



# Ceylon Government Gazette

Published by Authority.

No. 6,527 — FRIDAY, OCTOBER 18, 1912.

PART I.—General: Minutes, Proclamations, Appointments,  
and General Government Notifications.

PART II.—Legal and Judicial.

PART III.—Provincial Administration.

PART IV.—Land Settlement.

PART V.—Mercantile, Marine, Municipal, Local, &c.

*Separate paging is given to each Part in order that it may be filed separately.*

## Part V.—Mercantile, Marine, Municipal, Local, and Miscellaneous.

	PAGE		PAGE
Proceedings of Municipal Councils, &c.	938	Trade Marks Notifications	937
Notices to Mariners	—	Local Board Notices	942
Notifications of Quarantine	—	Road Committee Notices	945
Returns of Imports and Exports	936	Notices affecting Small Towns	—
Railway Traffic Returns	935	Notices affecting Village Communities (Gansabhawa)	—
Patents Notifications	934	Unofficial Announcements	905

### SUPPLEMENT:

List of Councillors and Voters for the Municipal Council of Colombo.

## UNOFFICIAL ANNOUNCEMENTS.

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

1. The name of the Company is "THE TEMPO 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 to be established are—
  - (1) To purchase or otherwise acquire the properties called and known as Tempo (including Duffryn) and Cuilcagh, situated in the Kalutara District, in the Western Province, of the Island of Ceylon.
  - (2) To purchase, take on lease or in exchange, hire, or otherwise acquire any lands, concessions, estates, plantations, and properties in the Island of Ceylon, the Federated Malay States, India, or elsewhere, and any right of way, water rights, and other rights, privileges, 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, estate or property, and assets of any kind of the Company, or any part thereof.
  - (4) To plant, grow, and produce tea, rubber, coconuts, coffee, cinchona, cacao, cardamoms, rhea, ramie, and other natural products or produce of any kind in the Island of Ceylon, the Federated Malay States, India, or elsewhere.
  - (5) To treat, cure, prepare, manipulate, submit to any process of manufacture, and render marketable (whether on account of the Company or others) tea, rubber, coconuts, 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 tea, rubber, coconut produce, coconuts, 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 Island of Ceylon, the Federated Malay States, India, or elsewhere all or any of the following businesses, that is to say, planters of tea, rubber, coconuts, 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, tug owners, and wharfingers; proprietors of docks, wharves, jetties, piers, warehouses, and boats; and any other business which can or may conveniently be carried on in connection with 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; 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 the 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 tea leaf, rubber, coconuts, 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, deposits or products, and generally to carry on the business of mining in all its branches.
- (10) To purchase, take in exchange, hire, or otherwise acquire and hold boats, barges, tugs, launches, and vessels of any description whatsoever; to purchase, take in exchange, hire, or otherwise acquire and hold vans, omnibuses, carriages, 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, and boats; 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 tea and rubber 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, India, and elsewhere, and generally to undertake the business of estate agents in the Island of Ceylon, the Federated Malay States, India, 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, rebates, 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, 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; 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, India, 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 or 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, debentures, debenture stock, bonds, or obligations of the Company either at par, premium, or discount, and either redeemable, irredeemable, or perpetual, secured upon all or any part of the undertaking, revenue, rights, and property 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 debentures, debenture stock, bonds, 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 for 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, bills of lading, and other negotiable and transferable 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 as principals, agents, contractors, or otherwise, or alone, or in conjunction with others, or 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, 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 in debentures, 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, 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 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 Shareholders is limited.

5. The nominal capital of the Company is Three million Rupees (Rs. 3,000,000), divided into Twenty-five thousand Five hundred (25,500) ordinary shares of Rs. 100 each, and Four thousand Five hundred (4,500) preference shares of Rs. 100 each, with power to increase or reduce the capital. The said preference shares shall confer the right to a fixed cumulative preferential dividend at the rate of seven per centum per annum on the capital for the time being paid up thereon respectively, and shall rank in a winding up both, as regards capital and as regards dividend (whether declared or not up to the commencement of the winding up) in priority to all other shares in the capital of the Company, but shall not confer any further right to participate in profits or surplus assets. They shall also confer on the holders thereof the same right of voting at any meeting of the Company as the ordinary shares of the Company. The shares forming the capital (original, increased, or reduced) of the Company may, subject and without prejudice to the proviso next hereinafter contained, be subdivided, 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. Provided always that the rights hereby attached to the said preference shares may be modified in accordance with clause 52 of the accompanying Articles of Association, but not 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.
C. M. GORDON, Colombo .. .. .	One
JAMES J. PARK, Colombo .. .. .	One
EDGAR TURNER, Colombo .. .. .	One
F. J. DE SARAM, Colombo .. .. .	One
E. H. LAWRENCE, Colombo .. .. .	One
C. E. HASLOP, Colombo .. .. .	One
H. P. CHURCH, Colombo .. .. .	One

Witness to the signatures of the above-named C. M. GORDON, JAMES J. PARK, EDGAR TURNER, F. J. DE SARAM, E. H. LAWRENCE, C. E. HASLOP, and H. P. CHURCH, at Colombo, this Fourth day of October, 1912:

EUSTACE F. DE SARAM,  
Proctor, Supreme Court, Colombo.

#### ARTICLES OF ASSOCIATION OF THE TEMPO 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 (save Article 52 hereof), 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:—

*Company.*—The word "Company" means "The Tempo 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 to 1909," and every other Ordinance from time to time in force concerning Joint Stock Companies which may apply to the Company.

*Special Resolution.*—"Special Resolution" has the meaning assigned thereto by "the Ordinance."

*Extraordinary Resolution.*—“Extraordinary Resolution” means a resolution passed by three-fourths in number and value of such Shareholders of the Company for the time entitled to vote as may be present at any meeting of the Company of which notice specifying an intention to propose such resolution has been duly given.

*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.*—With regard to a shareholder “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 also include the plural, and *vice versa*.

*Masculine and feminine gender.*—Words importing the masculine gender also 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, 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 Three million Rupees (Rs. 3,000,000), divided into Twenty-five thousand Five hundred (25,500) ordinary shares of Rs. 100 each, and Four thousand Five hundred (4,500) preference shares of Rs. 100 each. The said preference shares shall have the rights, privileges, and conditions attached thereto as are set forth in clause 5 of the Memorandum of Association of this Company.

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.*—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. The Directors shall have power to add to such new shares such an amount of premium as they may consider proper.

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, 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, 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 be first 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 share 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 names 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-holders, other than a firm, only recognized.*—In case of the death of any one or more of the joint-holders, other than a firm, 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. *Liability of joint-holders.*—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.

