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MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 897 Revenue	Press M.R.O.
Dated 24th August 1892.	

Not to be folded or roughly handled

PROCEEDINGS OF THE BOARD OF REVENUE.
(LAND REVENUE).

THE HON. MR. H. W. BLISS.
MR. E. GIBSON.

Read—the following Government Order, dated 21st March 1892, Mis. No. 1552, Revenue:—

Read—Proceedings of the Board of Revenue (Land Revenue), dated 5th January and 5th February 1892, Mis. Nos. 124 and 803.

Order—dated 21st March 1892, Mis. No. 1552, Revenue.

It should be provided in the patta that the charges in respect of minerals shall be leviable either in the form of an acreage assessment or of a royalty on the minerals extracted, such royalty being chargeable either in the shape of a tonnage rate on gross outturn of ore or of a percentage on the value of the minerals extracted. The patta should also state clearly that the charge for minerals shall be in addition to the quit-rent on the land and shall be payable notwithstanding redemption of such quit-rent. The Government Solicitor will be requested to amend the draft patta accordingly and resubmit it through the Board of Revenue.

2. The Board of Revenue will be informed that the alternative methods of charging for minerals specified above will apply to ordinary ryotwari lands and janmam lands in Malabar. The necessary alteration should be made in the foot-note to the pattas and in the janmam title-deeds.

3. With reference to its Proceedings, dated 5th January 1892, Mis. No. 124, the Board is informed that in the form of permanent patta issued under para. 16 of Standing Order No. 36, the words "By order of the Government of Madras" occurring at the foot of the form should be omitted.

(True Extract.)

(Signed) C. A. GALTON,
Secretary to Government.

To the Commissioners of Land Revenue.
" Government Solicitor.

Read—the following letter from E. BARCLAY, Esq., Government Solicitor, Madras, to the Secretary to Government, Revenue Department, dated Madras, 11th April 1892, No. 134:—

With reference to the Order of Government, dated 21st ultimo, No. 1552, Revenue Department, I forward herewith a fresh form of patta amended in accordance with the above order. The amendments appear in red ink in the form of patta.

Endorsement No. 2140.

Forwarded to the Commissioners of Land Revenue through whom the form of patta should have been submitted.

FORT ST. GEORGE,
27th April 1892.

(Signed) R. H. CAMPBELL,
Acting Assistant Secretary.

To the Board of Revenue (Land Revenue).

RESOLUTION—dated 10th June 1892, No. 277.

With his letter, dated 11th April 1892, No. 131, transferred to the Board by Government with the second paper read above, the Government Solicitor forwards, with reference to Government Order, dated 21st March 1892, No. 1552, the first paper read above, a revised form of permanent patta to be issued in lieu of 99 years' leases on the Nilgiris, in which provision is made, as directed by Government, for the levy of the charge in respect of minerals either in the form of an acreage assessment or of a royalty on the minerals extracted.

2. The Board approves the form which is herewith submitted to Government, but considers the following verbal alterations necessary:—

(a) In page 3, line 6, the words "Right Honorable" should be substituted for the word "Honorable."

(b) In the last line but one of p. 5, the words "in upon or under" should be used instead of "in or upon."

(c) In the first line of page 6, the word "and", which is surplusage, should be omitted.

3. With reference to paragraph 2 of the Government Order, the forms of janmam deeds printed as Appendices to Board's Proceedings, dated 27th October 1885, No. 2975, and those relating to escheat lands settled on the new terms, printed as Appendices to Government Order, dated 5th May 1890, No. 308, as also the foot-note to the form of ordinary ryotwari patta given in Board's Proceedings, dated 20th March 1884, No. 1006, will be amended as follows:—

Forms of janmam deeds appended to Board's Proceedings, dated 27th October 1885, No. 2975.—In paragraph 2 of form I, paragraph 3 of form II, and paragraph 5 of form III for the words "to a special assessment at such rate or rates as may from time to time be fixed by Government," &c., substitute "either to a special acreage assessment at such rate or rates as may from time to time be fixed by Government on account of precious stones, metals, and other minerals or quarries worked in the said lands or any part thereof or to such royalty on the minerals extracted from the lands (charged either as a tonnage rate on the gross outturn of ore or as a percentage on the value of the minerals extracted) as may from time to time be likewise fixed by Government."

