

# Ceylon Government Gazette

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 PART II.—Legal and Judicial. | PART IV.—Land Settlement.  
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### UNOFFICIAL ANNOUNCEMENTS.

#### MEMORANDUM OF ASSOCIATION OF THE UDABAGE TEA AND RUBBER COMPANY, LIMITED.

1. The name of the Company is "THE UDABAGE TEA AND RUBBER COMPANY, LIMITED."
2. The registered office of the Company is to be established in Colombo.
3. The objects for which the Company is established are—
  - (1) To purchase or otherwise acquire all that Estate called and known as Udabage Estate, situated in the Kegalla District, Province of Sabaragamuwa, and containing in extent One thousand six hundred and twenty-six (1,626) acres more or less.
  - (2) To purchase, take on lease or in exchange, hire, or otherwise acquire any other estate or estates, land or lands in the Island of Ceylon or the Federated Malay States or elsewhere, and any right of way, water right, and other rights, privileges, and easements and concessions, and any factories, machinery, implements, tools, live and dead stock, stores, effects, and other property, real or personal, immovable or movable, of any kind.
  - (3) To hold, use, clear, open, plant, cultivate, work, manage, improve, carry on, and develop the undertaking lands, and real and personal, immovable and movable estates or property and assets of any kind of the Company, or any part thereof.
  - (4) To plant, grow, and produce rubber, tea, coffee, coconuts, cinchona, cacao, cardamoms, rhea, ramie plants, trees, and other natural products or produce of any kind in the Island of Ceylon or the Federated Malay States or elsewhere.

- (5) To treat, cure, prepare, manipulate, submit to any process or manufacture, and render marketable (whether on account of the Company or others) rubber, tea, coffee, or any other such products or produce as aforesaid, or any articles or things whatsoever; to buy, sell, export, import, trade, and deal in rubber, tea, coffee, and other products, wares, merchandise, articles, and things of any kind whatsoever, either in a prepared, manufactured, or raw state, and either by wholesale or retail.
- (6) To carry on in the said Island of Ceylon or the Federated Malay States or elsewhere all or any of the following businesses, that is to say: planters of rubber, tea, coffee, or any other such products or produce as aforesaid in all its branches; carriers of passengers and goods by land or by water; forwarding agents, merchants, exporters, importers, traders, engineers; proprietors of docks, wharves, jetties, piers, warehouses, and boats; and of tug owners and wharfingers; and any other business which can or may conveniently be carried on in connection with the above or any of them.
- (7) To acquire or establish and carry on any other business, manufacturing, shipping, or otherwise, which can be conveniently carried on in connection with any of the Company's general business; and to apply for purchase, or otherwise acquire, any patents, *brevets d'invention*, concessions, and the like conferring an exclusive or non-exclusive or limited right to use, or any information as to any invention which may seem capable of being used for any of the purposes of the Company, or the acquisition of which may seem calculated directly or indirectly to benefit this Company; and to use, exercise, develop, grant licenses in respect of, or otherwise turn to account the property, rights, and information so acquired.
- (8) To purchase rubber, tea leaf, coffee, and (or) other raw products or produce for manufacture, manipulation, and (or) sale.
- (9) To work mines or quarries, and to find, win, get, work, crush, smelt, manufacture, or otherwise deal with ores, metals, minerals, oils, precious and other stones or deposits or products, and generally to carry on the business of mining in all branches.
- (10) To purchase, take in exchange, hire, or otherwise acquire and hold boats, barges, tugs, launches, and vessels of any description whatsoever; and to purchase, take in exchange, hire, or otherwise acquire and hold vans, omnibuses, carriages and carts, and other vehicles of any description whatsoever; and to purchase, take in exchange, hire, or otherwise acquire and hold all live and dead stock, chattels, and effects required for the maintenance and working of the business of carriers by land or by water; of proprietors of docks, wharves, jetties, piers, warehouses; of tug owners and wharfingers; or of any other business which can or may conveniently be carried on in connection with the above respectively.
- (11) To build, make, construct, equip, maintain, improve, alter, and work rubber and tea factories, coconut and coffee-curing mills, manufactories, buildings, erections, roads, water-courses, docks, wharves, jetties, and other works, and conveniences which may be necessary or convenient for the purposes of the Company, or may seem calculated directly or indirectly to advance the Company's interests; and to contribute to, subsidize, or otherwise assist or take part in the construction, improvement, maintenance, working, management, carrying out, or control thereof.
- (12) To cultivate, manage, and superintend estates and properties in the Island of Ceylon, the Federated Malay States, and elsewhere, and generally to undertake the business of estate agents in the said Island, the Federated Malay States, and elsewhere; to act as agents for the investment, loan, payment, transmission, and collection of money and for the purchase, sale, improvement, development, and management of property, including concerns and undertakings; and to transact any other agency business of any kind.
- (13) To engage, employ, maintain, and dismiss managers, superintendents, assistants, clerks, coolies, and other servants and labourers; and to remunerate any such at such rate as shall be thought fit, and to grant pensions or gratuities to any such or the widow or children of any such.
- (14) To enter into any arrangements with any authorities, Government, Municipal, local, or otherwise, that may seem conducive to the Company's objects or any of them, and to obtain from any such authority any rights, privileges, and concessions which the Company may think it desirable to obtain, and to carry out, exercise, and comply with such arrangements, rights, privileges, and concessions.
- (15) To enter into partnership or into any arrangement for sharing profits, union of interest, reciprocal concession, amalgamation or co-operation with any person or persons, corporation, or company carrying on or about to carry on or engage in any business or transaction which this Company is authorized to carry on or engage in, or any business or transaction capable of being conducted so as directly or indirectly to benefit this Company, and to take or otherwise acquire and hold shares or stock in or securities of and to subsidize or otherwise assist any such Company, and to sell, hold, reissue with or without guarantee, or otherwise deal with such shares or securities; and to form, constitute, or promote any other company or companies for the purpose of acquiring all or any of the property, rights, and liabilities of this Company, or for any other purpose which may seem directly or indirectly calculated to benefit this Company.
- (16) To procure the Company to be registered or established or authorized to do business in the Island of Ceylon, the Federated Malay States, or elsewhere.
- (17) To lend money on any terms and in any manner and on any security, and in particular on the security of plantations, factories, growing crops, produce, bills of exchange, promissory notes, bonds, bills of lading, warrants, stocks, shares, debentures, and book debts, or without any security at all, and generally to transact financial business of any kind.
- (18) To borrow or raise money for the purposes of the Company, or receive money on deposit at interest or otherwise, and for the purpose of raising or securing money for the performance or discharge of any obligation or liability of the Company, or for any other purpose to create, execute, grant, or issue any mortgages, mortgage debentures, debenture stock, bonds, or obligations of the Company either at par, premium, or discount, and either redeemable or irredeemable or perpetual, secured upon all or any part of the undertaking, revenue, rights, and properties of the Company, present and future, including uncalled capital or the unpaid calls of the Company.
- (19) Generally to purchase, take on lease or in exchange, hire, or otherwise acquire any real or personal property, and any rights, privileges, licenses, or easements which the Company may think necessary or convenient with reference to any of these objects, and capable of being profitably dealt with in connection with any of the Company's property or rights for the time being.

- (20) To cause or permit any debenture stock, bonds, debentures, mortgages, charges, incumbrances, liens, or securities of or belonging to or made or issued by the Company or affecting its property or rights or any of the terms thereof to be renewed, extended, varied, redeemed, exchanged, transferred, or satisfied, as shall be thought fit, also to pay off and re-borrow the moneys secured thereby or any part or parts thereof.
- (21) To sell the undertaking of the Company or any part thereof for such consideration as the Company may think fit, and in particular, shares, debentures, or securities of any other company having objects altogether or in part similar to those of this Company.
- (22) To invest and deal with the moneys of the Company not immediately required upon such securities and in such manner as may from time to time be determined.
- (23) To make, accept, endorse, and execute promissory notes, bills of exchange, and other negotiable instruments.
- (24) To remunerate any parties for services rendered or to be rendered in placing or assisting to place any shares in the Company's capital, or any debentures, debenture stock, or other securities of the Company, or in or about the formation or promotion of the Company or the conduct of its business.
- (25) To do all or any of the above things in any part of the world, and either as principals, agents, contractors, or otherwise, and either alone or in conjunction with others, and either by or through agents, sub-contractors, trustees, or otherwise, and generally to carry on any business or effectuate any object of the Company.
- (26) To sell, let, lease, underlease, exchange, surrender, transfer, deliver, charge, mortgage, dispose of, turn to account, or otherwise deal with all or any part of the property and rights of the Company, whether in consideration of rents, moneys, or securities for money, shares, debentures, or securities in any other company, or for any other consideration.
- (27) To pay for any lands and real or personal, immovable or movable estate or property or assets of any kind acquired or to be acquired by the Company, or for any services rendered or to be rendered to the Company, and generally to pay or discharge any consideration to be paid or given by the Company in money or in shares (whether fully paid up or partly paid up) or debentures or debenture stock or obligations of the Company or partly in one way and partly in another or otherwise howsoever, with power to issue any shares either as fully paid up or partly paid up for such purpose.
- (28) To accept as consideration for the sale or disposal of any lands and real or personal, immovable or movable estate or property or assets of the Company or in discharge of any other consideration to be received by the Company, money or shares (whether fully paid up or partly paid up) of any company, or the debentures or debenture stock or obligations of any company or person or persons or partly one and partly any other.
- (29) To distribute among the Shareholders in specie any property of the Company, whether by way of dividend or upon a return of capital, but so that no distribution amounting to a reduction of capital be made, except with the sanction for the time being required by law.
- (30) To do all such other things as may be necessary, incidental, conducive, or convenient to the attainment of the above objects or any of them. It being hereby declared that in the foregoing clause (unless a contrary intention appears) the word "person" includes any number of persons and a corporation and that the "other objects" specified in any one paragraph are not to be limited or restricted by reference to or inference from any other paragraph.

4. The liability of the members is limited.

5. The nominal capital of the Company is One million Rupees (Rs. 1,000,000), divided into Fifty thousand (50,000) shares of Rupees Twenty (Rs. 20) each, with power to increase or reduce the capital. The shares forming the capital (original, increased, or reduced) of the Company may be subdivided or consolidated or divided into such classes, with any preferential, deferred, qualified, special, or other rights, privileges, or conditions attached thereto, and be held upon such terms as may be prescribed by the Articles of Association and Regulations of the Company for the time being or otherwise.

We, the several persons whose names and addresses are subscribed, are desirous of being formed into a Company in pursuance of this Memorandum of Association, and we respectively agree to take the number of shares in the capital of the Company set opposite our respective names :—

Names and Addresses of Subscribers.	Number of Shares taken by each Subscriber.
JAS. FORBES, Colombo ... ..	One
G. H. ALSTON, Colombo ... ..	One
W. HENRY FIGG, Colombo ... ..	One
WM. DICKSON, Colombo ... ..	One
ROBT. DAVIDSON, Colombo ... ..	One
F. J. DE SARAM, Colombo ... ..	One
W. SHAKSPEARE, Colombo ... ..	One

Witness to the above signatures :

LESLIE W. F. DE SARAM, Proctor, Supreme Court, Colombo, Ceylon.

## ARTICLES OF ASSOCIATION OF THE UDABAGE TEA AND RUBBER COMPANY, LIMITED.

It is agreed as follows :—

1. *Table C not to apply; Company to be governed by these Articles.*—The regulations contained in the Table C in the schedule annexed to “The Joint Stock Companies’ Ordinance, 1861,” shall not apply to this Company, which shall be governed by the regulations contained in these Articles, but subject to repeal, addition, or alteration by special resolution.
2. *Power to alter the regulations.*—The Company may, by special resolution, alter and make provisions instead of, or in addition to, any of the regulations of the Company, whether contained and comprised in these Articles or not.
3. None of the funds of the Company shall be employed in the purchase of or be lent on shares of the Company.

### INTERPRETATION.

4. *Interpretation clause.*—In the interpretation of these presents the following words and expressions shall have the following meanings, unless such meanings be inconsistent with, or repugnant to, the subject or context, viz. :—

*Company.*—The word “Company” means “The Udabage Tea and Rubber Company, Limited,” incorporated or established by or under the Memorandum of Association to which these Articles are attached.

*The Ordinance.*—“The Ordinance” means and includes “The Joint Stock Companies’ Ordinances, 1861, 1888, and 1893,” and every other Ordinance from time to time in force concerning Joint Stock Companies which may apply to the Company.

*Special resolution and extraordinary resolution.*—“Special resolution” and “extraordinary resolution” have the meanings assigned thereto respectively by “the Ordinance.”

*These presents.*—“These presents” means and includes the Memorandum of Association and the Articles of Association of the Company from time to time in force.

*Capital.*—“Capital” means the capital for the time being raised or authorized to be raised for the purposes of the Company.

*Shares.*—“Shares” means the shares from time to time into which the capital of the Company may be divided.

*Shareholder.*—“Shareholder” means a Shareholder of the Company.

*Presence or present.*—“Presence or present” at a meeting means presence or present personally or by proxy or by attorney duly authorized.

*Directors.*—“Directors” means the Directors for the time being of the Company or (as the case may be) the Directors assembled at a Board.

*Board.*—“Board” means a meeting of the Directors or (as the context may require) the Directors assembled at a Board meeting, acting through at least a quorum of their body in the exercise of authority duly given to them.

*Persons.*—“Persons” means partnerships, associations, corporations, companies, unincorporated or incorporated by Ordinance and registration, as well as individuals.

*Office.*—“Office” means the registered office for the time being of the Company.

*Seal.*—“Seal” means the common seal for the time being of the Company.

*Month.*—“Month” means a calendar month.

*Writing.*—“Writing” means printed matter or print as well as writing.

*Singular and plural number.*—Words importing the singular number only include the plural, and *vice versa*.

*Masculine and feminine gender.*—Words importing the masculine gender only include the feminine, and *vice versa*.

### BUSINESS.

5. *Commencement of business.*—(a) The Company may proceed to carry out the objects for which it is established and to employ and apply its capital as soon after the registration of the Company as the Directors in their discretion shall think fit; and, notwithstanding that the whole of the shares shall not have been subscribed or applied for or allotted, they shall do so as soon as, in the judgment of the Directors, a sufficient number of shares shall have been subscribed or applied for.

(b) The Company shall also, as soon as practicable after its incorporation, enter into and affix its seal to an agreement providing that as between the holder or holders of the 17,500 fully paid shares to be allotted to the vendor, Mr. George Jerment Jameson, in part satisfaction of the purchase price for the sale of the Udabage estate, and the holders of the remaining 15,000 shares in the capital of the Company out of the first issue of 32,500 shares, the profits of the Company available for dividend for each year from the 1st day of January, 1907, to the 31st day of December, 1909, shall be applied, first, in paying to the holders of the said 15,000 shares a fixed non-cumulative preferential dividend for such year on the capital for the time being paid up on the said shares, at the rate of 4 per cent. per annum, and that the surplus (if any) of the said profits shall be applied in paying to the holder or holders of the said 17,500 vendor’s shares a fixed non-cumulative dividend at the rate aforesaid. All holders of shares of the first issue of 32,500 shares shall be entitled to participate *pari passu* in any surplus of the said profits of each year which shall remain after paying the fixed dividends aforesaid for such year.

(c) As soon as practicable after the Company is entitled to commence business the Directors shall carry the said agreement into effect, with full power nevertheless at any time and from time to time, either before or after the execution of the same, to agree to any modifications thereof, but so that any modification if made before the first Ordinary General Meeting of the Company shall be subject to the approval of such meeting.

6. *Business to be carried on by Directors.*—The business of the Company shall be carried on by or under the management or direction of the Directors, and subject only to the control of General Meetings, in accordance with these presents.

### CAPITAL.

7. *Nominal capital.*—The nominal capital of the Company is One million Rupees (Rs. 1,000,000), divided into Fifty thousand (50,000) shares of Twenty Rupees (Rs. 20) each.

8. *Arrangement on issue of shares.*—The Company may call up the balance capital whenever the Directors shall think fit, and may make arrangements on the issue of shares for a difference between the holders of such shares in the amount of calls to be paid, and the time of payment of such calls.

9. *Payment of amount of shares by instalments.*—If by the conditions of allotment of any share the whole or part of the amount thereof shall be payable by instalments, every such instalment shall, when due, be paid to the Company by the holder of the share.

10. *Increase or reduction of capital and subdivision or consolidation of shares.*—The Company in General Meeting may, by special resolution from time to time, increase the capital by creation of new shares of such amount per share and in the aggregate, and with such special, preferential, deferred, qualified, or other rights, privileges, or conditions attached thereto as such resolution shall direct, and the Company in General Meeting may by special resolution reduce the capital as such special resolution shall direct, and may by special resolution subdivide or consolidate the shares of the Company or any of them.

11. *New shares.*—The new shares shall be issued upon such terms and conditions, and with such preferential, deferred, qualified, special, or other rights, privileges, or conditions attached thereto, as the General Meeting resolving on the creation thereof or any other General Meeting of the Company shall direct; and if no direction be given, as the Directors shall determine, and in particular such shares may be issued with a preferential or qualified right to the dividends and in the distribution of assets of the Company, and with a special or without any right of voting.

12. *How carried into effect.*—Subject to any direction to the contrary that may be given by the meeting that sanctions the increase of capital, all new shares shall be offered to the Shareholders in proportion to the existing shares held by them, and such offer shall be made by notice specifying the number of shares to which the Shareholder is entitled, and limiting a time within which the offer, if not accepted, will be deemed to be declined, and after the expiration of such time, or on the receipt of an intimation from the Shareholder to whom such notice is given that he declines to accept the shares offered, the same shall be disposed of in such manner as the Directors may determine. Provided that the Directors may at their discretion allot such new shares or any portion of them in payment for any estates or lands or other property purchased or acquired by the Company without first offering such shares to the registered Shareholders for the time being of the Company.

13. *Same as original capital.*—Except so far as otherwise provided by the conditions of issue or by these presents, any capital raised by the creation of new shares shall be considered part of the original capital, and shall be subject to the provisions herein contained with reference to the payments of calls and instalments, transfer and transmission, forfeiture, lien, surrender, and otherwise.

#### SHARES.

14. *Issue.*—The shares, except where otherwise provided, shall be allotted at the discretion of and by the Directors, who may from time to time issue any unissued shares, and may add to such shares such an amount of premium as they may consider proper. Provided that such unissued shares shall first be offered by the Directors to the registered Shareholders for the time being of the Company as nearly as possible in proportion to the shares already held by them, and such shares as shall not be accepted by the Shareholder or Shareholders to whom the shares shall have been offered within the time specified in that behalf by the Directors may be disposed of by the Directors in such manner as they think most beneficial to the Company. Provided also that the Directors may at their discretion allot any shares in payment for any estates or lands or other property purchased or acquired by the Company without first offering such shares to the registered Shareholders for the time being of the Company.

15. *Acceptance.*—Every person taking any share in the Company shall testify his acceptance thereof by writing under his hand in such form as the Company from time to time directs.

16. *Payment.*—Payment for shares shall be made in such manner as the Directors shall from time to time determine and direct.

17. *Shares held by a firm.*—Shares may be registered in the name of a firm, and any partner of the firm or agent duly authorized to sign the name of the firm shall be entitled to vote and to give proxies.

18. *Shares held by two or more persons not in partnership.*—Shares may be registered in the name of two or more persons not in partnership.

19. *One of joint-holders other than a firm may give receipts; only one of joint-holders resident in Ceylon entitled to vote.*—Any one of the joint-holders of a share other than a firm may give effectual receipts for any dividends payable in respect of such share; but only one of such joint Shareholders shall be entitled to the right of voting and of giving proxies and exercising the other rights and powers conferred on a sole Shareholder, and if the joint-holders cannot arrange amongst themselves as to who shall vote or give proxies and exercise such other rights and powers conferred on a sole Shareholder, the Shareholder whose name stands first on the register of shares shall vote or give proxies and exercise those rights and powers; provided, however, that in the event of such first registered Shareholder being absent from the Island, the first registered Shareholder then resident in Ceylon shall vote or give proxies and exercise all such rights and powers as aforesaid.

20. *Survivor of joint-holder, other than a firm, only recognized.*—In case of the death of any one or more of the joint-holders of any shares, the survivor or survivors shall be the only person or persons recognized by the Company as having any title to, or interest in, such shares.

21. *The joint-holders of a share shall be severally as well as jointly liable for the payment of all instalments and calls due in respect of such share.*

22. *Company not bound to recognize any interest in share other than that of registered holder or of any person under clause 38.*—The Company shall not be bound to recognize (even though having notice of) any contingent, future, partial, or equitable interest in the nature of a trust or otherwise in any share, or any other right in respect of any share, except any absolute right thereto in the person from time to time registered as the holder thereof, and except also the right of any person under clause 38 to become a Shareholder in respect of any share.

23. *Certificates.*—The certificates of shares shall be issued under the seal of the Company, and signed by two Directors or by one Director and the Secretary or Secretaries of the Company.

24. *How issued.*—Every Shareholder shall be entitled to one certificate for all the shares registered in his name, or to several certificates, each for one or more of such shares. Every certificate shall specify the number of the share in respect of which it is issued.

25. *Renewal of certificate.*—If any certificate be worn out or defaced, then upon production thereof to the Directors they may order the same to be cancelled and may issue a new certificate in lieu thereof; and if any certificate be lost or destroyed, then upon proof thereof to the satisfaction of the Directors, and on such indemnity as the Directors may deem adequate being given, a new certificate in lieu thereof shall be given to the person entitled to such lost or destroyed certificate. A sum of fifty cents shall be payable for such new certificate.

26. *Certificate to be delivered to the first named of joint-holders not a firm.*—The certificate of shares registered in the names of two or more persons not a firm shall be delivered to the person first named on the register.

#### TRANSFER OF SHARES.

27. *Exercise of rights.*—No person shall exercise any rights of a member until his name shall have been entered in the Register of Members and he shall have paid all calls and other moneys for the time being payable on every share in the Company held by him.

28. *Transfer of shares.*—Subject to the restriction of these Articles, any Shareholder may transfer all or any of his shares by instrument in writing.

29. *No transfer to infant or person of unsound mind.*—No transfer of shares shall be made to an infant or person of unsound mind.

30. *Register of Transfers.*—The Company shall keep a book or books to be called "The Register of Transfers," in which shall be entered the particulars of every transfer or transmission of any share.

31. *Instrument of transfer.*—The instrument of transfer of any share shall be signed both by the transferor and transferee, and the transferor shall be deemed to remain the holder of such share until the name of the transferee is entered in the register in respect thereof.

32. *Board may decline to register transfers.*—The Board may, at their own absolute and uncontrolled discretion, decline to register any transfer of shares by a Shareholder who is indebted to the Company, or upon whose shares the Company have a lien or otherwise; or in case of shares not fully paid up, to any person not approved by them.

33. *Not bound to state reason.*—In no case shall a Shareholder or proposed transferee be entitled to require the Directors to state the reason of their refusal to register, but their declinature shall be absolute.

34. *Registration of transfer.*—Every instrument of transfer must be left at the office of the Company to be registered, accompanied by such evidence as the Directors may reasonably require to prove the title of the transferor, and a fee of Rs. 2.50, or such other sum as the Directors shall from time to time determine, must be paid; and thereupon the Directors, subject to the powers vested in them by Articles 32, 33, and 35, shall register the transferee as a Shareholder and retain the instrument of transfer.

35. *Directors may authorize registration of transferees.*—The Directors may, by such means as they shall deem expedient, authorize the registration of transferees as Shareholders without the necessity of any meeting of the Directors for that purpose.

36. *Directors not bound to inquire as to validity of transfer.*—In no case shall the Directors be bound to inquire into the validity, legal effect, or genuineness of any instrument of transfer produced by a person claiming a transfer of any share in accordance with these Articles; and whether they abstain from so inquiring, or do so inquire and are misled, the transferor shall have no claim whatsoever upon the Company in respect of the shares, except for the dividends previously declared in respect thereof, but, if at all, upon the transferee only.

37. *Transfer Books when to be closed.*—The Transfer Books shall be closed during the fourteen days immediately preceding each Ordinary General Meeting, including the First General Meeting; also, when a dividend is declared, for the three days next ensuing the meeting; also at such other times as the Directors may decide, not exceeding further thirty days in any one year.

#### TRANSMISSION OF SHARES.

38. *Title to shares of deceased holder.*—The executors, or administrators, or the heirs of a deceased Shareholder shall be the only persons recognized by the Company as having any title to the shares of such Shareholder.

39. *Registration of persons entitled to shares otherwise than by transfer.*—Any guardian of any infant Shareholder, or any committee of a lunatic Shareholder, or any person becoming entitled to shares in consequence of the death, bankruptcy, or liquidation of any Shareholder, or the marriage of any female Shareholder, or in any other way than by transfer, shall, upon producing such evidence that he sustains the character in respect of which he proposes to act under this clause, or of his title, as the Company think sufficient, be forthwith entitled, subject to the provisions herein contained, to be registered as a Shareholder in respect of such shares on payment of a fee of Rs. 2.50; or may subject to the regulations as to transfers hereinbefore contained, transfer the same to some other person.

40. *Failing such registration, shares may be sold by the Company.*—If any person who shall become entitled to be registered in respect of any share under clause 39 shall not, from any cause whatever, within twelve calendar months after the event on the happening of which his title shall accrue, be registered in respect of such share, or if in the case of the death of any Shareholder no person shall, within twelve calendar months after such death, be registered as a Shareholder in respect of the shares of such deceased Shareholder, the Company may sell such shares, either by public auction or private contract, and give a receipt for the purchase money, and the purchaser shall be entitled to be registered in respect of such share, and shall not be bound to inquire whether the events have happened which entitled the Company to sell the same, and the nett proceeds of such sale, after deducting all expenses and all moneys in respect of which the Company is entitled to a lien on the shares so sold, shall be paid to the person entitled thereto.

#### SHARES (SURRENDER AND FORFEITURE).

41. *The Directors may accept surrender of shares.*—The Directors may accept, in the name and for the benefit of the Company, and upon such terms and conditions as may be agreed, a surrender of the shares of Shareholders who may be desirous of retiring from the Company.

42. *If call or instalment be not paid, notice to be given to Shareholder.*—If any Shareholder fail to pay any call or instalment on or before the day appointed for the payment of the same, the Directors may at any time thereafter, during such time as the call or instalment remains unpaid, serve a notice on such Shareholder, or his executors or administrators, or the trustee or assignee in his bankruptcy, requiring him to pay the same, together with any interest that may have accrued, and all expenses that may have been incurred by the Company by reason of such non-payment.

*Terms of notice.*—The notice shall name a day (not being less than one month from the date of the notice) on and a place or places at which such call or instalment and such interest and expenses as aforesaid are to be paid. The notice shall also state that, in the event of non-payment at or before the time and the place appointed, the shares in respect of which the call was made or instalment is payable will be liable to be forfeited.

*In default of payment, shares to be forfeited.*—If the requisition of such notice as aforesaid be not complied with, every or any share or shares in respect of which such notice has been given may at any time thereafter, before payment of calls or instalments, interest, and expenses due in respect thereof, be declared forfeited by a resolution of the Board to that effect.

*Shareholder still liable to pay money owing at time of forfeiture.*—Any Shareholder whose shares have been so declared forfeited shall, notwithstanding, be liable to pay, and shall forthwith pay to the Company all calls, instalments, interest, and expenses owing upon or in respect of such shares at the time of the forfeiture, together with interest thereon from the time of forfeiture until payment at 9 per cent. per annum, and the Directors may enforce the payment thereof if they think fit.

43. *Surrendered or forfeited shares to be property of Company, and may be sold, &c.*—Every share surrendered or so declared forfeited shall be deemed to be the property of the Company, and may be sold, re-allotted, or otherwise disposed of upon such terms and in such manner as the Board shall think fit.

44. *Effect of surrender or forfeiture.*—The surrender or forfeiture of a share shall involve the extinction of all interest in, and also of all claims and demands against, the Company in respect of the share and the proceeds thereof, and all other rights, incident to the share, except only such of those rights (if any) as by these presents are expressly saved.

45. *Certificate of surrender or forfeiture.*—A certificate in writing under the hands of two of the Directors and of the Secretary or Secretaries that a share has been duly surrendered or forfeited, stating the time when it was surrendered or forfeited, shall be conclusive evidence of the facts therein stated as against all persons who would have been entitled to the share but for such surrender or forfeiture, and such certificate and the receipt of the Company for

the price of such share shall constitute a good title to such share, and a certificate of proprietorship shall be delivered to any person who may purchase the same from the Company, and thereupon such purchaser shall be deemed the holder of such share, discharged from all calls due prior to such purchase; and he shall not be bound to see to the application of the purchase money, nor shall his title to such share be affected by any irregularity in the proceedings in reference to such forfeiture or sale.

*Forfeiture may be remitted.*—The Directors may in their discretion remit or annul the forfeiture of any share within six months from the date thereof upon the payment of all moneys due to the Company from the late holder or holders of such share or shares, and all expenses incurred in relation to such forfeiture, together with such further sum of money, by way of redemption money for the deficit, as they shall think fit, not being less than 9 per cent. on the amount of the sums wherein default in payment had been made, but no share *bona fide* sold or re-allotted, or otherwise disposed of under Article 43 hereof, shall be redeemable after sale or disposal.

46. *Company's lien on shares.*—The Company shall have a first charge or paramount lien upon all the shares of any holder or joint-holders for all moneys for the time being due to the Company by such holder, or by all or any of such joint-holders respectively, either in respect of such shares or of other shares held by such holder or joint-holders or otherwise, and whether due from any such holder individually or jointly with others, including all calls resolutions for which shall have been passed by the Directors, although the times appointed for the payment thereof shall not have arrived; and where any share is held by more persons than one, the Company shall be entitled to the said charge or lien in respect of any money due to the Company from any of such persons; and the Directors may decline to register any transfer of shares subject to such charge or lien.

