$\frac{0}{9}$ 3,000—5-8-98.

Revenue (1898) Department.

MISCELLANEOUS SERIES.

G.O., No. 2026

DATED 9th May 1898.

[Despatch Abstract.]

Referring to Mr. Ross, I.C.S. for favor of remarks letter from the Govt: of India Comm.r remarks on the Madras Tenancy Bill.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

Q

0/18 4,000—19-7-97.

Revenue (1898) Department.

CURRENT No. 3104.

Dft returns with file intact.

From

Order Endorsement No. 1026 dt 9.5.98. The Legislative Dept

Referred to

Mr H. T. Ross I.C.S. for favour of ~~remarks~~ on the suggestions contained in the Govt of India letter.

No. 978.

Dated 24 April

Received 26 "

Registered 26 "

Enclosures /.

Spare copies.

RS 9-5-98

9.5.98

9/5/98

To H. T. Ross Esqr. I.C.S. with Govt of India letter dt 24 April 98

Desp Dept 9.5.98

SUBJECT.

Referring to the Rev. Dept for favour of remarks letter from the Govt of India, Rev. & Agrl. Dept, communicating remarks on the Madras Library Bill.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

C-No 3104

D/4 1,000—8-4-97.

REVENUE DEPARTMENT.

No. 978

From the Legislative Dept

Dated 24th April 1898

FOR ORDERS.

Flag P.

The Legislative Dept refers for remarks & disposal a letter from the Govt of I in reply to Letter from this Govt No. 90/19-11-97 Legislative regarding the Madras Tenancy Bill

2 It will be seen from the Telegraphic correspondence in the Confidential covers in G.O. 17/22-3-98 Leg. that prior to giving sanction ~~to~~ to the introduction of the Bill the Govt I insisted on a modification of the (principles of the) Bill in the four important points mentioned in para 2 of the current. These modifications have been accepted and given effect to. Paras 3 et seqa of the current suggest certain other modifications for careful consideration in the Select Committee and further suggestions are promised in a separate

Flag R.

Taken out and put up with another file (2880) as the Secretary urgently wanted it

Sincerely

C 5/5/98
R 15/5/98

Communication be dee made ~~for the~~ after the bill has been ~~under~~ enacted in the Legislative Dept of the Govt S. ~~Hon~~

3. The Suggestions in the current are the following: ———

I Chapter IX of the Bill

A ~~(a)~~ the power of Govt to interfere for the purpose of making a survey se should be made more extensive than in section 133 — that is to say: the scope of 133 (2) (b) should be extended by the addition of the words "or is required in order to secure either Tenants or landlords in the enjoyment of their legal rights"

B. Section 135 should be amended so as to make it clear that ~~an~~ application for Survey may be made by any one of the proprietors or co-sharers in an estate. ~~and is not limited by the explanation to S. 3 of Sec 3~~

C. Section 136. The Survey Record should not be declared to be conclusive proof ~~of~~ as to the facts mentioned therein except perhaps as to the rates of rent and what are the

Sec 137 The period should be limited to 3 mos at most
Sec 138 appeals should be to a Special Court, not to a Judge
Jy

6

Section 134 (d). It is unnecessary to burden the record with a description of the boundaries of each Tenants holdings. The maps which accompanies the Survey record is enough.

II Chapter X of the Bill Section 148 (a). The period should be 12 years except in the case of lands reclaimed by the proprietor from waste; and the determining point should be the date on which the bill becomes law, not the date of the order directing the record

III Section 28. It should be made clear that rent will be altered only in cases of actual gain or loss of area since the ~~rent~~ rent was fixed or in cases where the rent was calculated on area and the area appears to have been taken incorrectly

IV Section 40. Courts trying cases for arrears of rent should be empowered to allow deduction, or direct payment instalments in cases of lots due on ordinary calendar

When Govt suspends collection of ~~rents~~ land revenue a corresponding suspension of rents should follow.

V. Provision should be made for progressive rents in clearance leases.

VI. The provisions in regard to distraint and the summary recovery of arrears appear extraordinarily severe. A severe penalty should be provided for the case after Zamindar's obtaining the issue after warrant under section 129 for a false statement.

RJ
28-4-98

Lie 162
75

Secy.

The pp mark referred to Mr. Ross who apparently has not seen them yet.

Lee
29/5/98

H.M.'s Thomason principles in regard to which the S. of S. desired no alterations in the Bill have already been made & the Bill has been published. There is nothing now to do but to send the letter to the Lol. Govt. & Govt. of India, when the Govt. is named.

Meantime however Govt will have to make up its mind regarding the points in question, & Mr Ross may therefore be asked to report on them, his report being considered by Govt. & a decision taken as to the line to be followed in respect of each point.

JG 8.P. 5/5/98
6/5/98

A copy was sent to Govt locally by S.P.

*When given for copying*_____
*When copied*_____
*When examined*_____
*When signed*_____
} 189 .

READ AGAIN G.O., No. DATED
189 ,

5

CURRENT No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT	..	..	..	A	A	A	A	A	A	A
LETTER OF GOVERNMENT.										
STATEMENT WITH DITTO.										
PAPERS NOT FOLDED UP, BEING MEANT FOR DESPATCH IN ORIGINAL.										

N.B.—

A = Copy in full.
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