

Revenue (1897) Department.

MISCELLANEOUS SERIES.

G.O., No. 4570-71

DATED

31 Aug 97
687

[Despatch Abstract.]

Communicating to the B. P. P. Rese letter from the
Resident in Mysore regarding the introduction
of the P. P. system into the Mysore territories
and arrangements to be made for tapping of Mysore
trees by British shopkeepers & Vice versa

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
					4355		21-5-96 17

FURTHER PAPERS.

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					C 754/97		

Revenue (189) Department.

CURRENT No.

From

The Resident in
Mysore.

No. 3496.

Dated 23rd August 1897.

Received

Registered

Enclosures

Spare copies.

Order

SUBJECT.

Forwarding copy of a letter
from the Mysore Durbar
re: the proposed introduc-
tion into Mysore of the
laddy tree-tail system

BACK PAPERS.

G.O.	No.	Department.	Date
	435 ⁸⁵		21-5-96
	4236		13-5-97
	4226		13-5-97
	375, 6		24-5-97
	1253		5-5-97

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Letter No. $\frac{678}{2528}$ dated the 16th July 1897 from the Secretary to the Government of Mysore to the 1st Assistant to the Resident in Mysore.

With reference to your letter No. 2528, dated 10th June 1897, I am directed to state that the Darbar agree to the arrangements proposed by the Madras Government with regard to the issue of licenses for tapping trees in either territory on the application of farmers in the other, and that instructions to the Excise Officer of the Darbar have been issued accordingly on the same lines as those proposed to be issued in Madras. A copy of these instructions is enclosed for information.

2. I am at the same time to add that the Darbar reserve to themselves the right to impose, in addition to tree tax, a rent for the use of trees belonging to them, the same when imposed, being payable to the Mysore Government, by British and Mysore Farmers alike; also that the arrangements now

agreed

This is fair to the Govt.

agreed to will not, of course, prevent the ~
reservation of trees in any specified area in
Mysore or in British India with a view to
afford rest thereto or for other sufficient reason,
and that the mere payment of tree tax into a
British or Mysore Treasury cannot entitle the
applicant to tapping licenses for trees so ~
reserved.

3

13. Under the arrangement which has been
arrived at with the Government of Madras,
the tree tax on toddy produced by the
trees in the Madras Presidency but consumed
in the Mysore State, will be credited to the
Mysore Government and vice versa. The rate
of tree tax to be paid in such cases will in-
variably be the highest in force on either side
of the frontier. The following procedure shall
be observed on the subject.

(1). Tree tax on trees in the Madras ~
Presidency for which tapping licenses are
about to be taken out by Mysore shopkeepers,
must be paid in one instalment to the ~
Amildar of the Taluk concerned in the Mysore
State, who will grant a receipt in the prescribed
chellam form and certify at the foot that the
applicant is a person entitled to take out
tree tapping licenses. The applicant will
then make his application to British ~
authorities in accordance with the Madras
Government Tree tapping Rules, and will
obtain

obtain a Transport Permit from the Supervisor concerned in the Mysore State for the transport of the toddy drawn from the frontier to the shop or depot for which it is intended, after having complied with all requirements of the Madras Government Rules.

(2). A Shop-keeper or renter in the Madras Presidency desiring to obtain toddy from trees growing in the Mysore Territory, will pay into the Tahsildar's Treasury concerned, in the Madras Presidency, the tree tax on the trees which he proposes to tap. The Tahsildar after satisfying himself that the applicant is a person who is entitled to take out a tree-tapping license, will grant a receipt with this fact certified at the foot.

(3). The applicant will then proceed to make an application to the proper Mysore authorities in accordance with the tree tapping rules in force in that State. The Mysore authorities concerned will accept the receipt and certificate as evidence that the amount mentioned has been paid, and that the applicant is a

person

person by whom an application for a tree tapping license may be made. [It must, however, be distinctly understood that licenses may be refused at discretion in the cases of trees reserved by the Excise Department for the purpose of giving them rest or for other reasons considered sufficient by the officer refusing the license.] The issue of licenses, marking of the trees, &c., will be effected in precisely the same manner as if the applicant is a Shop-keeper in the Mysore State, the number of trees to be licensed being calculated at the higher rate of the two, whether British or Mysore, if the rate is not the same on both sides of the frontier.

4. The Supervisor concerned in the Mysore State, will issue Transport Permits to the frontier in the usual way, care being taken, as far as possible, to prescribe a route which does not involve the toddy approaching any Mysore toddy shops. The latter should not be located along any of the main routes by which toddy is exported to the Madras

Presidency, if it can be avoided, and the attention of the Deputy Commissioner concerned should be invited to the desirability of removing adjacent shops to a distance. It will be for the British officer to grant permit from the frontier to the destination of the toddy.