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 name 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 of 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 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 share, 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 may 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 in the whole twenty-one 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 shares of such Shareholder.

39. *Registration of persons entitled to shares otherwise than by transfer.*—Any guardian of any infant Shareholder, 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, 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 upon, 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 fails 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, with 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 the property of the 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; 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, such purchaser thereupon 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, 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. 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 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 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 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. *Modification of rights and consent thereto.*—If at any time by the issue of preference shares or otherwise the capital is divided into shares of different classes—

- (1) The holders of any class of shares by an extraordinary resolution passed at a meeting of such holders may 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.
- (2) All or any of the rights, privileges, and conditions attached to each class may be commuted, abrogated, abandoned, added to, or otherwise modified by a special resolution of the Company in General Meeting, provided the holders of any class of shares, affected by any such commutation, abrogation, abandonment, addition, or other modification of such rights, privileges, and conditions, consent thereto, on behalf of all the holders of shares of the class, by an extraordinary resolution passed at a meeting of such holders.

Any extraordinary resolution passed under the provisions of this Article 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 as aforesaid 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 shareholder, 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 shareholder 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.*—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 Three hundred thousand Rupees (Rs. 300,000). 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 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. Provided also that before the Directors execute any mortgage, issue any debentures, create any debenture stock they shall obtain the sanction thereto of the Company in General Meeting, whether Ordinary or Extraordinary. 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 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 made 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 any 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 Shareholders entitled to vote, or persons holding proxies or powers of attorney 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 persons 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; but 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 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 shall have one vote only. In case of a poll every Shareholder present shall have one vote for every one share held by him up to ten shares; he shall have an additional vote for every five shares held by him beyond the first ten shares up to thirty shares; an additional vote for every ten shares beyond the first thirty shares up to one hundred shares; and additional vote for every twenty shares beyond the first one hundred shares up to five hundred shares; and an additional vote for every thirty shares beyond the first five 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; but no such resolution shall be deemed to be carried unless passed by three-fourths in number and value of such Shareholders of the Company for the time being entitled to vote as may be present at any meeting, of which notice specifying the intention to propose such resolution has been duly given.



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 or attorney.*—Votes may be given either personally or by proxy or by 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 under 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 Tempo 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 votes 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; but this clause shall be construed as being directory only, and the continuing Directors may act notwithstanding any number of vacancies.

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 Rupees (Rs. 2,000), 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 each Director while resident in Ceylon shall be entitled to appropriate a sum not exceeding Five hundred Rupees (Rs. 500) annually, 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 Mr. J. E. H. Graham Clarke, Mr. F. G. MaGuire, Mr. Edgar Turner, Mr. C. L. Vizard, and Mr. T. L. Villiers, 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 General Meetings 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 a 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 the 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, 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 Directors shall have power to carry into effect the purchase and acquisition of the said property called and known as Tempo (including Duffryn) and Cuiicagh.

106. 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 a 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 Tempo and Cuiicagh Estates, or of 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.

107. 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, 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, secretaries, treasurers, accountants, and other officers, visiting agents, inspectors, superintendents, clerks, artisans, labourers, and other servants, for such reasons as they may think proper and advisable, and without assigning any cause.

108. 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.

109. 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.

110. 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, or 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.

111. 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.

112. 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, 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 investments.
- (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 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.

113. *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.

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

115. *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.

116. *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.

117. *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.

118. *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.

119. *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 are not superseded by the express terms of the appointment of such committee respectively, or any regulation imposed by the Board.

120. *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.

121. *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.

122. *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, 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.

123. *The use of the seal.*—The seal of the Company shall not be used or affixed to any deed, certificate of shares, or other 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.

124. *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 receipt 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.

125. *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 statute or authorized by the Directors or by a resolution of the Company in General Meeting.

126. *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 for the preceding financial year, and a balance sheet containing a summary of the property and liabilities of the Company made up to the end of the same period.

127. *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.

128. *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.

129. *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.

130. *Interim dividend.*—The Directors may also, if they think fit, from time to time and at any time, without the sanction of a General Meeting, 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.

131. *Reserve fund.*—Previously to the Directors recommending any dividend on preference or ordinary shares 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.

132. *Application thereof.*—The Directors may from time to time apply such portions as they think fit of the reserve fund to meet contingencies, or for the payment of accumulated dividends due on preference shares 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.

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

134. *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.

135. *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.

136. *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.

137. *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.

138. *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.

139. *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.

140. *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.

141. *Appointment and retirement of Auditors.*—The Directors shall appoint the first Auditor or Auditors of the Company and fix his or their remuneration; 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.

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

143. *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.

144. *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.

145. *Duty of Auditor.*—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.

146. *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.

147. *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.

148. *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 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.

149. *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.

150. *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 box, or posted at a post office, 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.

151. *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.

152. *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.

153. *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 aforesaid shall be conclusive evidence of the debt.

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

154. *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.

155. *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 that may be due to them, whether by way of capital only or by way of capital and dividend or arrears of dividend or otherwise in accordance with the rights, privileges, and conditions attached thereto, 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 subject to the conditions attached to preference shares (if any) be divided among the Shareholders 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.

156. *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 trust 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 hereunto set and subscribed their names, at Colombo, this Fourth day of October, One thousand Nine hundred and Twelve.

C. M. GORDON.  
JAMES J. PARK.  
EDGAR TURNER.  
F. J. DE SARAM.  
E. H. LAWRENCE.  
C. E. HASLOP.  
H. P. CHURCH.

Witness to the signatures of the above-named C. M. GORDON, JAMES J. PARK, EDGAR TURNER, F. J. DE SARAM, E. H. LAWRENCE, C. E. HASLOP, and H. P. CHURCH.

EUSTACE F. DE SARAM,  
Proctor, Supreme Court, Colombo.

