and District Gazettes.

(True Extract.)

Signed) J. F. PRICE,
Ag. Secretary to Government.

To the Board of Revenue, with MSS. copies of D.O. letters.
" the Commissioner of Salt and Abkari Revenue.
" the Judicial Department.
" the Superintendent, Government Press.

NOTIFICATIONS.

No. 74.—The Right Honorable the Governor in Council is pleased to direct that the designation of the Department of Salt Revenue be charged to that of the Department of Salt and Abkari Revenue, and that the official styles and designations of the officers thereof be altered accordingly from the date hereof.

APPOINTMENT AND POWERS OF OFFICERS.

No. 75.—Under section 4 of the Madras Abkari Act, 1886, and in exercise of all other powers enabling him in this behalf, the Right Honorable the Governor in Council is pleased to make the following appointments, viz.:—

Sub-Section of Section 4.	Appointments.	Local Jurisdiction.
(a)	The Commissioner of Salt and Abkari Revenue to exercise all the powers of a Collector in respect of the Abkari Revenue; to have the control of the administration of the Abkari Department and of the collection of the Abkari Revenue as a Member of the Board of Revenue; and to exercise the control over Collectors in respect of the Abkari Revenue exercised by the Board of Revenue.	Throughout the Presidency.
(b)	Deputy Commissioners of Salt and Abkari Revenue to exercise all the powers of Collectors in respect of the Abkari Revenue concurrently with Collectors and subject to the control of the Commissioner.	Within their respective Divisions.
(b)	Assistant Commissioners of Salt and Abkari Revenue to exercise all the powers and to perform all the duties of Collectors, concurrently with Collectors and subject to the control of the Deputy Commissioners of Salt and Abkari Revenue in the first instance, and ultimately to that of the Commissioner— (i) in respect to the issue of special permits under section 11, and of licenses under section 13, of the Act; (ii) in respect to the supervision and management of licensed distilleries and breweries; and (iii) under chapter VIII of the Act.	Do. do.
(b)	All Inspectors and Assistant Inspectors of Salt and Abkari Revenue to exercise all the powers and to perform all the duties of a Collector, concurrently with the Collector and subject to the control of the Assistant Commissioner of Salt and Abkari Revenue, in respect to the issue of special permits under section 11 and of licenses under section 13 of the Act; and under chapter VIII of the Act.	Within their respective Circles.
(b)	All officers of the Department of Salt and Abkari Revenue in charge of licensed distilleries or of public or private warehouses to exercise all the powers and to perform all the duties of a Collector in respect to the issue of special permits under section 11 for the transport of liquor made in or issued from the distilleries or public or private warehouses of which they are in charge, concurrently with the Collector, and subject to the control of the Assistant Commissioner of Salt and Abkari Revenue.	Throughout the Presidency.
(b)	All Sub-Collectors; all Principal, Senior and Head Assistant Collectors; and all Assistant and Deputy Collectors to exercise all the powers and to perform all the duties of a Collector concurrently with the Collector and subject to the control of the Collector— (i) in respect to the issue of special permits under section 11 of the Act; (ii) in respect to the issue of licenses under section 13 of the Act; and (iii) under chapter VIII of the Act.	Throughout the Presidency.
(b)	All Tahsildars and Deputy Tahsildars and all Taluk Sheristadars to exercise all the powers and to perform all the duties of a Collector, concurrently with the Collector and subject to the control of the Collector— (i) in respect to the issue of special permits under section 11 of the Act; (ii) in respect to the issue of licenses under section 13 of the Act; and (iii) under chapter VIII of the Act.	Within their respective local jurisdictions as officers of Land Revenue.
(b)	All licensed brewers to exercise all the powers and to perform all the duties of a Collector in respect of the issue of special permits under section 11 for the transport of beer made in their breweries, concurrently with the Collector, and subject to the control of the Assistant Commissioner of Salt and Abkari Revenue.	Within the District.
(b)	All licensed wholesale vendors of country spirits to exercise all the powers and to perform all the duties of a Collector in respect of the issue of special permits under section 11 for the transport of such spirits sold by themselves, concurrently with the Collector and subject to the control of the Collector.	Within their respective local jurisdictions as officers of Land Revenue.
(c)	All officers of the Department of Salt and Abkari Revenue in charge of Circles to perform the acts and duties mentioned in sections 49 to 53 inclusive.	Throughout the Presidency.
(c)	All subordinate officers of the Department of Salt and Abkari Revenue to be Abkari Officers under the designations respectively held by them in the said department and with the powers assigned to officers bearing those designations under the Act.	Within the area specified in their licenses.

2. The quantities of liquor which shall be transported or possessed under permits or licenses issued by the undermentioned officers or persons under sections 11 and 13 of the Act, respectively, shall not exceed the following:—

Officer or Person by whom Permit or License is issued.	Description of Liquor.	Quantity which may be	
		Transported under permit.	Possessed under license.
Inspectors and Assistant Inspectors of the Salt and Abkari Department, Tahsildars, Deputy Tahsildars, and Taluk Sheristadars. Licensed wholesale vendors of country spirits	Toddy ..	100 GALS.	100 GALS.
	Other kinds ..	30	30
	Country spirits ..	10	10
		50 or 1 hogs-head.	None.

3. Under section 67 of the Madras Abkari Act, 1886, the Right Honorable the Governor in Council hereby empowers the Commissioner; all Collectors; all Sub-Collectors; all Principal, Senior, and Head Assistant Collectors; all Assistant and Deputy Collectors; and all Officers of the Department of Salt and Abkari Revenue not below the rank of Assistant Commissioner to exercise the powers conferred by the said section.

DELEGATION OF THE POWERS OF GOVERNMENT TO THE COMMISSIONER OF SALT AND ABKARI REVENUE.

No. 76.—Under section 4 (g) of the Madras Abkari Act, 1886, the Right Honorable the Governor in Council hereby delegates to the Commissioner of Salt and Abkari Revenue the following powers, viz.:—

I. Power to appoint, promote, suspend, reduce, dismiss and otherwise punish all officers of the Department of Salt and Abkari Revenue below the rank of Inspectors; to suspend Inspectors pending inquiry; and to reduce Inspectors within their Grades and Probationary Inspectors to the rank of Assistant Inspector.

II. Power, under section 5 (1), to make Rules from time to time prescribing the powers and duties to be exercised and performed by Abkari Officers of the several classes, where not specifically provided for by the Act or by Rules framed by the Governor in Council under the Act.

III. Power to make the declaration provided for in section 21 and to cancel such declaration.

IV. Power, under section 24, to direct from time to time as he shall see fit in the case of licenses and permits granted under the Act—

(a) The fees to be charged for the grant of such permits and the periods for which they shall be issued;

(b) Subject to what restrictions and conditions such permits and in what forms such licenses and permits shall be granted; and

(c) What particulars such licenses and permits shall contain in addition to those which may from time to time be prescribed by the Governor in Council.

V. Power, under section 29 (f), to fix from time to time for any local area a minimum price below which any country liquor shall not be sold.