15. Transport Permit, for toddy exported by rail, will be given in batches of seven or any other requisite number, one for each day to allow of a Transport Permit being invariably attached to the Way-bill.

14. In the tree tapping licenses granted on the application of British renters and Shop-keepers, the following rule will be inserted:-

"All toddy drawn by the licensee shall as soon as the pots containing it are removed from the trees, be immediately conveyed direct across the frontier into the Madras Presidency, under a general transport permit granted by the Deputy Commissioner of the District, or other duly authorized officer or person.

Transfers of toddy, even by way of gift, between

the

the time of drawing and cropping the frontier, and treefoot sales or sales in the open, or the disposal of the toddy in any other manner unauthorized by the rules in force, are strictly prohibited."

15. Licenses to British Shop-keepers to tap trees in the Mysore State are granted in consideration of the payment of tree tax to the British Government and are liable to cancellation at its request, or that of any officer duly empowered by it in this behalf.

16. Toddy drawn from British trees may be allowed to pass across Mysore territory on permits granted by British officials, provided they are countersigned by the Supervisor of the Range in Mysore territory through which the toddy is being exported.

"Copy"

(Sd) L. Anantasaanni Rao.

Under-Secretary.

Copy

Adm. ar. v. l.
for Registrar

16/2

FROM

THE RESIDENT IN MYSORE.

To

The Secretary to the Government of Madras,
Revenue Department.Dated Bangalore, 23rd August 1897.

SIR,

In reply to your letter n^o 376, Revenue, dated the 24th May 1897, regarding the proposed introduction into Mysore of the toddy tree tax system, and the joint frontier arrangements in this connection between Mysore and the Madras Government, I have the honour to enclose copy of a letter with enclosure received from the Mysore Durbar, from which it would appear that the arrangements proposed by the Madras Government are accepted, subject to the conditions specified in paragraph 2 of their letter enclosed.

* No. 678, dated the
9th July 1897
16th July 1897

2. I am authorized by the Government of India in the Foreign Department, to whom it was necessary to refer for instructions, to add that no mutual obligation should be held to exist which would compel either party to permanently maintain these arrangements, and the Durbar have been informed accordingly.

3. The Note by Mr. Millett which accompanied your letter no: 346, opens with the words an arrangement has been arrived at with the Government of Mysore. I presume that these words were used inadvertently, for no such arrangement could have been arrived at between Mysore and the Madras Government otherwise than through the Resident in Mysore, whereas up to that date I had received no reply from the Durbar to my letter forwarding the original proposal contained in your letter no: 1254. Mys: dated the 5th March 1897. Your letter of the 24th May,

Moreover

Not so. The words were proposed in notification form in which words be published after the arrangement had been come to.

11
Moreover, makes it clear that the Madras Government did not take the view of this matter, as expressed in the Note.

4. In your reminder no 4226 of the 13th August, you notice a report received from the Board of Revenue to the effect that the Mysore Durbar had already published the Rules on the Subject of tree tapping in Mysore by British shopkeepers. Shortly after the issue of the notification alluded to which went to the length of repeating the words used in Mr. Millett's Note, as regards an arrangement having been come to between Mysore and the Madras Government. I addressed the Dewan and he at once admitted that the case had been improperly dealt with by one of the Councillors without the reference to him which the Rules of business require. Had the papers been submitted to Sir Sheshawari he would

I feel sure, have dealt with them in accordance with the established practice. Under the circumstances, and in order not to delay the completion of the tree taxing arrangements, I do not propose to take any further notice of the admitted irregularity on the part of the Durbar, in publishing the notification in question without any reference to me and I merely allude to the matter here in order that the Madras Government may understand why, notwithstanding the appearance of this notification in the Gazette of the 22nd July, an earlier reply was not sent to them of the 24th May.

I have the honor to be,
Sir,

Your most obedient servant,

K. D. Euskin

For Resident,

Ref. $\frac{D}{4}$ 1,000-8-4-97.

REVENUE DEPARTMENT.

C No. 7356

From the Resident in Mysore

Dated 23. 8.

1897.

The Hon. Sir Henry Bliss K.C.S.L. FOR ORDERS.

With the above Current, the Resident forwards a letter from the Mysore Durbar in which it accepts the arrangement proposed by this Govt for British shopkeepers marking trees in Mysore & Vice versa, subject to the following conditions

1) that ^{reserves but} ~~the Durbar should~~ ^{the right} to charge any fee for the marking of the trees belonging to it, in addition to tree tax, & that the fee when imposed should be paid to it; and

2) that the mere payment of the tree tax into a British Territory cannot entitle the applicant to tapping licenses for trees reserved with a view to afford them rest or for any sufficient reason.