## MEMORANDUM OF ASSOCIATION OF THE PENANG COCONUT ESTATES, LIMITED.

1. The name of the Company is "THE PENANG COCONUT ESTATES, LIMITED."
2. The registered office of the Company is to be established in Colombo.
3. The objects for which the Company is to be established are—
  - (1) To purchase, take on lease or in exchange, hire, or otherwise acquire any estate or estates, land or lands, in the Federated Malay States, the Island of Ceylon, India, or elsewhere, upon the respective titles under which the same are held by the respective proprietors thereof, the consideration or considerations to be paid therefor to be payable in cash, or in shares of the Company, or partly in cash and partly in shares of the Company, and 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. And also to purchase or otherwise acquire any right of way, water rights, 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.
  - (2) 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.
  - (3) To plant, grow, and produce coconuts, rubber, tea, coffee, cinchona, cacao, cardamoms, rhea, ramie plants, trees, and other natural products or produce of any kind in the Federated Malay States, the Island of Ceylon, India, or elsewhere.
  - (4) To treat, cure, prepare, manipulate, submit to any process of manufacture, and render marketable (whether on account of the Company or others) coconuts, 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 coconuts, coconut produce, 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.
  - (5) To carry on in the said Federated Malay States, the Island of Ceylon, India, or elsewhere all or any of the following businesses, that is to say, planters of coconuts, 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; tug owners and wharfingers; proprietors of docks, wharves, jetties, piers, warehouses, and boats; and any other business which can or may conveniently be carried on in connection with the above or any of them.
  - (6) 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 the Company; and to use, exercise, develop, grant licenses in respect of, or otherwise turn to account the property, rights, and information so acquired.
  - (7) To purchase coconuts, rubber, tea leaf, coffee, and (or) other raw products or produce for manufacture, manipulation, and (or) sale.
  - (8) 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 its branches.
  - (9) 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.
  - (10) To build, make, construct, equip, maintain, improve, alter, and work coconut and coffee-curing mills, rubber and tea factories, 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.
  - (11) To cultivate, manage, and superintend estates and properties in the Federated Malay States, the Island of Ceylon, India, and elsewhere, and generally to undertake the business of estate agents in the Federated Malay States, the Island of Ceylon, India, 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.
  - (12) 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.
  - (13) 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, rebates, and concessions which the Company may think it desirable to obtain, and to carry out, exercise, and comply with such arrangements, rights, privileges, rebates, and concessions.
  - (14) 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.
  - (15) To procure the Company to be registered or established or authorized to do business in the Island of Ceylon, the Federated Malay States, India, or elsewhere.

- (16) 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.
- (17) 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.
- (18) Generally to purchase, take on lease or in exchange, hire, or otherwise acquire 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.
- (19) 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.
- (20) 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.
- (21) 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.
- (22) To make, accept, endorse, and execute promissory notes, bills of exchange, bills of lading, and other negotiable and transferable instruments.
- (23) 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.
- (24) 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.
- (25) 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.
- (26) 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.
- (27) 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.
- (28) 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.
- (29) 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 Shareholders is limited.

5. The nominal capital of the Company is Five hundred thousand Rupees (Rs. 500,000), divided into Fifty thousand (50,000) shares of Ten Rupees (Rs. 10) 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.
W. H. FIGG (by his attorney E. R. WALDOCK), Colombo .. .. .	One
E. R. WALDOCK, Colombo .. .. .	One
C. W. BOOTY (by his attorney E. R. WALDOCK), Colombo .. .. .	One
J. S. COLLETT, Colombo .. .. .	One
EDGAR TURNER, Colombo .. .. .	One
W. G. MACVICAR, Colombo .. .. .	One
D. DUNBAR, Colombo .. .. .	One

Witness to the signatures of the above-named W. H. FIGG, E. R. WALDOCK, C. W. BOOTY, J. S. COLLETT, EDGAR TURNER, W. G. MACVICAR, and D. DUNBAR, at Colombo, this 7th day of October, 1912:

EUSTACE F. DE SARAM,  
Proctor, Supreme Court, Colombo.

## ARTICLES OF ASSOCIATION OF THE PENANG COCONUT ESTATES, 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 "Penang Coconut Estates, 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 to 1909," and every other Ordinance from time to time in force concerning Joint Stock Companies which may apply to the Company.

*Special resolution.*—"Special resolution" has the meaning assigned thereto by "the Ordinance."

*Extraordinary resolution.*—"Extraordinary resolution" means a resolution passed by three-fourths in number and value of such Shareholders of the Company for the time entitled to vote as may be present at any meeting of the Company of which notice specifying an intention to propose such resolution has been duly given.

*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.*—With regard to a Shareholder "presence or present" at a meeting means presence or present personally or by proxy or by attorney duly authorized, such attorney being a Shareholder.

*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, 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 Fifty thousand (50,000) shares of Ten Rupees (Rs. 10) 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.*—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 or to sign for the firm *per procuracionem* 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, other than a firm, 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.

24. *How issued.*—Every Shareholder shall be entitled to one certificate for all the shares registered in his name. Every certificate shall specify the numbers of the shares 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 may 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 in the whole twenty-one 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 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 under clause 39 to be registered in respect of any share on which the Company has any lien 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 upon, 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, with 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, interests, 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 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. 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 one 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 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 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 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. *Modification of rights and consent thereto.*—If at any time by the issue of preference shares or otherwise the capital is divided into shares of different classes—

- (1) The holders of any class of shares may by an extraordinary resolution passed at a meeting of such holders may 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;
- (2) All or any of the rights, privileges, and conditions attached to each class may be commuted, abrogated, abandoned, added to or otherwise modified by a special resolution of the Company in General Meeting, provided the holders of any class of shares, affected by any such commutation, abrogation, abandonment, addition or other modification of such rights, privileges, and conditions, consent thereto, on behalf of all the holders of shares of the class, by an Extraordinary resolution passed at a meeting of such holders.

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 shareholder, 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 shareholders 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 calls.*—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. *Payment in anticipation of calls at interest.*—The Directors may at their discretion and upon such terms as they think fit receive from any Shareholder willing to advance the same all or any part of the amount of his shares beyond the sum actually called up; and upon the moneys so paid in advance, or upon so much thereof as from time to time and at any time thereafter exceeds the amount of the calls then made upon and due in respect of the shares in respect of which some advances have been made, the Board may pay or allow interest at such rate as the Shareholders paying such sums in advance and the Directors may agree upon, not exceeding however, six per centum per annum.

#### 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, 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 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. Provided also that before the Directors execute any mortgage or issue any debentures they shall obtain the sanction thereto of the Company in General Meeting whether Ordinary or Extraordinary. Any such securities may be issued either at par or at a premium or discount, and 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 twenty-one 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 given not less than fourteen 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 day's 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, to pass resolutions, in approval or disapproval thereof, to declare dividends, 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 especially mentioned in the notice or notices upon which it was convened.