47. *Lien how made available.*—Such charge or lien may be made available by a sale of all or any of the shares subject to it, provided that no such sale shall be made except under a resolution of the Directors, and until notice in writing shall have been given to the indebted Shareholder or his executors or administrators, or the assignee or trustee in his bankruptcy, requiring him or them to pay the amount for the time being due to the Company, and default shall have been made for twenty-eight days from such notice in paying the sum thereby required to be paid. Should the Shareholder over whose share the lien exists be in England or elsewhere abroad, sixty days' notice shall be allowed him.

48. *Proceeds how applied.*—The nett proceeds of any such sale as aforesaid under the provisions of Articles 43 and 47 hereof shall be applied in or towards satisfaction of such debts, liabilities, or engagements, and the residue (if any) paid to such Shareholder or his representatives.

49. *Certificate of sale.*—A certificate in writing under the hands of two of the Directors and of the Secretary or Secretaries that the power of sale given by clause 47 has arisen, and is exercisable by the Company under these presents, shall be conclusive evidence of the facts therein stated.

50. *Transfer of sale how executed.*—Upon any such sale two of the Directors may execute a transfer of such share to the purchaser thereof, and such transfer, with the certificate last aforesaid, shall confer on the purchaser a complete title to such shares.

#### PREFERENCE SHARES.

51. *Preference and deferred shares.*—Any shares from time to time to be issued or created may from time to time be issued with any such right of preference, whether in respect of dividend or of payment of capital, or both, or any such other special privilege or advantage over any shares previously issued or then about to be issued (other than shares issued with a preference), or at such a premium, or with such deferred rights as compared with any shares previously issued or then about to be issued, or subject to any such conditions or provisions, and with any such right or without any right of voting, and generally on such terms as the Company may from time to time by special resolution determine.

52. *Resolutions affecting a particular class of shares.*—If at any time by the issue of preference shares or otherwise the capital is divided into shares of different classes, then the holders of any class of shares may, by an extraordinary resolution passed at a meeting of such holders, consent, on behalf of all the holders of shares of the class, to the issue or creation of any shares ranking equally therewith, or having any priority thereto, or to the abandonment of any preference or priority, or of any accrued dividend, or the reduction for any time or permanently of the dividends payable thereon, or to any scheme for the reduction of the Company's capital affecting the class of shares; and such resolution shall be binding upon all the holders of shares of the class, provided that this Article shall not be read as implying the necessity for such consent in any case in which but for this Article the object of the resolutions could have been effected without it.

53. *Meeting affecting a particular class of shares.*—Any meeting for the purpose of the last preceding clause shall be convened and conducted in all respects as nearly as possible in the same way as an Extraordinary General Meeting of the Company, provided that no member, not being a Director, shall be entitled to notice thereof or to attend thereat, unless he be a holder of shares of the class intended to be affected by the resolution, and that no vote shall be given except in respect of a share of that class, and that at any such meeting a poll may be demanded in writing by any members personally present and entitled to vote at the meeting.

#### CALLS.

54. *Directors may make calls.*—The Directors may from time to time make such calls as they think fit upon the registered holders of shares in respect of moneys unpaid thereon, and not by the conditions of allotment made payable at fixed times; and each Shareholder shall pay the amount of every call so made on him to the persons and at the times and places appointed by the Directors, provided that two months' notice at least shall be given to the Shareholders of the time and place appointed for payment of each call.

*Calls, time when made.*—A call shall be deemed to have been made at the time when the resolution authorizing the call was passed at a Board Meeting of the Directors.

*Extension of time for payment of call.*—The Directors shall have power in their absolute discretion to give time to any one or more Shareholder or Shareholders, exclusive of the others, for payment of any call or part thereof on such terms as the Directors may determine. But no Shareholder shall be entitled to any such extension except as a matter of grace or favour.

55. *Interest on unpaid call.*—If the sum payable in respect of any call or instalment is not paid on or before the day appointed for the payment thereof, the holder for the time being of the share in respect of which the call shall have been made, or the instalments shall have been due, shall pay interest for the same at the rate of 9 per centum per annum from the day appointed for the payment thereof to the time of the actual payment, but the Directors may, when they think fit, remit altogether or in part any sum becoming payable for interest under this clause.

56. *Payments in anticipation of calls at interest.*—The Directors may at their discretion receive from any Shareholder willing to advance the same, and upon such terms as they think fit, all or any part of the amount of his shares beyond the sum actually called up.



## BORROWING POWERS.

57. *Power to borrow.*—The Directors shall have power to procure from time to time, in the usual course of business, such temporary advances on the produce in hand, or in the future to be obtained from the Company's estates, as they may find necessary or expedient for the purpose of defraying the expenses of working the Company's estates, or of erecting, maintaining, improving, or extending buildings, machinery, or plantations, or otherwise. Also from time to time at their discretion to borrow or raise from the Directors or other persons any sum or sums of money for the purposes of the Company, but so that the amount at any one time owing in respect of moneys so borrowed or raised shall not, without the sanction of a General Meeting, exceed the sum of One hundred thousand Rupees (Rs. 100,000). With the sanction of a General Meeting the Directors shall be entitled to borrow such further sum or sums and at such rate of interest as such meeting shall determine. The Directors may, for the purpose of securing the repayment of any such sum or sums of money so borrowed or raised, create and issue any bonds, mortgages, debentures, mortgage debentures, debenture stock, bonds, or obligations of the Company charged upon all or any part of the undertaking, revenue, property, and rights or assets of the Company (both present and future), including uncalled capital or unpaid calls, or give, accept, or endorse on behalf of the Company any promissory notes or bills of exchange. Any such securities may be issued either at par or at a premium or discount, and may from time to time be cancelled or discharged, varied, or exchanged as the Directors may think fit, and may contain any special privileges as to redemption, surrender, drawings, allotment of shares, or otherwise. Every debenture or other instrument issued by the Company for securing the payment of money may be so framed that the moneys thereby secured shall be assignable free from any equities between the Company and the person to whom the same may be issued. A declaration under the Company's seal contained in or endorsed upon any of the documents mentioned in this Article and subscribed by two or more of the Directors or by one Director and the Secretary or Secretaries, to the effect that the Directors have power to borrow the amount which such document may represent, shall be conclusive evidence thereof in all questions between the Company and its creditors, and no such document containing such declaration shall, as regards the creditor, be void on the ground of its being granted in excess of the aforesaid borrowing power, unless it shall be proved that such creditor was aware that it was so granted.

## MEETINGS.

58. *First General Meeting.*—The First General Meeting of the Company shall be held at such time, not being more than twelve months after the registration of the Company, and at such place as the Directors may determine.

59. *Subsequent General Meetings.*—Subsequent General Meetings shall be held once in every year at such time and place as may be prescribed by the Company in General Meeting, and if no time or place is prescribed, at such time and place as may be determined by the Directors.

60. *Ordinary and Extraordinary General Meetings.*—The General Meetings mentioned in the last preceding clause shall be called Ordinary General Meetings; all other Meetings of the Company shall be called Extraordinary General Meetings.

61. *Extraordinary General Meeting.*—The Directors may, whenever they think fit, call an Extraordinary General Meeting, and the Directors shall do so upon a requisition made in writing by not less than one-seventh of the number of Shareholders holding not less than one-seventh of the issued capital and entitled to vote.

62. *Requisition of Shareholders to state object of meeting; on receipt of requisition Directors to call meeting, and in default Shareholders may do so.*—Any requisition so made shall express the object of the meeting proposed to be called, shall be addressed to the Directors, and shall be sent to the registered office of the Company. Upon the receipt of such requisition the Directors shall forthwith proceed to convene an Extraordinary General Meeting, to be held at such time and place as they shall determine. If they do not proceed to convene the same within seven days from the delivery of the requisition, the requisitionists may themselves convene an Extraordinary General Meeting, to be held at such place and at such time as the Shareholders convening the meeting may themselves fix.

63. *Notice of resolution.*—Any Shareholder may, on giving not less than ten days' previous notice of any resolution, submit the same to a meeting. Such notice shall be given by leaving a copy of the resolution at the registered office of the Company.

64. *Seven days' notice of meeting to be given.*—Seven days' notice at least of every General Meeting, Ordinary or Extraordinary, and by whomsoever convened, specifying the place, date, hour of meeting, and the objects and business of the meeting, shall be given either by advertisement in the *Ceylon Government Gazette* or by notice sent by post, or otherwise served as hereinafter provided, but an accidental omission to give such notice to any Shareholder shall not invalidate the proceedings at any General Meeting.

65. *Business requiring and not requiring notification.*—Every Ordinary General Meeting shall be competent, without special notice having been given of the purposes for which it is convened, or of the business to be transacted thereat, to receive and discuss any report and any accounts presented thereto by the Directors, and to pass resolutions in approval or disapproval thereof, and to declare dividends, and to elect Directors and Auditors retiring in rotation, and to fix the remuneration of the Auditors; and shall also be competent to enter upon, discuss, and transact any business whatever of which special mention shall have been given in the notice or notices upon which the meeting was convened.

66. *Notice of other business to be given.*—With the exceptions mentioned in the foregoing Articles as to the business which may be transacted at Ordinary General Meetings without notice, no General Meeting, Ordinary or Extraordinary, shall be competent to enter upon, discuss, or transact any business which has not been specially mentioned in the notice or notices upon which it was convened.

67. *Quorum to be present.*—No business shall be transacted at a General Meeting, except the declaration of a dividend recommended by a report of the Directors or the election of a Chairman, unless there shall be present in person at the commencement of the business three or more persons being either Shareholders entitled to vote, or the duly authenticated Attorneys of Shareholders or persons holding proxies from Shareholders.

68. *If a quorum not present, meeting to be dissolved or adjourned; adjourned meeting to transact business.*—If at the expiration of half an hour from the time appointed for the meeting the required number of Shareholders shall not be present at the meeting, the meeting, if convened by or upon the requisition of Shareholders, shall be dissolved, but in any other case it shall stand adjourned to the same day in the next week at the same time and place; and if at such adjourned meeting a quorum is not present, those Shareholders who are present shall be a quorum, and may transact the business for which the meeting was called.

69. *Chairman of Directors or a Director to be Chairman of General Meeting; in case of their absence or refusal a Shareholder may act.*—The Chairman (if any) of the Directors shall be entitled to take the Chair at every General Meeting, whether Ordinary or Extraordinary; or if there be no Chairman, or if at any meeting he shall not be present within 15 minutes after the time appointed for holding such meeting, or if he shall refuse to take the Chair, the Shareholders shall choose another Director as Chairman; and if no Directors be present, or if all the Directors present decline to take the Chair, then the Shareholders present shall choose one of their number to be Chairman.

70. *Business confined to election of Chairman while Chair vacant.*—No business shall be discussed at any General Meeting, except the election of a Chairman, whilst the Chair is vacant.



71. *Chairman with consent may adjourn meeting.*—The Chairman, with the consent of the meeting, may adjourn any meeting from time to time and from place to place, but no business shall be transacted at any adjourned meeting other than the business left unfinished at the meeting from which the adjournment took place, unless due notice shall be given.

72. *Minutes of General Meetings.*—Minutes of the proceedings of every General Meeting, whether Ordinary or Extraordinary, shall be entered in a book to be kept for that purpose, and shall when so entered be signed as soon as practicable by the Chairman of the same meeting, or by the Chairman of the succeeding meeting, and the same when so entered and signed shall be evidence of all such proceedings and of the proper election of the Chairman.

#### VOTING AT MEETINGS.

73. *Votes.*—At any meeting every resolution shall be decided by the votes of the Shareholders present in person or by proxy or by attorney duly appointed, and in case there shall be an equality of votes, the Chairman at such meeting shall be entitled to give a casting vote in addition to the vote to which he may be entitled as a Shareholder and proxy and attorney; and unless a poll be immediately demanded in writing by some Shareholder present at the meeting and entitled to vote, a declaration by the Chairman that a resolution has been carried, and an entry to that effect in the Minute Book of the Company, shall be sufficient evidence of the fact without proof of the number of votes recorded in favour of or against such resolution.

74. *Poll.*—If a poll be duly demanded, the same shall be taken in such manner and at such time and place as the Chairman shall direct, and the result of the poll shall be deemed to be the resolution of the meeting at which the poll was demanded. The demand of a poll shall not prevent the continuance of a meeting for the transaction of any business other than the question on which a poll has been demanded.

75. *Poll how taken.*—If at any meeting a poll be demanded by notice in writing signed by some Shareholder present at the meeting and entitled to vote, which notice shall be delivered during the meeting to the Chairman, the meeting shall, if necessary, be adjourned, and the poll shall be taken at such time and in such a manner as the Chairman shall direct, and in such case every Shareholder shall have the number of votes to which he may be entitled as hereinafter provided; and in case at any such poll there shall be an equality of votes, the Chairman of the meeting at which such poll shall have been demanded shall be entitled to a casting vote in addition to any votes to which he may be entitled as a Shareholder and proxy and attorney, and the result of such poll shall be deemed to be the resolution of the Company in such meeting.

76. *No poll on election of Chairman or on question of adjournment.*—No poll shall be demanded on the election of a Chairman of the meeting or on any question of adjournment.

77. *Number of votes to which Shareholder entitled.*—On a show of hands every Shareholder present in person or by proxy or attorney shall have one vote only. In case of a poll every Shareholder present in person or by proxy or attorney shall (except as provided for in the Article immediately following), have one vote for every one share held by him, up to ten shares. He shall have an additional vote for every ten shares held by him beyond the first ten shares up to one hundred shares, and an additional vote for every twenty-five shares beyond the first one hundred shares. When voting on a resolution involving the winding up of the Company, every Shareholder shall have one vote for every share held by him.

78. *Guardian of infant, &c., when not entitled to vote.*—The parent or guardian of an infant Shareholder, the committee or other legal guardian of any lunatic Shareholder, the husband of any female Shareholder not entitled to her shares as separate estate, and the executor or administrator of any deceased Shareholder, or any one of such persons as aforesaid, if more than one, shall not be entitled to vote in the place of such infant, lunatic, female, or deceased person, unless such person shall have been registered as a Shareholder.

79. *Voting in person or by proxy.*—Votes may be given either personally or by proxy or attorney duly authorized.

80. *Non-Shareholder not to be appointed proxy.*—No person shall be appointed a proxy who is not a Shareholder of the Company, but the attorney of a Shareholder, even though not himself a Shareholder of the Company, may represent and vote for his principal at any meeting of the Company.

81. *Shareholder in arrear or not registered at least three months previous to the meeting not to vote.*—No Shareholder shall be entitled to vote or speak at any General Meeting unless all calls due from him on his shares, or any of them, shall have been paid; and no Shareholder other than the trustee or assignee of a bankrupt or representative of a deceased Shareholder, or person acquiring by marriage, shall be entitled to vote or speak at any meeting held after the expiration of three months from the registration of the Company, in respect of or as the holder of any share which he has acquired by transfer, unless he has been at least three months previously to the time of holding the meeting at which he proposes to vote or speak duly registered as the holder of the share in respect of which he claims to vote or speak.

82. *Proxy to be printed or in writing.*—The instrument appointing a proxy shall be printed or written, and shall be signed by the appointor, or if such appointor be a corporation, it shall be by the common seal of such corporation.

83. *When proxy to be deposited.*—The instrument appointing a proxy shall be deposited at the registered office of the Company not less than twenty-four hours before the time appointed for holding the meeting at which the person named in such instrument proposes to vote.

84. *Form of proxy.*—Any instrument appointing a proxy may be in the following form:—

#### *The Udabage Tea and Rubber Company, Limited.*

I, \_\_\_\_\_, of \_\_\_\_\_, appoint \_\_\_\_\_, of \_\_\_\_\_ (a Shareholder in the Company), as my proxy to represent me and to vote for me and on my behalf at the Ordinary (or Extraordinary, as the case may be) General Meeting of the Company to be held on the \_\_\_\_\_ day of \_\_\_\_\_, One thousand Nine hundred and \_\_\_\_\_, and at any adjournment thereof, and at every poll which may be taken in consequence thereof.

As witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, One thousand Nine hundred and \_\_\_\_\_.

85. *Objection to validity of vote to be made at the meeting or poll.*—No objection shall be made to the validity of any vote (whether given personally or by proxy or by attorney) except at the meeting or poll at which such vote shall be tendered, and every vote (whether given personally or by proxy or by attorney) to which no objection shall be made at such meeting or poll shall be deemed valid for all purposes of such meeting or poll whatsoever.

86. *No Shareholder to be prevented from voting by being personally interested in result.*—No Shareholder shall be prevented from voting by reason of his being personally interested in the result of the voting.

## DIRECTORS.

87. *Number of Directors.*—The number of Directors shall never be less than two nor more than five.

88. *Their qualification and remuneration.*—The qualification of a Director shall be his holding in his own right shares in the Company, whether fully paid up or partly paid up, of the total nominal value of at least Two thousand Five hundred Rupees (Rs. 2,500), and upon which, in the case of partly paid up shares, all calls for the time being shall have been paid, and this qualification shall apply as well to the first Directors as to all future Directors. As a remuneration for their services, the Directors shall be entitled to appropriate a sum not exceeding Five thousand Rupees (Rs. 5,000) annually, to be divided between them in such manner as they may determine, but the Company in General Meeting may at any time alter the amount of such remuneration for the future, and such remuneration shall not be considered as including any remuneration for special or extra services hereinafter referred to, nor any extra remuneration to the Managing Directors of the Company.

89. *Appointment of first Directors and duration of their office.*—The first Directors shall be the Hon'ble Mr. John Norman Campbell of Nuwara Eliya; William Forsythe of Kuda Oya, Hatton; James Patrick Anderson of Glasell, Dehiowita; Walter Shakspeare of Colombo, and George Jerment Jameson of 8, Mapesbury Road, London, W., who shall hold office till the First Ordinary General Meeting of the Company, when they shall all retire, but shall be eligible for re-election.

90. *Directors may appoint Managing Director or Directors; his or their remuneration.*—One or more of the Directors may be appointed by the Directors to act as Secretary, Managing Director or Managing Directors, and (or) Visiting Agent or Visiting Agents of the Company or Superintendent or Superintendents of any of the Company's estates for such time and on such terms as the Directors may determine or fix by agreement with the person or persons appointed to the office, and they may from time to time revoke such appointment and appoint another or other Secretary, Managing Director or Managing Directors, and (or) Visiting Agent or Agents, Superintendent or Superintendents, and the Directors may impose and confer on the Managing Director or Managing Directors all or any duties and powers that might be imposed or conferred on any Manager of the Company. If any Director shall be called upon to perform any extra services, the Directors may arrange with such Director for such special remuneration for such services, either by way of salary, commission, or the payment of a lump sum of money, as they shall think fit.

91. *Appointment of successors to Directors.*—The General Meeting at which Directors retire or ought to retire by rotation shall appoint successors to them; and in default thereof such successors may be appointed at a subsequent General Meeting.

92. *Board may fill up vacancies.*—The Board shall have power at any time and from time to time before the First Ordinary General Meeting to supply any vacancies in their number arising from death, resignation, or otherwise.

93. *Duration of office of Director appointed to vacancy.*—Any casual vacancy occurring in the number of Directors subsequent to the First Ordinary General Meeting may be filled up by the Directors, but any person so chosen shall retain his office so long only as the vacating Director would have retained the same if no vacancy had occurred.

94. *To retire annually.*—At the Second Ordinary General Meeting and at the Ordinary General Meeting in every subsequent year one of the Directors for the time being shall retire from office as provided in clause 95.

95. *Retiring Directors how determined.*—The Directors to retire from office at the Second, Third, Fourth, and Fifth Ordinary General Meeting shall, unless the Directors otherwise arrange among themselves, be determined by ballot; in every subsequent year the Directors to retire shall be those who have been longest in office.

96. *Retiring Directors eligible for re-election.*—Retiring Directors shall be eligible for re-election.

97. *Decision of question as to retirement.*—In case any question shall arise as to which of the Directors who have been the same time in office shall retire, the same shall be decided by the Directors by ballot.

98. *Number of Directors how increased or reduced.*—The Directors, subject to the approval of a General Meeting, may from time to time at any time subsequent to the Second Ordinary General Meeting increase or reduce the number of Directors, and may also, subject to the like approval, determine in what rotation such increased or reduced number is to go out of office.

99. *If election not made, retiring Directors to continue until next meeting.*—If at any meeting at which an election of a Director ought to take place the place of the retiring Director is not filled up, the retiring Director may continue in office until the First Ordinary Meeting in the next year, and so on from meeting to meeting until his place is filled up, unless it shall be determined at such meeting to reduce the number of Directors.

100. *Resignation of Directors.*—A Director may at any time give notice in writing of his intention to resign by delivering such notice to the Secretary or Secretaries, or by leaving the same at the office, or by tendering his written resignation at a meeting of the Directors, and on the acceptance of his resignation by the Directors, but not before his office shall become vacant.

101. *When office of Director to be vacated.*—The office of Director shall be vacated—

- (a) If he accepts or holds any office or place of profit (other than Managing Director, Visiting Agent, Superintendent, or Secretary) under the Company.
- (b) If he becomes bankrupt or insolvent, or suspends payment, or files a petition for the liquidation of his affairs, or compounds with his creditors.
- (c) If by reason of mental or bodily infirmity he becomes incapable of acting.
- (d) If he ceases to hold the required number of shares to qualify him for the office.
- (e) If he is concerned or participates in the profits of any contract with, or work done for, the Company.

*Exceptions.*—But the above rule shall be subject to the following exceptions:—That no Director shall vacate his office by reason of his being a member of any corporation, company, or firm which has entered into any contract with, or done any work for, the Company of which he is a Director, or by his being agent, or secretary, or proctor, or by his being a member of a firm who are agents, or secretaries, or proctors of the Company; nevertheless, he shall not vote in respect of any contract work or business in which he may be personally interested.

102. *How Directors removed and successors appointed.*—The Company may, by a special resolution, remove any Director before the expiration of his period of office, and may, by an ordinary resolution, appoint another person in his stead, and the Director so appointed shall hold office only during such time as the Director in whose place he is appointed would have held the same if he had not been removed.

103. *Indemnity to Directors and others for their own acts and for the acts of others.*—Every Director or officer and his heirs, executors, and administrators shall be indemnified by the Company from all losses and expenses incurred by him respectively in or about the discharge of his respective duties, except such as happen from his respective wilful acts or defaults; and no Director or officer, nor the heirs, executors, or administrators of any Director or officer, shall be liable for any other Director or officer, or for joining in any receipt or other acts of conformity, or for any loss or expense happening to the Company by the insufficiency or deficiency of title to any property acquired for or on behalf of the Company, or for the insufficiency or deficiency of any security in or upon which any of the moneys of the Company shall be invested, or for any loss or damage arising from the bankruptcy, insolvency, or tortious act of any person with whom any moneys, securities, or effects shall be deposited, or for any other loss, damage, or misfortune whatsoever which shall happen in the execution of the duties of his respective office or in relation thereto, unless the same happen through his own wilful act or default.

104. *No contribution to be required from Directors beyond amount, if any, unpaid on their shares.*—No contribution shall be required from any present or past Director or Manager exceeding the amount, if any, unpaid on the shares in respect of which he is liable as a present or past Shareholder.

POWERS OF DIRECTORS.

105. The business of the Company shall be managed by the Directors either by themselves or through a Managing Director, or with the assistance of an agent or agents and secretary or secretaries of the Company, to be appointed by the Directors for such period and on such terms as they shall determine, and the Directors may pay out of the funds of the Company all costs and expenses, as well preliminary as otherwise, paid or incurred in and about the formation and registration of the Company, and in connection with the placing of the shares of the Company, and in and about the valuation, purchase, lease, or acquisition of the said Udabage Estate and any other lands, estates, or property and the opening, clearing, planting, and cultivation thereof, and otherwise in or about the working and business of the Company.

106. The Directors shall have power to purchase, lease, take in exchange, or otherwise acquire for the Company any estate or estates, land or lands, property, rights, or privileges which the Company is authorized to acquire at such price, without investigation or requiring the production of the vendor's, assignor's, or lessor's title, and notwithstanding any real or apparent defect in the same, and generally to waive any defect in any title to estate or estates, land or lands, property rights or privileges, and to accept such title as in their opinion may be, or may be deemed to be, reasonably sufficient, and to acquire, through or cause any such estate or estates, land or lands, property rights or privileges to be held by any individual or Company as Trustee or Agent for the Company and generally on such terms and conditions as they may think fit; and to make and they may make such regulations for the management of the business and property of the Company as they may from time to time think proper, and for that purpose may appoint such managers, agents, secretaries, treasurers, accountants, and other officers, visiting agents, inspectors, superintendents, clerks, artisans, labourers, and other servants for such period or periods, and with such remuneration, and at such salaries, and upon such terms and conditions as they may consider advisable, and may pay the expenses occasioned thereby out of the funds of the Company, and may from time to time remove or suspend all or any of the managers, agents, officers, visiting agents, inspectors, clerks or servants, for such reasons as they may think proper and advisable and without assigning any cause.

107. The Directors shall have power to appoint a proctor or proctors, solicitor or solicitors, attorney or attorneys to assist in carrying on or protecting the business of the Company on such terms as they may consider proper and from time to time to revoke such appointment.

108. The Directors shall have power to open on behalf of the Company any account or accounts with such bank or banks as they may select or appoint, and also by such signatures as they may appoint to draw, accept, make, endorse, sign, and execute cheques, bills of exchange, and promissory notes, bills of lading, receipts, contracts, and agreements, bonds, mortgages, proxies to any proctor or proctors, and other documents on behalf of and to further the interests of the Company.

109. It shall be lawful for the Directors, if authorized so to do by the Shareholders in General Meeting, to arrange terms for the amalgamation of the Company with any other company or companies, or individual or individuals, or for the sale or disposal of the business, estates, and effects of the Company, or any part or parts, share or shares thereof, respectively, to any company or companies, person or persons, upon such terms and in such manner as the Directors shall think fit; and the Directors shall have power to do all such things as may be necessary for carrying such amalgamation, sale, or other disposition into effect so far as a resolution or a special resolution of the Company is not by law necessary for such purpose; and in case any terms so arranged by the Directors include or make necessary the dissolution of the Company, the Company shall be dissolved to that end.

110. The Directors shall carry on the business of the Company in such manner as they may think most expedient; and in addition to the powers and authorities by any Ordinance or by these presents expressly conferred on them, they may exercise all such powers, give all such consents, make all such arrangements, appoint all such agents, managers, secretaries, treasurers, accountants and other officers, clerks, assistants, artisans, and workers, and generally do all such acts and things as are or shall be by any Ordinance and by these presents directed and authorized to be exercised, given, made, or done by the Company, and are not by any Ordinance or by these presents required to be exercised or done by the Company in General Meeting, subject, nevertheless, to the provisions of any such Ordinance and of these presents, and to such regulations and provisions (if any) as may from time to time be prescribed by the Company in General Meeting; but no regulation made by the Company in General Meeting shall invalidate any prior act of the Board which would have been valid if such regulation had not been made. The generality of the powers conferred by any clause in these presents on the Directors shall not be taken to be limited by any clause conferring any special or expressed power.

111. In furtherance and not in limitation of, and without prejudice to, the general powers conferred or implied in the last preceding clause and of the other powers conferred by these presents, it is hereby expressly declared that the Directors shall have the powers following, that is to say:—

- (1) To institute, conduct, defend, compound, or abandon any action, suit, prosecution, or legal proceedings by and against the Company or its officers, or otherwise concerning the affairs of the Company, and also to compound and allow time for payment or satisfaction of any debts due, and of any claims and demands by and against the Company.
- (2) To refer any claims or demands by or against the Company to arbitration, and observe and perform the awards.
- (3) To make and give receipts, releases, and other discharges, for money payable to the Company, and for claims and demands of the Company.
- (4) To act on behalf of the Company in all matters relating to bankrupts and insolvents with power to accept the office of trustee, assignee, liquidator, or inspector, or any similar office.
- (5) To invest any of the moneys of the Company which the Directors may consider not immediately required for the purposes thereof, upon such securities and in such manner as they may think fit, and so that they shall not be restricted to such securities as are permissible to trustees without special powers, and from time to time to vary or release such investment.
- (6) From time to time to provide for the management of the affairs of the Company abroad in such manner as they think fit, and may establish any local boards or agencies for managing any of the affairs of the Company abroad, and to appoint any persons to be members of such local board, or any managers or agents, and to fix their remuneration.
- (7) From time to time and at any time to delegate to any one or more of the Directors of the Company, for the time being, or any other person or Company for the time being residing or carrying on business in Ceylon or elsewhere, all or any of the powers hereby made exercisable by the Directors, except those relating to shares and any others as to which special provisions inconsistent with such delegation are herein contained; and they shall have power to fix the remuneration of

and at any time to remove such Director or other person or company, and to annul or vary any such delegation. They shall not however be entitled to delegate any powers of borrowing or charging the property of the Company to any agent of the Company or other person, except by instrument in writing, which shall specifically state the extent to which such powers may be used by the person or persons to whom they are so delegated, and compliance therewith shall be a condition precedent to the exercise of these powers.

#### PROCEEDINGS OF DIRECTORS.

112. *Meeting of Directors.*—The Directors may meet for the despatch of business, adjourn, and otherwise regulate their meetings as they may think fit, and determine the quorum necessary for the transaction of business. Until otherwise determined, two Directors shall be a quorum.

113. *A Director may summon meetings of Directors.*—A Director may at any time summon a meeting of Directors.

114. *Who is to preside at meetings of Board.*—The Board may elect a Chairman of their meetings and determine the period for which he is to hold office, and all meetings of the Directors shall be presided over by the Chairman, if one has been elected and if present, but if there be a vacancy in the office of Chairman, or if at any meeting of Directors the Chairman be not present at the time appointed for holding the same, then and in that case the Directors present shall choose one of their number to be Chairman of such meeting.

115. *Questions at meetings how decided.*—Any question which shall arise at any meeting of the Directors shall be decided by a majority of votes, and in case of an equality of votes the Chairman thereof shall have a casting vote in addition to his vote as a Director.