Forms of janmam deeds appended to Government Order, dated 5th May 1890, No. 308.—(a) In line 22 of form I after the word "commenced" insert the words "or such royalty on the minerals extracted from the said land charged either as a tonnage rate on the gross outturn of ore or as a percentage on the value of the minerals extracted from the said land (such assessment or royalty as the case may be being payable in addition to the said quit-rent heretofore reserved and notwithstanding redemption of such quit-rent)." After the word "assessment" in lines 23, 27 and 29 insert the words "or royalty as the case may be."

(b) In line 23 of form II and in line 25 of form III after the word "commenced" insert the words "or such royalty on the minerals extracted from the said land charged either as a tonnage rate on the gross outturn of ore or as a percentage on the value of the minerals extracted from the said land."

(c) In lines 24, 27 and 29 of form II and lines 26, 29 and 31 of form III insert the words "or royalty as the case may be."

Form of Ryotwari patta given in Board's Proceedings, dated 20th March 1884, No. 1004.—For the foot-note to the form, substitute the following:—

Note.—"The assessment entered in the patta represents only the commuted value of the Government share of the produce on surface cultivation, and the lands are liable, when minerals are discovered and worked in them, to pay either an additional acreage assessment or a royalty on the minerals extracted, such royalty being chargeable either as a tonnage rate on the gross outturn of ore or as a percentage on the value of the minerals extracted."

4. In accordance with the instructions in paragraph 3 of the Government Order, the form of permanent patta appended to paragraph 16 of Standing Order No. 36 will be amended as follows:—

"Omit the words 'By order of the Government of Madras' occurring at foot of the form."

(True Copies and Extract.)

(Signed) H. A. SIM,
Acting Secretary.

To the Secretary to Government, Revenue Department,
with Government Solicitor's revised form.
"the Collector of Nilgiris, with copy of do.
"all other Collectors.
Copy to the Government Solicitor.

Exd. W. J. Lewis.

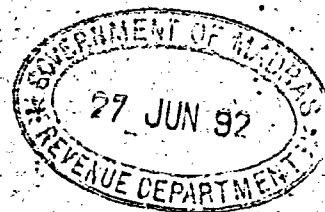
REVENUE DEPARTMENT.

1892.

Board of Revenue

(Land Revenue),

MADRAS.



Printed June 25.

Proceedings, 10th June 1892, No. 277.

Submitting to Government revised form of permanent patta to be issued in lieu of 99 years leases on the Nilgiris, and amending forms of janmam deeds as also the foot-note to the form of ryotwari patta and form of permanent patta appended to paragraph 16 of Standing Order No. 36.

BOARD OF REVENUE (LAND REVENUE), 10TH JUNE 1892, No. 277.

PROCEEDINGS OF THE BOARD OF REVENUE (LAND REVENUE).

THE HON. MR. H. W. BLISS.
MR. E. GIBSON.

READ—the following Government Order, dated 21st March 1892, Mis. No. 1552, Revenue:—

Read—Proceedings of the Board of Revenue (Land Revenue), dated 5th January and 5th February 1892, Mis. Nos. 124 and 803.

Order—dated 21st March 1892, Mis. No. 1552, Revenue.

It should be provided in the patta that the charges in respect of minerals shall be leviable either in the form of an acreage assessment or of a royalty on the minerals extracted, such royalty being chargeable either in the shape of a tonnage rate on gross outturn of ore or of a percentage on the value of the minerals extracted. The patta should also state clearly that the charge for minerals shall be in addition to the quit-rent on the land and shall be payable notwithstanding redemption of such quit-rent. The Government Solicitor will be requested to amend the draft patta accordingly and resubmit it through the Board of Revenue.

2. The Board of Revenue will be informed that the alternative methods of charging for minerals specified above will apply to ordinary ryotwari lands and janmam lands in Malabar. The necessary alteration should be made in the foot-note to the pattas and in the janmam title-deeds.

3. With reference to its Proceedings, dated 5th January 1892, Mis. No. 124, the Board is informed that in the form of permanent patta issued under para. 16 of Standing Order No. 36, the words "By order of the Government of Madras" occurring at the foot of the form should be omitted.