67. *Quorum to be present.*—No business shall be transacted at any 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 two or more persons, being either Shareholders entitled to vote or persons holding proxies or powers of attorney 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 persons 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; but 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, 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 shall have one vote only. In case of a poll every Shareholder present shall have one vote for any number of shares held by him, up to fifty shares; he shall have an additional vote for every fifty shares held by him beyond the first fifty shares up to three hundred shares; he shall have an additional vote for every one hundred shares held by him beyond the first three hundred shares up to one thousand shares; and he shall have an additional vote for every two hundred and fifty shares held by him beyond the first one thousand shares. When voting on a resolution involving the sale of the Company's estates or any portion thereof or the winding up of the Company, every Shareholder shall have one vote for every one share held by him, but no such resolution shall be deemed to be carried unless passed by three-fourths in number and value of such Shareholders of the Company for the time being entitled to vote as may be present at any meeting of which notice specifying the intention to propose such resolution has been duly given.

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 or 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 or by attorney.*—Votes may be given either personally or by proxy or by attorney duly authorized.

80. *Non-Shareholder not to be appointed proxy and may not vote as attorney.*—No person shall be appointed a proxy who is not a Shareholder of the Company, and no attorney of a Shareholder shall be entitled to be present at or to vote at any Meeting on behalf of his principal unless he is himself a Shareholder.

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 Penang Coconut Estates, 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) except at the meeting or poll at which such vote shall be tendered, and every vote (whether given personally or by proxy) 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; but this clause shall be construed as being directory only, and the remaining Directors or Director may act notwithstanding any number of vacancies.

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 One thousand Five hundred Rupees (Rs. 1,500), 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 annually a sum not exceeding Two thousand Five hundred Rupees (Rs. 2,500), 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 Montague Kelway Bamber of Colombo, Edgar Rogers Waldoek of Colombo, and Edgar Turner of Colombo, 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 and Third Ordinary General Meetings 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 the 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 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 any 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 and 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, 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, secretaries, treasurers, accountants, and other officers, visiting agents, inspectors, superintendents, clerks, artisans, 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 a resolution 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, or 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 or 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 by 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, 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 investments.
- (6) From time to time to provide for the management of the affairs of the Company abroad in such manner as they think fit, to 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 is 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 committee 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, 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 receipt 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 financial year, and a balance sheet containing a summary of the property and liabilities of the Company made up to the end of the same period.

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. All profits (if any) earned on the properties of the Company prior to incorporation shall be available for distribution as dividends.

129. *Interim dividend.*—The Directors may also, if they think fit, from time to time and at any time, without the sanction of a General Meeting, 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 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 posted at a post office or put into a 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 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 7th day of October, 1912.

W. H. FIGG (by his attorney E. R. WALDOCK):  
E. R. WALDOCK.  
C. W. BOOTY (by his attorney E. R. WALDOCK).  
J. S. COLLETT.  
EDGAR TURNER.  
W. G. MACVICAR.  
D. DUNBAR.

Witness to the above signatures:  
EUSTACE F. DE SARAM,  
Proctor, Supreme Court, Colombo.

21- The Roeberry Tea Company of Ceylon, Limited.

NOTICE is hereby given that an Extraordinary General Meeting of the Roeberry Tea Company of Ceylon, Limited, will be held at No. 11, Queen street, Fort, Colombo, the registered office of the Company, at noon on Friday, November 8, 1912, for the purpose of confirming, as a special resolution, the subjoined resolution, which was passed by the requisite majority at an Extraordinary General Meeting of the Company held on October 5, 1912, viz. :—

That the Articles of Association be altered in manner following :—

1. That the following article be added to Article 1 and be numbered 1 (a)—

INTERPRETATION.

*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 :—

*Company.*—The word “Company” means “The Roeberry Tea Company of Ceylon, 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 to 1909,” and every other Ordinance from time to time in force concerning Joint Stock Companies which may apply to the Company.

*Special Resolution.*—“Special Resolution” has the meaning assigned thereto by “the Ordinance.”

*Extraordinary Resolution.*—“Extraordinary Resolution” means a resolution passed by three-fourths in number and value of such Shareholders of the Company for the time entitled to vote as may be present at any meeting of the Company, of which notice specifying an intention to propose such resolution has been duly given.

*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.

2. That Article 10 be deleted and the following Article inserted in lieu thereof :—

*Increase or Reduction of Capital.*—The Company in General Meeting may, by special resolution from time to time, increase the capital of the Company by the 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.

3. That Article 13 be deleted and the following Article inserted in lieu thereof :—

*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.

4. That in Article 15 the words “and signed by two Directors, or by one Director and the Secretary or Secretaries or in such other manner as the Directors shall prescribe” be deleted.

5. That the following Article be inserted after Article 34, and be numbered 34 (a) :—

*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 34 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.

6. That in line 4 of Article 47 the words “or at such a premium” be deleted.

7. That Article 48 be deleted and the following Article inserted in lieu thereof, and numbered 48 :—

48. *Modification of rights and consent thereto.*—If at any time by the issue of preference shares or otherwise the capital is divided into shares of different classes :—

- (1) The holders of any class of shares by an extraordinary resolution passed at a meeting of such holders may 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 permanently of the dividends payable thereon, or to any scheme for the reduction of the Company's capital affecting the class of shares.
- (2) All or any of the rights, privileges, and conditions attached to each class may be commuted, abrogated, abandoned, added to, or otherwise modified by a special resolution of the Company in General Meeting, provided the holders of any class of shares, affected by any such commutation, abrogation, abandonment, addition or other modification of such rights, privileges, and conditions, consent thereto, on behalf of all the holders of shares of the class, by an extraordinary resolution passed at a meeting of such holders.

Any extraordinary resolution passed under the provisions of this Article 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 as aforesaid in any case in which but for this Article the object of the resolutions could have been effected without it.

8. That in Article 50, the words “which have not been taken or agreed to be taken by any person” be deleted.

9. That Articles 51 and 52 be deleted and the following Articles substituted in lieu thereof, and numbered 51 and 52 :—

51. *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, 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 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.

52. *Security for repayment.*—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 mortgages, debentures, mortgage debentures, debenture stock, bonds or obligations of the Company charged upon all or any part of the undertaking, revenue, property, 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. Provided also that before the Directors execute any mortgage or issue any debentures, they shall obtain the sanction thereto of the Company in General Meeting whether Ordinary or Extraordinary. 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.
10. That Article 61 be deleted and the following Article be substituted in lieu thereof, and numbered 61 :—
61. *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 the business of 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.
11. That Article 66 be deleted and the following Article be substituted in lieu thereof, and numbered 66 :—
66. *Resolution involving sale of Company's property or winding up.*—No resolution involving the sale of the Company's estates or any of them or the winding up of the Company shall be deemed to be carried unless passed by three-fourths in number and value of such Shareholders of the Company for the time being entitled to vote as may be present in person or by proxy or by attorney at any meeting, of which notice specifying the intention to propose such resolution has been duly given.
12. That in line 2 of Article 79 the words and figures "Rupees Two thousand Five hundred (Rs. 2,500)" be deleted, and the words and figures "Rupees One thousand Five hundred (Rs. 1,500)" be substituted in lieu thereof.
13. That sub-section (14) of Article 110 be deleted and the following sub-section be substituted in lieu thereof, and numbered (14) :—
- (14) Subject to the approval of the Company 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, or 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.