VI. Power, under section 27 (b), to empower any Abkari Officer to require manufacturers of liquor and vendors of country liquor to measure out or to test the strength or quality of any such liquor in their possession, and from time to time to vary or cancel the grant of such powers as he may deem fit.

VII. Power, under section 32, to vest Police Officers with any or all of the powers conferred by that section, and from time to time to vary or cancel the grant of such powers as he may deem fit.

VIII. Power, under section 56 (a), to empower officers, not being Abkari Officers, to demand the production of licenses and permits by the holders thereof.

IX. Power, under the third paragraph of section 66, to authorize officers to inquire into and determine cases of confiscation thereunder.

X. Power, under section 29, to make Rules subsidiary to Rules framed by the Governor in Council under that section and to prescribe all forms and returns necessary for carrying out the provisions of the Act and of all Rules framed and Notifications issued under the Act.

DELEGATION OF POWERS BY THE COMMISSIONER OF SALT AND ABKARI REVENUE AND BY COLLECTORS.

No. 77.—Under section 5 (2) of the Madras Abkari Act, 1886, the Right Honorable the Governor in Council is pleased to make the following rules:—

I. The Commissioner of Salt and Abkari Revenue may, from time to time, delegate to Deputy and Assistant Commissioners and to Inspectors of Salt and Abkari Revenue so much as he shall see fit of his powers in respect to the appointment, promotion, suspension, reduction and dismissal of officers of the Department of Salt and Abkari Revenue, except so far as they relate to the reduction of Inspectors.

II. The Commissioner of Salt and Abkari Revenue may delegate to Deputy and Assistant Commissioners his power, under section 62, to allow Abkari Officers to cease to perform, or to withdraw themselves from, the duties of their offices.

III. Collectors may delegate their powers under the Act as follows:—

(a) To Sub-Collectors; to Principal, Senior, and Head Assistant Collectors; and to Assistant and Deputy Collectors in charge of Land Revenue Divisions.

All their powers under the Act, except under sections 6, 7, and 27 (a).

Provided that nothing herein contained shall authorize any such officer to grant a license under section 16 to any grantee of an exclusive privilege, or under section 20 to any farmer of duties leviable under the Act, or to cancel or suspend under section 26 any license granted to any such grantee of an exclusive privilege or to any such farmer of duties.

Provided also that no general permit or license granted by any such officer shall have effect otherwise than within the local jurisdiction of such officer as a Land Revenue Officer.

(b) To Assistant and Deputy Collectors not in charge of Land Revenue Divisions.

All or any of their powers under section 11 with respect to the issue of general permits and under section 27 (b).

(c) To Tahsildars, Deputy Tahsildars, and Taluk Sheristadars

All or any of their powers under section 11 with respect to the issue of general permits and under section 27 (b).

Provided that no general permit shall be issued by any such officer in respect of a greater quantity of spirits than five imperial gallons or of a greater quantity of any other kind of liquor than fifteen imperial gallons; that general permits issued by any such officer shall have effect only within the local jurisdiction of such officer as an officer of Land Revenue; and that the issue of all such general permits by any such officer shall be at once reported to the departmental superior of such officer.

(d) To Revenue Inspectors

All or any of their powers in respect to the issue of special permits under section 11 and of licenses under section 13; and under section 27 (b).

Provided that no Revenue Inspector shall issue a special permit or license under section 13 in respect of a larger quantity of spirits than five imperial gallons or of a larger quantity of any other kind of liquor than fifteen imperial gallons; that special permits issued by a Revenue Inspector shall have effect only within the taluk in which such Revenue Inspector is employed; and that the issue of a special permit or of a license under section 13 by a Revenue Inspector shall be immediately reported to his departmental superior.

(e) To licensed grantees of the exclusive privilege of selling country spirits or toddy by retail or of manufacturing or supplying country spirits or toddy by wholesale and selling the same by retail

All or any of their powers in respect to the issue of permits under section 11 and of licenses under section 13 for the transport or possession, as the case may be, of such spirits or toddy, to have effect within the local area to which such exclusive privilege extends.

(f) With the previous consent of the Commissioner, to licensed retail dealers in foreign liquors not to be drunk on the premises in local areas in which the Governor in Council, under the proviso to section 10 of the Act, has directed that permits shall not be dispensed with in the case of foreign liquors, and to licensed arrack shop-keepers

All or any of their powers in respect to the grant of special permits under section 11 and of licenses under section 13 for the transport and possession respectively of liquor sold by them.

Provided that no such permit or license shall be issued by any such person in respect of a greater quantity of liquor than the Collector shall in each case authorize and direct or than fifty gallons, and that the Collector may in each case prescribe the area within which any permit or license issued by any such person shall have effect.

(g) To Inspectors and Assistant Inspectors of Salt and Alkari Revenue

All or any of their powers in respect to the issue of licenses for the tapping of toddy-producing trees and for the drawing of toddy therefrom, and to the issue of general permits under section 11 for the transport of toddy drawn under such licenses to any licensed distillery or toddy-shop.

(h) To the Manager or other superior servant of a Club or Regimental Mess in local areas in which the Governor in Council, under the proviso to section 10 of the Act, has directed that permits shall not be dispensed with in the case of foreign liquors

All or any of their powers in respect to the grant of special permits under section 11 for the transport of liquor issued to members of the Club or Regimental Mess resident within the district.

IV. The Collector of South Canara may delegate to Tahsildars, Deputy Tahsildars and Taluk Sheristadars all or any of his powers in respect to the issue of licenses for the tapping of toddy-producing trees and for the drawing of toddy therefrom.

V. The Collector of South Canara may delegate to Potails all or any of his powers in respect to—

(a) The issue of licenses for the tapping of toddy-producing trees and for the drawing of toddy therefrom;

(b) The issue of general permits under section 11 for the transport of toddy drawn under such licenses to any licensed distillery or toddy-shop;

(c) The issue of special permits under section 11, and of licenses under section 13 for the transport and possession, respectively, of country spirits not exceeding five gallons, or of toddy not exceeding fifteen gallons, in quantity, and sold at any licensed arrack or toddy shop, as the case may be.

VI. No Collector shall delegate to any officer or class of officers vested with powers by Government under Notification, No. 75, dated 17th March 1886, any greater powers of the same descriptions as those with which such officer or class of officers is vested by the said Notification than the powers with which Government have vested them thereby.

SUSPENSION OF THE PROVISIONS OF THE ACT RELATING TO TODDY IN CERTAIN LOCAL AREAS.

No. 78.—Under section 15 of the Madras Alkari Act, 1886, the Right Honorable the Governor in Council is pleased to suspend all the provisions of the Act relating to toddy within the following local areas:—

The Nilgiri District.
The Wynad Taluk of the Malabar District.

No. 79.—Under section 15 of the Madras Alkari Act, 1886, the Right Honorable the Governor in Council declares that none of the provisions of the said Act shall apply in any part of the Presidency to toddy drawn in pots or other receptacles freshly coated internally with lime for the purpose of the manufacture of jaggery.