(True Extract.)

(Signed) C. A. GALTON,
Secretary to Government.

To the Commissioners of Land Revenue.
" Government Solicitor.

READ—the following letter from E. BARCLAY, Esq., Government Solicitor, Madras, to the Secretary to Government, Revenue Department, dated Madras, 11th April 1892, No. 134:—

With reference to the Order of Government, dated 21st ultimo, No. 1552, Revenue Department, I forward herewith a fresh form of patta amended in accordance with the above order. The amendments appear in red ink in the form of patta.

Endorsement No. 2140.

Forwarded to the Commissioners of Land Revenue through whom the form of patta should have been submitted.

FORT ST. GEORGE,
27th April 1892.

(Signed) R. H. CAMPBELL,
Acting Assistant Secretary.

To the Board of Revenue (Land Revenue).

RESOLUTION—dated 10th June 1892, No. 277.

With his letter, dated 11th April 1892, No. 134, transferred to the Board by Government with the second paper read above, the Government Solicitor forwards, with reference to Government Order, dated 21st March 1892, No. 1552, the first paper read above, a revised form of permanent patta to be issued in lieu of 99 years' leases on the Nilgiris, in which provision is made, as directed by Government, for the levy of the charge in respect of minerals either in the form of an acreage assessment or of a royalty on the minerals extracted.

2. The Board approves the form which is herewith submitted to Government, but considers the following verbal alterations necessary:—

(a) In page 3, line 6, the words "Right Honorable" should be substituted for the word "Honorable."

(b) In the last line but one of p. 5, the words "in upon or under" should be used instead of "in or upon."

(c) In the first line of page 6, the word "and", which is surplusage, should be omitted.

3. With reference to paragraph 2 of the Government Order, the forms of janmam deeds printed as Appendices to Board's Proceedings, dated 27th October 1885, No. 2975, and those relating to escheat lands settled on the new terms, printed as Appendices to Government Order, dated 5th May 1890, No. 308, as also the foot-note to the form of ordinary ryotwari patta given in Board's Proceedings, dated 20th March 1884, No. 1006, will be amended as follows:—

Forms of janmam deeds appended to Board's Proceedings, dated 27th October 1885, No. 2975.—In paragraph 2 of form I, paragraph 3 of form II, and paragraph 5 of form III for the words "to a special assessment at such rate or rates as may from time to time be fixed by Government," &c., substitute "either to a special acreage assessment at such rate or rates as may from time to time be fixed by Government on account of precious stones, metals, and other minerals or quarries worked in the said lands or any part thereof or to such royalty on the minerals extracted from the lands (charged either as a tonnage rate on the gross outturn of ore or as a percentage on the value of the minerals extracted) as may from time to time be likewise fixed by Government."

Forms of janmam deeds appended to Government Order, dated 5th May 1890, No. 308.—(a) In line 22 of form I after the word "commenced" insert the words "or such royalty on the minerals extracted from the said land charged either as a tonnage rate on the gross outturn of ore or as a percentage on the value of the minerals extracted from the said land (such assessment or royalty as the case may be being payable in addition to the said quit-rent hereinbefore reserved and notwithstanding redemption of such quit-rent)." After the word "assessment" in lines 23, 27 and 29 insert the words "or royalty as the case may be."

(b) In line 23 of form II and in line 25 of form III after the word "commenced" insert the words "or such royalty on the minerals extracted from the said land charged either as a tonnage rate on the gross outturn of ore or as a percentage on the value of the minerals extracted from the said land."

(c) In lines 24, 27 and 29 of form II and lines 26, 29 and 31 of form III insert the words "or royalty as the case may be."

Form of Ryotwari patta given in Board's Proceedings, dated 20th March 1884, No. 1004.—For the foot-note to the form, substitute the following:—

Note.—"The assessment entered in the patta represents only the commuted value of the Government share of the produce on surface cultivation, and the lands are liable, when minerals are discovered and worked in them, to pay either an additional acreage assessment or a royalty on the minerals extracted, such royalty being chargeable either as a tonnage rate on the gross outturn of ore or as a percentage on the value of the minerals extracted."