116. *Board may appoint committees.*—The Board may delegate any of their powers to committees consisting of such member or members of their body as the Board think fit, and they may from time to time revoke and discharge any such committee, either wholly or in part, and either as to persons or purposes, but every committee so formed shall, in exercise of the powers delegated to it, conform to all such regulations as may be prescribed by the Board. All acts done by any such committee, in conformity with such regulations and in the fulfilment of the purposes of their appointment, but not otherwise, shall have the like force and effect as if done by the Board.

117. *Acts of Board or committee valid notwithstanding informal appointment.*—The acts of the Board or of any committee appointed by the Board shall, notwithstanding any vacancy in the Board or committee, or defect in the appointment of any Director or of any member of the committee, be as valid as if no such vacancy or defect had existed, and as if every person had been duly appointed, provided the same be done before the discovery of the defect.

118. *Regulation of proceedings of committees.*—The meetings and proceedings of such committees shall be governed by the provisions herein contained for regulating the meetings and proceedings of Directors, so far as the same are applicable thereto, and be not superseded by the express terms of the appointment of such committees respectively, or any regulation imposed by the Board.

119. *Resolution in writing by all the Directors as valid as if passed at a meeting of Directors.*—A resolution in writing signed by all the Directors shall be as valid and effectual, as if it had been passed at a meeting of the Directors duly called and constituted.

120. *Minutes of proceedings of the company and the Directors to be recorded.*—The Directors shall cause minutes to be made in books to be provided for the purpose of the following matters, *videlicet* :—

- (a) Of all appointments of officers and committees made by the Directors.
- (b) Of the names of the Directors present at each meeting of the Directors and of the members of the committee appointed by the Board present at each meeting of the committee.
- (c) Of the resolutions and proceedings of all General Meetings.
- (d) Of the resolutions and proceedings of all meetings of the Directors and of the committees appointed by the Board.
- (e) Of all orders made by the Directors.

121. *Signature of minutes of proceedings and effect thereof.*—All such minutes shall be signed by the person or one of the persons who shall have presided as Chairman at the General Meeting, the Board Meeting, or Committee Meeting at which the business minuted shall have been transacted, or by the person or one of the persons who shall preside as Chairman at the next ensuing General Meeting, or Board Meeting, or Committee Meeting, respectively; and all minutes purporting to have been signed by any Chairman of any General Meeting, Board Meeting, or Committee Meeting, respectively, shall, for all purposes whatsoever, be *prima facie* evidence of the actual and regular passing of the resolutions, and the actual and regular transaction or occurrence of the proceedings and other matters purporting to be so recorded, and of the regularity of the meeting at which the same shall appear to have taken place, and of the Chairmanship and signature of the person appearing to have signed as Chairman, and of the date on which such meeting was held.

122. *The use of the seal.*—The seal of the Company shall not be used or affixed to any deed or instrument except in the presence of two or more of the Directors, or of one Director and the Secretary or Secretaries of the Company, who shall attest the sealing thereof, such attestation on the part of the Secretaries, in the event of a firm being the Secretaries, being signified by a partner or duly authorized manager, attorney, or agent of the said firm signing for and on behalf of the said firm as such Secretaries.

#### ACCOUNTS.

123. *What accounts to be kept.*—The Agent or Secretary or the Agents or Secretaries for the time being, or, if there be no Agent or Secretary or Agents or Secretaries, the Directors, shall cause true accounts to be kept of the paid up capital for the time being of the Company, and of all sums of money received and expended by the Company, and of the matters in respect of which such receipts and expenditure take place, and of the assets, credits, and liabilities of the Company, and generally of all its commercial, financial, and other affairs, transactions, and engagements, and of all other matters necessary for showing the true financial state and condition of the Company; and the accounts shall be kept in such books and in such a manner at the registered office of the Company as the Directors think fit.

124. *Accounts how and when open to inspection.*—The Directors shall from time to time determine whether, and to what extent, and at what times and places, and under what conditions or regulations the accounts and books of the Company or of any of them shall be open to the inspection of the Shareholders, and no Shareholder shall have any right of inspecting any account or book or document of the Company, except as conferred by the statutes or authorized by the Directors, or by a resolution of the Company in General Meeting.

125. *Statement of accounts and balance sheet to be furnished to General Meetings.*—At the Ordinary General Meeting in every year the Directors shall lay before the Company a statement of the profit and loss account of the preceding year and a balance sheet containing a summary of the property and liabilities of the Company made up to the end of the previous year.

126. *Report to accompany statement.*—Every such statement shall be accompanied by a report as to the state and condition of the Company and as to the amount which they recommend to be paid out of the profits by way of dividend or bonus to the Shareholders, and the statement, report, and balance sheet shall be signed by the Directors.

127. *Copy of balance sheet to be sent to Shareholders.*—A printed copy of such balance sheet shall, at least seven days previous to such meeting, be delivered at, or posted to, the registered address of every Shareholder.

#### DIVIDENDS, BONUS, AND RESERVE FUND.

128. *Declaration of dividend.*—The Directors may, with the sanction of the Company in General Meeting, from time to time declare a dividend to be paid and (or) pay a bonus to the Shareholders in proportion to the amount paid on their shares, but no dividend or bonus shall be payable except out of nett profits.

129. *Interim dividend.*—The Directors may, if they think fit, determine on and declare an interim dividend to be paid and (or) pay a bonus to the Shareholders on account, and in anticipation of the dividend on the then current year.

130. *Reserve fund.*—Previously to the Directors recommending any dividend, they may set aside, out of the profits of the Company, such a sum as they think proper as a reserve fund, and shall invest the same in such securities as they shall think fit, or place the same in fixed deposit in any bank or banks.

131. *Application thereof.*—The Directors may from time to time apply such portion as they think fit of the reserve fund to meet contingencies, or for equalizing dividends, or for working the business of the Company, or for repairing or maintaining or extending the buildings and premises, or for the repair or renewal or extension of the property or plant connected with the business of the Company or any part thereof, or for any other purpose of the Company which they may from time to time deem expedient.

132. *Unpaid interest or dividend not to bear interest.*—No unpaid interest or dividend or bonus shall ever bear interest against the Company.

133. *No Shareholder to receive dividend while debt due to Company.*—No Shareholder shall be entitled to receive payment of any dividend or bonus in respect of his share or shares whilst any moneys may be due or owing from him (whether alone or jointly with any other person) to the Company in respect of such share or shares, or otherwise howsoever.

134. *Directors may deduct debt from the dividends.*—The Directors may deduct from the dividend or bonus payable to any Shareholder all sums of money due from him (whether alone or jointly with any other person) to the Company, and notwithstanding such sums shall not be payable until after the date when such dividend is payable.

135. *Notice of dividend; forfeiture of unclaimed dividend.*—Notice of all interest or dividends or bonuses to become payable shall be given to each Shareholder entitled thereto; and all interest or dividend or bonuses unclaimed by any Shareholder for three years after notice thereof is given may be forfeited by a resolution of the Board of Directors for the benefit of the Company, and if the Directors think fit may be applied in augmentation of the reserve fund.

136. *Shares held by a firm.*—Every dividend or bonus payable in respect of any share held by a firm may be paid to, and an effectual receipt given by, any partner of such firm or agent duly authorized to sign the name of the firm.

137. *Joint-holders other than a firm.*—Every dividend or bonus payable in respect of any share held by several persons jointly other than a firm may be paid to, and an effectual receipt given by, any one of such persons.

#### AUDIT.

138. *Accounts to be audited.*—The accounts of the Company shall from time to time be examined and the correctness of the balance sheet ascertained by one or more Auditor or Auditors.

139. *Qualification of Auditors.*—No person shall be eligible as an Auditor who is interested otherwise than as a Shareholder in any transaction of the Company; but it shall not be a necessary qualification for an Auditor that he be a Shareholder of the Company, and no Director or officer of the Company shall, during his continuance in office, be eligible as an Auditor.

140. *Appointment and retirement of Auditors.*—The Directors shall appoint the first Auditor or Auditors of the Company and fix his or their remuneration; and all future Auditors, except as is hereinafter mentioned, shall be appointed at the First Ordinary General Meeting of the Company in each year by the Shareholders present thereat, and shall hold their office only until the First Ordinary General Meeting after their respective appointments or until otherwise ordered by a General Meeting.

141. *Retiring Auditors eligible for re-election.*—Retiring Auditors shall be eligible for re-election.

142. *Remuneration of Auditors.*—The remuneration of the Auditors other than the first shall be fixed by the Company in General Meeting, and this remuneration may from time to time be varied by a General Meeting.

143. *Casual vacancy in number of Auditors how filled up.*—If any vacancy that may occur in the office of Auditor shall not be supplied at any Ordinary General Meeting, or if any casual vacancy shall occur, the Directors shall (subject to the approval of the next Ordinary General Meeting) fill up the vacancy by the appointment of a person who shall hold the office until such meeting.

144. *Duty of Auditors.*—Every Auditor shall be supplied with a copy of the balance sheet intended to be laid before the next Ordinary General Meeting, and it shall be his duty to examine the same with the accounts and vouchers relating thereto, and to report thereon to the meeting generally or specially, as he may think fit.

145. *Company's accounts to be opened to Auditors for audit.*—All accounts, books, and documents whatsoever of the Company shall at all times be open to the Auditors for the purpose of audit.

#### NOTICES.

146. *Notices how authenticated.*—Notices from the Company may be authenticated by the signature (printed or written) of the Agent or Secretary, Agents or Secretaries, or other persons appointed by the Board to do so.

147. *Shareholders to register address.*—Every Shareholder shall give an address in Ceylon, which shall be deemed to be his place of abode, and shall be registered as such in the books of the Company.

*Service of notices.*—A notice may be served by the Company upon any Shareholder, either personally or by sending through the post in a prepaid letter, addressed to such Shareholder at his registered address or place of abode; and any notice so served shall be deemed to be well served for all purposes, notwithstanding that the Shareholder to whom such notice is addressed be dead, unless and until his executors or administrators shall have given to the Directors or to the Agent or Secretary or Agents or Secretaries of the Company their own or some other address in Ceylon.

148. *Notice to joint-holders of shares other than a firm.*—All notices directed to be given to Shareholders shall, with respect to any share to which persons other than a firm are jointly entitled, be sufficient if given to any one of such persons, and notice so given shall be sufficient notice to all the holders of such shares.

149. *Date and proof of service.*—Any notice if served by post shall be deemed to have been served on the day on which the letter containing the same would in ordinary course of post have been delivered at its address, and in proving such service it shall be sufficient to prove that the letter containing the notice was properly addressed and put into a Post Office or post box, and the entry in the Company's books of the leaving or sending by post of any notice at or to such address shall be sufficient evidence thereof, and no further evidence shall be necessary.

150. *Non-resident Shareholders must register addresses in Ceylon.*—Every Shareholder residing out of Ceylon shall name and register in the books of the Company an address within Ceylon at which all notices shall be served upon him, and all notices served at such address shall be deemed to be well served. If he shall not have named and registered such an address, he shall not be entitled to any notices.

All notices required to be given by advertisement shall be published in the *Ceylon Government Gazette*.

#### ARBITRATION.

151. *Directors may refer disputes to arbitration.*—Whenever any question or other matter whatsoever arises in dispute between the Company and any other company or persons, the same may be referred by the Directors to arbitration.

#### EVIDENCE.

152. *Evidence in action by Company against Shareholders.*—On the trial or hearing of any action or suit brought or instituted by the Company against any Shareholder or his representatives to recover any debt or money claimed to be due to the Company in respect of his shares, it shall be sufficient to prove that the name of the defendant is or was when the claim arose on the Register of Shareholders of the Company as a holder of the number of shares in respect of which such claim is made, and that the amount claimed is not entered as paid in the books of the Company; and it shall not be necessary to prove the registration of the Company, nor the appointment of the Directors who made any call, nor that a quorum of Directors was present at the Board at which any call was made, nor that the meeting at which any call was made was duly convened or constituted, nor any other matter whatsoever, but the proof of the matters aforesaid shall be conclusive evidence of the debt.

#### PROVISION RELATIVE TO WINDING UP OR DISSOLUTION OF THE COMPANY.

153. *Purchase of Company's property by Shareholders.*—Any Shareholder, whether a Director or not, or whether alone or jointly with any other Shareholder or Director, and any person not a Shareholder, may become the purchaser of the property of the Company or any part thereof, in the event of a winding up or a dissolution, or at any other time when a sale of the Company's property or effects, or any part thereof, shall be made by the Directors under the powers hereby or under the Ordinance conferred upon them.

154. *Distribution.*—If the Company shall be wound up, and there shall be any surplus assets after payment of all debts and satisfaction of all liabilities of the Company, such surplus assets shall be applied, first, in repaying to the holders of the preference shares (if any), the amounts paid up or reckoned as paid up thereon, and the balance in repaying to the holders of the ordinary shares, the amounts paid up or reckoned as paid up on such ordinary shares. If there shall remain any surplus assets after repayment of the whole of the paid up capital, such surplus assets shall be divided among the Members in proportion to the capital paid up or reckoned as paid up, on the shares which are held by them respectively at the commencement of the winding up.

155. *Payment in specie, and vesting in trustees.*—If the Company shall be wound up the liquidator, whether voluntary or official, may, with the sanction of an extraordinary resolution, divide among the contributories in specie any part of the assets of the Company, and may, with their sanction, vest any part of the assets of the Company in trustees upon such trusts for the benefit of the contributories as the liquidator, with like sanction, shall think fit.

In witness whereof the subscribers to the Memorandum of Association have hereto set and subscribed their names at Colombo, this Twenty-second day of April, 1907.

JAS. FORBES.

G. H. ALSTON.

W. HENRY FIGG.

WM. DICKSON.

ROBT. DAVIDSON.

F. J. DE SARAM.

W. SHAKSPEARE.

Witness to the above signatures at Colombo, this Twenty-second day of April, 1907:

LESLIE W. F. DE SARAM,

Proctor, Supreme Court,  
Colombo, Ceylon.



**MEMORANDUM OF ASSOCIATION OF THE ARANDARA-KEGALLE RUBBER COMPANY, LIMITED.**

1. The name of the Company is "THE ARANDARA-KEGALLE RUBBER COMPANY, LIMITED."
2. The registered office of the Company is to be established in Colombo (Australia Buildings, York street).
3. The objects for which the Company is to be established are—
  - (1) To purchase or otherwise acquire from Arthur Collingwood Smail the estate called and known as Arandara Estate, situated in the Kegalla District of the Province of Sabaragamuwa, or any portion or portions thereof at or for such price or prices and upon such terms and conditions as may be agreed upon, and upon the title under which the same is or are held by the above-named proprietor. The consideration or considerations to be paid for the said Estate or any portion or portions thereof as aforesaid to be payable in cash or in shares of the Company, or partly in cash and partly in shares of the Company. Such shares to be fully paid up or partly paid up and to be issued to the vendors or vendor and (or) their or his nominees or nominee.
  - (2) To purchase, take on lease or in exchange, hire, or otherwise acquire any estate or estates, land or lands in the Island of Ceylon or the Federated Malay States or elsewhere, and any right of way, water right, and other rights, privileges, and easements and concessions, and any factories, machinery, implements, tools, live and dead stock, stores, effects, and other property, real or personal, immovable or movable, of any kind.
  - (3) To hold, use, clear, open, plant, cultivate, work, manage, improve, carry on, and develop the undertaking lands, and real and personal, immovable and movable estates or property and assets of any kind of the Company or any part thereof.
  - (4) To plant, grow, and produce rubber, tea, coffee, coconuts, cinchona, cacao, cardamoms, rhea, ramie plants, trees, and other natural products or produce of any kind in the Island of Ceylon or the Federated Malay States or elsewhere.
  - (5) To treat, cure, prepare, or otherwise process, submit to any process or manufacture, and tender marketable (whether on account of the Company or others), rubber, tea, coffee, or any other such products or produce as aforesaid, or any articles or things whatsoever; to buy, sell, export, import, trade, and deal in rubber, tea, coffee, and other products, wares, merchandise, articles and things of any kind whatsoever, either in a prepared, manufactured, or raw state, and either by wholesale or retail.
  - (6) To carry on in the said Island of Ceylon or the Federated Malay States or elsewhere all or any of the following businesses, that is to say: planters of rubber, tea, coffee, or any other such products or produce as aforesaid in all its branches; carriers of passengers and goods by land or by water; forwarding agents, merchants, exporters, importers, traders, engineers; proprietors of docks, wharves, jetties, piers, warehouses, and boats; and of tug owners and wharfingers; and any other business which can or may conveniently be carried on in connection with the above or any of them.
  - (7) To acquire or establish and carry on any other business, manufacturing, shipping, or otherwise, which can be conveniently carried on in connection with any of the Company's general business; and to apply for purchase, or otherwise acquire, any patents, *brevets d'invention*, concessions, and the like conferring an exclusive or non-exclusive or limited right to use, or any information as to any invention which may seem capable of being used for any of the purposes of the Company, or the acquisition of which may seem calculated directly or indirectly to benefit this Company; and to use, exercise, develop, grant licenses in respect of, or otherwise turn to account the property, rights, and information so acquired.
  - (8) To purchase rubber, tea leaf, coffee, and (or) other raw products or produce for manufacture, manipulation, and (or) sale.
  - (9) To work mines or quarries, and to find, win, get, work, crush, smelt, manufacture, or otherwise deal with ores, metals, minerals, oils, precious and other stones or deposits or products, and generally to carry on the business of mining in all branches.
  - (10) To purchase, take in exchange, hire, or otherwise acquire and hold boats, barges, tugs, launches, and vessels of any description whatsoever; and to purchase, take in exchange, hire, or otherwise acquire and hold vans, omnibuses, carriages and carts, and other vehicles of any description whatsoever; and to purchase, take in exchange, hire, or otherwise acquire and hold all live and dead stock, chattels, and effects required for the maintenance and working of the business of carriers by land or by water; of proprietors of docks, wharves, jetties, piers, warehouses; of tug owners and wharfingers; or of any other business which can or may conveniently be carried on in connection with the above respectively.

- (11) To build, make, construct, equip, maintain, improve, alter, and work rubber and tea factories, coconut and coffee-curing mills, manufactories, buildings, erections, roads, water-courses, docks, wharves, jetties, and other works, and conveniences which may be necessary or convenient for the purpose of the Company, or may seem calculated directly or indirectly to advance the Company's interest; and to contribute to, subsidize, or otherwise assist or take part in the construction, improvement, maintenance, working, management, carrying out, or control thereof.
- (12) To cultivate, manage, and superintend estates and properties in the Island of Ceylon, the Federated Malay States, and elsewhere, and generally to undertake the business of estate agents in the said Island, the Federated Malay States, and elsewhere; to act as agents for the investment, loan, payment, transmission, and collection of money and for the purchase, sale, improvement, development, and management of property, including concerns and undertakings; and to transact any other agency business of any kind.
- (13) To engage, employ, maintain, and dismiss managers, superintendents, assistants, clerks, coolies, and other servants and labourers; and to remunerate any such at such rate as shall be thought fit, and to grant pensions or gratuities to any such or the widow or children of any such.
- (14) To enter into any arrangements with any authorities, Government, Municipal, local, or otherwise, that may seem conducive to the Company's objects or any of them, and to obtain from any such authority any rights, privileges, and concessions which the Company may think it desirable to obtain, and to carry out, exercise, and comply with such arrangements, rights, privileges, and concessions.
- (15) To enter into partnership or into any arrangement for sharing profits, union of interest, reciprocal concession, amalgamation or co-operation with any person or persons, corporation, or company carrying on or about to carry on or engage in, any business or transaction which this Company is authorized to carry on or engage in or any business or transaction capable of being conducted so as directly or indirectly to benefit this Company, and to take or otherwise acquire and hold shares or stock in or securities of and to subsidize or otherwise assist any such Company, and to sell, hold, re-issue with or without guarantee, or otherwise deal with such shares or securities; and to form, constitute, or promote any other company or companies for the purpose of acquiring all or any of the property, rights, and liabilities of this Company, or for any other purpose which may seem directly or indirectly calculated to benefit this Company.
- (16) To procure the Company to be registered or established or authorized to do business in the Island of Ceylon, the Federated Malay States, and elsewhere.
- (17) To lend money on any terms and in any manner with or without any security, and in particular on the security of plantations, factories, growing crops, produce, bills of exchange, promissory notes, bonds, bills of lading, warrants, stocks, shares, debentures, and book debts, or without any security at all, and generally to transact financial business of any kind.
- (18) To borrow or raise money for the purposes of the Company, or receive money on deposit at interest or otherwise, and for the purpose of raising or securing money or the performance for discharge of any obligation or liability of the Company, or for any other purpose to create, execute, grant, or issue any mortgages, mortgage debentures, debenture stock, bonds, or obligations of the Company either at par, premium, or discount, and either redeemable or irredeemable or perpetual, secured upon all or any part of the undertaking revenue, rights and properties of the Company, present and future, including uncalled capital or the unpaid calls of the Company.
- (19) Generally to purchase, take on lease or in exchange, hire, or otherwise acquire any real or personal property, and any rights, privileges, licenses, or easements which the Company may think necessary or convenient with reference to any of these objects, and capable of being profitably dealt with in connection with any of the Company's property or rights for the time being.
- (20) To cause or permit any debenture stock, bonds, debentures, mortgages, charges, incumbrances, liens, or securities of or belonging to or made or issued by the Company or affecting its property or rights or any of the terms thereof to be renewed, extended, varied, redeemed, exchanged, transferred, or satisfied as shall be thought fit; also to pay off and re-borrow the moneys secured thereby or any part or parts thereof.
- (21) To sell the undertaking of the Company or any part thereof for such consideration as the Company may think fit, and in particular, shares, debentures, or securities of any other Company having objects altogether or in part similar to those of this Company.
- (22) To invest and deal with the moneys of the Company not immediately required upon such securities and in such manner as may from time to time be determined.
- (23) To make, accept, endorse, and execute promissory notes, bills of exchange, and other negotiable instruments.
- (24) To remunerate any person for services rendered or to be rendered in placing or assisting to place any shares in the Company's capital, or any debentures, debenture stock, or other

securities of the Company, or in or about the formation or promotion of the Company, or the conduct of its business.

- (25) To do all or any of the above things in any part of the world, and either as principals, agents, contractors, or otherwise, and either alone or in conjunction with others, and either by or through agents, sub-contractors, trustees, or otherwise, and generally to carry on any business or effectuate any object of the Company.
- (26) To sell, let, lease, underlease, exchange, surrender, transfer, deliver, charge, mortgage, dispose of, turn to account, or otherwise deal with all or any part of the property and rights of the Company, whether in consideration of rents, moneys, or securities for money, shares, debentures, or securities in any other Company, or for any other consideration.
- (27) To pay for any lands and real or personal, immovable or movable estate or property or assets of any kind acquired or to be acquired by the Company, or for any services rendered or to be rendered to the Company, and generally to pay or discharge any consideration to be paid or given by the Company in money or in shares (whether fully paid up or partly paid up) or debentures or debenture stock or obligations of the Company or partly in one way and partly in another or otherwise howsoever, with power to issue any shares either as fully paid up or partly paid up for such purpose.
- (28) To accept as consideration for the sale or disposal of any lands and real or personal, immovable or movable estate or property or assets of the Company, or in discharge of any other consideration to be received by the Company, money or shares (whether fully paid up or partly paid up) of any Company, or the debentures or debenture stock or obligations of any Company or person or persons or partly one and partly any other.
- (29) To distribute among the Shareholders in specie any property of the Company, whether by way of dividend or upon a return of capital, but so that no distribution amounting to a reduction of capital be made, except with the sanction for the time being required by law.
- (30) To do all such other things as may be necessary, incidental, conducive, or convenient to the attainment of the above objects or any of them. It being hereby declared that in the foregoing clause (unless a contrary intention appears) the word "person" includes any number of persons and a corporation and that the "other objects" specified in any one paragraph are not to be limited or restricted by reference to or inference from any other paragraph.

4. The liability of the members is limited.

5. The nominal capital of the Company is Five hundred thousand Rupees (Rs. 500,000), divided into Ten thousand (10,000), shares of Fifty Rupees (Rs. 50) each, with power to increase or reduce the capital. The shares forming the capital (original, increased, or reduced) of the Company may be subdivided or consolidated or divided into such classes, with any preferential, deferred, qualified, special, or other rights, privileges, or conditions attached thereto, and be held upon such terms as may be prescribed by the Articles of Association and Regulations of the Company for the time being or otherwise.

We, the several persons whose names and addresses are subscribed, are desirous of being formed into a Company in pursuance of this Memorandum of Association, and we respectively agree to take the number of shares in the capital of the Company set opposite to our respective names:—

Names and Addresses of Subscribers.	Number of Shares taken by each Subscriber.
A. COLLINGWOOD SMAIL of Robgill, Bogawantalawa ..	.. One
TH. P. GIDDEN of Campion, Bogawantalawa ..	.. One
J. PERCY HORTIN of Lebanon Group, Madulkellie ..	.. One
HENRY A. BEECHCROFT of Kuda-oya, Hatton ..	.. One
A. D. DONALD of Knuckles Group, Madulkellie ..	.. One
W. SHAKSPEARE of Colombo ..	.. One
E. R. WALDOCK of Colombo ..	.. One
A. A. D. SMAIL of Robgill, Bogawantalawa ..	.. One

Witness to above signatures at Colombo, this Sixteenth day of April, 1907:

E. J. WEATHERALL of Colombo.

ARTHUR E. BARRS of Ambaupitiya ..	.. One
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Witness to the signature of Arthur E. Barrs at Kegalla, this Twentieth day of April, 1907:

PHILIP F. ONDAATJE of Kegalla.

## ARTICLES OF ASSOCIATION OF THE ARANDARA-KEGALLE RUBBER COMPANY, LIMITED.

It is agreed as follows :—

1. *Table C not to apply ; Company to be governed by these articles.*—The regulations contained in the Table C in the schedule annexed to “The Joint Stock Companies’ Ordinance, 1861,” shall not apply to this Company, which shall be governed by the regulations contained in these articles, but subject to repeal, addition, or alteration by special resolution.

2. *Power to alter the regulations.*—The Company may, by special resolution, alter and make provisions instead of, or in addition to, any of the regulations of the Company, whether contained and comprised in these Articles or not.

3. None of the funds of the Company shall be employed in the purchase of or be lent on shares of the Company.

### INTERPRETATION.

4. *Interpretation clause.*—In the interpretation of these presents the following words and expressions shall have the following meanings, unless such meanings be inconsistent with, or repugnant to, the subject or context, viz. :—

*Company.*—The word “Company” means “The Arandara-Kegalle Rubber Company, Limited,” incorporated or established by or under the Memorandum of Association to which these Articles are attached.

*The Ordinance.*—“The Ordinance” means and includes “The Joint Stock Companies’ Ordinance, 1861, 1888, and 1893,” and every other Ordinance from time to time in force concerning Joint Stock Companies which may apply to the Company.

*Special resolution and extraordinary resolution.*—“Special resolution” and “extraordinary resolution” have the meanings assigned thereto respectively by “the Ordinance.”

*These presents.*—“These presents” means and includes the Memorandum of Association and the Articles of Association of the Company from time to time in force.

*Capital.*—“Capital” means the capital for the time being raised or authorized to be raised for the purposes of the Company.

*Shares.*—“Shares” means the shares from time to time into which the capital of the Company may be divided.

*Shareholder.*—“Shareholder” means a Shareholder of the Company.

*Presence or present.*—“Presence or present” at a meeting means presence or present personally or by proxy or by attorney duly authorized.

*Directors.*—“Directors” means the Directors for the time being of the Company or (as the case may be) the Directors assembled at a Board.

*Board.*—“Board” means a meeting of the Directors or (as the context may require) the Directors assembled at a Board meeting, acting through at least a quorum of their body in the exercise of authority duly given to them.

*Persons.*—“Persons” means partnerships, associations, corporations, companies, unincorporated or incorporated by Ordinance and registration, as well as individuals.

*Office.*—“Office” means the registered office for the time being of the Company.

*Seal.*—“Seal” means the common seal for the time being of the Company.

*Month.*—“Month” means a calendar month.

*Writing.*—“Writing” means printed matter or print as well as writing.

*Singular and plural number.*—Words importing the singular number only include the plural, and *vice versa*.

*Masculine and feminine gender.*—Words importing the masculine gender only include the feminine, and *vice versa*.

### BUSINESS.

5. *Commencement of business.*—The Company may proceed to carry out the objects for which it is established, and to employ and apply its capital as soon after the registration of the Company as the Directors in their discretion shall think fit; and, notwithstanding that the whole of the shares shall not have been subscribed or applied for or allotted, they shall do so as soon as, in the judgment of the Directors, a sufficient number of shares shall have been subscribed or applied for.

6. *Business to be carried on by Directors.*—The business of the Company shall be carried on by or under the management or direction of the Directors, and subject only to the control of General Meetings, in accordance with these presents.

### CAPITAL.

7. *Nominal capital.*—The nominal capital of the Company is Five hundred thousand Rupees (Rs. 500,000), divided into Ten thousand (10,000) shares of Rupees Fifty (Rs. 50) each.

8. *Arrangement on issue of shares.*—The Company may call up the balance capital whenever the Directors shall think fit, and may make arrangements on the issue of shares for a difference between the holders of such shares in the amount of calls to be paid and the time of payment of such calls.

9. *Payment of amount of shares by instalments.*—If by the conditions of allotment of any share the whole or part of the amount thereof shall be payable by instalments, every such instalment shall, when due, be paid to the Company by the holder of the share.

10. *Increase on reduction of capital.*—The Company in General Meeting may, by special resolution from time to time, increase the capital by creation of new shares of such amount per share and in the aggregate, and with such special, preferential, deferred, qualified, or other rights, privileges, or conditions attached thereto as such resolution shall direct, and the Company in General Meeting may by special resolution reduce the capital as such special resolution shall direct, and may by special resolution subdivide or consolidate the shares of the Company or any of them.