14. That Article 113 be deleted and the following Article be substituted in lieu thereof, and numbered 113 :—

- 113.—*The use of the seal.*—The seal of the Company shall not be used or affixed to any deed, certificate of shares, or other 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.

Should the above resolution be duly confirmed, the following resolutions will be proposed at the same meeting, and, if passed by the requisite majority, will be submitted for confirmation as special resolution to a subsequent Extraordinary General Meeting of the Company which will be subsequently convened for the purpose :—

- 1.—(a) That each of the existing 5,000 shares of Rs. 100 each in the Company's Capital be subdivided into 10 shares of Rs. 10 each.
- (b) That the shares resulting from such subdivision be renumbered, so that the shares representing those now numbered 1 to 5,000 be numbered 5,001 to 55,000.
- 2.—That the Capital of the Company be increased from Rs. 500,000 to Rs. 1,000,000 by the creation of 50,000 new ordinary shares of Rs. 10 each.
- 3.—That the Articles of Association be altered in manner following, that is to say :—

That Article 71 be deleted and the following Article substituted in lieu thereof, and numbered 71 :—

71. *Number of votes to which Shareholder entitled.*—On a show of hands every Shareholder present in person 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 ten shares held by him up to thirty shares; an additional vote for every twenty shares held by him beyond the first thirty up to seventy; an additional vote for every thirty shares held by him beyond the first seventy shares up to one hundred shares; an additional vote for every fifty shares held by him beyond the first one hundred shares up to five hundred shares; and an additional vote for every five hundred shares held by him beyond the first five hundred.

By order of the Board,

BOIS BROTHERS & Co.,  
Colombo, October 18, 1912. Agents and Secretaries.

### The St. Heliers Tea Company, Limited.

NOTICE is hereby given that an Extraordinary General Meeting of the St. Heliers Tea Company, Limited, will be held at No. 11, Queen street, Fort, Colombo, the registered office of the Company, at noon on Monday, November 4, 1912, for the purpose of confirming, as a special resolution, the subjoined resolution, which was passed by the requisite majority at an Extraordinary General Meeting of the Company held on September 17, 1912, viz. :—

That the Articles of Association be altered in manner following :—

1. That the following Article be added to Article 1 and be numbered 1 (a)—

#### INTERPRETATION.

*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 :—

*Company.*—The word "Company" means "The St. Heliers Tea 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 to 1909," and every other Ordinance from time to time in force concerning Joint Stock Companies which may apply to the Company.

*Special Resolution.*—"Special Resolution" has the meaning assigned thereto by "the Ordinance."

*Extraordinary Resolution.*—"Extraordinary Resolution" means a resolution passed by three-fourths in number and value of such Shareholders of the Company for the time entitled to vote as may be present at any meeting of the Company, of which notice specifying an intention to propose such resolution has been duly given.

*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.

2. That Article 11 be deleted and the following Article inserted in lieu thereof:—

*Increase or 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.

3. That Article 14 be deleted, and the following Article inserted in lieu thereof:—

*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.

4. That in Article 16 the words "and signed by two Directors and the Secretary, or in such other manner as the Directors shall prescribe" be deleted.

5. That the following Article be added to Article 37 and be numbered 37 (a):—

*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 36 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.

6. That in line 4 of Article 49, the words "or at such a premium" be deleted.

7. That Article 50 be deleted and the following Article inserted in lieu thereof:—

*Modification of rights and consent thereto.*—If at any time by the issue of preference shares or otherwise the capital is divided into shares of different classes:—

- (1) The holders of any class of shares by an extraordinary resolution passed at a meeting of such holders may 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.
- (2) All or any of the rights, privileges, and conditions attached to each class may be commuted, abrogated, abandoned, added to, or otherwise modified by a special resolution of the Company in General Meeting, provided the holders of any class of shares, affected by any such commutation, abrogation, abandonment, addition or other modification of such rights, privileges, and conditions, consent thereto, on behalf of all the holders of shares of the class, by an extraordinary resolution passed at a meeting of such holders.

Any extraordinary resolution passed under the provisions of this Article 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 as aforesaid in any case in which but for this Article the object of the resolutions could have been effected without it.

8. That in Article 52, the words "which have not been taken or agreed to be taken by any person" be deleted.

9. That Articles 53 and 54 be deleted and the following Articles substituted in lieu thereof, and numbered 53 and 54:—

53. *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, 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 Rs. 60,000. 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.

54. *Security for repayment.*—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 mortgages, debentures, mortgage debentures, debenture stock, bonds or obligations of the Company charged upon all or any part of the undertaking, revenue, property, 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. Provided also that before the Directors execute any mortgage or issue any debentures, they shall obtain the sanction thereto of the Company in General Meeting whether Ordinary or Extraordinary. 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, allotments of shares, or otherwise.

10. That Article 63 be deleted and the following Article be substituted in lieu thereof and numbered 63:—

63. *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 the business of 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.

11. That Article 68 be deleted and the following Article be substituted in lieu thereof, and numbered 68:—

68. *Resolution involving sale of Company's property or winding up.*—No resolution involving the sale of the Company's estates or any of them or the winding up of the Company shall be deemed to be carried unless passed by three-fourths in number and value of such Shareholders of the Company for the time being entitled to vote as may be present in person or by proxy or by attorney at any meeting, of which notice specifying the intention to propose such resolution has been duly given.

12. That in line 2 of Article 81 the words and figures "Rupees Two thousand Five hundred (Rs. 2,500)" be deleted, and the words and figures "Rupees One thousand Five hundred (Rs. 1,500)" be substituted in lieu thereof.

13. That sub-sections (2) and (3) of Article 110 be deleted and the remaining sub-sections re-numbered accordingly.

14. That sub-section (17) of Article 110 be deleted and the following sub-section be substituted in lieu thereof, and numbered (17):—

(17) Subject to the approval of the Company 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, or 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.

15. That Article 115 be deleted and the following Article be substituted in lieu thereof, and numbered 115:—

115. *The use of the seal.*—The seal of the Company shall not be used or affixed to any deed, certificate of shares, or other 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.