4. In accordance with the instructions in paragraph 3 of the Government Order, the form of permanent patta appended to paragraph 16 of Standing Order No. 36 will be amended as follows:—

"Omit the words 'By order of the Government of Madras' occurring at foot of the form."

(True Copies and Extract.)

M. J. S. S.
for Acting Secretary.

To the Secretary to Government, Revenue Department,
with Government Solicitor's revised form.
"the Collector of Nilgiris, with copy of do.
"all other Collectors.
Copy to the Government Solicitor.

REVENUE DEPARTMENT.

1892.

Board of Revenue

(Land Revenue),

MADRAS.

Current Number 5438.

Printed June 1892.

Revised 27 a

Ent.

Proceedings, 10th June 1892, No. 277.

Submitting to Government revised form of permanent patta to be issued in lieu of 99 years' leases on the Nilgiris, and amending forms of jannam deeds as also the foot-note to the form of ryotwari patta and form of permanent patta appended to paragraph 16 of Standing Order No. 38.

P.T.O.

Go 15529 21-3-92

Go 2975-27-10-85-6324 714-11-85

Go 3088 5-5-99

Go 1000 20-3-89 - Go 551 2-2-89

G.O.

The revised form of patta received from the Govt which as further amended by the Board in para 2 of the Props is approved.

To The Board of Revenue & R.

Why is the expression 'Certificate' used in para 4 of the deed? It should be 'deed' or 'permanent patta'.

12/8/92 S.H.F.

I have no copy of the B.O. S.O. What is the usual designation of the Govt. for the insertion of the R.O. should be inserted.

W.C. 13 Aug.

C No 5738

For orders:-

In the draft form of Permanent Patta submitted with the Props read above the amendments directed in G.O. of 21.3.92 No 1552 have been carried out.

In para 2 of the Props the Board suggests some verbal alterations of which the first seems to require notice. The proposal is to change the designation "the Honourable the Governor of Fort Saint George in Council" into "the Right Honourable...". In all the old forms the words "the Honourable the Governor in Council" occurs (vide forms printed in the appendix to S.O. Nos 32 & 33) and this seems to have been adopted to meet cases where H. & the Governor does not happen to be a member of the Privy Council. It would perhaps be preferable to alter the wording

R.V. I think the proper title
78. title is 'His Holiness' -

Ch
6/8

Re: form of Permanent
Puthah in lieu of the
99 years lease:

The Hon: Sir G. S. C. J.

The Hon: Sir H. E. Stokes, K. C. S. J.

6. At page 4. of the draft the second and third provisions should be transposed in order that it may be clear that the expression "this certificate" occurring in the third provision refers to the certificate mentioned in the first proviso and not to the ~~document~~ ^{paper} instrument itself. It is assumed that the draft follows in this respect the form of deed printed at pp. 94-96 of the Appendix to the 1918 S.O. In that form also the corresponding provisions should be transposed for ^{the sake of} clearness.

I don't agree in the new definition this letter. The word certificate both in verse 10 & in verse 26 shd. be changed into 'reed' or 'document' or 'permanent parchment'. They don't refer to the receipt or certificate for payment of redemption. It's not a bill to the deed of permanent tenure itself. If the

C 20 5738

ms. G.O. of 24 Aug. 1892, no: 397.

With reference to the alteration proposed in para 2 (a) of the Board Prop. read above the Govt considers that as the proper official title of the ^{1st} ~~member~~ ^{2nd} ~~member~~ is "His Excellency" these words should be substituted for the words "the Honourable" both in page 3 line 6 and page 7 line 14 of the draft. Subject to ~~these alterations~~ ^{the above} alterations and to ~~the~~ ^{those} alterations proposed in clauses (b) & (c) of para 2 of the Board Prop. the draft form of permanent patta prepared by the Govt. solicitor is approved.

1375

To the Com^{rs} of the D^{ist} with four ^{separate} copies
copy to the Govt. solicitor ^{N. 100}

note

With reference to H. his
query regarding the word
"certificate" in the last line
of page 4 of the Draft it is
submitted that the document
there

of deed printed at pages
94-96 of the appendix to the
Board's Standing Order. In
that form also the corresponding
provisos should be transposed
for the sake of clearness.