No. 80.—The following Rules made by the Governor in Council in exercise of the powers conferred by section 29 of the Madras Alkari Act, 1886, are published for general information:—

Under Clause (d).

1. The following instruments shall be used in the testing of liquor, and the following tables of correction according to temperature shall be used therewith:—

Instruments.

Corresponding Tables.

Sykes' hydrometer, either made in metal with weights to be attached thereto or consisting of five glass tubes with attached bulbs as commonly made by the firm of Casella and Co. of London.

Single-stem hydrometers, of two sizes, regulated to the temperature of 85° and graduated from the strength of 29° above London proof to the strength of 60° below London proof or thereabouts.

Tables for ascertaining the strength of spirits with Sykes' hydrometer published by Casella and Co. of London or any other firm of repute, to be approved by the Commissioner of Salt and Abkari Revenue.

The subjoined table to be used according to the appended directions:—

Tempera- ture.	ABOVE PROOF.		UNDER PROOF.		UNDER PROOF.						
	From 10° to 20°.	From Proof to 10°.			From 10° to 20°.	From 20° to 30°.	From 30° to 40°.	From 40° to 50°.	From 50° to 60°.		
	1	2	3	4	5	6	7	8	9	10	11
60°	8.3	8.8	9.0	To be added to the indication shown by the hydrometer.	9.6	10.0	10.5	11.4	12.2	To be subtracted from the indication shown by the hydrometer.	
61°	8.0	8.5	8.6		8.8	9.6	10.1	11.0	11.8		
62°	7.7	8.2	8.4		8.7	9.2	9.7	10.6	11.4		
63°	7.3	7.9	7.9		8.4	8.8	9.3	10.2	11.0		
64°	7.0	7.6	7.6		8.2	8.5	8.9	9.8	10.5		
65°	6.7	7.2	7.3		7.7	8.1	8.6	9.4	10.1		
66°	6.4	6.8	7.0		7.4	7.7	8.1	8.9	9.6		
67°	6.1	6.5	6.6		6.9	7.3	7.7	8.5	9.2		
68°	5.8	6.1	6.3		6.4	6.9	7.3	8.1	8.7		
69°	5.4	5.8	5.8		6.3	6.6	6.9	7.6	8.2		
70°	5.1	5.5	5.6	To be subtracted from the indication shown by the hydrometer.	6.0	6.2	6.5	7.2	7.8	To be added to the indication shown by the hydrometer.	
71°	4.7	5.2	5.2		5.5	5.8	6.1	6.7	7.3		
72°	4.4	4.8	4.9		5.2	5.4	5.7	6.3	6.7		
73°	4.1	4.4	4.4		4.7	5.0	5.2	5.8	6.3		
74°	3.8	4.1	4.2		4.3	4.6	4.8	5.4	5.7		
75°	3.4	3.8	3.7		3.9	4.2	4.4	4.9	5.2		
76°	3.1	3.5	3.5		3.6	3.8	4.0	4.4	4.7		
77°	2.7	3.1	3.0		3.1	3.4	3.6	4.0	4.1		
78°	2.3	2.7	2.7		2.8	2.9	3.1	3.5	3.6		
79°	2.0	2.4	2.3		2.4	2.5	2.7	3.0	3.1		
80°	1.7	2.0	2.0	To be subtracted from the indication shown by the hydrometer.	2.1	2.1	2.2	2.5	2.4	To be added to the indication shown by the hydrometer.	
81°	1.3	1.6	1.6		1.6	1.7	1.8	2.0	1.9		
82°	1.1	1.2	1.3		1.3	1.2	1.3	1.5	1.4		
83°	0.7	0.8	0.8		0.8	0.8	0.9	1.0	0.9		
84°	0.3	0.4	0.4		0.4	0.4	0.4	0.5	0.4		
85°	0.0	0.0	0.0		0.0	0.0	0.0	0.0	0.0		
86°	0.4	0.3	0.4		0.4	0.4	0.4	0.5	0.7		
87°	0.7	0.7	0.7		0.8	0.8	0.9	1.0	1.3		
88°	1.1	1.1	1.1		1.2	1.2	1.4	1.5	1.8		
89°	1.4	1.5	1.5		1.6	1.6	1.8	2.0	2.3		
90°	1.8	1.8	1.9	To be subtracted from the indication shown by the hydrometer.	2.0	2.1	2.3	2.6	2.9	To be added to the indication shown by the hydrometer.	
91°	2.2	2.0	2.2		2.4	2.6	2.7	3.3	3.4		
92°	2.6	2.4	2.6		2.8	3.0	3.2	3.8	4.0		
93°	2.9	2.8	3.0		3.2	3.4	3.7	4.3	4.6		
94°	3.3	3.2	3.4		3.6	3.9	4.2	4.8	5.2		
95°	3.6	3.6	3.8		4.0	4.3	4.7	5.4	5.8		
96°	3.9	4.0	4.2		4.4	4.7	5.2	5.9	6.4		
97°	4.3	4.4	4.6		4.8	5.2	5.7	6.4	7.0		
98°	4.7	4.8	5.0		5.2	5.6	6.2	6.9	7.6		
99°	5.1	5.2	5.4		5.6	6.0	6.7	7.4	8.2		
100°	5.4	5.5	5.8		6.1	6.5	7.1	7.9	8.7		

Directions for the use of the Table.

Immerse the hydrometer and thermometer in the spirits to be tested, and note the mark to which the former sinks, and the temperature indicated by the latter after the mercury has become stationary. Refer to the column of the table within the limits of the heading of which the strength of the spirits as thus observed falls, and note the figure shown against the temperature indicated by the thermometer. Add or subtract this, as directed in columns 5 and 11 of the table, to or from the indicated strength to find the true strength corrected for temperature.

2. If in any case there shall be any doubt whether any hydrometer or tables of correction are in accord with the descriptions above given, the matter shall be referred for decision to the Commissioner of Salt and Alkari Revenue, who shall certify the correctness or otherwise of such hydrometer or tables of correction, as the case may be, in writing under his official signature; and such certificate of the Commissioner shall be binding on all Courts, officers, and persons who may be concerned therewith or may have such hydrometer or tables of correction in use.

Under Clause (e).

3. Only the following measures shall be used for the sale of country liquor throughout the Presidency, that is to say :—

- (1) The imperial gallon of 277·274 cubic inches.
- (2) The imperial quart or quarter gallon.
- (3) The imperial pint or one-eighth gallon.
- (4) The dram or one-forty-eighth gallon and the following fractions thereof, viz., one-half and one-third.
- (5) Any integral multiple of the gallon.
- (6) Any integral multiple of a dram other than a quart or a pint which is also an integral sub-multiple of a gallon.