11. *New shares.*—The new shares shall be issued upon such terms and conditions, and with such preferential, deferred, qualified, special, or other rights, privileges, or conditions attached thereto, as the General Meeting resolving on the creation thereof or any other General Meeting of the Company shall direct; and if no direction be given, as the Directors shall determine, and in particular such shares may be issued with a preferential or qualified right to the dividends and in the distribution of assets of the Company, and with a special or without any right of voting.

12. *How carried into effect.*—Subject to any direction to the contrary that may be given by the meeting that sanctions the increase of capital, all new shares shall be offered to the Shareholders in proportion to the existing shares held by them, and such offer shall be made by notice specifying the number of shares to which the shareholder is entitled, and limiting a time within which the offer, if not accepted, will be deemed to be declined, and after the expiration of such time, or on the receipt of an intimation from the Shareholder to whom such notice is given that he declines to accept the shares offered, the same shall be disposed of in such manner as the Directors may determine. Provided that the Directors may, at their discretion, allot such new shares or any portion of them in payment for any estates or lands or other property purchased or acquired by the Company without first offering such shares to the registered Shareholders for the time being of the Company.

13. *Same as original capital.*—Except so far as otherwise provided by the conditions of issue or by these presents, any capital raised by the creation of new shares shall be considered part of the original capital and shall be subject to the provisions herein contained with reference to the payments of calls and instalments, transfer, and transmission, forfeiture, lien, surrender, and otherwise.

#### SHARES.

14. *Issue.*—The shares, except where otherwise provided, shall be allotted at the discretion of and by the Directors, who may from time to time issue any unissued shares, and may add to such shares such an amount of premium as they may consider proper. Provided that such unissued shares shall first be offered by the Directors to the registered Shareholders for the time being of the Company as nearly as possible in proportion to the shares already held by them, and such shares as shall not be accepted by the Shareholder or Shareholders to whom the shares shall have been offered within the time specified in that behalf by the Directors may be disposed of by the Directors in such manner as they think most beneficial to the Company. Provided also that the Directors may at their discretion allot any shares in payment for any estates or lands or other property purchased or acquired by the Company without first offering such shares to the registered Shareholders for the time being of the Company.

15. *Acceptance.*—Every person taking any share in the Company shall testify his acceptance thereof by writing under his hand in such form as the Company from time to time directs.

16. *Payment.*—Payment for shares shall be made in such manner as the Directors shall from time to time determine and direct.

17. *Shares held by a firm.*—Shares may be registered in the name of a firm, and any partner of the firm or agent duly authorized to sign the name of the firm shall be entitled to vote and to give proxies.

18. *Shares held by two or more persons not in partnership.*—Shares may be registered in the name of two or more persons not in partnership.

19. *One of the joint-holders other than a firm may give receipts; only one of joint-holders resident in Ceylon entitled to vote.*—Any one of the joint-holders of a share other than a firm may give effectual receipts for any dividends payable in respect of such share; but only one of such joint Shareholders shall be entitled to the right of voting and of giving proxies and exercising the other rights and powers conferred on a sole Shareholder, and if the joint-holders cannot arrange amongst themselves as to who shall vote or give proxies and exercise such other rights and powers conferred on a sole Shareholder, the Shareholder whose name stands first on the register of shares shall vote or give proxies and exercise those rights and powers; provided, however, that in the event of such first registered Shareholder being absent from the Island, the first registered Shareholder then resident in Ceylon shall vote or give proxies and exercise all such rights and powers as aforesaid.

20. *Survivor of joint-holder other than a firm only recognized.*—In case of the death of any one or more of the joint-holders of any shares, the survivor or survivors shall be the only person or persons recognized by the Company as having any title to or interest in such shares.

21. The joint-holder of a share shall be severally as well as jointly liable for the payment of all instalments and calls due in respect of such share.

22. *Company not bound to recognize any interest in share other than that of registered holder or of any person under clause 38.*—The Company shall not be bound to recognize (even though having notice of) any contingent, future, partial, or equitable interest in the nature of a trust or otherwise in any share, or any other right in respect of any share, except any absolute right thereto in the person from time to time registered as the holder thereof, and except also the right of any person under clause 38 to become a Shareholder in respect of any share.

23. *Certificates.*—The certificates of shares shall be issued under the seal of the Company, and signed by two Directors or by one Director and the Secretary or Secretaries of the Company.

24. *How issued.*—Every Shareholder shall be entitled to one certificate for all the shares registered in his name, or to several certificates, each for one or more of such shares. Every certificate shall specify the number of the share in respect of which it is issued.

25. *Renewal of certificate.*—If any certificate be worn out or defaced, then upon production thereof to the Directors they may order the same to be cancelled and may issue a new certificate in lieu thereof; and if any certificate be lost or destroyed, then, upon proof thereof to the satisfaction of the Directors and on

such indemnity as the Directors may deem adequate being given, a new certificate in lieu thereof shall be given to the person entitled to such lost or destroyed certificate. A sum of fifty cents shall be payable for such new certificate.

26. *Certificate to be delivered to the first-named of joint-holders not a firm.*—The certificate of shares registered in the names of two or more persons not a firm shall be delivered to the person first-named on the register.

#### TRANSFER OF SHARES.

27. *Exercise of rights.*—No person shall exercise any rights of a member until his name shall have been entered in the register of Members and he shall have paid all calls and other moneys for the time being payable on every share in the Company held by him.

28. *Transfer of shares.*—Subject to the restriction of these Articles, any Shareholder may transfer all or any of his shares by instrument in writing.

29. *No transfer to infant or person of unsound mind.*—No transfer of share shall be made to an infant or person of unsound mind.

30. *Register of transfers.*—The Company shall keep a book or books to be called "The Register of Transfers," in which shall be entered the particulars of every transfer or transmission of any share.

31. *Instrument of transfer.*—The instrument of transfer of any share shall be signed both by the transferor and transferee, and the transferor shall be deemed to remain the holder of such share until the name of the transferee is entered in the register in respect thereof.

32. *Board may decline to register transfers.*—The Board may, at their own absolute and uncontrolled discretion, decline to register any transfer of shares by a Shareholder who is indebted to the Company, or upon whose shares the Company have a lien or otherwise; or in case of shares not fully paid up, to any person not approved by them.

33. *Not bound to state reason.*—In no case shall a Shareholder or proposed transferee be entitled to require the Directors to state the reason of their refusal to register, but their declinature shall be absolute.

34. *Registration of transfer.*—Every instrument of transfer must be left at the office of the Company to be registered, accompanied by such evidence as the Directors may reasonably require to prove the title of the transferor, and a fee of Rs. 2·50, or such other sum as the Directors shall from time to time determine, must be paid; and thereupon the Directors, subject to the powers vested in them by Articles 32, 33, and 35, shall register the transferee as a Shareholder and retain the instrument of transfer.

35. *Directors may authorize registration of transferees.*—The Directors may, by such means as they shall deem expedient, authorize the registration of transferees as Shareholders without the necessity of any meeting of the Directors for that purpose.

36. *Directors not bound to inquire as to validity of transfer.*—In no case shall the Directors be bound to inquire into the validity, legal effect, or genuineness of any instrument of transfer produced by a person claiming a transfer of any share in accordance with these Articles; and whether they abstain from so inquiring, or do so inquire and are misled, the transferor shall have no claim whatsoever upon the Company in respect of the shares, except for the dividends previously declared in respect thereof, but, if at all, upon the transferee only.

37. *Transfer Books when to be closed.*—The Transfer Books shall be closed during the fourteen days immediately preceding each Ordinary General Meeting, including the First General Meeting; also, when a dividend is declared, for the three days next ensuing the meeting; also at such other times as the Directors may decide, not exceeding further thirty days in any one year.

#### TRANSMISSION OF SHARES.

38. *Title to shares of deceased holder.*—The executors, or administrators, or the heirs of a deceased Shareholder, shall be the only persons recognized by the Company as having any title to the shares of such Shareholder.

39. *Registration of persons entitled to shares otherwise than by transfer.*—Any guardian of any infant Shareholder, or any Committee of a lunatic Shareholder, or any person becoming entitled to shares in consequence of the death, bankruptcy, or liquidation of any Shareholder, or the marriage of any female Shareholder, or in any other way than by transfer, shall, upon producing such evidence that he sustains the character in respect of which he proposes to act under this clause, or of his title, as the Company think sufficient, be forthwith entitled, subject to the provisions herein contained, to be registered as a Shareholder in respect of such shares on payment of a fee of Rs. 2·50; or may, subject to the regulations as to transfers hereinbefore contained, transfer the same to some other person.

40. *Failing such registration, shares may be sold by the Company.*—If any person who shall become entitled to be registered in respect of any share under clause 39 shall not, from any cause whatever, within 12 (twelve) calendar months after the event on the happening of which his title shall accrue, be registered in respect of such share, or if in the case of the death of any Shareholder no person shall, within the twelve calendar months after such death, be registered as a Shareholder in respect of the shares of such deceased Shareholder, the Company may sell such shares, either by public auction or private contract, and give a receipt for the purchase money, and the purchaser shall be entitled to be registered in respect of such share, and shall not be bound to inquire whether the events have happened which entitled the Company to sell the same, and the nett proceeds of such sale, after deducting all expenses and all moneys in respect of which the Company is entitled to a lien on the shares so sold, shall be paid to the person entitled thereto.

#### SHARES (SURRENDER AND FORFEITURE).

41. *The Directors may accept surrender of shares.*—The Directors may accept, in the name and for the benefit of the Company, and upon such terms and conditions as may be agreed, a surrender of the shares of Shareholders who may be desirous of retiring from the Company.

42. *If call or instalment be not paid, notice to be given to Shareholder.*—If any Shareholder fail to pay any call or instalment on or before the day appointed for the payment of the same, the Directors may at any time thereafter, during such time as the call or instalment remains unpaid, serve a notice on such Shareholder.



or his executors or administrators, or the trustee or assignee in his bankruptcy, requiring him to pay the same, together with any interest that may have accrued and all expenses that may have been incurred by the Company by reason of such non-payment.

*Terms of notice.*—The notice shall name a day (not being less than one month from the date of the notice), on, and a place or places at which such call or instalment and such interest and expenses as aforesaid are to be paid. The notice shall also state that, in the event of non-payment at or before the time and at the place appointed, the shares in respect of which the call was made or instalment is payable will be liable to be forfeited.

*In default of payment shares to be forfeited.*—If the requisition of such notice as aforesaid be not complied with, every or any share or shares in respect of which such notice has been given may, at any time thereafter, before payment of calls or instalments, interest, and expenses due in respect thereof, be declared forfeited by a resolution of the Board to that effect.

*Shareholders still liable to pay money owing at time of forfeiture.*—Any Shareholder whose shares have been so declared forfeited shall, notwithstanding, be liable to pay, and shall forthwith pay to the Company all calls, instalments, interest, and expenses owing upon or in respect of such shares at the time of the forfeiture, together with interest thereon from the time of forfeiture until payment at 9 per cent. per annum, and the Directors may enforce the payment thereof if they think fit.

43. *Surrendered or forfeited shares to be property of Company and may be sold, &c.*—Every share surrendered or so declared forfeited shall be deemed to be the property of the Company, and may be sold, reallocated, or otherwise disposed of upon such terms and in such manner as the Board shall think fit.

44. *Effect of surrender or forfeiture.*—The surrender or forfeiture of a share shall involve the extinction of all interest in, and also of all claims and demands against, the Company in respect of the share and the proceeds thereof, and all other rights, incident to the share, except only such of those rights (if any) as by these presents are expressly saved.

45. *Certificate of surrender or forfeiture.*—A certificate in writing under the hands of two of the Directors and of the Secretary or Secretaries that a share has been duly surrendered or forfeited, stating the time when it was surrendered or forfeited shall be conclusive evidence of the facts therein stated as against all persons who would have been entitled to the share but for such surrender or forfeiture, and such certificate and the receipt of the Company for the price of such share shall constitute a good title to such share, and a certificate of proprietorship shall be delivered to any person who may purchase the same from the Company, and thereupon such purchaser shall be deemed the holder of such share discharged from all calls due prior to such purchase; and he shall not be bound to see to the application of the purchase money, nor shall his title to such share be affected by any irregularity in the proceedings in reference to such forfeiture or sale.

*Forfeiture may be remitted.*—The Directors may in their discretion remit or annul the forfeiture of any share within six months from the date thereof upon the payment of all moneys due to the Company from the late holder or holders of such share or shares, and all expenses incurred in relation to such forfeiture, together with such further sum of money, by way of redemption money for the deficit, as they shall think fit, not being less than 9 per cent. on the amount of the sums wherein default in payment had been made, but no share *bona fide* sold or re-allotted, or otherwise disposed of under Article 43 hereof, shall be redeemable after sale or disposal.

46. *Company's lien on shares.*—The Company shall have a first charge or paramount lien upon all the shares of any holder or joint-holders for all moneys for the time being due to the Company by such holder, or by all or any of such joint-holders respectively, either in respect of such shares or of other shares held by such holder or joint-holders or otherwise, and whether due from any such holder individually or jointly with others, including all calls, resolutions for which shall have been passed by the Directors, although the times appointed for the payment thereof shall not have arrived; and where any share is held by more persons than one, the Company shall be entitled to the said charge or lien in respect of any money due to the Company from any of such persons; and the Directors may decline to register any transfer of shares subject to such charge or lien.

47. *Lien how made available.*—Such charge or lien may be made available by a sale of all or any of the shares subject to it, provided that no such sale shall be made except under a resolution of the Directors, and until notice in writing shall have been given to the indebted Shareholder or his executors or administrators, or the assignee or trustee in his bankruptcy, requiring him or them to pay the amount for the time being due to the Company, and default shall have been made for twenty-eight days from such notice in paying the sum thereby required to be paid. Should the Shareholder over whose share the lien exists be in England or elsewhere abroad, sixty days' notice shall be allowed him.

48. *Proceeds how applied.*—The nett proceeds of any such sale as aforesaid under the provisions of Articles 43 and 47 hereof shall be applied in or towards satisfaction of such debts, liabilities, or engagements, and the residue (if any) paid to such shareholder or his representatives.

49. *Certificate of sale.*—A certificate in writing under the hands of two of the Directors and of the Secretary or Secretaries that the power of the sale given by clause 47 has arisen, and is exercisable by the Company under these presents, shall be conclusive evidence of the facts therein stated.

50. *Transfer on sale how executed.*—Upon any such sale two of the Directors may execute a transfer of such share to the purchaser thereof, and such transfer, with the certificate last aforesaid, shall confer on the purchaser a complete title of such shares.

#### PREFERENCE SHARES.

51. *Preference and deferred shares.*—Any shares from time to time to be issued or created may from time to time be issued with any such right of preference, whether in respect of dividend or of payment of capital, or both, or any such other special privilege or advantage over any shares previously issued or then about to be issued (other than shares issued with a preference), or at such a premium, or with such deferred rights as compared with any shares previously issued or then about to be issued, or subject to any such conditions or provisions, and with any such right or without any right of voting, and generally on such terms as the Company may from time to time by special resolution determine.

52. *Resolutions affecting a particular class of shares.*—If at any time by the issue of preference shares or otherwise the capital is divided into shares of different classes, then the holders of any class of shares may, by an extraordinary resolution passed at a meeting of such holders, consent, on behalf of all the holders of shares of the class, to the issue or creation of any shares ranking equally therewith, or having any priority thereto, or to the abandonment of any preference or priority, or of any accrued dividend, or the reduction for any time or permanently of the dividends payable thereon, or to any scheme for the reduction of the Company's capital affecting the class of shares; and such resolution shall be binding upon all the holders of shares of the class, provided that this Article shall not be read as implying the necessity for such consent in any case in which but for this Article the object of the resolutions could have been effected without it.

53. *Meeting affecting a particular class of shares.*—Any meeting for the purpose of the last preceding clause shall be convened and conducted in all respects as nearly as possible in the same way as an Extraordinary General Meeting of the Company, provided that no member, not being a Director, shall be entitled to notice thereof or to attend thereat, unless he be a holder of shares of the class intended to be affected by the resolution, and that no vote shall be given except in respect of a share of that class, and that at any such meeting a poll may be demanded in writing by any members personally present and entitled to vote at the meeting.

#### CALLS.

54. *Directors may make calls.*—The Directors may from time to time make such calls as they think fit upon the registered holders of shares in respect of moneys unpaid thereon, and not by the conditions of allotment made payable at fixed times; and each Shareholder shall pay the amount of every call so made on him to the persons and at the times and places appointed by the Directors, provided that two months' notice at least shall be given to the Shareholders of the time and place appointed for payment of each call.

*Calls, time when made.*—A call shall be deemed to have been made at the time when the resolution authorizing the call was passed at a Board Meeting of the Directors.

*Extension of time for payment of call.*—The Directors shall have power in their absolute discretion to give time to any one or more Shareholder or Shareholders, exclusive of the others, for payment of any call or part thereof on such terms as the Directors may determine. But no shareholder shall be entitled to any such extension except as a matter of grace or favour.

55. *Interest on unpaid call.*—If the sum payable in respect of any call or instalment is not paid on or before the day appointed for the payment thereof, the holder for the time being of the share in respect of which the call shall have been made, or the instalments shall have been due, shall pay interest for the same at the rate of 7 per centum per annum from the day appointed for the payment thereof to the time of the actual payment, but the Directors may, when they think fit, remit altogether or in part any sum becoming payable for interest under this clause.

56. *Payments in anticipation of calls and interest.*—The Directors may at their discretion receive from any Shareholder willing to advance the same, and upon such terms, as they think fit, all or any part of the amount of his shares beyond the sum actually called up.

#### BORROWING POWERS.

57. *Power to borrow.*—The Directors shall have power to procure from time to time, in the usual course of business, such temporary advances on the produce in hand, or in the future to be obtained from the Company's estates, as they may find necessary or expedient for the purpose of defraying the expenses of working the Company's estates, or of erecting, maintaining, improving, or extending buildings, machinery, or plantations, or otherwise. Also from time to time at their discretion to borrow or raise from the Directors or other persons any sum or sums of money for the purposes of the Company, but so that the amount at any one time owing in respect of moneys so borrowed or raised shall not, without the sanction of a General Meeting, exceed the sum of Thirty thousand Rupees (Rs. 30,000). With the sanction of a General Meeting the Directors shall be entitled to borrow such further sum or sums and at such rate of interest as such meeting shall determine. The Directors may, for the purpose of securing the repayment of any such sum or sums of money so borrowed or raised, create and issue any bonds, mortgages, debentures, mortgage debentures, debenture stock, bonds, or obligations of the Company charged upon all or any part of the undertaking, revenue, property, and rights or assets of the Company (both present and future), including uncalled capital or unpaid calls, or give, accept, or endorse on behalf of the Company any promissory notes or bills of exchange. Any such securities may be issued either at par or at a premium or discount, and may from time to time be cancelled or discharged, varied, or exchanged as the Directors may think fit, and may contain any special privileges as to redemption, surrender, drawings, allotment of shares, or otherwise. Every debenture or other instrument issued by the Company for securing the payment of money may be so framed that the moneys thereby secured shall be assignable free from any equities between the Company and the person to whom the same may be issued. A declaration under the Company's seal contained in or endorsed upon any of the documents mentioned in this Article and subscribed by two or more of the Directors or by one Director and the Secretary or Secretaries, to the effect that the Directors have power to borrow the amount which such document may represent, shall be conclusive evidence thereof in all questions between the Company and its creditors, and no such document containing such declaration shall, as regards the creditor, be void on the ground of its being granted in excess of the aforesaid borrowing power, unless it shall be proved that such creditor was aware that it was so granted.

#### MEETINGS.

58. *First General Meeting.*—The First General Meeting of the Company shall be held at such time, not being more than twelve months after the registration of the Company, and at such place as the Directors may determine.

59. *Subsequent General Meetings.*—Subsequent General Meetings shall be held once in every year at such time and place as may be prescribed by the Company in General Meeting, and if no time or place is prescribed, at such time and place as may be determined by the Directors.

60. *Ordinary and Extraordinary General Meetings.*—The General Meetings mentioned in the last preceding clause shall be called Ordinary General Meetings; all other Meetings of the Company shall be called Extraordinary General Meetings.

61. *Extraordinary General Meetings.*—The Directors may, whenever they think fit, call an Extraordinary General Meeting, and the Directors shall do so upon a requisition made in writing by not less than one-seventh of the number of Shareholders holding not less than one-seventh of the issued capital and entitled to vote.

62. *Requisition of Shareholders to state object of meeting ; on receipt of requisition Directors to call meeting, and in default Shareholders may do so.*—Any requisition so made shall express the object of the meeting proposed to be called, shall be addressed to the Directors, and shall be sent to the registered office of the Company. Upon the receipt of such requisition the Directors shall forthwith proceed to convene an Extraordinary General Meeting to be held at such time and place as they shall determine. If they do not proceed to convene the same within seven days from the delivery of the requisition, the requisitionists may themselves convene an Extraordinary General Meeting to be held at such place and at such time as the Shareholders convening the meeting may themselves fix.

63. *Notice of resolution.*—Any Shareholder may, on giving not less than ten days' previous notice of any resolution, submit the same to a meeting. Such notice shall be given by leaving a copy of the resolution at the registered office of the Company.

64. *Seven days' notice of meeting to be given.*—Seven days' notice at least of every General Meeting, Ordinary or Extraordinary, and by whomsoever convened, specifying the place, date, hour of meeting, and the objects and business of the meeting, shall be given either by advertisement in the *Ceylon Government Gazette* or by notice sent by post, or otherwise served as hereinafter provided, but an accidental omission to give such notice to any Shareholder shall not invalidate the proceedings at any General Meeting.

65. *Business requiring and not requiring notification.*—Every Ordinary General Meeting shall be competent without special notice having been given of the purposes for which it is convened, or of the business to be transacted thereat, to receive and discuss any report and any accounts presented thereto by the Directors, and to pass resolutions in approval or disapproval thereof, and to declare dividends, and to elect Directors and Auditors retiring in rotation, and to fix the remuneration of the Auditors ; and shall also be competent to enter upon, discuss, and transact any business whatever of which special mention shall have been given in the notice or notices upon which the meeting was convened.

66. *Notice of other business to be given.*—With the exceptions mentioned in the foregoing Articles as to the business which may be transacted at Ordinary General Meetings without notice, no General Meeting, Ordinary or Extraordinary, shall be competent to enter upon, discuss, or transact any business which has not been specially mentioned in the notice or notices upon which it was convened.

67. *Quorum to be present.*—No business shall be transacted at a General Meeting, except the declaration of a dividend recommended by a report of the Directors or the election of a Chairman unless there shall be present in person at the commencement of the business three or more persons, being either Shareholders entitled to vote, or the duly authorized attorneys of Shareholders or persons holding proxies from Shareholders.

68. *If a quorum not present, meeting to be dissolved or adjourned ; adjourned meeting to transact business.*—If at the expiration of half an hour from the time appointed for the meeting the required number of Shareholders shall not be present at the meeting, the meeting if convened by or upon the requisition of Shareholders, shall be dissolved, but in any other case it shall stand adjourned to the same day in the next week at the same time and place ; and if at such adjourned meeting a quorum is not present, those Shareholders who are present shall be a quorum, and may transact the business for which the meeting was called.

69. *Chairman of Directors or a Director to be Chairman of General Meeting ; in case of their absence or refusal a Shareholder may act.*—The Chairman (if any) of the Directors shall be entitled to take the Chair at every General Meeting, whether Ordinary or Extraordinary ; or if there be no Chairman, or if at any meeting he shall not be present within 15 minutes after the time appointed for holding such meeting, or if he shall refuse to take the Chair, the Shareholders shall choose another Director as Chairman ; and if no Directors be present, or if all the Directors present decline to take the Chair, then the Shareholders present shall choose one of their number to be Chairman.

70. *Business confined to election of Chairman while Chair vacant.*—No business shall be discussed at any General Meeting except the election of a Chairman whilst the Chair is vacant.

71. *Chairman with consent may adjourn meeting.*—The Chairman, with the consent of the meeting, may adjourn any meeting from time to time and from place to place, but no business shall be transacted at any adjourned meeting other than the business left unfinished at the meeting from which the adjournment took place, unless due notice shall be given.

72. *Minutes of General Meetings.*—Minutes of the proceedings of every General Meeting, whether Ordinary or Extraordinary, shall be entered in a book to be kept for that purpose, and shall when so entered be signed as soon as practicable by the Chairman of the same meeting, or by the Chairman of the succeeding meeting, and the same when so entered and signed shall be evidence of all such proceedings and of the proper election of the Chairman.

#### VOTING AT MEETINGS.

73. *Votes.*—At any meeting every resolution shall be decided by the votes of the Shareholders present in person or by proxy or by attorney duly appointed, and in case there shall be an equality of votes, the Chairman at such meeting shall be entitled to give a casting vote in addition to the vote to which he may be entitled as a Shareholder and proxy and attorney ; and unless a poll be immediately demanded in writing by some Shareholder present at the meeting and entitled to vote, a declaration by the Chairman that a resolution has been carried, and an entry to that effect in the Minute Book of the Company shall be sufficient evidence of the fact without proof of the number of votes recorded in favour of or against such resolution.

74. *Poll.*—If a poll be duly demanded, the same shall be taken in such manner and at such time and place as the Chairman shall direct, and the result of the poll shall be deemed to be the resolution of the meeting at which the poll was demanded. The demand of a poll shall not prevent the continuance of a meeting for the transaction of any business other than the question on which a poll has been demanded.

75. *Poll how taken.*—If at any meeting a poll be demanded by notice in writing signed by some Shareholder present at the meeting and entitled to vote, which notice shall be delivered during the meeting to the Chairman, the meeting shall, if necessary, be adjourned, and the poll shall be taken at such time and in such a manner as the Chairman shall direct, and in such case every Shareholder shall have the number of votes to which

he may be entitled as hereinafter provided ; and in case at any such poll there shall be an equality of votes, the Chairman of the meeting at which such poll shall have been demanded shall be entitled to a casting vote in addition to any votes to which he may be entitled as a Shareholder and proxy and attorney, and the result of such poll shall be deemed to be the resolution of the Company in such meeting.

76. *No poll on election of Chairman or on question of adjournment.*—No poll shall be demanded on the election of a Chairman of the meeting or on any question of adjournment.

77. *Number of votes to which Shareholder entitled.*—On a show of hands every Shareholder present in person or by proxy or attorney shall have one vote only. In case of a poll every Shareholder present in person or by proxy or attorney shall (except as provided for in the Article immediately following) have one vote for every one share held by him up to ten. He shall have an additional vote for every ten shares held by him beyond the first ten shares up to one hundred shares and an additional vote for every twenty-five shares held by him beyond the first one hundred shares. When voting on a resolution involving the winding up of the Company every Shareholder shall have one vote for every share held by him.

78. *Guardian of infant, &c., when not entitled to vote.*—The parent or guardian of an infant Shareholder, the Committee or other legal guardian of any lunatic Shareholder, the husband of any female Shareholder not entitled to her shares as separate estate, and the executor or administrator of any deceased Shareholder, or any one of such persons as aforesaid, if more than one, shall not be entitled to vote in the place of such infant, lunatic, female, or deceased person, unless such person shall have been registered as a Shareholder.

79. *Voting in person or by proxy.*—Votes may be given either personally or by proxy or attorney duly authorized.

80. *Non-Shareholder not to be appointed proxy.*—No person shall be appointed a proxy who is not a Shareholder of the Company, but the attorney of a Shareholder, even though not himself a Shareholder of the Company, may represent and vote for his principal at any meeting of the Company.

81. *Shareholder in arrear or not registered at least three months previous to the meeting not to vote.*—No Shareholder shall be entitled to vote or speak at any General Meeting unless all calls due from him on his shares or any of them, shall have been paid ; and no shareholder other than the trustee or assignee of a bankrupt or representative of a deceased Shareholder, or person acquiring by marriage, shall be entitled to vote or speak at any meeting held after the expiration of three months from the registration of the Company, in respect of or as the holder of any share which he has acquired by transfer, unless he has been at least three months previously to the time of holding the meeting at which he proposes to vote or speak duly registered as the holder of the share in respect of which he claims to vote or speak.

82. *Proxy to be printed or in writing.*—The instrument appointing a proxy shall be printed or written, and shall be signed by the appointor, or if such appointor be a corporation, it shall be by the common seal of such corporation.

83. *When proxy to be deposited.*—The instrument appointing a proxy shall be deposited at the registered office of the Company not less than twenty-four hours before the time appointed for holding the meeting at which the person named in such instrument proposes to vote.

84. *Form of proxy.*—Any instrument appointing a proxy may be in the following form :—

*Arandara-Kegalle Rubber Company, Limited.*

I, \_\_\_\_\_, of \_\_\_\_\_, appoint \_\_\_\_\_, of \_\_\_\_\_ (a Shareholder in the Company), as my proxy to represent me and to vote for me and on my behalf at the Ordinary (or Extraordinary, as the case may be) General Meeting of the Company to be held on the \_\_\_\_\_ day of \_\_\_\_\_, One thousand Nine hundred and \_\_\_\_\_, and at any adjournment thereof, and at every poll which may be taken in consequence thereof.

As witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, One thousand Nine hundred and \_\_\_\_\_.

85. *Objection to validity of vote to be made at the meeting or poll.*—No objection shall be made to the validity of any vote (whether given personally or by proxy or by attorney) except at the meeting or poll at which such vote shall be tendered, and every vote (whether given personally or by proxy or by attorney) to which no objection shall be made at such meeting or poll shall be deemed valid for all purposes of such meeting or poll whatsoever.

86. *No Shareholder to be prevented from voting by being personally interested in result.*—No Shareholder shall be prevented from voting by reason of his being personally interested in the result of the voting

DIRECTORS.

87. *Number of Directors.*—The number of Directors shall never be less than two nor more than four.