3. Subject to the above
alterations and to those proposed
in clauses (b) & (c) of para 2
of the Board's Pros; the draft
form of permanent patta
prepared by the Govt. Solicitor
is approved.

(True Extract)

(Sd) C. A. Galton

Secy. to Govt.

To

The Comrs of LR with form
copy to the Govt. Solicitor

45/
3

C.G. 897
24-8-92

Print form

24TH AUGUST 1892, No. 897, REVENUE.

GOVERNMENT OF MADRAS.
REVENUE DEPARTMENT.

Read—the following Proceedings of the Board of Revenue (Land Revenue), dated
10th June 1892, No. 277:—

THE HON. MR. H. W. BLISS.
MR. E. GIBSON.

Read—the following G.O., dated 21st March 1892, Mis. No. 1552, Revenue:—

Read—Proceedings of the Board of Revenue (Land Revenue), dated 5th January and
5th February 1892, Mis. Nos. 124 and 803.

Order—dated 21st March 1892, Mis. No. 1552, Revenue.

It should be provided in the patta that the charges in respect of minerals shall
be leviable either in the form of an acreage assessment or of a royalty on the minerals
extracted, such royalty being chargeable either in the shape of a tonnage rate on
gross outturn of ore or of a percentage on the value of the minerals extracted. The
patta should also state clearly that the charge for minerals shall be in addition to the
quit-rent on the land and shall be payable notwithstanding redemption of such
quit-rent. The Government Solicitor will be requested to amend the draft patta
accordingly and resubmit it through the Board of Revenue.

2. The Board of Revenue will be informed that the alternative methods of
charging for minerals specified above will apply to ordinary ryotwari lands and
janmam lands in Malabar. The necessary alteration should be made in the foot-note
to the pattas and in the janmam title-deeds.

3. With reference to its Proceedings, dated 5th January 1892, Mis. No. 124,
the Board is informed that in the form of permanent patta issued under paragraph 16
of Standing Order No. 36, the words "By order of the Government of Madras"
occurring at the foot of the form should be omitted.

(True Extract.)

(Signed) C. A. GALTON,
Secretary to Government.

To the Commissioners of Land Revenue.
„ the Government Solicitor.

Read—the following letter from E. BARCLAY, Esq., [Government Solicitor, Madras,
to the Secretary to Government, Revenue Department, dated Madras, 11th
April 1892, No. 134:—

With reference to the Order of Government, dated 21st ultimo, No. 1552,
Revenue Department, I forward herewith a fresh form of patta amended in accordance
with the above order. The amendments appear in red ink in the form of patta.

Endorsement No. 2140.

Forwarded to the Commissioners of Land Revenue through whom the form of patta should have been submitted.

FORT ST. GEORGE,
27th April 1892.

(Signed) R. H. CAMPBELL,
Acting Assistant Secretary.

To the Board of Revenue (Land Revenue).

Resolution—dated 10th June 1892, No. 277.

With his letter, dated 11th April 1892, No. 134, transferred to the Board by Government with the second paper read above, the Government Solicitor forwards, with reference to Government Order, dated 21st March 1892, No. 1552, the first paper read above, a revised form of permanent patta to be issued in lieu of 99 years' leases on the Nilgiris, in which provision is made, as directed by Government, for the levy of the charge in respect of minerals either in the form of an acreage assessment or of a royalty on the minerals extracted.

2. The Board approves the form which is herewith submitted to Government, but considers the following verbal alterations necessary:—

(a) In page 3, line 6, the words "Right Honorable" should be substituted for the word "Honorable."

(b) In the last line but one of page 5, the words "in upon or under" should be used instead of "in or upon."

(c) In the first line of page 6, the word "and," which is surplusage, should be omitted.