Should the above resolution be duly confirmed, the following resolutions will be proposed at the same meeting, and, if passed by the requisite majority, will be submitted for confirmation as special resolutions to a subsequent Extraordinary General Meeting of the Company which will be subsequently convened for the purpose:—

- 1.—(a) That each of the existing 100 shares of Rs. 500 each in the Company's Capital be subdivided into 50 shares of Rs. 10 each.
- (b) That the shares resulting from such subdivision be renumbered, so that the shares representing those now numbered 1 to 100 be numbered 101 to 5,100.

2.—That the Capital of the Company be increased from Rs. 50,000 to Rs. 150,000 by the creation of (a) 5,500 new ordinary shares of Rs. 10 each and (b) 4,500 new shares of Rs. 10 each, to be called preference shares, and having the following rights, privileges, and conditions attached thereto, that is to say:—

- (a) The said preference shares shall confer on the holders thereof the right to a fixed cumulative preferential dividend at the rate of 7 per cent. per annum on the Capital for the time being paid up on such shares.
- (b) The said preference shares shall rank in a winding up (1) as regards Capital and (2) as regards Dividend (whether declared or not up to the commencement of the winding up) in priority to the other shares in the Capital of the Company; but will not confer any further right to participate in profits or surplus assets.
- (c) The said preference shares shall confer on the holders thereof the same right of voting at any General Meeting of the Company as the ordinary shares of the Company.

3.—That the Articles of Association be altered in manner following, that is to say:—

That Article 73 be deleted and the following Article substituted in lieu thereof, and numbered 73:—

73. *Number of votes to which Shareholder entitled.*—On a show of hands every Shareholder present in person 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 fifty shares held by him up to the first one hundred and fifty; an additional vote for every hundred shares held by him beyond the first one hundred and fifty up to the first three hundred and fifty; an additional vote for every one hundred and fifty shares held by him beyond the first three hundred and fifty shares up to five hundred shares; and an additional vote for every two hundred and fifty shares beyond the first five hundred shares.

By order of the Board,

BOIS BROTHERS & Co.,

Colombo, October 17, 1912.

Agents and Secretaries.

#### Auction Sale.

In the District Court of Colombo.

Charles Don Carolis of Bambalapitiya in Colombo...Plaintiff.

No: 33,211 C.

Vs.

Samsy Lebbe Marikar Omer Lebbe Marikar of

No. 65, Grandpass in Colombo ..... Defendant.

UNDER and by virtue of the decree entered in the above action, I shall put up for sale by public auction on Saturday, November 9, 1912, at 4 P.M. at the spot, the following property, to wit:—All that allotment of land with the buildings standing thereon, bearing assessment No. 65, situated and lying between Grandpass road and Layard's Broadway, within the Municipal limits of Colombo, bounded on the north-east by the premises bearing assessment No. 66, on the north-west by Layard's Broadway, on the east by Grandpass road, and on the south by premises bearing assessment No. 64; containing in extent 11 square perches and 39/100 of a perch. For inspection of title deeds, &c., apply to Danton P. Ratnaike, Esq., Proctor, or to—

October 16, 1912,  
31, Norris road, Colombo.

D. T. WEERASOORIA,  
Auctioneer.

#### Application for Enrolment as a Notary Public. 3<sup>rd</sup> 9<sup>th</sup>

I, Bodiabaduge Harmanis Perera, of Kalutara North, in Kalutarabadde of Kalutara totamune, hereby give notice of my intention, three months hence, to apply to the Registrar-General, in terms of section 2 to schedule 1B of the Ordinance No. 1 of 1907, to be admitted and enrolled a Notary Public for the District of Kalutara, to practise in the Sinhalese language.

B. H. PERERA.

Kalutara North, September 27, 1912.

**Application for Enrolment as a Notary Public.**

I, Habarakadagey Jermanu Perera, of Weliveriya, in Meda pattu of Siyane korale, in the District of Colombo, do hereby give notice, in terms of rule 2 of schedule 1B of the Ordinance No. 1 of 1907, that I shall, three months hence, apply to the Registrar-General to be admitted and enrolled a Notary Public to practise in Sinhalese in the District of Kandy.

Weliveriya, October 9, 1912.

H. J. PERERA.

**Application for Enrolment as a Notary Public.**

I, Don William Wijayasinghe, of Gedumana, in Meda pattu of Siyane korale, in the District of Colombo, do hereby give notice, in terms of rule 2 of schedule 1B of the Ordinance No. 1 of 1907, that I shall, three months hence, apply to the Registrar-General to be admitted and enrolled a Notary Public to practise in Sinhalese in the District of Kandy.

Gedumana, October 9, 1912. D. W. WIJAYESINGHE.

**Application for Enrolment as a Notary Public.**

I, Patirajawasan Kudahitigey Charles Perera, of Hakgalla, in Udugaha pattu of Siyane korale, in the District of Colombo, do hereby give notice, in terms of rule 2 of schedule

1B of the Ordinance No. 1 of 1907, that I shall, three months hence, apply to the Registrar-General to be admitted and enrolled a Notary Public to practise in Sinhalese in the District of Kalutara.

Hakgalla, October 9, 1912.

P. K. C. PERERA.

**Application for Enrolment as a Notary Public.**

I, Don Andrew Weerasinha, of Bendiamulla, in Meda pattu of Siyane korale, in the District of Colombo, do hereby give notice, in terms of rule 2 of schedule 1B of the Ordinance No. 1 of 1907, that I shall, three months hence, apply to the Registrar-General to be admitted and enrolled a Notary Public to practise in Sinhalese in the District of Kurunegala.

Bendiamulla, October 9, 1912.

D. A. WEERASINHA.

**Application for Enrolment as a Notary Public.**

I, Don Magilis Goonaratna, of Kaleliya, in Fatigaha pattu of Hapitigam korale, in the division of Negombo, do hereby give notice, in terms of rule 2 of schedule 1B of the Ordinance No. 1 of 1907, that I shall, three months hence, apply to the Registrar-General to be admitted and enrolled a Notary Public to practise in Sinhalese in the District of Negombo.

Kaleliya, October 14, 1912.

D. M. GOONARATNA.

**NOTIFICATIONS UNDER "THE PATENTS ORDINANCE, 1906."**

THE following Specifications have been accepted :—

No. 1,279 of August 12, 1912.

*Charles Edward Arnold Dias.*—“ An improved rubber tapping knife.”