88. *Their qualification and remuneration.*—The qualification of a Director shall be his holding shares in the Company, whether fully paid up or partly paid up, of the total nominal value of at least Two thousand Five hundred Rupees (Rs.2,500), and upon which, in the case of partly paid up shares, all calls for the time being shall have been paid, and this qualification shall apply as well to the first Directors as to all future Directors. As a remuneration for their services, the Directors shall be entitled to appropriate a sum not exceeding One thousand Rupees (Rs.1,000) annually, to be divided between them in such manner as they may determine, but the Company in General Meeting may at any time alter the amount of such remuneration for the future, and such remuneration shall not be considered as including any remuneration for special or extra services hereinafter referred to, nor any extra remuneration to the Managing Directors of the Company.

89. *Appointment of first Directors and duration of their office.*—The first Directors shall be Arthur Collingwood Smail, Thomas Gidden, Walter Shakspeare, and John Percy Hortin who shall hold office till the First Ordinary General Meeting of the Company, when they shall retire, but all shall be eligible for re-election.

90. *Directors may appoint Managing Director or Directors ; his or their remuneration.*—One or more of the Directors may be appointed by the Directors to act as Secretary, Managing Director or Managing Directors, and (or) Visiting Agent or Visiting Agents of the Company or Superintendent or Superintendents of any of the Company's estates for such time and on such terms as the Directors may determine or fix by agreement with

the person or persons appointed to the office, and they may from time to time revoke such appointment and appoint another or other Secretary, Managing Director or Managing Directors, and (or) Visiting Agent or Agents, Superintendent or Superintendents, and the Directors may impose and confer on the Managing Director or Managing Directors all or any duties and powers that might be imposed or conferred on any Manager of the Company. If any Director shall be called upon to perform any extra services, the Directors may arrange with such Director for such special remuneration for such services, either by way of salary, commission, or the payment of a lump sum of money, as they shall think fit.

91. *Appointment of successors to Directors.*—The General Meeting at which Directors retire or ought to retire by rotation shall appoint successors to them, and in default thereof such successors may be appointed at a subsequent General Meeting.

92. *Board may fill up vacancies.*—The Board shall have power at any time and from time to time before the First Ordinary General Meeting to supply any vacancies in their number arising from death, resignation, or otherwise.

93. *Duration of office of Director appointed to vacancy.*—Any casual vacancy occurring in the number of Directors subsequent to the First Ordinary General Meeting may be filled up by the Directors, but any person so chosen shall retain his office so long only as the vacating Director would have retained the same if no vacancy had occurred.

94. *To retire annually.*—At the Second Ordinary General Meeting and at the Ordinary General Meeting in every subsequent year one of the Directors for the time being shall retire from office as provided in clause 95.

95. *Retiring Directors how determined.*—The Directors to retire from office at the Second and Third Ordinary General Meeting shall, unless the Directors otherwise arrange among themselves, be determined by ballot; in every subsequent year the Directors to retire shall be those who have been longest in office.

96. *Retiring Directors eligible for re-election.*—Retiring Directors shall be eligible for re-election.

97. *Decision of question as to retirement.*—In case any question shall arise as to which of the Directors who have been the same time in office shall retire, the same shall be decided by the Directors by ballot.

98. *Number of Directors how increased or reduced.*—The Directors, subject to the approval of a General Meeting, may from time to time at any time subsequent to the Second Ordinary General Meeting, increase or reduce the number of Directors, and may also, subject to the like approval, determine in what rotation such increased or reduced number is to go out of office.

99. *If election not made, retiring Directors to continue until next meeting.*—If at any meeting at which an election of a Director ought to take place the place of the retiring Director is not filled up, the retiring Director may continue in office until the first Ordinary General Meeting in the next year, and so on, from meeting to meeting until his place is filled up, unless it shall be determined at such meeting to reduce the number of Directors.

100. *Resignation of Directors.*—A Director may at any time give notice in writing of his intention to resign by delivering such notice to the Secretary, or by leaving the same at the office, or by tendering his written resignation at a meeting of the Directors, and on the acceptance of his resignation by the Directors, but not before his office shall become vacant.

101. *When office of Director to be vacated.*—The office of Director shall be vacated—

- (a) If he accepts or holds any office or place of profit (other than Managing Director, Visiting Agent, Superintendent, or Secretary) under the Company.
- (b) If he becomes bankrupt, or insolvent, or suspends payment, or files a petition for the liquidation of his affairs, or compounds with his creditors.
- (c) If by reason of mental or bodily infirmity he becomes incapable of acting.
- (d) If he ceases to hold the required number of shares to qualify him for the office.
- (e) If he is concerned or participates in the profits of any contract with, or work done for, the Company.

*Exceptions.*—But the above rule shall be subject to the following exceptions:—That no Director shall vacate his office by reason of his being a member of any corporation, company, or firm which has entered into any contract with, or done any work for, the Company of which he is a Director, or by his being agent, or secretary, or proctor, or by his being a member of a firm who are agents, or secretaries, or proctors of the Company; nevertheless, he shall not vote in respect of any contract work or business in which he may be personally interested.

102. *How Directors removed and successors appointed.*—The Company may, by a special resolution, remove any Director before the expiration of his period of office, and may, by an ordinary resolution, appoint another person in his stead, and the Director so appointed shall hold office, only during such time as the Director in whose place he is appointed would have held the same if he had not been removed.

103. *Indemnity to Directors and others for their own acts and for the acts of others.*—Every Director or officer and his heirs, executors, and administrators shall be indemnified by the Company from all losses and expenses incurred by him respectively in or about the discharge of his respective duties, except such as happen from his respective wilful acts or defaults; and no Director or officer, nor the heirs, executors, or administrators of any Director or officer, shall be liable for any other Director or officer, or for joining in any receipt or other acts of conformity, or for any loss or expense happening to the Company by the insufficiency or deficiency of title to any property acquired for or on behalf of the Company, or for the insufficiency or deficiency of any security in or upon which any of the moneys of the Company shall be invested, or for any loss or damage arising from the bankruptcy, insolvency, or tortious act of any person with whom any moneys, securities, or effects shall be deposited, or for any other loss, damage, or misfortune whatsoever which shall happen in the execution of the duties of his office or in relation thereto, unless the same otherwise happen through his own wilful act or default.

104. *No contribution to be required from Directors beyond amount, if any, unpaid on their shares.*—No contribution shall be required from any present or past Director or Manager exceeding the amount, if any, unpaid on the shares in respect of which he is liable as a present or past Shareholder.

## POWERS OF DIRECTORS.

105. The business of the Company shall be managed by the Directors either by themselves or through a Managing Director, or with the assistance of an agent or agents and secretary or secretaries of the Company, to be appointed by the Directors for such period and on such terms as they shall determine, and the Directors may pay out of the funds of the Company all costs and expenses, as well preliminary as otherwise, paid or incurred in and about the formation and registration of the Company, and in connection with the placing of the shares of the Company, and in and about the valuation, purchase, lease, or acquisition of the Arandara Estate or any portion or portions thereof aforesaid, and any other lands, estates, or property, and the opening, clearing, planting, and cultivation thereof, and in or about the working and business of the Company.

106. The Directors shall have power to purchase, take on lease or in exchange, or otherwise acquire for the Company any estate or estates, land or lands, property, rights, options, or privileges which the Company is authorized to acquire at such price, and for such consideration, and upon such title and generally on such terms and conditions as they may think fit; and to make and they may make such regulations for the management of the business and property of the Company as they may from time to time think proper, and for that purpose may appoint such managers, agents, secretaries, treasurers, accountants, and other officers, visiting agents, inspectors, superintendents, clerks, artizans, labourers, and other servants for such period or periods, and with such remuneration, and at such salaries, and upon such terms and conditions as they may consider advisable, and may pay the expenses occasioned thereby out of the funds of the Company, and may from time to time remove or suspend all or any of the managers, agents, secretaries, treasurers, accountants, and other officers, visiting agents, inspectors, superintendents, clerks, artizans, labourers, and other servants, for such reasons as they may think proper and advisable and without assigning any cause.

107. The Directors shall have power to appoint a proctor or proctors, solicitor or solicitors, attorney or attorneys to assist in carrying on or protecting the business of the Company on such terms as they may consider proper and from time to time to revoke such appointment.

108. The Directors shall have power to open on behalf of the Company any account or accounts with such bank or banks as they may select or appoint, and also by such signatures as they may appoint to draw, accept, make, endorse, sign, and execute cheques, bills of exchange, and promissory notes, bills of lading, receipts, contracts, and agreements, bonds, mortgages, proxies to any proctor or proctors, and other documents on behalf of and to further the interests of the Company.

109. It shall be lawful for the Directors, if authorized so to do by the Shareholders in General Meeting, to arrange terms for the amalgamation of the Company with any other company or companies, or individual or individuals, or for the sale or disposal of the business, estates, and effects of the Company, or any part or parts, share or shares thereof, respectively, to any company or companies, person or persons, upon such terms and in such manner as the Directors shall think fit; and the Directors shall have power to do all such things as may be necessary for carrying such amalgamation, sale, or other disposition into effects so far as a resolution or a special resolution of the Company is not by law necessary for such purpose; and in case any terms so arranged by the Directors include or make necessary the dissolution of the Company, the Company shall be dissolved to that end.

110. The Directors shall carry on the business of the Company in such manner as they may think most expedient; and in addition to the powers and authorities by any Ordinance or by these presents expressly conferred on them, they may exercise all such powers, give all such consents, make all such arrangements, appoint all such agents, managers, secretaries, treasurers, accountants, and other officers, clerks, assistants, artizans, and workers, and generally do all such acts and things as are or shall be by any Ordinance and by these presents directed and authorized to be exercised, given, made, or done by the Company, and are not by any Ordinance or by these presents required to be exercised or done by the Company in General Meeting, subject, nevertheless, to the provisions of any such Ordinance and of these presents, and to such regulations and provisions (if any) as may from time to time be prescribed by the Company in General Meeting; but no regulation made by the Company in General Meeting shall invalidate any prior act of the Board which would have been valid if such regulation had not been made. The generality of the powers conferred by any clause in these presents on the Directors shall not be taken to be limited by any clause conferring any special or expressed power.

111. In furtherance and not in limitation of, and without prejudice to, the general powers conferred or implied in the last preceding clause and of the other powers conferred by these presents it is hereby expressly declared that the Directors shall have the powers following, that is to say:—

- (1) To institute, conduct, defend, compound, or abandon any action, suit, prosecution, or legal proceedings by and against the Company or its officers, or otherwise concerning the affairs of the Company, and also to compound and allow time for payment or satisfaction of any debts due, and of any claims and demands by and against the Company.
- (2) To refer any claims or demands by or against the Company to arbitration, and observe and perform the awards.
- (3) To make and give receipts, releases, and other discharges, for money payable to the Company, and for claims and demands of the Company.
- (4) To act on behalf of the Company in all matters relating to bankrupts and insolvents, with power to accept the office of trustee, assignee, liquidator, or inspector, or any similar office.
- (5) To invest any of the moneys of the Company which the Directors may consider not immediately required for the purposes thereof, upon such securities and in such manner as they may think fit, and so that they shall not be restricted to such securities as are permissible to trustees without special powers, and from time to time to vary or release such investment.
- (6) From time to time to provide for the management of the affairs of the Company abroad in such manner as they think fit, and to establish any local boards or agencies or managing any of the affairs of the Company abroad, and to appoint any person's to be members of such local board, or any managers or agents, and to fix their remuneration.
- (7) From time to time and at any time to delegate to any one or more of the Directors of the Company, for the time being, or any other person or Company for the time being residing or carrying on business in Ceylon or elsewhere, all or any of the powers hereby made exercisable



by the Directors, except those relating to shares and any others as to which special provisions inconsistent with such delegation are herein contained; and they shall have power to fix the remuneration of and at any time to remove such Director or other person or Company, and to annul or vary any such delegation. They shall not however be entitled to delegate any powers of borrowing or charging the property of the Company to any agent of the Company or other person, except by instrument in writing, which shall specifically state the extent to which such powers may be used by the person or persons to whom they are so delegated, and compliance therewith shall be a condition precedent to the exercise of these powers.

#### PROCEEDINGS OF DIRECTORS.

112. *Meeting of Directors.*—The Directors may meet for the despatch of business, adjourn, and otherwise regulate their meetings as they may think fit, and determine the quorum necessary for the transaction of business. Until otherwise determined, two Directors shall be a quorum.

113. *A Director may summon meetings of Directors.*—A Director may at any time summon a meeting of Directors.

114. *Who is to preside at meetings of Board.*—The Board may elect a Chairman of their meetings and determine the period for which he is to hold office, and all meetings of the Directors shall be presided over by the Chairman, if one has been elected and if present, but if there be a vacancy in the office of Chairman, or if at any meeting of Directors the Chairman be not present at the time appointed for holding the same, then and in that case the Directors present shall choose one of their number to be Chairman of such meeting.

115. *Questions at meetings how decided.*—Any question which shall arise at any meeting of the Directors shall be decided by a majority of votes, and in case of an equality of votes the Chairman thereat shall have a casting vote in addition to his vote as a Director.

116. *Board may appoint committees.*—The Board may delegate any of their powers to committees consisting of such member or members of their body as the board think fit, and they may from time to time revoke and discharge any such committee, either wholly or in part, and either as to persons or purposes, but every committee so formed shall, in exercise of the powers delegated to it, conform to all such regulations as may be prescribed by the Board. All acts done by any such committee, in conformity with such regulations and in the fulfilment of the purposes of their appointment, but not otherwise, shall have the like force and effect as if done by the Board.

117. *Acts of Board or committee valid, notwithstanding informal appointment.*—The acts of the Board or of any committees appointed by the Board shall, notwithstanding any vacancy in the Board or committee, or defect in the appointment of any Director or of any member of the Committee, be as valid as if no such vacancy or defect had existed, and as if every person had been duly appointed, provided the same be done before the discovery of the defect.

118. *Regulation of proceedings of committees.*—The meetings and proceedings of such committees shall be governed by the provisions herein contained for regulating the meetings and proceedings of Directors, so far as the same are applicable thereto, and be not superseded by the express terms of the appointment of such committees respectively, or any regulation imposed by the Board.

119. *Resolution in writing by all the Directors as valid as if passed at a meeting of Directors.*—A resolution in writing signed by all the Directors shall be as valid and effectual as if it had been passed at a meeting of the Directors duly called and constituted.

120. *Minutes of proceedings of the Company and the Directors to be recorded.*—The Directors shall cause minutes to be made in books to be provided for the purpose of the following matters, *videlicet* :—

- (a) Of all appointments of officers and committees made by the Directors.
- (b) Of the names of the Directors present at each meeting of the Directors and of the members of the committee appointed by the Board present at each meeting of the committee.
- (c) Of the resolutions and proceedings of all General Meetings.
- (d) Of the resolutions and proceedings of all meetings of the Directors and of the committees appointed by the Board.
- (e) Of all orders made by the Directors.

121. *Signature of minutes of proceedings and effect thereof.*—All such minutes shall be signed by the person or one of the persons who shall have presided as Chairman at the General Meeting, the Board Meeting, or Committee Meeting at which the business minuted shall have been transacted, or by the person or one of the persons who shall preside as Chairman at the next ensuing General Meeting, or Board Meeting, or Committee Meeting, respectively; and all minutes purporting to have been signed by any Chairman of any General Meeting, Board Meeting, or Committee Meeting respectively, shall, for all purposes whatsoever, be *prima facie* evidence of the actual and regular passing of the resolutions, and the actual and regular transaction or occurrence of the proceedings and other matters purporting to be so recorded, and of the regularity of the meeting at which the same shall appear to have taken place, and of the Chairmanship and signature of the person appearing to have signed as Chairman and of the date on which such meeting was held.

122. *The use of the seal.*—The seal of the Company shall not be used or affixed to any deed or instrument except in the presence of two or more of the Directors, or of one Director and the Secretary or Secretaries of the Company, who shall attest the sealing thereof, such attestation on the part of the Secretaries, in the event of a firm being the Secretaries, being signified by a partner or duly authorized manager, attorney, or agent of the said firm signing for and on behalf of the said firm as such Secretaries.

#### ACCOUNTS.

123. *What accounts to be kept.*—The Agent or Secretary or the Agents or Secretaries for the time being, or, if there be no Agent or Secretary or Agents or Secretaries, the Directors, shall cause true accounts to be kept of the paid up capital for the time being of the Company, and of all sums of money received and expended by the Company, and of the matters in respect of which such receipts and expenditure take place, and of the assets, credits, and liabilities of the Company, and generally of all its commercial, financial, and other affairs,

transactions, and engagements, and of all other matters necessary for showing the true financial state and condition of the Company; and the accounts shall be kept in such books and in such a manner at the registered office of the Company as the Directors think fit.

124. *Accounts how and when open to inspection.*—The Directors shall from time to time determine whether, and to what extent, and at what times and places, and under what conditions or regulations the accounts and books of the Company or of any of them shall be open to the inspection of the Shareholders, and no Shareholder shall have any right of inspecting any account or book or document of the Company, except as conferred by the statute or authorized by the Directors, or by a resolution of the Company in General Meeting.

125. *Statement of accounts and balance sheet to be furnished to General Meetings.*—At the Ordinary General Meeting in every year the Directors shall lay before the Company a statement of the profit and loss account of the preceding year and a balance sheet containing a summary of the property and liabilities of the Company made up to the end of the previous year.

126. *Report to accompany statement.*—Every such statement shall be accompanied by a report as to the state and condition of the Company and as to the amount which they recommend to be paid out of the profits by way of dividend or bonus to the Shareholders, and the statement, report, and balance sheet shall be signed by the Directors.

127. *Copy of balance sheet to be sent to Shareholders.*—A printed copy of such balance sheet shall, at least seven days previous to such meeting, be delivered at, or posted to, the registered address of every Shareholder.

#### DIVIDENDS, BONUS, AND RESERVE FUND.

128. *Declaration of dividend.*—The Directors may, with the sanction of the Company in General Meeting, from time to time declare a dividend to be paid and (or) pay a bonus to the Shareholders in proportion to the amount paid on their shares, but no dividend or bonus shall be payable except out of nett profits.

129. *Interim dividend.*—The Directors may, if they think fit, determine on and declare an interim dividend to be paid and (or) pay a bonus to the Shareholders on account and in anticipation of the dividend on the then current year.

130. *Reserve fund.*—Previously to the Directors recommending any dividend, they may set aside, out of the profits of the Company, such a sum as they think proper as a reserve fund, and shall invest the same in such securities as they shall think fit, or place the same in fixed deposit in any bank or banks.

131. *Application thereof.*—The Directors may from time to time apply such portion as they think fit of the reserve fund to meet contingencies, or for equalizing dividends, or for working the business of the Company, or for repairing or maintaining or extending the buildings and premises, or for the repair or renewal or extension of the property or plan connected with the business of the Company or any part thereof, or for any other purpose of the Company which they may from time to time deem expedient.

132. *Unpaid interest or dividend not to bear interest.*—No unpaid interest or dividend or bonus shall ever bear interest against the Company.

133. *No Shareholder to receive dividend while debt due to Company.*—No Shareholder shall be entitled to receive payment of any dividend or bonus in respect of his share or shares whilst any moneys may be due or owing from him (whether alone or jointly with any other person) to the Company in respect of such share or shares, or otherwise howsoever.

134. *Directors may deduct debt from the dividends.*—The Directors may deduct from the dividend or bonus payable to any Shareholder all sums of money due from him (whether alone or jointly with any other persons) to the Company, and notwithstanding such sums shall not be payable until after the date when such dividend is payable.

135. *Notice of dividend; forfeiture of unclaimed dividend.*—Notice of all interest or dividends or bonuses to become payable shall be given to each Shareholder entitled thereto; and all interest or dividend or bonuses unclaimed by any Shareholder for three years after notice thereof is given may be forfeited by a resolution of the Board of Directors for the benefit of the Company, and if the Directors think fit may be applied in augmentation of the reserve fund.

136. *Shares held by a firm.*—Every dividend or bonus payable in respect of any share held by a firm may be paid to, and an effectual receipt given by, any partner of such firm or agent duly authorized to sign the name of the firm.

137. *Joint-holders other than a firm.*—Every dividend or bonus payable in respect of any share held by several persons jointly other than a firm may be paid to, and an effectual receipt given by, any one such of persons.

#### AUDIT.

138. *Accounts to be audited.*—The accounts of the Company shall from time to time be examined and the correctness of the balance sheet ascertained by one or more Auditor or Auditors.

139. *Qualification of Auditors.*—No person shall be eligible as an Auditor who is interested otherwise than as a Shareholder in any transaction of the Company, but it shall not be a necessary qualification for an Auditor that he be a Shareholder of the Company, and no Director or officer of the Company shall, during his continuance in office, be eligible as an Auditor.

140. *Appointment and retirement of Auditors.*—The Directors shall appoint the first Auditor or Auditors of the Company and fix his or their remuneration; and all future Auditors, except as is hereinafter mentioned, shall be appointed at the First Ordinary General Meeting of the Company in each year by the Shareholders present thereat, and shall hold their office only until the First Ordinary General Meeting after their respective appointments or until otherwise ordered by a General Meeting.

141. *Retiring Auditors eligible for re-election.*—Retiring Auditors shall be eligible for re-election.

142. *Remuneration of Auditors.*—The remuneration of the Auditors other than the first shall be fixed by the Company in General Meeting, and this remuneration may from time to time be varied by a General Meeting.

143. *Casual vacancy in number of Auditors how filled up.*—If any vacancy that may occur in the office of Auditor shall not be supplied at any Ordinary General Meeting, or if any casual vacancy shall occur, the Directors shall (subject to the approval of the next Ordinary General Meeting) fill up the vacancy by the appointment of a person who shall hold the office until such meeting.

144. *Duty of Auditors.*—Every Auditor shall be supplied with a copy of the balance sheet intended to be laid before the next Ordinary General Meeting, and it shall be his duty to examine the same with the accounts and vouchers relating thereto, and to report thereon to the meeting generally or specially, as he may think fit.

145. *Company's accounts to be opened to Auditors for audit.*—All accounts, books, and documents whatsoever of the Company shall at all times be open to the Auditors for the purpose of audit.

#### NOTICES.

146. *Notices how authenticated.*—Notices from the Company may be authenticated by the signature (printed or written) of the Agent or Secretary, Agents or Secretaries, or other persons appointed by the Board to do so.

147. *Shareholders to register address.*—Every Shareholder shall give an address in Ceylon, which shall be deemed to be his place of abode, and shall be registered as such in the books of the Company.

*Service of notices.*—A notice may be served by the Company upon any Shareholder, either personally or by sending through the post in a prepaid letter, addressed to such Shareholder at his registered address or place of abode; and any notice so served shall be deemed to be well served for all purposes, notwithstanding that the Shareholders to whom such notice is addressed be dead, unless his executors or administrators shall have given to the Directors or to the Agent or Secretary or Agents or Secretaries of the Company their own or some other address in Ceylon.

148. *Notice to joint-holders of shares other than a firm.*—All notices directed to be given to Shareholders shall, with respect to any share to which persons other than a firm are jointly entitled, be sufficient if given to any one of such persons, and notice so given shall be sufficient notice to all the holders of such shares.

149. *Date and proof of service.*—Any notice if served by post shall be deemed to have been served on the day on which the letter containing the same would in ordinary course of post have been delivered at its address, and in proving such service it shall be sufficient to prove that the letter containing the notice was properly addressed and put into a Post Office or post box, and the entry in the Company's books of the leaving or sending by post of any notice at or to such address shall be sufficient evidence thereof, and no further evidence shall be necessary.

150. *Non-resident Shareholders must register addresses in Ceylon.*—Every Shareholder residing out of Ceylon shall name and register in the books of the Company an address within Ceylon at which all notices shall be served upon him, and all notices served at such address shall be deemed to be well served. If he shall not have named and registered such an address, he shall not be entitled to any notices.

All notices, required to be given by advertisement shall be published in the *Ceylon Government Gazette*.

#### ARBITRATION.

151. *Directors may refer disputes to arbitration.*—Whenever any question or other matter whatsoever arises in dispute between the Company and any other Company or person, the same may be referred by the Directors to arbitration.

#### EVIDENCE.

152. *Evidence in action by Company against Shareholders.*—On the trial or hearing of any action or suit brought or instituted by the Company against any Shareholder of his representatives to recover any debt or money claimed to be due to the Company in respect of his shares, it shall be sufficient to prove that the name of the defendant is or was when the claim arose on the register of Shareholders of the Company as a holder of the number of shares in respect of which such claim is made, and that the amount claimed is not entered as paid in the books of the Company; and it shall not be necessary to prove the registration of the Company, nor the appointment of the Directors who made any call, nor that a quorum of Directors was present at the Board at which any call was made, nor that the meeting at which any call was made was duly convened or constituted, nor any other matter whatsoever, but the proof of the matters aforesaid shall be conclusive evidence of the debt.

#### PROVISION RELATING TO WINDING UP OR DISSOLUTION OF THE COMPANY.

153. *Purchase of Company's property by Shareholders.*—Any Shareholder, whether a Director or not, or whether alone or jointly with any other Shareholder or Director, and any person not a Shareholder, may become the purchaser of the property of the Company or any part thereof, in the event of a winding up or a dissolution, or at any other time when a sale of the Company's property or effects, or any part thereof, shall be made by the Directors under the powers hereby or under the Ordinance conferred upon them.

154. *Distribution.*—If the Company shall be wound up, and there shall be any surplus assets after payment of all debts and satisfaction of all liabilities of the Company, such surplus assets shall be applied, first, in repaying to the holders of the preference shares (if any), the amounts paid up or reckoned as paid up thereon, and the balance in repaying to the holders of the ordinary shares, the amounts paid up or reckoned as paid up on such ordinary shares. If there shall remain any surplus assets after repayment of the whole of the paid up capital, such surplus assets shall be divided among the Members in proportion to the capital paid up, or reckoned as paid up, on the shares which are held by them respectively at the commencement of the winding up.

155. *Payment in specie and vesting in trustees.*—If the Company shall be wound up the liquidator, whether voluntary or official, may, with the sanction of an extraordinary resolution, divide among the contributories in specie any part of the assets of the Company, and may, with their sanction, vest any part of the assets of the Company in trustees upon such trusts for the benefit of the contributories as the liquidator, with like sanction, shall think fit.

In witness whereof the subscribers to the Memorandum of Association have hereto set and subscribed their names at the places and on the days and dates hereinafter written.

A. COLLINGWOOD SMAIL.

TH. P. GIDDEN.

J. PERCY HORTIN.

HENRY A. BEECHROFT.

A. D. DONALD.

W. SHAKSPEARE.

E. R. WALDOCK.

A. A. D. SMAIL.

Witness to above signatures at Colombo this Sixteenth day of April, 1907:

E. J. WEATHERALL of Colombo.

ARTHUR E. BARRS of Ambanpitiya.

Witness to above signature of ARTHUR E. BARRS at Kegalla this 20th day of April, 1907.

PHILIP F. ONDAATJE of Kegalla.

#### The Kandy Hotel's Company, Limited.

NOTICE is hereby given that the Annual Ordinary General Meeting of the Company will be held at the Queen's Hotel, Kandy, on Thursday, the 16th May, at 12 noon, to receive the report of the Directors with Balance Sheet and Statement of Accounts for the year ending 31st March, 1907; to sanction the declaration of a Dividend; to elect two Directors in the place of Messrs. W. Shakspeare and R. Morison who retire from office but are eligible for re-election; to appoint an Auditor; and for any other business of the Company that may properly be brought forward before the Meeting.

The Transfer Books will be closed from the 8th to 18th May, inclusive.

By order of the Directors,  
E. LEONARD WORTH,  
Secretary.

#### The Bambrakelly Estates Tea Company of Ceylon, Limited.

NOTICE is hereby given that the Eighth Annual Ordinary General Meeting of the Shareholders of the above Company will be held at the registered office of the Company, No. 21, Baillie street, Colombo, on Wednesday, the 15th May, 1907, at 12 o'clock noon.

##### Business.

To receive the Report of the Directors and Statement of Accounts for the year ended 31st December, 1906, and to transact any other competent business that may be duly brought before the Meeting.

By order of the Directors,  
CROSFIELD, LAMPARD & Co.,  
Agents and Secretaries.  
Colombo, April 30, 1907.

In the District Court of Colombo.

Hewadewage Palis Fernando Vimala  
Gunawardena Muhandiram of Colombo Plaintiff.

No. 24,337C. Vs.

Meeyanna Mohamado Mohiyadeen of  
Kayman's Gate, Colombo Defendant.

UNDER and by virtue of a decree entered in the above case, I am directed by the District Court of Colombo to sell by public auction the following properties declared bound and executable under the said decree in the said auction for the recovery of the sum of Rs. 31,140, interest, and cost of suit, and ordered to be sold by the said decree to wit:—

On Thursday, the 9th day of May, 1907, commencing at 4.30 P.M. at the spot.

1. All that premises with several tenements thereon bearing assessment No. 13, Forbes' road, in Maradana, Colombo; containing in extent 7 74/100 square perches.

2. All that premises with buildings standing thereon, bearing assessment No. 15, Forbe's road, Maradana, Colombo; containing in extent 8 40/100 square perches.

On Wednesday, the 15th day of, May 1907, at 5 P.M. at the spot.

All those two allotments of lands now forming one property with several buildings standing thereon, bearing assessment Nos. 33, 33½, and 34, situated at Vauxhall street, Slave Island, Colombo.

On Monday, the 20th day of May, 1907, at 4.30 P.M. at the spot.

All those contiguous allotments of land now forming one property with several tenements standing thereon, bearing assessment No. 3, situated at Mosque lane, in Slave Island, Colombo; containing in extent 6 99/100 square perches.

On Wednesday, the 22nd day of May, 1907, at 4.30 P.M. at the spot.

All that premises with the buildings standing thereon, presently bearing assessment Nos. 23 and 24, formerly No. 23, situated at Church street in Wekanda, in extent 10 perches.

On the same day at 5.50 P.M., at the spot.