No. 81.—Under section 9 of the Madras Abkari Act, 1886, the Right Honorable the Governor in Council hereby

(a) Prohibits the transport of the following kinds of liquor from and into the local areas respectively below mentioned :—

Kinds of Liquor the Transport of which is prohibited.	Areas from which Transport is prohibited.	Areas into which Transport is prohibited.
1	2	3
Country spirits manufactured in the districts or parts of districts mentioned in column 2.	Those portions of the Ganjam, Vizagapatam, and Godavari Districts which are excluded from the operation of the Act and are included in "the Scheduled Districts." The following Magisterial Divisions of the Vizagapatam District :— Viravilli. Srungavarapukota. Parvatipur. Palkonda. Gajapatinagar. Salur. Bobbili.	The remainder of the Ganjam and Vizagapatam Districts.
Do. ..	The Godavari District	The remainder of the Presidency except the portions of the Vizagapatam District mentioned in column 2 and the Kistna District.
Do. ..	The Kistna District.	The rest of the Presidency except the Godavari District and the Cumbum and Marlapur Taluqs of Kurnool.
Do. ..	The Cumbum and Marlapur Taluqs of the Kurnool District	The rest of the Presidency except the Kistna District.
Country spirits manufactured anywhere in the Malabar District except at the Parli Distillery.	All parts of the Malabar District except the Wynad Taluk.	The Wynad Taluk. The Nilgiri District. The Coimbatore District.

(b) Prohibits the transport of duty-paid country spirits

from the local area for consumption in which they have been declared at the time of the payment of duty

to any other local area wherein, or on spirits declared for consumption within which, a higher rate of duty is leviable than the rate which has been paid,

except under a permit granted by an officer duly authorized in that behalf.

Illustration.—Duty is paid on spirits 30° under proof purchased at the Salem Distillery and declared for consumption in the Salem District at the rate of Rupees 1-12-0 per gallon prescribed for that district. If any person subsequently conveys any quantity of such spirits, except under a permit from a duly-authorized officer, from the Salem into the North Arcot District, in which the duty leviable on spirits of the strength of 30° under proof is Rupees 2-3-0 per gallon, he contravenes the order hereby made under the Act and becomes punishable under section 55 thereof.

No. 82.—The following Rules made by the Governor in Council in exercise of the powers conferred by section 29 of the Madras Abkari Act, 1886, are published for general information :—

Under Clause (f).

For the grant of battis to witnesses and of compensation for loss of time to persons released by Abkari Inspectors under section 40 (3) of the Act on the ground that they have been improperly arrested, and to persons charged before Magistrates with offences under the Act and acquitted.

1. For the purposes of these Rules Europeans, East Indians, and Natives shall be divided into three classes, and the Abkari Inspector or Magistrate by whom they may have been summoned as witnesses or released or acquitted shall fix the class of each such person so summoned or released or acquitted with due regard to his station in life.

2. Persons summoned as witnesses by Abkari Inspectors shall be paid travelling expenses according to the following scale :—

	EUROPEANS AND EAST INDIANS.			NATIVES.		
	First Class.	Second Class.	Third Class.	First Class.	Second Class.	Third Class.
By rail ..	First-class fare.	Second-class fare.	Third-class fare.	First-class fare.	Second-class fare.	Third-class fare.
By road ..	8 As. per mile.	4 As. per mile.	2 As. per mile.	6 As. per mile.	2 As. per mile.	2 As. per 10 miles.
By sea or canal.	Actual expense of passage ..			Actual expense of passage.		

NOTIFICATION.

The Right Honorable the Governor in Council is pleased to direct that the designation of the Department of Salt Revenue be changed to that of the Department of Salt and Abkari Revenue, and that the official styles and designations of the officers thereof be altered accordingly from the date hereof.

Secretary to Government.

27

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NOTIFICATION UNDER THE MADRAS ABKARI ACT, 1835.

APPOINTMENT AND POWERS OF OFFICERS.

Under section 4 of the Madras Abkari Act, 1835, and in exercise of all other powers enabling him in this behalf, the Right Honorable the Governor in Council is pleased to make the following appointments, viz. :—

Sub-Section of Section 4.	Appointments.	Local Jurisdiction.
		Throughout the Presidency.
(a)	The Commissioner of Salt and Abkari Revenue to exercise all the powers of a Collector in respect of the Abkari Revenue; to have the control of the administration of the Abkari Department and of the collection of the Abkari Revenue as a Member of the Board of Revenue; and to exercise the control over Collectors in respect of the Abkari Revenue exercised by the Board of Revenue.	Within their respective Divisions.
(b)	Deputy Commissioners of Salt and Abkari Revenue to exercise all the powers of Collectors in respect of the Abkari Revenue concurrently with Collectors and subject to the control of the Commissioner.	Do. do.
(c)	Assistant Commissioners of Salt and Abkari Revenue to exercise all the powers and to perform all the duties of Collectors concurrently with Collectors and subject to the control of the Deputy Commissioners of Salt and Abkari Revenue in the first instance, and ultimately to that of the Commissioner— (i) in respect to the issue of special permits under section 11, and of licenses under section 13, of the Act; (ii) in respect to the supervision and management of licensed distilleries, breweries, and public and private warehouses; and (iii) under chapter VIII of the Act.	Within their respective Circles.
(d)	All Inspectors and Assistant Inspectors of Salt and Abkari Revenue to exercise all the powers and to perform all the duties of a Collector, concurrently with the Collector and subject to the control of the Assistant Commissioner of Salt and Abkari Revenue, in respect to the issue of special permits under section 11 and of licenses under section 13 of the Act and under chapter VIII of the Act.	Throughout the Presidency.
(e)	All officers of the Department of Salt and Abkari Revenue in charge of licensed distilleries or of public or private warehouses to exercise all the powers and to perform all the duties of a Collector in respect to the issue of special permits under section 11 for the transport of liquor made in or issued from the distilleries or public or private warehouses of which they are in charge, concurrently with the Collector, and subject to the control of the Assistant Commissioner of Salt and Abkari Revenue.	Throughout the Presidency.
(f)	All Sub-Collectors; all Principal, Senior, and Head Assistant Collectors; and all Assistant and Deputy Collectors to exercise all the powers and to perform all the duties of a Collector, concurrently with the Collector, and subject to the control of the Collector, (i) in respect to the issue of special permits under section 11 of the Act; (ii) in respect to the issue of licenses under section 13 of the Act; and (iii) under chapter VIII of the Act.	Within their respective local jurisdictions as officers of Land Revenue.
(g)	All Tahsildars and Deputy Tahsildars and all Taluk Sheristadars to exercise all the powers and to perform all the duties of a Collector, concurrently with the Collector, and subject to the control of the Collector— (i) in respect to the issue of special permits under section 11 of the Act; (ii) in respect to the issue of licenses under section 13 of the Act; and (iii) under chapter VIII of the Act.	Within the District.
(h)	All licensed brewers to exercise all the powers and to perform all the duties of a Collector in respect of the issue of special permits under section 11 for the transport of beer made in their breweries, concurrently with the Collector, and subject to the control of the Assistant Commissioner of Salt and Abkari Revenue.	Within their respective local jurisdictions as officers of Land Revenue.
(i)	All licensed wholesale vendors of spirits to exercise all the powers and to perform all the duties of a Collector in respect to the issue of special permits under section 11 for the transport of such spirits sold by themselves, concurrently with the Collector, and subject to the control of the Collector.	Throughout the Presidency.
(j)	All licensed wholesale vendors of country spirits to exercise all the powers and to perform all the duties of a Collector in respect of the issue of special permits under section 11 for the transport of such spirits sold by themselves, concurrently with the Collector, and subject to the control of the Collector.	Within the area specified in their licenses.
(k)	All officers of the Department of Salt and Abkari Revenue in charge of Circles to perform the acts and duties mentioned in sections 40 to 53 inclusive.	Within their respective Circles.
(l)	All subordinate officers of the Department of Salt and Abkari Revenue to be Abkari Officers under the designations respectively held by them in the said department and with the powers assigned to officers bearing those designations under the Act.	Throughout the Presidency except on the Scheduled Districts.