3. With reference to paragraph 2 of the Government Order, the forms of janmam deeds printed as Appendices to Board's Proceedings, dated 27th October 1885, No. 2975, and those relating to escheat lands settled on the new terms, printed as Appendices to Government Order, dated 5th May 1890, No. 308, as also the foot-note to the form of ordinary ryotwari patta given in Board's Proceedings, dated 20th March 1884, No. 1006, will be amended as follows:—

Forms of janmam deeds appended to Board's Proceedings, dated 27th October 1885, No. 2975.—In paragraph 2 of form I, paragraph 3 of form II, and paragraph 5 of form III for the words "to a special assessment at such rate or rates as may from time to time be fixed by Government," &c., substitute "either to a special acreage assessment at such rate or rates as may from time to time be fixed by Government on account of precious stones, metals, and other minerals or quarries worked in the said lands or any part thereof or to such royalty on the minerals extracted from the lands (charged either as a tonnage rate on the gross outturn of ore or as a percentage on the value of the minerals extracted) as may from time to time be likewise fixed by Government."

Forms of janmam deeds appended to Government Order, dated 5th May 1890, No. 308.—(a) In line 22 of form I after the word "commenced" insert the words "or such royalty on the minerals extracted from the said land charged either as a tonnage rate on the gross outturn of ore or as a percentage on the value of the minerals extracted from the said land (such assessment or royalty as the case may be being payable in addition to the said quit-rent hereinbefore reserved and notwithstanding redemption of such quit-rent)." After the word "assessment" in lines 23, 27 and 29 insert the words "or royalty as the case may be."

(b) In line 23 of form II and in line 25 of form III after the word "commenced" insert the words "or such royalty on the minerals extracted from the said land charged either as a tonnage rate on the gross outturn of ore or as a percentage on the value of the minerals extracted from the said land."

(c) In lines 24, 27 and 29 of form II and lines 26, 29 and 31 of form III insert the words "or royalty as the case may be."

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Note.—"The assessment entered in the patta represents only the commuted value of the Government share of the produce on surface cultivation, and the lands are liable, when minerals are discovered and worked in them, to pay either an additional acreage assessment or a royalty on the minerals extracted, such royalty being chargeable either as a tonnage rate on the gross outturn of ore or as a percentage on the value of the minerals extracted."

4. In accordance with the instructions in paragraph 3 of the Government Order, the form of permanent patta appended to paragraph 16 of Standing Order No. 36 will be amended as follows:—

"Omit the words 'By order of the Government of Madras' occurring at foot of the form."

(True Copies and Extract.)

(Signed) H. A. SIM,
Acting Secretary.

To the Secretary to Government, Revenue Department,
with Government Solicitor's revised form.
"the Collector of Nilgiris, with copy of do.
"all other Collectors.
Copy to the Government Solicitor.

ORDER—dated 24th August 1892, No. 897, Revenue.

Miscellaneous.

With reference to the alteration proposed in paragraph 2 (a) of the Board's Proceedings read above, the Government considers that as the proper official title of the Governor of Fort St. George is "His Excellency," these words should be substituted for the words "the Honorable" both in page 3, line 6, and page 7, line 14, of the draft.

2. At page 4 of the draft the second and third provisos should be transposed in order that it may be clear that the expression "this certificate" occurring in the third proviso refers to the certificate mentioned in the first proviso and not to the permanent patta itself. It is observed that the draft follows in this respect the form of deed printed at pages 94—96 of the appendix to the Board's Standing Order. In that form also the corresponding provisos should be transposed for the sake of clearness.

3. Subject to the above alterations and to those proposed in clauses (b) and (c) of paragraph 2 of the Board's Proceedings, the draft form of permanent patta prepared by the Government Solicitor is approved.

(True Extract.)

(Signed) C. A. GALTON,
Secretary to Government.

To the Commissioners of Land Revenue, with form
Copy to the Government Solicitor.

Exd. J. Moses.

45 Copies.

Original

1-2315 ✓

7-12-22

21-5-18

10.5.24 II ✓

Govt. of {1892} Madras.

REVENUE.

F.C.W 232-6/12
F.C.W 10342/12-90-58-7
F.C.W 10710/12-90-58-7
20-10-72

(From Patta
returned to the
B. & R. D. R.)

Issued

Recd.

Encl.

G.O., 24th August 1892, No. 897.

AUGUST.

Permanent Patta.

The draft form of — prepared by the Government Solicitor to be issued in lieu of 99 years' leases on the Nilgiris, approved subject to certain amendments.