House and premises bearing assessment No. 55a, situated at Union place, Slave Island, in Colombo, in extent 5 88/100 square perches.

And

On Wednesday, the 29th day of May, 1907, at 5 P.M. at the spot.

All that land called Mahaintewatta with the tanneries and buildings standing thereon, situated at Welikada, in extent 2 roods and 25 perches.

J. W. H. EBERT,  
Auctioneer.

## MUNICIPAL COUNCIL NOTICES.

### MUNICIPALITY OF COLOMBO.

#### Minutes of Proceedings of a General Meeting of the Municipal Council of Colombo held in the Town Hall on Friday, February 8, 1907.

The Council met this day at 3 P.M., pursuant to notice dated February 2, 1907.

*Present* :—Mr. B. Horsburgh, Acting Chairman ; Mr. C. P. Dias ; the Hon. Mr. F. A. Cooper, C.M.G. ; Mr. James Pieris ; Dr. C. W. van Geyzel ; Dr. W. H. de Silva ; Mr. H. Tiruvilangam ; Mr. P. D. Warren ; Mr. M. F. Khan ; Mr. A. Fairlie ; Mr. G. H. Alston ; and Dr. C. T. Griffin.

The Minutes of the General Meeting of January 11, 1907, having been printed, and a copy thereof having been sent to each Member of the Council, were taken as read.

Resolved—That the Minutes of January 11, 1907, be confirmed.

1. Pursuant to notice, Dr. C. T. Griffin asked—What steps have been taken to acquire a site for an Infectious Diseases Hospital for Colombo, and when the report of the Medical Officer of Health and the Engineer of the Municipality with regard to their inquiries as to Infectious Diseases Hospitals in Europe promised to this Council, will be submitted, and to call for papers.

The Chairman in reply stated the various steps that had been taken in the matter from time to time, and read a letter received from Government requesting him to forward an application for the acquisition of the new site for the proposed Infectious Diseases Hospital.

With regard to the second part of the question the Chairman stated that no special report as referred to had been promised.

Dr. C. T. Griffin thereupon, with the permission of Council, withdrew his motion for papers.

2. The Council then proceeded to ballot for the election of a Member for the Standing Committee on Markets and Sanitation in place of Sir Allan Perry resigned. The result of the ballot was declared by the Chairman to be in favour of Dr. C. T. Griffin, who was accordingly elected a Member of the Standing Committee on Markets and Sanitation.

#### *Extracts from Minutes of Standing Committee on Finance and Assessment of January 23, 1907.*

- (5) Estimate for writing table and five stools for Assessment Department, Rs. 64.45.  
Passed.
- (6) Estimate for photographic materials and chemicals for 1907, Rs. 404.78.  
Passed.
- (7) Estimated cost, for fixing number plates, &c., to houses in St. Paul's Ward, Rs. 2,021.55.  
Passed.
- (10) Papers *re* damage to premises No. 33, Drieberg's lane, and other properties by the floods.  
Recommended that one quarter's taxes be remitted in the cases of damage submitted to the Committee up to date.
- (12) Letter from Municipal Engineer, No. 1,474 of December 15, 1906, asking for three additional clerks for his Department.  
The Committee have gone into the question and examined Mr. Skelton. They consider the extra three clerks necessary, and recommend their appointment, but they also think that this demand should have been foreseen at the time of framing the Budget.
- (13) Letter from Superintendent, Fire Brigade, No. 7b of January 10, 1907, asking for a rickshaw allowance under vote No. 92 of 1907.  
Recommended.
- (15) Papers *re* gratuity to the widow and four children of the late Municipal Office Night Watcher, K. Martin Perera.  
Recommend payment.

The Chairman moved that Council do go into Committee to consider the Minutes of the Standing Committee on Finance and Assessment of January 23, 1907.

Mr. M. F. Khan seconded.

With reference to item 10, the Hon. Mr. F. A. Cooper, G.M.G., moved—That the words "subject to Council having authority to do so and in accordance with precedent" be added to the resolution.

Mr. James Peiris seconded.—Carried.

The Chairman moved that the recommendations of the Standing Committee on Finance and Assessment of January 23, 1907, as amended, be adopted.

Mr. G. H. Alston seconded.—Carried.

The Chairman moved that Council do resume, and that the resolutions passed in Committee be adopted.

Dr. C. T. Griffin seconded.—Carried.

4. Letter from the Municipal Engineer, No. 8 of January 8, 1907, *re* estimate for conversion of certain gravel roads in Slave Island to Macadam roads, and resolution of Council of July 20, 1906, as to carrying out of the work.

The Hon. Mr. F. A. Cooper, C.M.G., moved that the work be carried out departmentally.

Mr. P. D. Warren seconded.—Carried.

5. Papers *re* encroachment on the street in Prince street, Pettah.

The Chairman moved that the offer to purchase the plot of ground be rejected.

Mr. P. D. Warren seconded.—Carried.

6. The following insanitary cesspit privies to be closed, the parties concerned having failed to show adequate cause to the contrary, viz., Nos. 10, Hunupitiya; 12, Third Division, Maradana; 70, New Moor street; 7 and 8, Kufuwe street; 21, Church street; and 63, Grandpass road.

The Chairman moved that the Medical Officer of Health's recommendations be adopted.

Mr. M. F. Khan, seconded.—Carried.

7. Excess of leave over 30 days granted to Mr. S. P. Fernando, Clerk, Health Department, on December 8, 28, 29, and 31, 1906, and Mr. John Silva, Head Clerk, Works Department, 4 days in June, 1906.

The Chairman moved that the leave granted by the Chairman be confirmed.

Mr. M. F. Khan seconded.—Carried.

8. To cancel sale of premises Nos. 24, 61, 61a, 73, 74, 74a, 77, 105, and 130a, Madampitiya; 18 and 51, Mattakkuliya; 2, Vincent street; 32, 33, and 34, Wilson street; 18 and 162/163, Grandpass road; 98/99, Cemetery street; 83, New Chetty street; 72/74, Barber street; 11, 90, and 100/101, Galkapanawatta; 7, 16/17, 42c, 50/51, and 52, Ferry street; 46a, 61b, 119a, 120a, 122, 181, and 182, Second Division, Maradana; 16, Vauxhall street; 25, Mosque lane; 1, Second lane; 4, Peer Saibo's lane; 11, Arab place; 111, First Division, Maradana; 15, Smith street; 75 and 75a, Maligawatta; 41, 88, and 96, Old Moor street; 118, Messenger street; 3, Marshall street; 53, Wolfendhal street; 3, Leechman's lane; 60, Belmont street; 62, Wall street; 237, Kollupitiya road; 131/133, Kotahena street; 69, New Moor street; and 55/58, Nagalagam street.

The Chairman moved that he be authorized to cancel the sales.

Mr. M. F. Khan seconded.—Carried.

9. Report of the Medical Officer of Health for the second quarter of 1906 was laid before the Council.

10. Report of the Resident Engineer of the Colombo Drainage Works for the months of November and December, 1906, was laid on the table.

11. City Analyst's Report on the town water for January, 1907, was laid on the table, having been previously printed and circulated.

12. Auditor-General's remarks for July, 1906, were laid on the table.

13. Statement of Receipts and Disbursements from January 1 to December 31, 1906, and Progress Report of Work done for December, 1906, were laid on the table.

Statement of Receipts and Disbursements from January 1 to 31, 1907, and Progress Report of Work done for January, 1907, were not ready.

14. Reports of Inspectors on licensed carriages, and on shops used for the sale of kerosine, poisons, and gunpowder, were laid on the table.

The following documents were also laid on the table:—

Return of Committees of Municipal Council of 1907.

Proceedings of Committees.

Volunteer Band Programme for February, 1907.

Return of Average Daily Supply and Consumption of Water for December, 1906.

The Municipal Engineer's Report for January, 1907, on the condition of Tramway routes.

Electrical Adviser's Report on Tram Cars for January, 1907.

B. HORSBURGH,  
Acting Chairman, Municipal Council,  
and Mayor of Colombo.

Confirmed on March 8, 1907:

B. HORSBURGH,  
Acting Chairman, Municipal Council,  
and Mayor of Colombo.



**Statement of Receipts and Disbursements on account of the Municipal Fund from  
January 1 to February 28, 1907.**

REVENUE.	Estimated Revenue for 1907.		Receipts to Feb. 28, 1907.		EXPENDITURE.	Estimated Expenditure for 1907.		Disbursements to Feb. 28, 1907.	
	Rs.	c.	Rs.	c.		Rs.	c.	Rs.	c.
<i>Taxes.</i>									
1 Commutation under Road Ordinance ...	111,000	0	7,454	0					
2 Taxes on vehicles and animals (under section 128 of Ord. No. 7 of 1887) ...	45,000	0	27,184	25					
2a Do. costs ...	150	0	61	93					
3 Dog tax ...	5,500	0	2,021	84					
<i>Licenses.</i>									
4 Carriages and jinrickshas for hire ...	14,000	0	—	—					
5 Passenger hackeries for hire ...	500	0	—	—					
6 Cart, coach, and tram cars ...	6,800	0	—	—					
7 Boat ...	70	0	—	—					
8 Boat—issued by Master Attendant—arrears, 1906 ...	4,000	0	4,691	10*					
9 Gun—issued by Government Agent ...	1,000	0	162	45					
10 To sell intoxicating liquors—issued by Government Agent ...	17,100	0	—	—					
11 Butchers ...	260	0	—	—					
Do.—arrears, 1906 ...	—	—	251	75					
12 Coal depôts, tanneries, &c. ...	700	0	452	0					
13 To slaughter cattle, sheep, and pigs (special) ...	250	0	1	75					
14 To sell meat (special) ...	250	0	65	0					
15 To sell fish (special) ...	300	0	30	0					
16 Opium ...	61,517	0	5,126	55					
17 Petroleum ...	2,500	0	242	0					
18 Guides ...	200	0	65	0					
19 Poison ...	200	0	4	75					
20 Auctioneers and brokers ...	4,100	0	3,020	0					
21 Stamp duty on advocates', proctors', and notaries' certificates and articles of clerkship ...	5,500	0	—	—					
22 Stamp duty on licenses on arrack taverns ...	9,975	0	—	—					
<i>Judicial Fines.</i>									
23 By Municipal Magistrate ...	30,000	0	5,976	5					
24 By Police Magistrate ...	50	0	1	0					
<i>Tolls.</i>									
25 Victoria bridge, Grandpass ...	78,177	0	6,514	75					
26 Bambalapitiya ...	59,987	0	4,998	88					
27 Mutwal ferry ...	1,720	0	—	—					
28 Lock-gate ...	380	0	31	74					
<i>Markets.</i>									
29 Edinburgh, fruit and vegetable ...	900	0	161	54					
30 Price park, fruit and vegetable ...	3,500	0	707	4					
31 Edinburgh, meat ...	5,000	0	762	50					
32 Edinburgh, meat—lighting charges ...	500	0	76	0					
33 St. John's fish mart ...	960	0	160	0					
34 St. John's fish market ...	2,200	0	526	77					
35 Dean's road market ...	15,000	0	2,609	42					
36 Dean's road market—lighting charges ...	1,100	0	168	51					
37 Grandpass market ...	2,000	0	354	22					
38 Kollupitiya market ...	1,000	0	174	0					
39 Mohammedan meat market, Dhobies' pond ...	720	0	120	0					
40 Gintupitiya street market ...	2,500	0	400	0					
41 Gintupitiya street market—lighting charges ...	200	0	32	0					
42 Slave Island market ...	8,500	0	1,275	0					
43 Bambalapitiya market ...	600	0	76	0					
44 Costs of recovery of arrears of market rents ...	350	0	36	80					
<i>I.—CHARGES ON ACCOUNT OF MUNICIPAL DEBT.</i>									
1 Annuity for Waterworks ...	100,000	0	—	—					
2 Annuity for Victoria Bridge ...	8,000	0	—	—					
3 Interest and Sinking Fund on drainage works ...	100,000	0	—	—					
<i>II.—ESTABLISHMENT.</i>									
4 Salaries ...	146,199	0	22,446	51					
5 Audit of accounts ...	4,590	0	1,700	10					
6 Pensions ...	16,706	0	2,605	83					
<i>Contingencies.</i>									
7 Allowances ...	15,528	0	2,406	39					
8 Stationery ...	4,250	0	2,039	64					
9 Furniture ...	500	0	39	41					
10 Inspectors' uniform, &c., including boot allowance ...	1,500	0	108	0					
<i>III.—COMMUTATION UNDER ROAD ORDINANCE.</i>									
11 Commission, salaries of extra clerks, &c. ...	10,000	0	371	60					
12 Refunds ...	100	0	—	—					
<i>IV.—LICENSES AND TAXES.</i>									
13 Commission, &c. ...	600	0	150	0					
14 Refunds ...	50	0	—	—					
15 Badges ...	600	0	521	76					
16 Tin plates ...	350	0	323	82					
17 Fare tables ...	440	0	300	0					
18 Painting ...	150	0	74	76					
19 Branding ...	100	0	—	—					
20 Capture of dogs ...	2,500	0	680	19					
21 Dog collars ...	500	0	138	0					
<i>V.—MARKETS.</i>									
<i>Establishments.</i>									
22 Edinburgh, salaries ...	1,530	0	254	99					
23 St. John's fish, salaries ...	1,470	0	245	0					
24 Gintupitiya, salaries ...	150	0	25	0					
25 Mohammedan meat, salaries ...	150	0	25	0					
26 Price park, salaries ...	120	0	20	0					
27 Dean's road, salaries ...	1,290	0	167	50					
28 Bambalapitiya and Kollupitiya, salaries ...	599	0	98	0					
29 Slave Island, salaries ...	390	0	65	0					
30 Grandpass, salaries ...	900	0	150	0					
<i>Other Charges.</i>									
31 Dean's road market, lighting ...	1,100	0	261	0					
32 Tools and equipment ...	300	0	57	76					
<i>VI.—SLAUGHTER-HOUSES.</i>									
<i>Establishment.</i>									
33 Dematagoda, salaries ...	3,370	0	561	66					
<i>Other Charges.</i>									
34 Dematagoda, superintendent's jinricksha allowance ...	180	0	30	0					
35 Dematagoda, assistant and clerk's house allowance ...	180	0	30	0					
36 Dematagoda, feeding charges ...	4,500	0	749	48					

\* Not in Budget.

REVENUE.	Estimated Revenue for 1907.		Receipts to Feb. 28, 1907.		EXPENDITURE.	Estimated Expenditure for 1907.		Disbursements to Feb. 28 1907.	
	Rs.	c.	Rs.	c.		Rs.	c.	Rs.	c.
<i>Slaughter-houses.</i>									
45 Dematagoda, slaughtering fees	19,200	0	3,480	65	37 Dematagoda, removal of undigested food	60	0	15	0
46 Do. feeding fees	23,000	0	4,167	55	38 Dematagoda, burying carcases of cattle	60	0	10	0
47 Do. sale of blood	225	0	225	0	39 Contingent expenditure	200	0	1	50
48 Do. sale of manure	100	0	12	0	40 Tools, &c., for slaughter-houses	350	0	18	84
49 Do. cost of gas to stove	350	0	46	20	<b>VII.—GENERAL CEMETERIES.</b>				
50 Madampitiya, grass land	180	0	45	0	<i>Establishment.</i>				
51 Fees for inspection of frozen meat	1,000	0	160	46	41 Kanatta, salaries	2,510	0	418	32
<i>Health Department.</i>									
52 For conserving private latrines	160,000	0	18,756	0	42 Madampitiya, salaries	900	0	147	50
53 Buckets sold	200	0	48	0	<i>Other Charges.</i>				
54 Disinfectants, &c., sold	900	0	166	32	43 Kanatta, house allowance to keeper	360	0	60	0
55 For clearing cesspit privies	1,000	0	175	25	44 Contingencies	400	0	1	30
56 Lease of grass land at night soil depot	3,672	0	550	0	45 Upkeep of buildings	1,000	0	34	1
<b>ASSESSMENT ACCOUNT.</b>									
<i>Consolidated Rates.</i>									
57 Consolidated rate—arrears, 1902	50	0	—	—	46 Weeding grounds	172	0	28	36
58 Do. 1903	250	0	13	75	<b>VIII.—PRINTING DEPARTMENT.</b>				
59 Do. 1904	300	0	22	26	<i>Establishment.</i>				
60 Do. 1905	4,000	0	532	43	47 Salaries	4,881	0	773	32
61 Do. 1906	150,000	0	37,994	68	48 Remuneration for supervision	500	0	83	32
62 Consolidated rate, current, 1907 (4th quarter, 1906, to 3rd quarter, 1907)	470,000	0	71,317	10	<i>Other Charges.</i>				
63 Consolidated rate, 1908 (4th quarter, 1907, to 3rd quarter, 1908)	22,000	0	223	40	49 General upkeep and stores	700	0	34	60
64 Consolidated rate, costs	16,000	0	2,326	57	50 Repairs and upkeep of machinery and for gas	380	0	58	22
65 Military contribution for lighting the Fort	1,702	0	425	46	<b>IX.—ASSESSMENT DEPARTMENT.</b>				
<i>Sale of Water.</i>									
66 Sale of water	165,000	0	32,307	78	<i>Water.</i>				
67 Costs on recoveries	50	0	10	28	51 Extension of water service	5,000	0	—	—
68 Contribution by Military	10,000	0	—	—	52 Shifting and repairs to stand-posts, &c.	500	0	—	—
<b>MISCELLANEOUS.</b>									
69 Fees for registering bonds	100	0	19	50	53 Refund of water-rate	50	0	—	—
70 Trunk roads—contribution by Government	32,570	0	32,570	0	54 Increased size of distribution pipes (on account)	10,000	0	—	—
71 Tramway mileage	4,834	0	4,833	32	<i>Police.</i>				
72 Rent of grass lands and other property	4,500	0	508	75	55 Maintenance of police	60,000	0	—	—
73 Racquet court fees	50	0	7	91	<i>Lighting.</i>				
74 Galle Face, grazing fees	500	0	72	47	56 Lighting public streets (gas)	120,000	0	50,896	75
75 Victoria park, grazing fees	350	0	88	50	57 Electric lighting of the Fort	18,200	0	3,162	0
76 Campbell's park, grazing fees	80	0	45	55	58 Extension of lighting	6,000	0	783	60
77 Price recreation ground, grazing fees	180	0	45	49	59 Shifting of lamps, repairs to fittings, &c.	2,000	0	57	50
78 Fees for testing and stamping weights and measures	300	0	56	0	60 Lighting Municipal buildings	8,972	0	1,549	52
79 Fees from tennis court, Victoria park	30	0	12	50	61 Gas apparatus, chemicals, fittings, &c....	1,000	0	—	—
80 Interest	10,000	0	1,466	35	<i>Miscellaneous Charges.</i>				
81 Miscellaneous	—	—	373	31	62 Advertisements	1,000	0	—	—
Sale of stores	—	—	—	—	63 Commission to collectors	15,000	0	1,276	50
Mulet	—	—	8	0	64 House numbers, &c.	3,600	0	—	—
Town Hall fees	—	—	0	75	65 Costs in legal proceedings	1,000	0	—	—
Overplus at sales	3,510	0	0	75	66 Refund of consolidated rates	250	0	—	—
Sale of tender and specification forms	—	—	—	—	67 Commission for assessing properties	1,500	0	—	—
Sale of scavenging rubbish	—	—	—	—	<b>X.—MISCELLANEOUS.</b>				
Deposits made by tenderers	—	—	—	—	<i>Secretary's Department.</i>				
Sale of timber	—	—	—	—	68 Library	300	0	0	20
82 Mulet	1,000	0	—	—	69 Contribution to Law Library	500	0	500	0
83 Sale of tender and specification forms	40	0	—	—	70 Costs in legal proceedings	3,000	0	766	75
84 General cemeteries, fees, &c.	5,200	0	1,268	0	71 Guides' coats	60	0	—	—

REVENUE.	Estimated Revenue for 1907.		Receipts to Feb. 28, 1907.		EXPENDITURE.	Estimated Expenditure for		Disbursements to Feb 28, 1907.	
	Rs.	c.	Rs.	c.		Rs.	c.	Rs.	c.
85 Rent of Superintendent's quarters, bridge-of-boats	300	0	70	0	72 Contribution to Volunteer Band ...	4,500	0	—	—
86 Rent of dynamite magazine	50	0	50	0	73 Advertisements ...	1,000	0	56	93
87 Fees for testing kerosine oil	500	0	—	—	74 Refund of fines ...	200	0	20	0
88 Guides' badges account ...	10	0	—	—	75 Refund of value of guides' badges ...	15	0	—	—
89 Fees for testing electric meters ...	10	0	—	—	76 Expenses of bookbinding ...	450	0	205	50
90 Rents of lands, Mansergh Avenue acquisition ...	1,000	0	—	—	77 Subscription to newspapers... ..	100	0	91	50
91 Refund of loan made on account of Drainage Works	600,000	0	—	—	78 Cost of peons' belts ...	35	0	—	—
Sanitary Brigade, cost of licensing ...	—	—	191	72	79 Refund of rents, &c. ...	50	0	—	—
Advances of previous year adjusted ...	—	—	2,243	34	80 Cost of grazing tickets ...	200	0	68	0
No. 57, extension of work service ...	—	—	7	62	81 Postage ...	300	0	60	0
No. 66, refund of consolidated rate ...	—	—	21	19	82 Subscription to telephone exchange... ..	125	0	125	0
No. 186, metalling New Bazaar ...	—	—	12	60	83 Contribution to Government on account of electrical apparatus ...	100	0	—	—
Revenue account, purchase of stores ...	—	—	3,585	12	84 Salary of head guide ...	360	0	60	0
					85 Seizure of cattle straying on public roads (on account)... ..	500	0	162	0
					86 Miscellaneous ...	4,000	0	1,048	62
					XI.—FIRE BRIGADE.				
					<i>Establishment.</i>				
					87 Salaries, wages, and allowances ...	12,288	0	1,955	0
					<i>Other Charges.</i>				
					88 Uniforms, &c. ...	1,150	0	148	84
					89 Stores ...	1,500	0	52	69
					90 Horses ...	1,800	0	300	0
					91 Telephone ...	585	0	260	0
					92 Working expenses and lights ...	1,860	0	116	85
					93 Upkeep of buildings ...	500	0	—	—
					94 Upkeep of Central Fire Station ...	690	0	—	—
					299 Fire Brigade appliances ...	—	0	3,069	55
					XII.—PUBLIC HEALTH DEPARTMENT.				
					<i>Sanitary Branch.</i>				
					95 Plague camp buildings ...	1,000	0	—	—
					96 Prevention of infectious diseases ...	7,000	0	1,111	68
					97 Cost of disinfectants ...	1,000	0	201	36
					98 Wages of disinfecting coolies ...	1,080	0	180	0
					99 Transport of infected goods ...	500	0	—	—
					100 Working of disinfector ...	1,350	0	95	40
					101 Commuted allowance for analytical work ...	6,000	0	1,000	0
					102 Purchase of samples for analyses ...	50	0	—	—
					103 Fees to bacteriologist ...	126	0	—	—
					104 Midwives' salary and equipment ...	3,500	0	499	92
					105 Prevention of diseases in animals (veterinary) ...	200	0	5	0
					106 Salary of inspector of outside dairies and laundries ...	1,200	0	200	0
					107 Repairs to ambulance carts ...	392	0	24	64
					<i>Special Expenditure.</i>				
					108 Infectious Diseases, Smallpox and Isolation Hospitals (on account) ...	50,000	0	—	—
					210 Plague Camp Establishment ...	—	0	30	0
					XIII.—PUBLIC HEALTH DEPARTMENT.				
					<i>Conservancy Branch.</i>				
					109 Salaries, wages, and allowances ...	14,859	0	2,360	76
					110 Conservancy of dry-earth closets ...	65,000	0	5,191	53
					111 Supply of coir dust ...	6,500	0	933	79
Carried forward	2,220,509	0	296,561	2					

\* Not in Budget.

REVENUE.	Estimated Revenue for 1907.		Receipts to Feb. 28, 1907.		EXPENDITURE.	Estimated Expenditure for 1907.		Disbursements to Feb. 28, 1907.	
	Rs.	c.	Rs.	c.		Rs.	c.	Rs.	c.
Brought forward ...	2,220,509	0	296,561	2					
					112 Stationery, &c. ...	750	0	49	26
					113 Refunds ...	750	0	42	0
					114 Hire of bulls ...	45,000	0	6,360	26
					115 Construction and repair of night soil carts ...	10,000	0	1,693	15
					116 Miscellaneous ...	750	0	71	59
					117 Post card reminders and postage ...	300	0	40	0
					118 Supervisors' uniform, &c. ...	900	0	84	0
					119 Cost of disinfectants ...	1,000	0	61	49
					120 Repair of buildings (carts and cattle sheds) ...	2,000	0	—	—
					121 Repairs and maintenance of roads, Night Soil Depot ...	3,900	0	44	85
					122 Rent of Night Soil Depot, Narahenpita ...	1,638	0	—	—
					123 Septic tanks... ...	499	0	5	33
					124 Metalling Narahenpita road ...	2,800	0	6	62
					125 Construction of new buckets and sale of standard buckets from stock ...	800	0	55	0
					XIV.—MUNICIPAL BUILDINGS.				
					<i>Maintenance.</i>				
					126 Town Hall ...	3,394	0	84	27
					127 Toll-houses ...	600	0	3	20
					128 Guides' shelter ...	90	0	—	—
					129 Gas testing room ...	104	0	—	—
					130 Store and workshop ...	435	0	8	0
					131 No. 2, Hulftsdorp ...	120	0	—	—
					132 Disinfector building ...	115	0	—	—
					133 Contingencies ...	134	0	—	—
					134 Markets, repair of ...	4,350	0	356	45
					135 Slaughter-houses, repairs ...	1,000	0	20	67
					136 Do. quarterly white-washing ...	1,075	0	300	0
					137 Latrines, repair of ...	750	0	9	5
					138 Do. quarterly white-washing ...	1,000	0	222	0
					139 Do. monthly whitewashing ...	420	0	14	88
					XV.—ROADS, BRIDGES, AND CULVERTS.				
					<i>Establishment.</i>				
					140 Salaries and allowances to overseers... ...	11,997	0	1,734	68
					<i>Maintenance.</i>				
					141 General upkeep of roads ...	17,100	0	2,400	98
					142 Upkeep of metal roads upon sub-estimates ...	141,825	0	20,322	46
					143 Upkeep of gravel roads, lanes, &c., upon sub-estimates ...	35,962	0	3,580	46
					144 Tools for roads ...	2,900	0	197	10
					145 Tools for works ...	3,500	0	176	40
					146 Repairs to steam rollers ...	5,808	0	387	16
					147 Repairs to bridges, culverts, drains, &c. ...	30,000	0	2,114	11
					148 Watering streets ...	17,000	0	3,336	76
					149 Upkeep of carriage stands ...	221	0	10	71
					150 Painting Church street enclosure ...	357	0	—	—
					151 Paved footways, repairs ...	1,500	0	—	—
					<i>Special Expenditure.</i>				
					255/06 Conversion of Staples street from gravel into metal road (balance) ...	6,046	0	—	—
					152 Cost of land for Churchyard lane (on account) ...	150,000	0	—	—
					292/06 Skinner's road widening, land (on account) ...	300,000	0	170,890	0
					267/06 Mansergh Avenue, land (on account) ...	28,400	0	31,104	37
Carried forward ...	2,220,509	0	296,561	2					

REVENUE.	Estimated Revenue for 1907.		Receipts to Feb 28, 1907.		EXPENDITURE.	Estimated Expenditure for 1907.		Disbursements to Feb. 28, 1907.	
	Rs.	c.	Rs.	c.		Rs.	c.	Rs.	c.
Brought forward ...	2,220,509	0	296,561	2					
					XVI.—SCAVENGING.				
					153 Scavenging...	124,000	0	20,193	26
					<i>Special Expenditure.</i>				
					154 Refuse destructors (on account)	25,000	0	—	—
					XVII.—DRAINS.				
					155 Conservancy of sewers and drains ...	5,000	0	1,298	93
					<i>Special Expenditure.</i>				
					156 Drainage, upon sub-estimates	40,000	0	—	—
					XVIII.—LAKE AND CANALS.				
					157 Conservancy of lake ...	4,500	0	588	96
					158 Lake, sluices, and lock ...	2,720	0	51	42
					159 Do. walls ...	1,000	0	—	—
					160 Do. dredging ...	17,721	0	2,120	78
					161 Canal dredging ...	4,500	0	979	34
					162 Construction of three new barges ...	6,900	0	—	—
					XIX.—PARKS.				
					<i>Maintenance.</i>				
					163 Victoria park ...	7,188	0	761	50
					164 Racquet court ...	1,329	0	169	72
					165 Jubilee fountain ...	112	0	—	—
					166 Gordon Gardens ...	1,315	0	169	90
					167 Galle Face Esplanade ...	1,223	0	78	61
					168 Campbell park ...	2,561	0	206	52
					169 Price recreation ground ...	741	0	110	98
					170 Havelock Town park ...	2,007	0	265	7
					171 Maligakanda park ...	644	0	—	—
					XX.—MISCELLANEOUS.				
					<i>Works Department.</i>				
					<i>Recurrent Expenditure.</i>				
					172 Surveys and tracings ...	2,002	0	512	27
					173 Expenses on account store ...	2,069	0	372	65
					174 Drawing materials ...	460	0	349	44
					175 Current for electric fans ...	2,000	0	—	—
					<i>Special Expenditure.</i>				
					237/06 Cattle quarantine station and mart—balance share of cost ...	44,400	0	—	—
					176 Municipal School (on account)	20,000	0	—	—
					XXI.—COLOMBO WATERWORKS.				
					<i>Establishment.</i>				
					177 Salaries ...	18,312	0	—	—
					<i>Other Charges.</i>				
					178 Allowances...	1,990	0	—	—
					179 Maintenance charges ...	7,000	0	—	—
					Carried forward—Rs.	2,075,346	0	391,474	69
Balance ...	2,220,509	0	296,561	2					
	—		118,462	65					
Total—Rs. ...	2,220,509	0	415,023	67					