2. The quantities of liquor which shall be transported or possessed under permits or licenses issued by the undermentioned officers or persons under sections 11 and 13 of the Act, respectively, shall not exceed the following :—

Officer or Person by whom Permit or License is issued.	Description of Liquor.	Quantity which may be	
		Transported under permit.	Possessed under license.
Inspectors and Assistant Inspectors of the Salt and Abkari Department, Tahsildars, Deputy Tahsildars, and Taluk Sheristadars.	Tolly ..	IM. GALS. 30	IM. GALS. 80
	Other kinds ..	10	10
Licensed wholesale vendors of country spirits ..	Country spirits ..	50 or 100	None.

3. Under section 67 of the Madras Abkari Act, 1885, the Right Honorable the Governor in Council hereby empowers the Commissioner; all Collectors; all Sub-Collectors; all Principal, Senior, and Head Assistant Collectors; all Assistant and Deputy Collectors; and all Officers of the Department of Salt and Abkari Revenue not below the rank of Assistant Commissioner to exercise the powers conferred by the said section.

Secretary to Government.

NOTIFICATION UNDER THE MADRAS ABKARI ACT, 1885.

DELEGATION OF THE POWERS OF GOVERNMENT TO THE COMMISSIONER OF SALT AND ABKARI REVENUE.

Under section 4 (g) of the Madras Abkari Act, 1885, the Right Honorable the Governor in Council hereby delegates to the Commissioner of Salt and Abkari Revenue the following powers, viz. :—

I. Power to appoint, promote, suspend, reduce, dismiss and otherwise punish all officers of the Department of Salt and Abkari Revenue below the rank of Inspectors; to suspend Inspectors pending inquiry; and to reduce Inspectors within their Grades and Probationary Inspectors to the grade of Assistant Inspector.

II. Power, under section 5 (1), to make Rules from time to time prescribing the powers and duties to be exercised and performed by Abkari Officers of the several classes, where not specifically provided for by the Act or by Rules framed by the Governor in Council under the Act.

III. Power to make the declaration provided for in section 21 and to cancel such declaration.

IV. Power, under section 24, to direct from time to time as he shall see fit in the case of permits granted under the Act—

(a) The fees to be charged for the grant of such permits and the periods for which they shall be issued;

(b) Subject to what restrictions and conditions and in what forms such permits shall be granted; and

(c) What other particulars such permits shall contain, in addition to those which may from time to time be prescribed by the Governor in Council.

V. Power, under section 29 (f), to fix from time to time for any local area a minimum price below which any country liquor shall not be sold.

VI. Power, under section 27 (b), to empower any Abkari Officer to require manufacturers of liquor and vendors of country liquor to measure out or to test the strength or quality of any such liquor in their possession, and from time to time to vary or cancel the grant of such powers as he may deem fit.

VII. Power, under section 32, to vest Police Officers with any or all of the powers conferred by that section, and from time to time to vary or cancel the grant of such powers as he may deem fit.

VIII. Power, under section 56 (a), to empower officers, not being Abkari Officers, to demand the production of licenses and permits by the holders thereof.

IX. Power, under the third paragraph of section 66, to authorize officers to inquire into and determine cases of confiscation thereunder.

X. Power, under section 29, to make Rules subsidiary to Rules framed by the Governor in Council under that section and to prescribe all forms and returns necessary for carrying out the provisions of the Act and of all Rules framed and Notifications issued under the Act.

Secretary to Government.

NOTIFICATION UNDER THE MADRAS ABKARI ACT, 1884.

DELEGATION OF POWERS BY THE COMMISSIONER OF SALT AND ABKARI REVENUE AND BY COLLECTORS.

Under section 5 (2) of the Madras Abkari Act, 1884, the Right Honorable the Governor in Council is pleased to make the following rules:—

I. The Commissioner of Salt and Abkari Revenue may, from time to time, delegate to Deputy and Assistant Commissioners and to Inspectors of Salt and Abkari Revenue so much as he shall see fit of his powers in respect to the appointment, promotion, suspension, reduction and dismissal of officers of the Department of Salt and Abkari Revenue, except so far as they relate to the reduction of Inspectors.

II. The Commissioner of Salt and Abkari Revenue may delegate to Deputy and Assistant Commissioners his power, under section 62, to allow Abkari Officers to cease to perform, or to withdraw themselves from, the duties of their offices.

III. Collectors may delegate their powers under the Act as follows:—

(a) To Sub-Collectors; to Principal, Senior, and Head Assistant Collectors; and to Assistant and Deputy Collectors in charge of Land Revenue Divisions

All their powers under the Act, except under sections 6, 7, and 27 (a).

Provided that nothing herein contained shall authorize any such officer to grant a license under section 16 to any grantee of an exclusive privilege, or under section 20 to any farmer of duties leviable under the Act, or to cancel or suspend under section 26 any license granted to any such grantee of an exclusive privilege or to any such farmer of duties. Provided also that no general permit or license granted by any such officer shall have effect otherwise than within the local jurisdiction of such officer as a Land Revenue Officer.

(b) To Assistant and Deputy Collectors not in charge of Land Revenue Divisions

All or any of their powers under section 11 with respect to the issue of general permits and under section 27 (b).

(c) To Tahsildars, Deputy Tahsildars, and Taluk Sheristadars

All or any of their powers under section 11 with respect to the issue of general permits and under section 27 (b).

Provided that no general permit shall be issued by any such officer in respect of a greater quantity of spirits than five imperial gallons or of a greater quantity of any other kind of liquor than fifteen imperial gallons; that general permits issued by any such officer shall have effect only within the local jurisdiction of such officer as an officer of Land Revenue; and that the issue of all such general permits by any such officer shall be at once reported to the departmental superior of such officer.

(d) To Revenue Inspectors

All or any of their powers in respect to the issue of special permits under section 11 and of licenses under section 13; and under section 27 (b).

Provided that no Revenue Inspector shall issue a special permit or license under section 13 in respect of a larger quantity of spirits than five imperial gallons or of a larger quantity of any other kind of liquor than fifteen imperial gallons; that special permits issued by a Revenue Inspector shall have effect only within the taluk in which such Revenue Inspector is employed; and that the issue of a special permit or license under section 13 by a Revenue Inspector shall be immediately reported to his departmental superior.