*Abstract.*—The claims are :—(1) A Rubber Tapping Knife consisting of Shank, Safety Guard and Blade, characterized in that the Safety Guard and the blade are slideable on the shank by providing slots in the Safety Guard, Blade and Shank, through which passes a bolt or set screw to fasten them all together in the desired relative position substantially as described and illustrated in the illustration.

(2) A Rubber Tapping Knife having the blade made trough-shaped in cross section with the side edges re-turned back from the trough and slots at the bottom of the trough substantially as described and illustrated in the illustration.

(3) A Rubber Tapping Knife having the Safety Guard made trough-shaped in cross section to fit on to the outside of the blade, with slots in the bottom of the trough and having prolongations at its sides to form tongue pieces substantially as described and illustrated in the illustration.

(4) A Rubber Tapping Knife having a Shank to fit into the bottom of the trough of the blade and with a slot or slots in it substantially as described and illustrated in the illustration.

(5) In a Rubber Tapping Knife of the type described the combination of trough-shaped Blade, Safety Guard, and Shank with slots to allow one or more of those three parts to slide with respect to the third or either of the other two so as to adjust their relative positions and fastened by a bolt and nut passing through the slots of all three substantially as described and illustrated in the illustration.

(6) A Rubber Tapping Knife having the blade of the type claimed in claim 2 sharpened to a cutting edge at one end of it so that the three sides of the trough-shaped section as well as the re-turned edges of the trough are all cutting edges substantially as described and illustrated.

One sheet of Drawings.

No. 1,280 of August 13, 1912.

*Percival Gathorne Wood and Roland Francis Browne.*—“ Improvements in apparatus for the collection of latex, gums, resins and the like from trees.”

*Abstract.*—This invention consists of a single piece of metal or other substance of any suitable section formed into the shape of the figure 8; its object being to allow of the cup or other receptacle used in the collection of latex, gums, resins, and the like from trees, being held against the tree without in any way penetrating the bark of the tree. One of the loops of the figure 8 holds the cup or other collecting receptacle; the other loop is made to embrace the trunk of the tree quite loosely and on the slant, so that friction between the loose loop and the tree at places where it touches the tree holds the loop and the cup in the desired position. The ends of the loop surrounding the tree are loosely twisted together. The loop carrying the collecting cup makes an angle of 30° to 40° with the other loop.

The claims are :—(1) The method of suspending any vessel used in the collection of latex during the process of tapping trees at any desired height from the ground by frictional contact with the bark of the tree, without in any way penetrating the bark of the tree to assist in maintaining the desired position substantially as described and illustrated.

(2) Apparatus supporting the collecting vessel into which latex, gums, resins and the like flows during the operation of tapping trees. Constructed, arranged, and operated substantially as heretofore described and as illustrated by the accompanying drawing.

One sheet of Drawings.

E. HUMAN,  
Registrar of Patents.

## Ceylon Government Railway.—Comparative Statement of Traffic for the Month ended July 31, 1912.

Receipts from	Month ended July 31, 1911.		Month ended July 31, 1912.		Increase. 1912 over 1911.		Decrease. 1912 below 1911.	
	No.	Rs. c.	No.	Rs. c.	No.	Rs. c.	No.	Rs. c.
Passengers, Ordinary and Special ..	813,702	404,589 36	941,021	483,723 64	127,319	79,134 28	—	—
Coolies ..	5,167	3,804 29	21,582	22,183 49	16,415	18,379 20	—	—
Season Tickets ..	5,925	11,749 15	7,116	23,349 50	1,191	11,600 35	—	—
Parcels and Mails ..	69,385	32,889 69	76,184	37,910 2	6,799	5,020 33	—	—
Horses, Carriages, and other Coaching Traffic ..	3,491	5,099 20	4,084	6,163 4	593	1,063 84	—	—
Goods (tons) ..	70,298	623,750 76	81,656	710,014 85	11,358	86,264 9	—	—
Live Stock ..	4,082	3,466 28	3,798	3,299 75	—	—	284	166 53
Miscellaneous ..	—	18,152 27	—	12,235 40	—	—	—	5,916 87
Motor Service ..	—	532 0	—	1,728 60	—	1,196 60	—	—
<b>Total for the Month ..</b>	—	1,104,033 0	—	1,300,608 29	—	196,575 29	—	—
Brought forward from previous return ..	—	—	—	—	—	—	—	—
<b>Total from July 1 to 31 ..</b>	—	1,104,033 0	—	1,300,608 29	—	196,575 29	—	—
Corresponding period of previous year ..	—	1,121,734 98	—	1,104,033 0	—	—	—	—
Increase ..	—	—	—	196,575 29	—	—	—	—
Decrease ..	—	17,701 98	—	—	—	—	—	—
Traffic Train Mileage, July 1 to 31 ..	194,703	—	214,243	—	19,540	—	—	—
Corresponding period of previous year ..	193,987	—	194,703	—	—	—	—	—
Increase ..	716	—	19,540	—	—	—	—	—
Decrease ..	—	—	—	—	—	—	—	—

Particulars of Goods conveyed.	Month ended July 31, 1911.	Month ended July 31, 1912.	Increase in 1912.	Decrease in 1912.	Nett Increase or Decrease.	
					Increase in 1912.	Decrease in 1912.
	Tons.	Tons.	Tons.	Tons.	Tons.	Tons.
First Class Goods ..	—	—	—	—	—	—
Kerosine oil, 2nd class ..	236	290	54	—	—	—
Other, 2nd class ..	—	—	—	—	—	—
Rice, 3rd class ..	13,142	14,250	1,108	—	—	—
Arrack, 3rd class ..	—	—	—	—	—	—
Salt, 3rd class ..	—	—	—	—	—	—
Other, 3rd class ..	—	—	—	—	—	—
Rubber, 3rd class ..	230	597	367	—	—	—
Coffee, 4th class ..	—	—	—	—	—	—
Cacao, 4th class ..	71	141	70	—	—	—
Coconut produce, 4th class ..	5,180	4,689	—	491	—	—
Poonac, 4th class ..	—	—	—	—	—	—
Tea, 4th class ..	8,044	10,066	2,022	—	—	—
Timber, all classes ..	—	—	—	—	—	—
Cigars ..	—	—	—	—	—	—
Fruit, and vegetables ..	1,060	1,262	202	—	—	—
Tea and rubber packing, 3rd and 6th classes ..	1,508	1,771	263	—	—	—
Manure, 3rd and 6th classes ..	7,082	7,774	692	—	—	—
Plumbago, 3rd and 6th classes ..	1,228	1,200	—	28	—	—
Other, 6th class ..	—	—	—	—	—	—
Copra, 6th class ..	—	—	—	—	—	—
Breakwater material ..	1,656	5,050	3,394	—	—	—
Other goods ..	19,563	21,518	1,955	—	—	—
Railway material for open line ..	9,397	10,568	1,171	—	—	—
Railway material for extension ..	470	435	—	35	—	—
Bulk petroleum ..	580	769	189	—	—	—
Liquid fuel ..	806	1,245	439	—	—	—
Free goods ..	45	31	—	14	—	—
<b>Total ..</b>	<b>70,298</b>	<b>81,656</b>	<b>11,926</b>	<b>568</b>	—	—