## RE-VOTES.

## Expenditure on Re-votes for February, 1907.

No. of Est.			Estimated Expenditure for 1907.		Disbursements to Feb. 28, 1907.	
			Rs.	c.	Rs.	c.
		Brought forward	2,075,346	0	391,474	69
249 of 1906	...	Drain through Maradana mosque	894	0	—	
238 of 1906	...	Skew bridge, Parson's road	4,946	43	—	
239 of 1906	...	New bridge, Slave Island	5,417	0	—	
260 of 1906	...	Filling old quarry, Silversmith street	8,618	50	2,369	15
256 of 1906	...	Laying out Maligakande park	2,670	0	—	
286 of 1906	...	Drainage of Lotus road	9,000	0	—	
230 of 1905	...	Erection of waterposts	19,525	0	—	
255 of 1905	...	Roads, Suduwella Depôt	1,866	76	4	95
246 of 1905	...	Drainage, Reservoir road and lane	3,652	2	2,382	3
278 of 1905	...	Road across the lake adjoining Wekande lane and Lake road	2,784	0	—	
226 of 1905	...	Converting 10 dry fish stalls in Dean's road market into meat stalls	6,597	0	—	
254 of 1905	...	Timber shed, Suduwella	6,546	77	—	
256 of 1906	...	Office and store, Suduwella	36,793	63	31	58
209 of 1902	...	Improvement to Dean's road market	8,399	2	—	
40 of 1902	...	Office accommodation (on account)	5,000	0	1	33
244 of 1906	...	Cost of 15-ton steam roller	—	—	12,191	66
269 of 1906	...	Number plates, Maradana	—	—	3,241	60
290 of 1906	...	Number plates, St. Sebastian and Slave Island	—	—	2,672	42
273 of 1906	...	Paving Ferry lane	—	—	222	18
274 of 1906	...	Drain, Kew Passage	—	—	2	98
237 of 1905	...	Extension of Havelock park	—	—	19	49
284 of 1906	...	Gravelling reservation, Temple road	—	—	203	47
279 of 1905	...	Paving entrance, Galle Face bathing ghauts	—	—	25	90
265 of 1906	...	Construction of dog siezers' carts	—	—	6	9
283 of 1906	...	Cart for infected articles	—	—	4	2
226 of 1906	...	Shade trees, Chatham street	—	—	112	48
253 of 1906	...	Drain, Lower Chatham street	—	—	2	99
288 of 1906	...	Side drain, dog pound	—	—	20	99
257 of 1905	...	Quarters for storekeeper	—	—	33	67
Total—Rs.			2,198,056	13	415,023	67

## ADVANCE ACCOUNT.

REVENUE.		Receipts to Feb. 28, 1907.		EXPENDITURE.		Disbursement to Feb. 28, 1907.	
		Rs.	c.			Rs.	c.
Advance account	...	36,311	92	Advance account	...	36,621	92
Balance	...	310	0				
		Rs.	36,621 92			Rs.	36,621 92
Advance account—Making sewer pipes (concrete)	...	1,195	10				
Advance account—Purchase of store, &c....	...	3,853	24				

## DEPOSIT ACCOUNT.

		Receipts to February 28, 1907.	
		Rs.	c.
Deposit account	...	5,618	36
Unpaid wages by Superintendent of Works, &c.	...	442	31
Land acquired, Madampitiya Drainage Works	...	1,319	78
Do. Mansergh Avenue	...	6,065	66
Do. Skinner's road	...	3,019	22
Security deposits	...	17,631	27
Society for Prevention of Cruelty to Animals	...	824	50
Half fines to Police Reward Fund	...	655	50
Clearing cesspits	...	944	2
By owners of quarries	...	175	0
Improvements, Madampitiya-Mattakkuliya road	...	185	0
Repairs, Victoria bridge	...	87	11
Total—Rs.		36,967	78

BALANCES ON FEBRUARY 28, 1907.			Rs.	c.
Balance on December 31, 1906	...	...	170,643	22
Deduct Debit Balance on February 28, 1907	...	...	118,462	65
			<u>52,180</u>	<u>57</u>
Add Credit Deposit Account	...	...	36,967	73
			<u>89,148</u>	<u>30</u>
Deduct Debit Advance Account—Purchase of stores, &c.	...	Rs. c.	3,853	34
Do. do.	...	...	310	0
Do. making sewer pipes	...	...	1,195	10
			<u>5,358</u>	<u>44</u>
		Total—Rs.	<u>83,789</u>	<u>86</u>

## EXPENDITURE on Estimate No. 142 (Rs. 141,825).—Amount upon Sub-Estimates for Metal Roads.

EXPENDITURE.			Estimated Expendi- ture for 1907.	Disburse- ments to Feb. 28, 1907.
			Rs. c.	Rs. c.
180	Metalling roads, Fort Ward	...	19,264 25	2,413 99
181	Do. Pettah Ward	...	15,600 0	5,188 93
182	Do. St. Sebastian Ward	...	10,395 0	1,415 58
183	Do. St. Paul's Ward	...	8,054 20	—
184	Do. Kotahena East	...	14,683 20	1,709 92
185	Do. Kotahena West	...	9,821 0	1,791 84
186	Do. New Bazaar	...	9,240 0	—
187	Do. Maradana East	...	8,122 95	1,749 55
188	Do. Maradana West	...	8,375 40	2,011 19
189	Do. Kollupitiya East	...	6,727 5	—
190	Do. Kollupitiya West	...	13,632 30	141 62
191	Do. Slave Island	...	17,909 10	3,899 84
			<u>Rs. 141,824 45</u>	<u>20,322 46</u>

## EXPENDITURE on Estimate No. 143 (Rs. 35,962).—Amount upon Sub-Estimates for Graveling Roads.

EXPENDITURE.			Estimated Expendi- ture for 1907.	Disburse- ments to Feb. 28, 1907.
			Rs. c.	Rs. c.
192	Graveling roads Fort Ward	...	4,482 46	1 88
193	Do. Pettah Ward	...	308 88	—
194	Do. St. Sebastian Ward	...	1,021 68	—
195	Do. St. Paul's Ward	...	3,270 96	30 5
196	Do. Kotahena East	...	2,377 28	126 98
197	Do. Kotahena West	...	3,729 30	478 42
198	Do. New Bazaar	...	570 24	—
199	Do. Maradana East	...	2,257 68	477 62
200	Do. Maradana West	...	2,660 64	352 67
201	Do. Kollupitiya East	...	5,889 24	1,029 74
202	Do. Kollupitiya West	...	6,168 32	795 1
203	Do. Slave Island	...	3,224 72	288 9
			<u>Rs. 35,961 40</u>	<u>3,580 46</u>



## Progress Report.

Statement showing Expenditure and Balance on February 28, 1907.

ASSISTANT ENGINEER, NORTHERN DIVISION. Est. No.	Date of Commencement.	Date of Completion.	Vote.	Expenditure this Month.			Total Expenditure to Date.	Balance to Date.	Excess.
				Through Advance Account.		Direct to Estimate.			
				Labour.	Stores.				
Rs. c.	Rs. c.	Rs. c.	Rs. c.	Rs. c.	Rs. c.	Rs. c.	Rs. c.		
<i>General Cemeteries.</i>									
45 Upkeep of buildings ...	—	—	500 0	—	—	—	—	500 0	—
46 Weeding grounds, Madampitiya cemetery ...	Dec. 1906	—	172 0	12 31	—	—	40 67	131 33	—
<i>Fire Brigade.</i>									
93 Upkeep of buildings ...	—	—	250 0	—	—	—	—	250 0	—
94 Upkeep of Central Fire Station ...	—	—	690 0	—	—	—	—	690 0	—
<i>Municipal Buildings.</i>									
126 Maintenance and cleaning Town Hall ...	Dec. 1906	—	3,394 0	53 8	—	—	137 35	3,256 65	—
127 Toll houses ...	—	—	125 0	—	—	—	—	125 0	—
128 Guides shelter ...	—	—	90 0	—	—	—	—	90 0	—
129 Gas testing room ...	—	—	104 0	—	—	—	—	104 0	—
130 Store ...	Dec. 1906	—	175 0	—	—	—	8 0	167 0	—
131 House No. 2, Hulftsdorp ...	—	—	120 0	—	—	—	—	120 0	—
133 Contingencies ...	—	—	84 0	—	—	—	—	84 0	—
134 Markets ...	Dec. 1906	—	2,500 0	—	—	—	295 85	2,204 15	—
137 Repairs to latrines ...	Do.	—	600 0	41 13	—	—	51 69	548 31	—
139 Monthly whitewashing of latrines ...	Do.	—	340 0	—	—	—	14 88	325 12	—
<i>Roads, Bridges, and Culverts.</i>									
140 Salaries and allowances to overseers ...	Dec. 1906	—	7,146 43	293 66	—	225 0	1,257 48	5,888 95	—
141 General upkeep of roads ...	Do.	—	9,205 0	307 14	—	339 35	1,597 52	7,607 48	—
144 Tools for roads ...	Do.	—	1,600 0	86 76	—	—	237 92	1,362 8	—
145 Tools for works ...	Jan. 1907	—	250 0	21 60	2 80	—	45 45	204 55	—
147 Repairs to bridges, culverts, drains, &c. ...	Dec. 1906	—	13,750 0	833 35	347 11	384 62	2,892 16	10,857 84	—
148 Watering streets ...	Do.	—	6,900 0	523 89	—	63 99	1,753 97	5,146 3	—
149 Upkeep of carriage stands ...	Do.	—	163 0	—	—	—	10 71	152 29	—
150 Painting Church street enclosure ...	—	—	357 0	—	—	—	—	357 0	—
151 Repair and renewal of paved footways ...	—	—	1,200 0	—	—	—	—	1,200 0	—
180 Metalling Fort Ward ...	Dec. 1906	—	19,264 25	351 43	92 3	1,989 40	3,989 35	15,274 90	—
181 Do. Pettah Ward ...	Do.	—	15,600 0	506 35	117 62	4,329 80	6,071 20	9,528 80	—
182 Do. St. Sebastian ...	Jan. 1907	—	10,395 0	127 71	31 15	369 0	1,574 44	8,820 56	—
183 Do. St. Paul's Ward ...	—	—	8,054 20	—	—	—	—	8,054 20	—
184 Do. Kotahena East ...	Dec. 1906	—	14,683 20	328 67	86 84	2,683 20	3,747 83	10,935 37	—
185 Do. Kotahena West ...	Do.	—	9,821 0	—	—	—	1,791 84	8,029 16	—
186 Do. New Bazaar Ward ...	Feb. 1907	—	9,240 0	6 0	—	—	6 0	9,234 0	—
192 Gravelling Fort Ward ...	Dec. 1906	—	4,482 46	—	—	—	1 88	4,480 58	—
193 Do. Pettah Ward ...	—	—	308 88	—	—	—	—	308 88	—
194 Do. St. Sebastian ...	—	—	1,021 68	—	—	—	—	1,021 68	—
195 Do. St. Paul's Ward ...	Dec. 1906	—	3,270 96	3 20	8 25	—	41 50	3,229 46	—
196 Do. Kotahena East ...	Do.	—	2,377 28	45 99	—	65 0	172 97	2,204 31	—
197 Do. Kotahena West ...	Do.	—	3,729 30	77 84	—	464 98	556 26	3,173 4	—
198 Do. New Bazaar ...	Feb. 1907	—	570 24	56 65	—	—	56 65	513 59	—
<i>Scavenging.</i>									
153 Scavenging ...	Dec. 1906	—	70,848 50	5,504 41	20 36	—	16,984 40	53,864 10	—
<i>Drains.</i>									
155 Conservancy of sewers and drains ...	Dec. 1906	—	3,400 0	423 78	6 60	—	1,377 72	2,022 28	—

Est. No.	Date of Commencement.	Date of Completion.	Vote.	Expenditure this Month.			Total Expenditure to Date.	Balance to Date.	Excess.
				Through Advance Account.		Direct to Estimate.			
				Labour.	Stores.				
			Rs. c.	Rs. c.	Rs. c.	Rs. c.	Rs. c.	Rs. c.	
<b>ASSISTANT ENGINEER, NORTHERN DIVISION.</b>									
<i>Lake and Canals.</i>									
157	Dec. 1906	—	1,200 0	58 5	—	—	176 50	1,023 50	—
158	Do.	—	2,720 0	19 70	—	—	71 12	2,648 88	—
159	—	—	1,000 0	—	—	—	—	1,000 0	—
161	Dec. 1906	—	4,500 0	191 62	—	—	1,170 96	3,329 4	—
<i>Parks.</i>									
164	Dec. 1906	—	1,329 0	75 99	—	—	245 71	1,083 29	—
165	Do.	—	111 12	—	0 58	—	0 58	110 54	—
166	Dec. 1906	—	1,315 0	66 10	—	—	236 0	1,079 0	—
167	Do.	—	1,223 0	29 82	—	—	108 43	1,114 57	—
169	Do.	—	741 0	51 52	—	—	162 50	578 50	—
<i>Deposit Account.</i>									
	Jan. 1907	—	74 7	14 58	—	—	58 58	15 49	—
	Do.	—	62 87	0 24	0 82	0 7	63 93	—	1 6
	Do.	—	100 0	—	—	—	4 18	95 82	—
	†	—	6 50	6 20	—	—	6 20	0 30	—
	—	—	17 7	8 98	—	—	8 98	8 9	—
Total	—	—	241,182 1	10,127 75	714 16	10,914 41	47,029 36	194,153 71	1 6
<b>ASSISTANT ENGINEER, SOUTHERN DIVISION.</b>									
<i>General Cemeteries.</i>									
45	Dec. 1906	—	500 0	—	—	—	34 1	465 99	—
<i>Fire Brigade.</i>									
93	—	—	250 0	—	—	—	—	250 0	—
<i>Public Health Department. (Sanitary).</i>									
95	—	—	1,000 0	—	—	—	—	1,000 0	—
<i>Public Health Department. (Conservancy).</i>									
120	—	—	2,000 0	—	—	—	—	2,000 0	—
121	Dec. 1906	—	3,900 0	—	—	—	44 85	3,855 15	—
123	Do.	—	499 0	18 70	—	—	24 3	474 97	—
124	Do.	—	2,800 0	6 74	—	—	13 36	2,786 64	—
<i>Municipal Buildings.</i>									
127	Dec. 1906	—	475 0	—	—	—	3 20	471 80	—
133	—	—	50 0	—	—	—	—	50 0	—
134	Dec. 1906	—	1,850 0	—	—	—	60 60	1,789 40	—
135	Do.	—	1,000 0	—	—	—	20 67	979 33	—
136	Do.	—	1,075 0	—	—	300 0	300 0	775 0	—
137	Do.	—	150 0	—	—	—	5 50	144 50	—
139	—	—	80 0	—	—	—	—	80 0	—
<i>Roads, Bridges, and Culverts.</i>									
140	Dec. 1906	—	3,550 0	258 33	—	—	812 49	2,737 51	—
141	Do.	—	7,895 0	378 55	17 63	248 48	1,658 58	6,236 42	—
144	Jan. 1907	—	1,300 0	78 29	—	21 70	185 62	1,114 38	—
145	Do.	—	250 0	18 34	—	—	64 3	185 97	—
147	Dec. 1906	—	13,750 0	394 62	436 93	—	1,244 76	12,505 24	—

Est. No.	Date of Commencement.	Date of Completion.	Vote.	Expenditure this Month.			Total Expenditure to Date.	Balance to Date.	Excess.
				Through Advance Account.		Direct to Estimate.			
				Labour.	Stores.				
<b>ASSISTANT ENGINEER, SOUTHERN DIVISION.</b>									
<i>Roads, Bridges, and Culverts.—contd</i>									
148	Dec. 1906	—	Rs. 8,100 0	Rs. 702 29	Rs. 10 94	Rs. 63 99	Rs. 2,486 59	Rs. 5,613 41	—
149	—	—	58 0	—	—	—	—	58 0	—
151	—	—	300 0	—	—	—	—	300 0	—
187	Jan. 1907	—	8,122 95	287 62	75 35	1,744 87	2,112 52	6,010 43	—
188	Dec. 1906	—	8,375 40	0 80	—	334 87	2,011 99	6,363 41	—
189	—	—	6,727 5	—	—	—	—	6,727 5	—
190	Dec. 1906	—	13,632 30	165 89	53 4	—	360 55	13,271 75	—
191	Do.	—	17,909 10	142 18	40 16	2,674 30	4,082 18	13,826 92	—
199	Jan. 1907	—	2,257 68	108 15	3 30	455 44	589 7	1,668 61	—
200	Do.	—	2,660 64	51 87	3 30	283 50	407 84	2,252 80	—
201	Do.	—	5,889 24	170 60	6 60	896 64	1,206 94	4,682 30	—
202	Dec. 1906	—	6,168 32	150 73	9 90	1,212 50	1,455 14	4,713 18	—
203	Do.	—	3,224 72	52 12	13 20	252 0	353 41	2,871 31	—
<i>Scavenging.</i>									
153	Dec. 1906	—	47,851 50	3,859 89	430 92	234 33	12,807 74	35,043 76	—
<i>Drains.</i>									
155	Do.	—	1,600 0	116 19	—	—	467 78	1,132 22	—
205	Feb. 1907	—	402 50	—	65 25	—	65 25	337 25	—
<i>Lake and Canals.</i>									
157	Dec. 1906	—	3,300 0	203 27	14 79	—	688 57	2,611 43	—
<i>Parks.</i>									
163	Dec. 1906	—	7,188 0	272 50	4 80	93 33	1,038 80	6,149 20	—
168	Do.	—	2,561 0	96 97	—	—	303 49	2,257 51	—
170	Do.	—	2,006 90	116 85	3 18	—	385 10	1,621 80	—
171	—	—	643 8	—	—	—	—	643 8	—
<i>Deposit Accounts.</i>									
Hire of bullock roller to Police Headquarters ... 8 0									
Jan. 1907	—	—	53 62	—	—	35 25	49 5	4 57	—
Repairs to tramway track, Maradana ... 13 84									
Gravelling entrance to Storm Lodge ... 3 74									
<i>Re-votes.</i>									
257/05	Oct. 1905	—	185 41	—	—	—	19 49	165 92	—
284/06	Nov. 1906	—	294 74	—	—	—	203 47	91 27	—
249/06	—	—	894 0	—	—	—	—	894 0	—
Total ...			192,801 99	7,655 23	1,189 29	8,861 26	35,529 25	157,213 48	—
<b>ASSISTANT ENGINEER, MECHANICAL.</b>									
<i>Furniture.</i>									
9	Dec. 1906	—	500 0	20 94	—	—	60 35	439 65	—
<i>Printing Department.</i>									
50	Dec. 1906	—	379 50	19 84	—	18 20	78 6	301 44	—
<i>Fire Brigade.</i>									
92	Dec. 1906	—	—	15 99	—	60 15	117 9	—	—
<i>Public Health Department. (Sanitary.)</i>									
100	Dec. 1906	—	1,350 0	15 23	—	—	60 63	1,289 37	—
107	Do.	—	391 64	176 8	12 62	1 90	213 34	178 30	—
<i>Public Health Department. (Conservancy.)</i>									
115	Dec. 1906	—	10,000 0	563 24	158 21	236 82	2,352 60	7,647 40	—

ASSISTANT ENGINEER, MECHANICAL. Est. No.	Date of Commencement.	Date of Completion.	Vote.	Expenditure this Month.			Total Expenditure to Date.	Balance to Date.	Excess.					
				Through Advance Account.		Direct to Estimate.								
				Labour.	Stores.									
			Rs.	c.	Rs.	c.	Rs.	c.	Rs.	c.	Rs.	c.		
<b>Public Health Dept.—contd.</b> (Conservancy.)														
125	Construction of new buckets and sale of standard buckets ...	Jan. 1907	—	800	0	—	7	0	—	62	0	738	0	—
<b>Municipal Buildings.</b>														
130	Workshop repair ...	—	—	260	0	—	—	—	—	—	—	260	0	—
<b>Roads, Bridges, and Culverts.</b>														
145	Tools for works ...	Dec. 1906	—	1,250	0	28	25	153	86	—	291	77	958	23
146	Repairs to steam rollers ...	Do.	—	5,808	0	26	24	—	—	2	50	413	40	5,394
<b>Lake and Canals.</b>														
160	Dredging lake ...	Dec. 1906	—	17,721	0	890	72	14	63	583	17	3,026	13	14,694
162	Construction of three new mud barges ...	—	—	6,900	0	—	—	—	—	—	—	—	6,900	0
<b>Miscellaneous.</b>														
173	Expenses on account stores ...	Dec. 1906	—	2,068	36	81	78	0	85	14	0	275	40	1,792
<b>Re-votes.</b>														
40/02	Accommodation for Municipal Offices ...	July, 1903	—	5,000	0	—	—	—	—	—	—	1	33	4,998
279/05	Paving entrance to Galle Face bathing ghauts ...	Dec. 1906	—	51	21	—	—	—	—	—	—	25	90	25
238/06	Skew bridge, Parsons road ...	—	—	4,946	43	—	—	—	—	—	—	—	—	4,946
239/06	New bridge, Slave Island ...	—	—	5,417	0	—	—	—	—	—	—	—	—	5,417
265/06	Construction of four dog-seizers' carts ...	Aug. 1906	—	218	88	—	—	—	—	—	—	6	9	212
283/06	Carts for conveyance of infected and disinfected articles ...	Nov. 1906	—	318	42	41	32	—	—	—	—	45	34	273
244/06	Cost of 15 ton steam roller ...	—	—	15,421	81	—	—	—	—	12,169	96	12,169	96	3,251
	<b>Total</b> ...	—	—	78,802	25	1,879	63	347	17	13,086	70	19,199	39	59,719
<b>GAS INSPECTOR.</b>														
56	Lighting public streets ...	—	—	120,000	0	—	—	—	—	40,010	34	50,896	76	69,103
58	Extension of lighting ...	—	—	6,000	0	—	—	—	—	—	—	783	60	5,216
59	Shifting lamps, repairs to fittings, &c. ...	—	—	2,000	0	—	—	—	—	57	50	57	50	1,942
60	Lighting Municipal buildings ...	—	—	8,972	0	—	—	—	—	692	49	1,549	52	7,422
61	Gas apparatus, chemicals, fittings, &c. ...	—	—	1,000	0	—	—	—	—	—	—	—	—	1,000
31	Lighting Dean's road market ...	—	—	1,100	0	—	—	—	—	81	0	261	0	839
	<b>Total</b> ...	—	—	139,072	0	—	—	—	—	40,841	33	53,548	58	85,523
<b>ASSISTANT ENGINEER.</b>														
<b>Roads, Bridges, and Culverts.</b>														
140	Salaries and allowances to overseers ...	Jan. 1907	—	1,300	0	—	—	—	—	108	33	216	70	1,083
145	Tools for works ...	Feb. 1907	—	1,750	0	—	2	75	—	—	—	2	75	1,747
<b>Scavenging.</b>														
153	Scavenging ...	Jan. 1907	—	1,300	0	—	—	—	—	108	33	216	70	1,083
<b>Miscellaneous.</b>														
<b>Advance account for making concrete sewer pipes</b> ...														
		—	—	—	—	197	75	223	22	—	—	2,254	37	—
<b>Re-votes.</b>														
274/06	Drain, Kew Passage ...	Sept. 1906	—	50	91	—	—	—	—	—	—	2	98	47
257/05	Quarters for Storekeeper ...	Oct. 1905	—	2,603	35	25	68	170	15	—	—	229	50	2,273
260/06	Filling quarry, Silversmith street ...	Oct. 1906	—	8,618	50	18	0	—	—	1,305	81	2,387	15	6,231
246/05	Drainage, Reservoir road and lane ...	Sept. 1906	—	3,652	2	789	16	1,439	84	—	—	4,611	3	—
255/05	Roads, Suduwella Depot ...	April 1905	—	1,866	76	—	—	—	—	—	—	4	95	1,861
226/06	Shade trees, Chatham street ...	Aug. 1906	—	793	69	13	30	11	30	—	—	137	8	656
253/05	Drainage, Lower Chatham street ...	July, 1906	—	2,725	1	417	83	601	75	—	—	1,022	57	1,702
288/06	Laying side drain near M.C. dog pound ...	Dec. 1906	Dec. 1906	33	5	—	—	—	—	—	—	20	99	12
286/06	Drainage of Lotus road ...	Sept. 1906	—	9,000	0	—	—	—	—	—	—	—	—	9,000
273/06	Paving Ferry lane ...	Dec. 1906	—	280	8	54	10	33	33	—	—	—	—	—
254/05	Timber shed, Suduwella ...	—	—	6,546	77	—	—	—	—	—	—	309	61	—
256/05	Office and store buildings, Suduwella ...	Sept. 1905	—	35,964	93	39	82	—	—	—	—	6,546	77	—
	<b>Total</b> ...	—	—	—	—	—	—	—	—	71	40	35,893	53	—

Est. No.	Date of Commencement.	Date of Completion.	Vote	Expenditure this Month.			Total Expenditure to Date.	Balance to Date.	Excess.
				Through Advance Account.		Direct to Estimate.			
				Labour.	Stores.				
			Rs. c.	Rs. c.	Rs. c.	Rs. c.	Rs. c.	Rs. c.	
<b>ASSISTANT ENGINEER.</b>									
<i>Municipal Buildings.</i>									
<i>Deposit Account.</i>									
—			Rs. c.	Rs. c.	Rs. c.	Rs. c.	Rs. c.	Rs. c.	Rs. c.
—			13 92	—	—	—	0 48	13 44	—
			76,398 99	1,555 64	2,482 34	1,522 47	18,035 3	61,606 87	988 54
<b>MUNICIPAL ENGINEER.</b>									
138	Jan. 1907	—	1,000 0	—	—	222 0	222 0	778 0	—
<i>Roads, Bridges, and Culverts.</i>									
147	—	—	2,500 0	—	—	—	—	2,500 0	—
148	Dec. 1906	—	2,000 0	—	—	—	333 32	1,666 68	—
<i>Scavenging.</i>									
153	—	—	4,000 0	—	—	—	—	4,000 0	—
<i>Miscellaneous (Works Department).</i>									
172	Dec. 1906	—	2,002 0	155 8	5 0	—	682 35	1,319 65	—
174	—	—	460 0	—	—	—	—	460 0	—
175	Dec. 1906	—	2,000 0	—	—	349 44	349 44	1,650 56	—
<i>Land acquisition, Mansergh Avenue...</i>									
	—	—	—	26 5	—	—	86 39	—	—
<i>Land acquisition, widening Skinner's road...</i>									
	—	—	—	38 50	0 13	—	160 13	—	—
<i>Miscellaneous (Other Departments)</i>									
40	—	—	—	—	38 41	—	—	—	—
8	—	—	—	—	8 50	—	—	—	—
20	—	—	—	1 78	9 90	—	—	—	—
32	—	—	—	1 62	11 27	—	—	—	—
39	—	—	—	—	20 5	—	—	—	—
44	—	—	—	—	1 70	—	—	—	—
49	—	—	—	—	—	—	—	—	—
86	—	—	—	—	4 50	—	—	—	—
89	—	—	—	—	161 6	—	—	—	—
96	—	—	—	—	4 0	—	—	—	—
97	—	—	—	—	62 43	—	—	—	—
116	—	—	—	—	57 73	—	—	—	—
119	—	—	—	—	121 65	—	—	—	—
	—	—	—	—	70 90	—	—	—	—
	—	—	13,962 0	223 3	577 23	571 44	1,833 63	12,374 89	—
<i>Summary.</i>									
Assistant Engineer, Northern Division	—	—	241,182 1	10,127 75	714 16	10,914 41	47,029 36	194,153 71	1 6
Assistant Engineer, Southern Division	—	—	192,801 99	7,655 23	1,189 29	8,861 26	35,592 25	157,213 48	—
Assistant Engineer, Mechanical	—	—	78,802 25	1,879 63	347 17	13,086 70	19,199 39	59,719 95	—
Gas Inspector	—	—	139,072 0	—	—	40,841 33	53,548 38	85,523 62	—
Assistant Engineer	—	—	76,398 99	1,555 64	2,482 34	1,522 47	18,035 3	61,606 87	988 54
Municipal Engineer	—	—	13,962 0	223 3	577 23	571 44	1,833 63	12,374 89	—
	—	—	742,219 24	21,441 28	5,310 19	75,797 61	175,238 4	570,592 52	989 60

	Rs. c.	Rs. c.
Total payments for labour	—	21,441 28
Amount of cheque No. 250	3,192 5	
Do. 251	1,606 22	
Do. 248	9,422 91	
Do. 249	7,247 95	
Cash	10 0	
		21,479 13

Refund (*vide* Cash Memo 1218 and 1406) .. 37 85

The Municipal Office,  
Colombo, March 22, 1907.

R. SKELTON,  
Municipal Engineer.

## MUNICIPAL COUNCIL OF COLOMBO.

NOTICE is hereby given that a meeting for the election of a Councillor for the Fort Division will be held at the Chamber of Commerce Rooms at 11 A.M. on Saturday, the 18th instant.

The Municipal Office,  
Colombo, May 1, 1907.

E. M. DE C. SHORT,  
Chairman, Municipal Council,  
and Mayor of Colombo.

## NOTICES TO MARINERS.

HIS EXCELLENCY THE GOVERNOR has been pleased to direct that the following Notices to Mariners be published for general information.

By His Excellency's command,

G. M. FOWLER,  
Acting Colonial Secretary.  
Colonial Secretary's Office,  
Colombo, April 29, 1907.

## BENGAL.—No. 162.

*Africa, South—Cape Colony—Table Bay—Robben Island light—Character altered.*

The British Admiralty has given Notice (No. 335 of 1907) that on or about the 11th March, 1907, the character of the light exhibited from Robben Island lighthouse, Table bay, would be changed from white fixed to *white occulting every seven seconds*, thus: light, *five seconds*; eclipse, *two seconds*.