(e) To licensed grantees of the exclusive privilege of selling country spirits or toddy by retail or of manufacturing or supplying country spirits or toddy by wholesale and selling the same by retail

All or any of their powers in respect to the issue of permits under section 11 and of licenses under section 13 for the transport or possession, as the case may be, of such spirits or toddy to have effect within the local area to which such exclusive privilege extends.

(f) To licensed retail dealers in foreign liquors not to be drunk on the premises and to licensed arrack shop-keepers

All or any of their powers in respect to the grant of special permits under section 11 and of licenses under section 13 for the transport and possession respectively of liquor sold by them.

Provided that no such permit or license shall be issued by any such person in respect of a greater quantity of liquor than the Collector in each case authorize and direct or than fifty gallons, and that the Collector may in each case prescribe the area within which any permit or license issued by any such person shall have effect.

(g) To Inspectors and Assistant Inspectors of Salt and Abkari Revenue

All or any of their powers in respect to the issue of licenses for the tapping of toddy-producing trees and for the drawing of toddy therefrom, and to the issue of general permits under section 11 for the transport of toddy drawn under such licenses to any licensed distillery or toddy-shop.

(h) To the Manager or other superior servant of a Club or Regimental Mess

All or any of their powers in respect to the grant of special permits under section 11 for the transport of liquor issued to members of the Club or Regimental Mess resident within the district.

IV. The Collector of South Canara may delegate to Tahsildars, Deputy Tahsildars and Taluk Sheristadars all or any of his powers in respect to the issue of licenses for the tapping of toddy-producing trees and for the drawing of toddy therefrom.

V. The Collector of South Canara may delegate to Potails all or any of his powers in respect to—

(a) The issue of licenses for the tapping of toddy-producing trees and for the drawing of toddy therefrom;

(b) The issue of general permits under section 11 for the transport of toddy drawn under such licenses to any licensed distillery or toddy-shop;

(c) The issue of special permits under section 11, and of licenses under section 13 for the transport and possession, respectively, of country spirits not exceeding five gallons, or of toddy not exceeding fifteen gallons, in quantity, and sold at any licensed arrack or toddy shop as the case may be.

VI. No Collector shall delegate to any officer or class of officers vested with powers by Government under Notification, No. I, dated 17th March 1886, any greater powers of the same description, as such officer or class of officers is vested by the said Notification than the powers with which Government have vested them thereby.

With the previous consent of the Committee

L.C.

in local areas in which the Governor in Council has directed that permits shall not be issued under section 10 of the Act, has directed that permits shall not be issued with in the case of foreign liquors

shall

in local areas in which the Governor in Council has directed that permits shall not be issued under section 10 of the Act, has directed that permits shall not be issued with in the case of foreign liquors

those with which

Secretary to Government.

Suspension OF THE PROVISIONS OF THE ACT RELATING TO TODEY
IN CERTAIN LOCAL AREAS.

Under section 15 of the Madras Abkari Act, 1883,

the Right Honourable the Governor in Council is pleased to
suspend all the provisions of the Act relating to Toddy with-
in the following local areas:-

The Nilgiri District

The Wynad Taluk of the Malabar District.

Secretary to Government.

35- V V

NOTIFICATION.

Under section 15 of the Madras Abkari Act, 1885, the Right Honorable the Governor in Council declares that none of the provisions of the said Act shall apply in any part of the Presidency ~~to trees~~ ⁶ ~~tapped~~ ² as to toddy drawn in pots or other receptacles freshly coated internally with lime, for the purpose of the manufacture of jaggery.

Secretary to Government.

NOTIFICATION UNDER MADRAS ABEKARI ACT, 1836.

The following rules made by the Governor and Council in exercise of the powers conferred by section 29 of the Madras Abkari Act, 1836, are published for general information:—

Under Clause (4).

1. The following instruments shall be used in the testing of liquor, and the following tables of correction according to temperature shall be used therewith:—

Instruments.	Corresponding Tables.									
Sykes' hydrometer, either made in metal with weights to be attached thereto or consisting of five glass tubes with attached bulbs as commonly made by the firm of Casella and Co. of London.	Tables for ascertaining the strength of spirits with Sykes' hydrometer published by Casella and Co. of London or any other firm of repute, to be approved by the Commissioner of Salt and Abkari Revenue.									
Single-stem hydrometers, of two sizes, regulated to the temperature of 85° and graduated from the strength of 20° above London proof to the strength of 60° below London proof or thereabouts.	The subjoined table to be used according to the appended directions:—									
Tempera- ture.	ABOVE PROOF.				UNDER PROOF.					
	From 10° to 20°.	From Proof to 10°.	Proof to 10° Under Proof.		From 10° to 20°.	From 20° to 30°.	From 30° to 40°.	From 40° to 50°.	From 50° to 60°.	
60°	8.8	8.8	8.8	To be added to the indication shown by the hydrometer.	9.6	10.0	10.5	11.4	12.2	To be subtracted from the indication shown by the hydrometer.
61°	8.0	8.5	8.5		8.8	9.2	9.7	10.6	11.4	
62°	7.1	7.9	7.9		8.0	8.4	8.9	9.8	10.6	
63°	6.2	7.0	7.0		7.2	7.6	8.1	9.0	9.8	
64°	5.3	6.1	6.1		6.3	6.7	7.2	8.1	8.9	
65°	4.4	5.2	5.2		5.4	5.8	6.3	7.2	8.0	
66°	3.5	4.3	4.3		4.5	4.9	5.4	6.3	7.1	
67°	2.6	3.4	3.4		3.6	4.0	4.5	5.4	6.2	
68°	1.7	2.5	2.5		2.7	3.1	3.6	4.5	5.3	
69°	0.8	1.6	1.6		1.8	2.2	2.7	3.6	4.4	
70°	0.0	0.8	0.8	To be subtracted from the indication shown by the hydrometer.	1.0	1.4	1.9	2.8	3.6	To be added to the indication shown by the hydrometer.
71°	0.9	1.7	1.7		0.1	0.5	1.0	1.9	2.7	
72°	1.8	2.6	2.6		0.2	0.6	1.1	2.0	2.8	
73°	2.7	3.5	3.5		0.3	0.7	1.2	2.1	2.9	
74°	3.6	4.4	4.4		0.4	0.8	1.3	2.2	3.0	
75°	4.5	5.3	5.3		0.5	0.9	1.4	2.3	3.1	
76°	5.4	6.2	6.2		0.6	1.0	1.5	2.4	3.2	
77°	6.3	7.1	7.1		0.7	1.1	1.6	2.5	3.3	
78°	7.2	8.0	8.0		0.8	1.2	1.7	2.6	3.4	
79°	8.1	8.9	8.9		0.9	1.3	1.8	2.7	3.5	
80°	9.0	9.8	9.8	To be added to the indication shown by the hydrometer.	1.0	1.4	1.9	2.8	3.6	To be subtracted from the indication shown by the hydrometer.
81°	9.9	10.7	10.7		1.1	1.5	2.0	2.9	3.7	
82°	10.8	11.6	11.6		1.2	1.6	2.1	3.0	3.8	
83°	11.7	12.5	12.5		1.3	1.7	2.2	3.1	3.9	
84°	12.6	13.4	13.4		1.4	1.8	2.3	3.2	4.0	
85°	13.5	14.3	14.3		1.5	1.9	2.4	3.3	4.1	
86°	14.4	15.2	15.2		1.6	2.0	2.5	3.4	4.2	
87°	15.3	16.1	16.1		1.7	2.1	2.6	3.5	4.3	
88°	16.2	17.0	17.0		1.8	2.2	2.7	3.6	4.4	
89°	17.1	17.9	17.9		1.9	2.3	2.8	3.7	4.5	
90°	18.0	18.8	18.8	To be subtracted from the indication shown by the hydrometer.	2.0	2.4	2.9	3.8	4.6	To be added to the indication shown by the hydrometer.
91°	18.9	19.7	19.7		2.1	2.5	3.0	3.9	4.7	
92°	19.8	20.6	20.6		2.2	2.6	3.1	4.0	4.8	
93°	20.7	21.5	21.5		2.3	2.7	3.2	4.1	4.9	
94°	21.6	22.4	22.4		2.4	2.8	3.3	4.2	5.0	
95°	22.5	23.3	23.3		2.5	2.9	3.4	4.3	5.1	
96°	23.4	24.2	24.2		2.6	3.0	3.5	4.4	5.2	
97°	24.3	25.1	25.1		2.7	3.1	3.6	4.5	5.3	
98°	25.2	26.0	26.0		2.8	3.2	3.7	4.6	5.4	
99°	26.1	26.9	26.9		2.9	3.3	3.8	4.7	5.5	
100°	27.0	27.8	27.8		3.0	3.4	3.9	4.8	5.6	