These conditions are fairly met by the Durbar has made the conditions

is a must

Consideration whether these conditions should now be notified by Govt under Section 24 of the Abkari Act. The Toddy sales for the ensuing year have probably been held by this time in several of the districts bordering on Mysore. It may perhaps lead to complication if these two conditions are now published. The Board may be instructed to authorise Collys to sanction refunds of tree-tax paid should the trees be reserved by the Mysore authorities ^{be} ~~and~~ ~~be~~ available for tapping.

2. In para 2 of his letter, the Resident intimates that the Govt of India wishes it to be understood that no mutual obligation between the Mysore State & the British Indian Govt should be held to exist which would compel either party to permanently maintain the arrangements & that he has informed the Durbar accordingly. Would it not be better in these circumstances to lay down that should either party wish to withdraw from the engagement at least three months ^{should be given} notice ^{before} termination of the then current -

c. Three months will be ^{only} just sufficient to mature proposals for

Yes - for this time - ^{and} ^{not} ^{justified}
 conditions can be ⁱⁿ ^{the} ^{best} ^{case}
 for the ^{future} ^{case}
 W.D.

Yr - Better suggest this
BS

* This is made quite clear in para 2
of our letter No 376 of 24th May/97
flessed E. The Resident says
that Govt understood the matter
all right but that the No. made a
mistake.

sanction for the additional establishments required for the purpose.

3. In para 3 of his letter, the Resident draws attention to the words an arrangement has been arrived at with the Govt. of Mysore in the enclosure to B.P. in G.O. No 375 of 24th May 1917, & presumes that these words were used inadvertently because no such arrangement could have been come to between the two Govts. without his knowing anything about it & he had not received any reply from the Durbar ~~at~~ to his letter forwarding this Govt's letter No 1254 of 5th March 1917 which contained the original proposal.

The Resident appears to have misunderstood the matter. The instructions purport to be issued after the arrangement has been agreed to by the Durbar. They are drafted in the^x form in which they would issue on receipt of notification that the Durbar had agreed to the arrangement. Should this be pointed out to the Resident, or may the matter be dropped?

I think it ~~should~~ be pointed out.

BS 27/8777 (over)-

AK -
267-111

Read G. No. 7386 of 1897.

G. O. No. 4570 d/31 aug 97

Communicated to the Board of Revenue.

2. The Resident will be informed that the additional conditions specified by the Mysore Durbar in para 2 of its letter are accepted by this Government. As the toddy sales for the ensuing year have probably been held by this time in several of the Districts bordering on Mysore, it is considered inexpedient to publish these conditions now under section 24 of the Abkari Act but they will be embodied in future in the Notification to be issued by Government under that section. The Board, however, should issue the necessary instructions to Collectors regarding the refund of tree-tax paid for the ensuing year by British shopkeepers should the trees applied for be reserved by the Mysore Authorities and be not available for tapping.

3. With reference to para 2 of the Resident's letter, he will be requested to intimate to the Durbar that the arrangement now come to can be terminated by either party giving not less than three months notice before the expiry of the then current lease.

4. Adverting to para 3 of the

letter.

Handwritten notes:
Mysore Durbar
31/7/97

Handwritten notes:
These should be
in the notification
31/7/97

Dispatched to the Resident in Mysore -

of Finance, S.R.
Letter.

N^o 4571 d/31 Aug 97

Resident in Mysore.

With reference to para 1 of your
order No. 3496 dated 23rd: August 1897,
directed to state that the additional
conditions specified by the Durbar in
2 of its letter have been accepted
by this Government.

Referring to para 2 of your
order, I am to request that it may be in-
formed the Durbar that not less than
14 days notice should be given to
the Government should it desire to ter-
minate the arrangement, as ^{it} ~~that~~
be possible to make sufficient ~~for~~

arrangements for guarding the
border in less time.
Similar notice will be given
to the Government should it wish to
discontinue the arrangement now come
into force.

Adverting to para 3 of your
order under reply, I am to point out that
there was no inadvertence in the matter.
The instructions were to be issued only
in the event that the Durbar

When given for copying
When copied
When examined
When signed

189

AGAIN G.O., No.
189

DATED

NT No.

ENCLOSURES TO G. No.

OF GOVERNMENT

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DISPATCH
IN ORIGINAL.

S.E.-

A = Copy in full.
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