The light, which is dioptric and of the first order, is elevated 154 feet above high water, and should be visible in clear weather from a distance of 18 miles.

Approximate position: lat. 33° 49' S., long. 18° 22½' E.

This notice affects the following Admiralty Charts:—South Atlantic, No. 2,202a; Indian ocean, No. 748a; Cape Lopez to Cape of Good Hope, No. 1,013; Hondeklip bay to Port Natal, No. 2,095; Table bay to Donkin bay, No. 2,091; Table bay to Cape Agulhas, No. 2,082; Cape of Good Hope and False bay, No. 636; Table bay, No. 1,920; also List of Lights, 1907, Part IV., No. 824, Part VI., No. 2; Africa Pilot, part II., 1901, page 324; and Africa Pilot, Part III., 1905, page 66.

ST. L. S. WARDEN, Comdr., R.I.M.,  
Port Officer of Calcutta.

Calcutta, April 12, 1907.

## BENGAL.—No. 163.

*North Pacific Ocean—Breakers reported.*

The British Admiralty has given Notice (No. 336 of 1907) that the Master of the French barque *Michelet* reports that on the 18th January, 1907, his vessel passed within 200 yards of an area over which the sea was breaking in approximately lat. 22° 19' N., long. 131° 6' W.

The weather was clear, and good observations were obtained. No soundings were taken.

Breakers reported (Barque *Michelet*, 1907), has been placed on the chart in the above position, and marked "P. D."

This notice affects the following Admiralty Charts:—Pacific ocean, No. 2,683; Cape Corrientes to Kadiak Island, No. 787; Pacific Ocean, North-east Sheet, No. 782; also Pacific Islands, Vol. III., 1900, page 189.

ST. L. S. WARDEN, Comdr., R.I.M.,  
Port Officer of Calcutta.

Calcutta, April 12, 1907.

## BENGAL.—No. 164.

*Pacific Ocean Philippine Islands—Basilian Group—Mataja Island—Light established.*

The British Admiralty has given notice (No. 338 of 1907) that a *white fixed* light, elevated 62 feet above high water, and visible in clear weather from a distance of 10 miles, has been established in a white wooden framework tower, 52 feet in height, erected on the south-eastern point of Mataja Island, Basilian group.

Approximate position: lat. 6° 34' N., long. 121° 41½' E.

This notice affects the following Admiralty Charts:—Molucca passage to Manila, No. 943; Sulu Archipelago and N. E. coast of Borneo, No. 2,576; Sulu Archipelago, No. 928; also List of Lights, Part VI., 1907, page 111, and Eastern Archipelago, Part I., 1902, page 108.

ST. L. S. WARDEN, Comdr., R.I.M.,  
Port Officer of Calcutta.

Calcutta, April 12, 1907.

## BENGAL.—No. 165.

*Pacific Ocean—Philippine Islands—Lagonoy Gulf—Katanduanes Island—Sialat Point—Light established.*

The British Admiralty has given notice (No. 339 of 1907) that a *white group occulting* light, showing *two eclipses, every thirty seconds*, thus: light, *seventeen seconds*; eclipse, *three seconds*; light, *seven seconds*; eclipse *three seconds*, has been established on Sialat Point, Katanduanes Island.

The light is exhibited at an elevation of 353 feet above high water from a white wooden framework tower, 33 feet in height, and should be visible from a distance of 12 miles between the bearings of N. 37° W., through north, east, and south, and S. 44° W.

Approximate position: lat. 13° 40' N., long. 124° 1½' E.

Variation, nil in 1907.

This notice affects the following Admiralty Charts:—Molucca passage to Manila, No. 943; Philippine Islands between St. Bernardino and Mindoro straits, No. 2,577; also List of Lights, Part VI., 1907, page 127; and Eastern Archipelago, Part I., 1902, page 379.

ST. L. S. WARDEN, Comdr., R.I.M.,  
Port Officer of Calcutta.

Calcutta, April 12, 1907.

## BENGAL.—No. 166.

*Eastern Archipelago—Sumatra, West Coast—Simalur Island—Pulo Siumat—Shoal southward of.*

The British Admiralty has given notice (No. 340 of 1907) that a shoal, with a least depth of 6 feet over it, exists to the southward of Pulo Siumat, Simalur Island, in a position from which the west point of

Pulo Siumat bears N. 55° W., distant one mile, and the west point of Mentari S. 3° W.  
Approximate position: lat. 2° 38' N., long. 96° 2' E.

Variation, nil in 1907.

This notice affects the following Admiralty Chart:—  
Simalur Island on sheet No. 2,201; also China Sea Directory, Vol. I., 1906, page 358.

ST. L. S. WARDEN, Comdr., R.I.M.,  
Port Officer of Calcutta.

Calcutta, April 12, 1907.

BENGAL.—No. 167.

*Red Sea, Western Shore—Sheik el Barghut approach—Sanganeb reef light—Details of.*

With reference to Notice to Mariners No. 124, dated 15th March, 1907, issued by this office, the British Admiralty has given further notice (No. 341 of 1907) that the *white flashing* light, recently established on Sanganeb reef, is a dioptric light of the first order with a period of *five seconds*, thus: flash, *half a second*; eclipse, *four and a half seconds*. It is exhibited from an open framework lighthouse, 180 feet in height, at an elevation of 165 feet above high water, and is visible in clear weather from a distance of 19 miles.

The lighthouse is painted brown, with the exception of the keeper's rooms and the lantern, which are white. The provisional white fixed light has been discontinued.

Approximate position: lat. 19° 43½' N., long. 37° 26' E.

This notice affects the following Admiralty Charts:—  
Red Sea, No. 8c; Mersa Durur to Trinkitat, No. 81; also List of Lights, 1907, part V., No. 1,443; Part VI., No. 158; Red Sea, &c., Pilot, 1900, page 155; and Supplement, 1904, page 17.

ST. L. S. WARDEN, Comdr., R.I.M.,  
Port Officer of Calcutta.

Calcutta, April 12, 1907.

BENGAL.—No. 168:

*Caution when approaching German coasts and Harbours.*

The British Admiralty has given Notice (No. 348 of 1907) that it may be necessary, under certain circumstances, such as manœuvres, ordinary exercises, or for other causes to prohibit entrance into German harbours by night.

Within German coastal waters, therefore, when it is seen that search lights are in operation or signals are being made the meaning of which is not understood, the harbours must be approached with increased caution. When possible, it is recommended to anchor until daylight, as obstructions may exist outside the harbours, or the entrances may be entirely closed.

When a harbour entrance is closed, four *red* lights, placed vertically, will be exhibited from a conspicuous place in or near the approach to the harbour, and the fact of the harbour being closed will be reported to vessels approaching by patrol ships stationed in the offing.

It will be advisable to employ pilots when the above signals are observed, as they will be acquainted with the proper course to pursue.

This notice affects the following:—North Sea Pilot, Part IV., 1901, page 3; and Baltic Pilot, Part I., 1904, page 47; Baltic Pilot, Part II., 1904, page 4; Africa Pilot, Parts II. and III.; Pacific Islands, Parts I and II.; and China Sea Directory, Vol. III.

ST. L. S. WARDEN, Comdr., R.I.M.,  
Port Officer of Calcutta.

Calcutta, April 12, 1907.

BENGAL.—No. 169.

*China sea—Tong King Gulf—Norway Islands light—Character altered.*

With reference to Notice to Mariners No. 7, dated January 4, 1907, issued by this office, the British Admiralty has given further notice (No. 349 of 1907) that on February 1, 1907, the character of the light shown from Norway islands lighthouse was changed from white flashing every minute to white flashing every five seconds. In other respects the light is unaltered.

The two provisional white fixed vertical lights have been discontinued.

Approximate position: lat. 20° 37½' N., long. 107° 8½' E.

This notice affects the following Admiralty Charts:—  
Tong King Gulf, No. 2,062; Kua Lacht to Kao tao shan islands, No. 1,965; approaches to port Courbet, No. 1,169; also List of Lights, Part VI., 1907, No. 737; and China Sea Directory, Vol. II., 1906, page 468.

ST. L. S. WARDEN, Comdr., R.I.M.,  
Port Officer of Calcutta.

Calcutta, April 12, 1907.

BENGAL.—No. 170.

*Eastern Archipelago—Sumatra, north-west coast—Malacca Passage—Pulo Buru light—Character altered.*

With reference to Notice to Mariners No. 375, dated October 6, 1906, issued by this office, the British Admiralty has given further notice (No. 351 of 1907) that the character of the light shown from Pulo Buru, Malacca Passage, has been changed from white fixed to *white occulting every twenty seconds*, thus: light, *fifteen seconds*; eclipse, *five seconds*. The light is of the sixth order.

Approximate position on chart No. 219: lat. 5° 40½' N., long. 95° 25' E.

This notice affects the following Admiralty Charts:—  
Indian Ocean, No. 748b; Bassein river to Pulo Penang, No. 830; Acheh head to Tyingkok bay, No. 2,760; Acheh head to Diamond Point, No. 219; also List of Lights, Part VI., 1907, No. 393; Bay of Bengal Pilot, 1901, page 282; and China Sea Directory, Vol. I., 1906, page 71.

ST. L. S. WARDEN, Comdr., R.I.M.,  
Port Officer of Calcutta.

Calcutta, April 12, 1907.

BENGAL.—No. 171.

*China—East coast—Hong Kong, western approach—Non-existence of wreck.*

With reference to Notice to Mariners No. 492, dated December 20, 1906, issued by this office, the British Admiralty has given further notice (No. 353 of 1907) that a careful search failed to find any trace of the wreck, with mast 5 feet above water, reported to exist in the western approach to Hong Kong, in approximately lat. 22° 11' 10" N., long. 114° 4' 25" E. It has therefore been expunged from the charts, as it is believed to have been only a large fishing stake, which has since been removed.

This notice affects the following Admiralty Charts:—  
Hailing to Hong Kong harbour, No. 2,212; Hong Kong to the Brothers, No. 1,962; Macao to Pedro Blanco, No. 3,026; approaches to Hong Kong, No. No. 1,180; also China Sea Directory, Vol. III., 1904, page 61.

ST. L. S. WARDEN, Comdr., R.I.M.,  
Port Officer of Calcutta.

Calcutta, April 12, 1907.



HIS EXCELLENCY THE GOVERNOR has been pleased to direct that the following Notice to Mariners be published for general information.

By His Excellency's command,

G. M. FOWLER,  
Acting Colonial Secretary.

Colonial Secretary's Office,  
Colombo, May 2, 1907.

CEYLON.

Information dated April 29, 1907, has been received from commander Boyle T. Somerville, R.N., H.M. Surveying vessel "Sealark" of the existence of a hitherto uncharted rock in Galle Harbour. The rock, which is of very small extent, has a depth

of 26 feet on it at low water, and is closely surrounded by depths of 46 feet. It may be placed on the existing Admiralty Charts by the following bearings and distances:—

Edward's Pillar, N. 87° 15' E. (magnetic), distance 11.75 cables.

Galle Lighthouse, N. 50° 15' W. (magnetic), distance 6.1 cables.

Roman Catholic Chapel, N. 34° W. (magnetic).  
Variation, 0° 50' W.

The approximate position is:—

Latitude, 6° 1' 2" N.

Longitude, 80° 13' 0" E.

This notice affects the following Admiralty Charts:—  
820, Point de Galle Harbour; 819, Approaches to Point de Galle Harbour; 813, Ceylon, South Coast; also "Bay of Bengal Pilot," Third Edition, 1901, page 85.

## ROAD COMMITTEE NOTICES.

### Maiwala Ferry-Wewelwatta Factory Estate Road.

NOTICE is hereby given that the Local Committee having estimated the cost of upkeep and repair of the Malwala Ferry-Wewelwatta Factory estate road at Rs. 7,400 during the year 1907, the Provincial Road Committee of the Province of Sabaragamuwa, acting under the provisions of section 24 of the Estate Roads Ordinance, No. 12 of 1902, will on Tuesday, May 14, 1907, at 2.30 o'clock P.M., at their office in Ratnapura, proceed to assess the under-mentioned estates according to the under-mentioned sections into which the road is divided, to make up the amount above estimated:—

#### MALWALA FERRY-WEWELWATTA FACTORY ESTATE ROAD.

Amount to be recovered from estates Rs. 7,400.  
1st to 3rd section, 3 miles.

Proprietors or Agents.	Estates.	Acreage.
Mrs. Isabella Silva	.. New Bambarabotuwa	.. 1,017
The Hopewell Tea Company, Limited	.. Hapugastenna Group	.. 3,732
Do.	.. Hopewell*	.. 325
Do.	.. Alupolla*	.. 230
Do.	.. Wewelwatta*	.. 250
Do.	.. Welawalamukalana*	352
		5,906

4th to 7th section, 4 miles.

Proprietors or Agents.	Estates.	Acreage.
The Hopewell Tea Company, Limited	.. Hupugastenna Group	.. 3,732
Do.	.. Hopewell*	.. 325
Do.	.. Alupolla*	.. 230
Do.	.. Wewelwatta*	.. 250
Do.	.. Welawalamukalana*	352
		4,889

8th to 13th section, 6 miles.

Proprietors or Agents.	Estates.	Acreage.
The Hopewell Tea Company, Limited	.. Hopewell*	.. 325
Do.	.. Alupolla*	.. 230
Do.	.. Wewelwatta*	.. 250
Do.	.. Welawalamukalana*	352
		1,157

\* Alupolla Group.

And at the same time and place the Committee will take evidence, if necessary, and receive and consider objections and suggestions.

W. A. WEERAKOON,  
for Chairman.

Provincial Road Committee's Office,  
Ratnapura, April 23, 1907.

### Ratnapura-Malwala Ferry Branch Road.

NOTICE is hereby given that the Governor, with the advice and consent of the Legislative Council, having agreed to grant the under-mentioned sum for the maintenance of the under-mentioned road during 1907, the Provincial Road Committee of the Province of Sabaragamuwa, acting under the provisions of section 23 of the Branch Roads Ordinance, No. 14 of 1896, will on Tuesday, May 14, 1907, at 2.30 o'clock P.M., at their office in Ratnapura, proceed to assess the under-mentioned estates to make up the private contributions:—

#### RATNAPURA-MALWALA FERRY BRANCH ROAD.

(Estimate No. 592 of March 17, 1907).

Government moiety .. Rs. 1,733.00.  
Private contributions .. Rs. 1,750.50.

1st section, 1 mile.

Proprietors or Agents.	Estates.	Acreage.
The Mahawala Tea Company, Limited	.. Mahawala	.. 940

1st to 5th section, 4½ miles.		
Proprietors or Agents.	Estates.	Acreage.
Mrs. Isabella Silva	.. New Bambarabotuwa	.. 1,017
The Hopewell Tea Company Limited	.. Hapugastenna Group	.. 3,732
Do.	.. Hopewell*	.. 633
Do.	.. Alupolla*	.. 444
Do.	.. Balakotenna*	.. 170
Do.	.. Wewelwatta*	.. 171
Do.	.. Welawalamukalana*	.. 763
Messrs. Finlay Muir & Co. (Lessees)	.. Agarsland	.. 480
		8,350

\* Alupolla Group.

And at the same time and place the Committee will take evidence, if necessary, and receive and consider objections and suggestions.

W. A. WEERAKOON,  
for Chairman.

Provincial Road Committee's Office,  
Ratnapura, April 23, 1907.

#### Balangoda-Chetnole Branch Road.

NOTICE is hereby given that the Governor, with the advice and consent of the Legislative Council, having agreed to grant the under-mentioned sum for the maintenance of the under-mentioned road during 1907, the Provincial Road Committee of the Province of Sabaragamuwa, acting under the provisions of section 23 of the Branch Roads Ordinance, No. 14 of 1896, will on Tuesday, May 14, 1907, at 2.30 o'clock P.M., at their office in Ratnapura, proceed to assess the under-mentioned estates to make up the private contributions:—

BALANGODA-CHETNOLE BRANCH ROAD.  
(Estimate No. 593 of March 17, 1907.)

Government moiety .. Rs. 1,070.00.  
Private contributions .. Rs. 1,080.81.

1st to 4th section.		
Proprietors or Agents.	Estates.	Acreage.
H. and N. Worship	.. Morahela	.. 383
E. M. Leaf	.. Walawe	.. 578
1st to 7th section.		
Anglo-American Direct Tea Trading Company	.. Chetnole	.. 414
Do.	.. Maddekanda	.. 735
Do.	.. Rassagala	.. 1,660
Palavasan Kankani	.. Selvawatta	.. 60
		3,830

And at the same time and place the Committee will take evidence, if necessary, and receive and consider objections and suggestions.

W. A. WEERAKOON,  
for Chairman.

Provincial Road Committee's Office,  
Ratnapura, April 23, 1907.

#### Glenalla-Havilland Branch Road.

NOTICE is hereby given that the Governor, with the advice and consent of the Legislative Council, having agreed to grant the under-mentioned sum for the maintenance of the under-mentioned road during 1907, the Provincial Road Committee of the Province of Sabaragamuwa, acting under the provisions of section 23 of the Branch Roads Ordinance, No. 14 of 1896, will on Tuesday, May 14, 1907, at 2.30 o'clock P.M., at their office in Ratnapura, proceed

to assess the under-mentioned estates to make up the private contributions:—

GLENALLA-HAVILLAND BRANCH ROAD.  
(Estimate No. 614 of March 17, 1907.)

Government moiety .. Rs. 916.00.  
Private contributions .. Rs. 925.00.

1st section.		
Proprietors or Agents.	Estates.	Acreage.
Gangwarily Estates Company, Limited	.. Glenalla	.. 246
1st to 3rd section.		
Edgar Smith, for George Stuart & Company	.. Waharaka	.. 565
1st to 4th section.		
Gangwarily Estates Company, Limited	.. Havilland	.. 525
Adikarirallaye Appuhami	.. Pitakele	.. 44
Charles Mackwood and Company	.. Dedugalla	.. 382
Charles Laing	.. Maskaloya	.. 155
Gangwarily Estates Company, Limited	.. Gangwarily	.. 434
The Galaha Ceylon Tea Estate and Agency Company, Limited	.. Kelvin	.. 944
John Drummond	.. Oonankanda	.. 153
Do.	.. Uduwa	.. 50
Tea Corporation Limited, Gordon Frazer & Company, Agents (T. W. Crowther, Kellie Group, Dolosbage, Lessee)	.. Doteloya	.. 100
		3,598

And at the same time and place the Committee will take evidence, if necessary, and receive and consider objections and suggestions.

W. A. WEERAKOON,  
for Chairman.

Provincial Road Committee's Office,  
Ratnapura, April 23, 1907.

#### Parakaduwa-Hemmingford Branch Road.

NOTICE is hereby given that the Governor, with the advice and consent of the Legislative Council, having agreed to grant the under-mentioned sum for the maintenance of the under-mentioned road during 1907, the Provincial Road Committee of the Province of Sabaragamuwa, acting under the provisions of section 23 of the Branch Roads Ordinance, No. 14 of 1896, will on Tuesday, May 14, 1907, at 2.30 o'clock P.M., at their office in Ratnapura, proceed to assess the under-mentioned estates to make up the private contributions.

PARAKADUWA-HEMMINGFORD BRANCH ROAD.

(Estimate No. 604 of March 17, 1907.)

Government moiety .. Rs. 421.00.  
Private contributions .. Rs. 425.25.

Proprietors or Agents.	Estates.	Acreage.
The General Ceylon Tea Estates, Limited	.. Hemmingford	.. 424
Do.	.. Alnoor	.. 423
Do.	.. Pathberiya	.. 254
Do.	.. Bovillae	.. 196
		1,297

And at the same time and place the Committee will take evidence, if necessary, and receive and consider objections and suggestions.

W. A. WEERAKOON,  
for Chairman.

Provincial Road Committee's Office,  
Ratnapura, April 23, 1907.

**Gevilpitiya-Hatgampola Branch Road.**

NOTICE is hereby given that the Governor, with the advice and consent of the Legislative Council, having agreed to grant the under-mentioned sum for the maintenance of the under-mentioned road during 1907, the Provincial Road Committee of the Province of Sabaragamuwa, acting under the provisions of section 23 of the Branch Roads Ordinance, No. 14 of 1896, will on Tuesday, May 14, 1907, at 2.30 o'clock P.M.; at their office in Ratnapura, proceed to assess the under-mentioned estates to make up the private contributions.

**GEVILPITIYA-HATGAMPOLA BRANCH ROAD.**

(Estimate No. 613 of March 17, 1907.)

Government moiety .. Rs. 396  
Private contributions .. Rs. 400

Proprietors or Agents.	Estates.	Acreage.
J. R. Collinson and H. Whitham	.. Yellangowrie	.. 440
W. L. Strachan	.. Debatgama	.. 437
E. G. Mainsty and W. C. Whitham	.. Kalugalla	.. 103
		980

And at the same time and place the Committee will take evidence, if necessary, and receive and consider objections and suggestions.

W. A. WEERAKOON,  
for Chairman.

Provincial Road Committee's Office,  
Ratnapura, April 23, 1907.

**Dehiowita-Algoda Branch Road.**

NOTICE is hereby given that the Governor, with the advice and consent of the Legislative Council, having agreed to grant the under-mentioned sum for the maintenance of the under-mentioned road during 1907, the Provincial Road Committee of the Province of Sabaragamuwa, acting under the provisions of section 23 of the Branch Roads Ordinance, No. 14 of 1896, will on Tuesday, May 14, 1907, at 2.30 o'clock P.M., at their office in Ratnapura, proceed to assess the under-mentioned estates to make up the private contributions.

**DEHIOWITA-ALGODA BRANCH ROAD.**

(Estimate No. 603 of March 17, 1907.)

Government moiety .. Rs. 445.00.  
Private contributions .. Rs. 449.50.

Proprietors or Agents.	Estates.	Acreage.
Lord Chelmsford and G. C. Ingles	.. Densworth	.. 547
The Sunnygama Ceylon Tea Estates Company, Limited	.. Pambegama	.. 1,444
The Panswala Tea Company, Limited	.. Ernand and Glassel	.. 1,111
The Nahalma Tea Estate Company, Limited	.. Nahalma	.. 692
C. Blair and A. M. Blair	.. Woodend and Rangegama	.. 702
H. A. Hayes and J. P. Anderson	.. Maldeniya	.. 618
W. Forsythe and S. L. Harris	.. Yogama	.. 1,377
		6,491

And at the same time and place the Committee will take evidence, if necessary, and receive and consider objections and suggestions.

W. A. WEERAKOON,  
for Chairman.

Provincial Road Committee's Office,  
Ratnapura, April 23, 1907.

**Haputale Dambattenne Road.**

NOTICE is hereby given that the following gentlemen have been elected to act as members of the Local Committee for the Haputale-Dambattenne road under the Branch Roads Ordinance, No. 14 of 1896, for the term ending March 17, 1909.

Messrs. A. C. Davies (Chairman), A. L. Kirk, G. T. Davidson.

G. F. REBERTS,  
for Chairman.

Provincial Road Committee,  
Badulla, April 24, 1907.

**Deniyaya-Hayes Factory Road.**

NOTICE is hereby given that the Governor, with the advice and consent of the Legislative Council, having agreed to grant the under-mentioned sum for the maintenance of the under-mentioned road during 1907, the Provincial Road Committee of the Southern Province, acting under the provisions of "The Branch Roads Ordinance, 1896," have assessed the proportion due by each estate in the district interested in the upkeep of the said road, as follows:—

(Estimate No. 397 of 1907.)

**DENIYAYA TO HAYES FACTORY ROAD.**

Government moiety .. Rs. 3,600.00  
Private contributions .. Rs. 3,654.82

1st section.

Total acreage, 4,589—Moiety of cost, Rs. 332.25—  
Sectional rate, 7.2401c.—Total rate, 7.2401c.

Assessment

Proprietors or Agents.	Estates.	Acreage.	Rs.	c.
D. M. Rajapakse	.. Deniyaya	.. 102	.. 7	38

1st and 2nd sections.

Total acreage, 4,487—Moiety of cost, Rs. 332.25—  
Sectional rate, 7.4047c.—Total rate, 14.6448c.

D. M. Rajapakse (lessee)	.. Kekunahena	.. 60	.. 8	79
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1st to 4th section.

Total acreage, 4,427—Moiety of cost, Rs. 664.51—  
Sectional rate, 15.0103c.—Total rate, 29.6551c.

J. Anderson	.. Handford	.. 758	.. 224	79
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1st to 6th section.

Total acreage, 3,669—Moiety of cost, Rs. 664.51—  
Sectional rate, 18.1114c.—Total rate, 47.7665c.

E. C. Anderson	.. Anningkande	.. 780	.. 372	58
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1st to 8th section.

Total acreage, 2,889—Moiety of cost, Rs. 664.51—  
Sectional rate, 23.0013c.—Total rate, 70.7678c.

Lipton, Limited	.. Panilkanda	.. 852	.. 602	94
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1st to 11th section.

Total acreage, 2,037—Moiety of cost, Rs. 996.79—  
Sectional rate, 48.9342c.—Total rate, 119.7020c.

Union Estates Company (Whittal & Co.)	.. Hayes	.. 1,206	.. 1,443	61
Do.	.. Gongalla	.. 574	.. 687	10
Do. (lessee)	.. Longford	.. 257	.. 307	63

3,654 82

Which sums the proprietors, managers, or agents of the several estates are hereby required to pay into the Colonial Treasury, Colombo, on or before May 26, 1907.

J. C. W. ROCK,  
Secretary.

Provincial Road Committee's Office,  
Galle, April 27, 1907.

Total Quantities of the following Articles exported from the Ports of Colombo and Galle during the under-mentioned Periods.

Vessels.	Date of Clearing.	For what Port.	Plantation Coffee.	Native Coffee.	Tea.	Cacao.	Trunk Ginchona.	Branch Ginchona.	Ginchona Chips.	Coconuts.	Copra.	Coconut Oil.	Coconut Ponnac.	Cinnamon.	Cinnamon Oil.	Citronella Oil.	Gardamons.	Ebony.	Plumbago.	Coir Rope.	Coir Junk.	Coir Yarn.	Coir Fibre.	Sapan-wood.	Oreohilla.	Kittu Fibre.	Deer Horns.	
			cwt.	cwt.	lb.	cwt.	lb.	lb.	lb.	No.	cwt.	cwt.	cwt.	lb.	oz.	oz.	lb.	cwt.	cwt.	cwt.	cwt.	cwt.	cwt.	lb.	lb.	cwt.	cwt.	cwt.
<b>COLOMBO.</b>	1907																											
ss. Totomi Maru...	19-4	Yokohama...			159575																							
ss. Tamba Maru...	19-4	Yokohama...			3150																							
ss. Villa de La...	19-4	Bombay			1920						61																	
ss. Simla	19-4	Bombay			1846																							
ss. Australien	19-4	China			88327	60																						
ss. Glen Alpine...	20-4	London			138718	129				22325				308*														
ss. Glen Murray...	20-4	London			38888	118																						
ss. Bombay Maru...	20-4	Yokohama...			136485																							
ss. Collegian...	20-4	London			426415	231				221175																		
ss. Steutor	22-4	London			544030	80				109551																		
ss. Prinz Eitel	22-4	Yokohama...			77780																							
ss. Clan Macleod	23-4	London			291486	1149				65465																		
ss. Liebenfels	23-4	Hamburg			7565	235					9000																	
ss. Yarra	23-4	Australia			44042																							
ss. Tonkin	23-4	Marseilles			681																							
ss. Sydney	23-4	Australia			176496																							
ss. Dardanus	24-4	Yokohama...			41093																							
ss. Ernest Simons	24-4	China			100																							
ss. Fortunatus	24-4	Australia			243499	186																						
ss. Totomi Maru...	24-4	Bombay			8081																							
<b>GALLE.</b>																												
ss. Loodiana	22-4	Calcutta										327																
ss. Nairung	22-4	Calcutta										106																
ss. Clan MacLachlan	24-4	London										1808																
ss. Clan Macnaba	25-4	London			12333					8080																		

\* Chips. † And Chips 921 lb.

TO COLOMBO :-

From Tuticorin	...	Bags 9,056
Bombay	...	" 223
Annapatam	...	" 420
Calcutta	...	" 11,050
Cocoonada	...	" 11,838
Karachie	...	" 2,985
Copalpore	...	" 5,000
Singapore	...	" 2,102
Tondi	...	" 986
Valangary	...	" 1,920
<b>Total</b>	...	<b>Bags 45,680</b>

TO GALLE :-

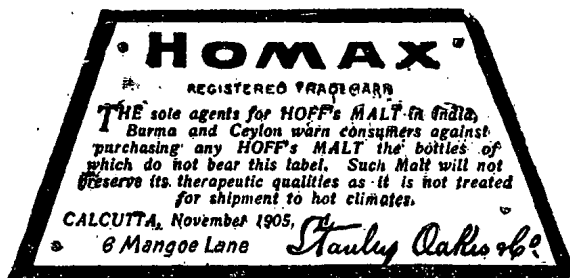
NIL

H. M. Customs,  
Colombo, April 29, 1907.

W. E. THORPE,  
for Principal Collector.

## NOTICES IN TESTAMENTARY ACTIONS.

IN compliance with the provisions of "The Trade Marks Ordinances, 1888 to 1904," as amended by the Ordinance No. 9 of 1906, and the Regulations made on June 1, 1906, notice is hereby given that Messrs. Cargills, Limited, of Colombo have applied for the registration of the following Trade Mark in the name of Hans L. Hoff, Proprietor of the firm of M. Hoff, Hamburg, in respect of medical substances for use in Medicine and Pharmacy (Class 3), and substances used as food or as ingredients in food in Class 42 in the Classification of Goods in the above-mentioned Regulations:—



The essential particulars of the trade mark are word "Homax," and the applicants disclaim any right to the exclusive use of the added matter.

Registrar-General's Office,  
Colombo, April 27, 1907.

N. W. MORGAPPAH,  
for Registrar-General.