Directions for the use of the Table.

Immerse the hydrometer and thermometer in the spirits to be tested, and note the mark to which the former sinks, and the temperature indicated by the latter after the mercury has become stationary. Refer to the column of the table within the limits of the heading of which the strength of the spirits as thus observed falls, and note the figure shown against the temperature indicated by the thermometer. Add or subtract this, as directed in columns 5 and 10 of the table to or from the indicated strength to find the true strength corrected for temperature.

2. If in any case there shall be any doubt whether any hydrometer or tables of correction are in accord with the descriptions above given, the matter shall be referred for decision to the Commissioner of Salt and Abkari Revenue, who shall certify the correctness or otherwise of such hydrometer or tables of correction, as the case may be, in writing under his official signature; and such certificate of the Commissioner shall be binding on all courts, officers, and persons who may be concerned therewith or may have such hydrometer or tables of correction in.

NOTIFICATION UNDER

MADRAS ABEKARI ACT, 1836.

Under section 29 of the Madras Abkari Act, 1836, the following measures shall be used for the sale of country liquor throughout the Presidency, that is to say:—

- (1) The imperial gallon of 277.274 cubic inches.
- (2) The imperial quart or quarter gallon.
- (3) The imperial pint or one-eighth gallon.
- (4) The dram or one-forty-eighth gallon and the following fractions thereof, viz., one-half and one-third.
- (5) Any integral multiple of the gallon.
- (6) Any integral multiple of a dram other than a quart or a pint which is also an integral sub-multiple of a gallon.

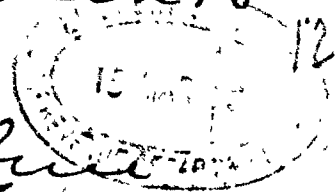
Secretary to Government

17

FROM CIRCULATION
WITH
REMARKS.

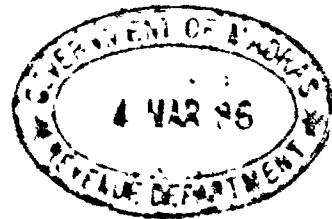
*draft & c.
from original
submitted
16-3-86.*

3 12
March 15



My dear Phil
Did you get
the 13th press clean
proofs of the draft
which I sent
you with my d.o.
letter of the 21st
-22nd ultimo -
Yes, kindly tell
of your men to
send me 3 copies of

ok.
Draft
to
can.
are
in
prints.
I
where
to
all
except
July
I
only
the
I
have
for
those
it
and
not
out.
and
ed.
more



5 Camp 13
 - Graham
 Feb 21, 1886

My dear Price
 The position of my position under the Abk.
 Act having been settled according to your telegram
 rec'd this morning, I forward directly (to save time) draft
 of the notifications which I have made for issue.
 There are others to follow which are not of the same
 urgency but which I will send in as soon as I can.
 I am sorry not to be able to send you clean copies,
 but if you will send over to the Press, where they are
 in type, they will let you have corrected copies in
 half an hour for circulation of those which are printed.
 I write d.o. to save time.
 I append such remarks as the several notices
 seem to require.

- No. I Explains itself
No. II. I have cut out the provision enabling those
 sale vendors of foreign liquors to grant permits will
 because under the proviso of 10 no permits will
 be required for the transport of foreign liquor except
 in certain excepted areas which will be separately
 provided for and dealt with (notifies about this
 will probably follow tomorrow).
No. III. It will of course be understood that
 several of the powers granted to the Comr. will only
 be exercised with the previous general approval
 of Govt - e.g., those under Nos. III, V, VII &
 VIII. - This being understood, it will be better, I
 think, that Govt. should not appear to intervene
 in such cases.
No. IV. Para III (f) and (h) - These will provide for
 the prevention of inconvenience in such cases as those
 immediately surrounding Pondicherry in which it
 will not do to allow any quantity of foreign liquor
 to be transported without a permit. In para VI
 please fill in the No. & date assigned by Govt.
 to the notices which I have numbered II.
No. V. These are a few toddy trees in the Wynad
 which on the produce of which are not now taxed.
 I suppose to continue the exemption. Of course

U 11
 Each as revised
 You - Just, please
 don't trouble to us
 Yours truly
 H. V. S. R. S. R.

~~there are~~

there are numerous instead today
 trees in the Agency tracks, but
 we need say nothing about
 them as the Act does not yet
 extend to the Agency tracks.
 No VI. I have inserted the word
 "to have topped or" because it
 will really be impossible to
 deal with cases which people
 say that trees have been topped
 for jaggers, which we can easily secure
 the desired object by dealing with
 the today alone, having in that
 case the provision as to the not
 to be used.

No VII. This is necessary in
 consequence of the refusal of
 the Malabar Jt. Magistrate to re-
 vise the correction table used
 with his domestic. Someone must
 settle doubtful cases, as I hint
 in para 2. It is a matter for a
 high executive officer, not for the
 Govt, I think.

I will send more notes for
 tomorrow. I have been out all
 day in an open boat or walking
 about until half past four,
 & really care no more.

In great haste

[Signature]
 R. S. S. S.

8

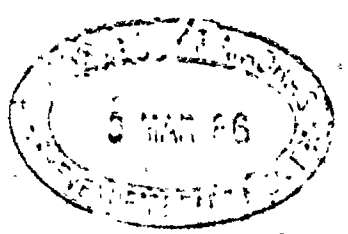
Revenue Report
dtd 29

From H.W. Blair Esq

dated Feb 21st 1886
Recd Mar 4th 1886

Forwarding petition Abk
testifications

13-3-86
15-3-86



9

Camp 500 h. 30
Graham
Chilkah Lake
Feb 22 1886

My dear Sir
In continuation of my letter of yesterday
I forward ~~to~~ ^{some more} draft noti-
fications -
No VIII is intended to stop the transport
of country spirits from sented into
house, boats and from tracts in which
duty is levied at a lower rate into those
in which it is levied at a higher
rate. I don't know that it requires
any particular ~~note~~, except
that I think it important that
the Illustration which I have added
to part B shall not be omitted.
No IX is divided into 3 parts under
different ~~for~~ clauses of s. 29 of the
Act - The first and third parts are
plain sailing - As to the second,
may be asked why should an ~~order~~
be allowed to summon a witness
to a distance of 40 miles under the
Abk: Act, whereas under the
Salt Act he can only summon
him for 20 miles. The answer is
that under the latter Act the Insp.
caused his subordinates to the
neighbourhood of the residence
of the witness, there to summon
and examine him & report his
statement. They would not give
that power under the Abk: Act
however & therefore, when an Insp.
under sections 77 and 78.

C. 12-3-86
R. 15-3-86

Notification

wants to examine a witness, he must examine him personally. If therefore endless delays in the disposal of cases, and frequent failures of prosecutions, are to be avoided, Inqrs must be permitted to summon witnesses from a greater distance under the Act than under the Salt Act. My own opinion is that Inqrs ought to be able to summon witnesses to any place in their Circles, at least at their headqrs, but, as I do not wish to think otherwise, I have provided for their summoning them to a distance of 40 miles only. But I should be glad if they could be allowed to summon to any place in their Circles.

In sending other notices up officially - i.e. such as contain debatable matter or have involved correspondence with the Chrs which should properly be forwarded.

Kindly excuse the rough way in which the notices are drawn up. I have no hands here to make fair copies & desire to avoid delay.

Yours sincerely
H. W. S. M.

20. No. 29 & 30.

From M^r. Bliss

Dated 21st & 22nd Feb^r 1886.

FOR ORDERS.

With the above letters, M^r. Bliss submits drafts of the more important notifications and rules to be issued under the Madras Abkari Act, I. of 1886, copied for through the Board in G.O. No. 106, dated 9th February 1886. To save time M^r. Bliss forwards the papers direct. The points dealt with are those noted below:

Notification I - The change of the designation of the Department and of the official styles of Officers from that of "Salt Revenue" to "Salt and Abkari Revenue."

Notification II - The investiture of the Commissioner as a Member of the Board, with their powers in regard to the administration of Abkari Revenue; the appointment of the various members of the Salt Department as Abkari Officers, and the definition of their powers and of the powers of Members of the Land Revenue Department and the regulation of the issue of permits and licenses. Sections 11 and 13.

Notification III — Delegation to the Commissioner under Section 4(g) of various powers, i.e. powers under Sections 5(1), 21, 24, 29(f), 27(b), 32, 56(c), 66 and 29.

12

Notification IV — Rules under Section 5(2) to regulate the delegation, by the Commissioner and by the Collectors, of their powers to their subordinate officers.

Notification V and VI — The suspension under section 15 of the provisions of the Act relating to Toddy in the Nilgiri District and the Wynad taluk of Malabar, and the declaration of their inapplicability to toddy drawn for making jaggery.

Notification VII — The instruments, tables and measures to be used in testing and measuring liquor prescribed under Sect. 29, clauses (d) and (e).

Notification VIII — The transport of country spirits from rented into excise tracts, and from tracts, in which duty is levied at a lower, into those in which it is levied at a higher rate, prohibited under Section 9.

Notification IX — Rules under clauses (b), (m) & (n) of Sect. 29; (b) to regulate the rates of batta and compensation payable to witnesses and released or acquitted parties; (m) declaring that Abkari Inspectors may summon witnesses within 40 miles' distance; and (n) prescribing the procedure for disposal of confiscated articles and their proceeds.

2. The only point — which calls for remark is the power proposed to be given to Abkari Inspectors to summon witnesses within

13

a distance of 40 miles. Under Section 13 of the Salt Act, they can summon only within a distance of 20 miles but Mr Bliss urges that under that Act power to summon witnesses is given to Assistant and Sub Inspectors, which is not the case under the Abkari Act. Hence Inspectors cannot utilize Assistant and Sub Inspectors, and must, therefore, to avoid delays, have the power to summon witnesses from a longer distance than under the Salt Act.

3. Submitted that the notifications and rules may be approved and published in the Gazette.

Intro. and para 9 will have to be modified also

13-3-06
15/3

It is submitted that the provisions of para 10 Notification IX are not just. It seems decidedly unfair that if a confiscation is held to be improper as it must be if an order is passed. The owner should have to pay any charges when it is returned to him or if it is sold is made over to him.

He has been unjustly deprived
of the use of his property and
should in common justice
be called upon to pay
anything or to undergo any
loss on this account.

It is not clear why Govt. should
be placed in a position where
the law would condemn him
accord to a private individual
I spoke to Mr. Bliss on the subject
and he told me that he had
taken the para quoted above
from the Bengal Salt Rules.
His opinion however, is that
Salt is worked in that
Presidency is anything but
complimentary and the
Bengal Salt Rules cannot
apparently be taken as a
model for the regulation of Abkari
He said that the para might
be omitted.

Cases falling under it would
hardly be of frequent occurrence
but even though this may
be so it is submitted
advisable that injustice should
be whenever possible avoided

13/3

9017-3-26 1905

14 D.O. No. 29 & 30

FOR ORDERS.

Re: Notifications and rules
under the Abkari Act, I of
1886.

Order accordingly
filed in the
file of the
10-15-05
with the
10-15-05
10-15-05

20/2/05
Draft G.O.

15

4/18

REVENUE DEPARTMENT.

1905 of 14.3.86.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following papers:-

From Mr. Bliss of 21st and
D.O. No. 29 & 30. { 22nd Feb. 1886

1. With the foregoing
D.O. letters, Mr. Bliss, in
order to save time, submits
direct drafts of the more
important notifications and
rules to be issued under
the Madras Abkari Act,
I of 1886, called for in
G.O. No. 106 of 9th Feb.
1886.

2. The provisions of rules
7 and 10, framed under
clause (n), Section 29, of
the Act, for the disposal
of confiscated articles
and their sale proceeds,
appear to Govt. to be
undesirable.

Draft for D.O. No. 29430

Notifications and rules
under the new Abkari Act

7-9-93

40

25/10/93

152-085

5/7/13

4-9-16

8.00