## Importation of Rice from Indian Ports during the Week.

		From	Bags.			From	Bags
TO COLOMBO		Calcutta	24,046	TO GALLE		Calcutta	6,637
		Coconada	2,630			Coconada	449
		Hong Kong	2,306				
		Madras	25			Total	7,086
		Negapatam	829				
		Rangoon	16,720				
		Singapore	4,901				
		Tuticorin	8,286				
		Valangaman	2,304				
	<b>Total</b>	<b>62,047</b>					

H. M. Customs,  
Colombo, October 14, 1912.

F. BOWES,  
Principal Collector.

THE under-mentioned goods having been left in the No. 14 Warehouse beyond the time allowed by law, notice is hereby given that unless the same is previously cleared, they will be sold by public auction on Thursday, October 31, 1912, at 1 P.M. :—

Date.	Nos.	Marks.	Vessel.	From.	Quantity and Description of Goods.
July 1	78	A L or P N K	ss. Barbarigo	Bombay	1 drum sweet oil (empty)
July 5	89	K R A, M F C, K, or nil	ss. Begum	Calcutta	6 bags c. fish manure
July 2	91	Nil	ss. Golconda	do.	1 cask
July 5	92	A K or H	ss. Socotra	do.	2 cases shooks
July 3	95	Nil	ss. Bangala	Tuticorin	1 bundle dry fish
July 12	96	Nil	ss. Lalpoora	do.	1 bag paddy, 1 bundle dry fish
July 5	97	Nil	ss. Marquis Bacqueham	Calcutta	1 barrel cement
June 21	98	A in a square	ss. Clan Macfaden	do.	1 cask merchandise
		Nil	do.	do.	1 bundle barbed wire
		J F & Co.	do.	do.	1 bundle tea shooks
		134 in a square and A A I S outside	do.	do.	7 cart bushes
		134 in a square and A A I S H & Co. outside	do.	do.	1 package casting
May 5	107	Nil	ss. Caboto	Bombay	1 bag fennel seed
April 10	108	Nil	ss. E. F. Ferdinand	do.	1 bag dry fish
	110	A L	Unknown	Unknown	1 case sulphur
		do.	do.	do.	2 bags gallnuts
		do.	do.	do.	1 bag gum dammer
		do.	do.	do.	1 bag gum
		do.	do.	do.	1 bag mixed sweepings
		do.	do.	do.	1 bag dates
		do.	do.	do.	2 bags wheat flour
		do.	do.	do.	1 bundle sandalwood
		do.	do.	do.	1 bag patent manure
		do.	do.	do.	5 bags castor cake manure
		do.	do.	do.	6 bags rape cake manure
		do.	do.	do.	10 bags mixed sweepings
April 15	113	A B C or nil	ss. Umta	Calcutta	1 bundle tea shooks
May 30	119	E B C C in a diamond and S A outside	ss. Hakata Maru	Japan	4 bundles tea shooks
Feb. 2	1	22 in a squire and V D 1 3 outside	ss. Shadwell	Unknown	1 bale old newspapers
June 10		O C L	ss. Silisia	do.	2 jars acid (empty)
February 23		A B C	ss. Fangturn	do.	1 case milk
April 9		A B C	ss. Crostafels	do.	1 case merchandise
		2133 in a triangle and M G outside	Unknown	do.	1 case mercerized cotton
		A O L	do.	do.	1 keg nails

H. M. Customs,  
Colombo, October 10, 1912.

F. G. TYRRELL,  
for Principal Collector.

## TRADE MARKS NOTICES.

Application No. 706.

IN compliance with the provisions of "The Trade Marks Ordinances, 1888 to 1904," as amended by the Ordinances Nos. 9 of 1906 and 15 of 1908, and the Regulations made on June 1, 1906, notice is hereby given that Mr. M. Ganga Prasad, Pundit, Brahmin Physician, Aroga Sudhat Medical Hall, No. 74, 1st Division, Maradana, Colombo, who claims to be the proprietor of the following Trade Mark, has applied for the registration of the same in his name, in respect of chemical substances prepared for use in medicine and pharmacy, in Class 3 in the Classification of Goods in the above-mentioned Regulations :—



Registrar-General's Office,  
Colombo, October 15, 1912.

P. ARUNACHALAM,  
Registrar-General.

## MUNICIPAL COUNCIL NOTICES.

## MUNICIPALITY OF COLOMBO.

NOTICE is hereby given that in the absence of movable property liable to seizure, (1) rents and profits from 1 to 10 years, (2) timber and produce, (3) materials of house, and (4) the under-mentioned properties themselves, seized in virtue of a warrant issued by the Chairman of the Municipal Council of Colombo, in terms of the 140th clause of the Ordinance No. 6 of 1910, for arrears of consolidated rates due on the premises, and for the period mentioned in the subjoined schedule, will be sold by public auction on the spot at the time therein mentioned, unless in the meantime the amount of the consolidated rates and costs be duly paid.

R. N. WATKINS,

Acting Financial Assistant to the Chairman,  
Municipal Council, Colombo.

The Municipal Office,  
Colombo, October 16, 1912.

## SCHEDULE.

Date of Sale : Friday, November 15, 1912.

## Dematagoda.

Premises No.	Quarter and Year.	Time of Sale
1079.126	1st quarter, 1911, to 2nd quarter, 1912	3 P.M.
1094.119	1st and 2nd quarters, 1912	3.20 "
1097.117A	2nd quarter, 1912	3.25 "
1098.117	Do.	3.30 "
1103.1104/116	Do.	3.35 "
1105.115	Do.	3.40 "
1106.114	1st and 2nd quarters, 1912	3.45 "
1113.1115/111A	Do.	4.10 "

## Temple road.

1121.32	3rd quarter, 1911, to 2nd quarter, 1912	4.15 P.M.
---------	---	-----------

## Dematagoda.

1127.105A	1st and 2nd quarters, 1912	4.20 P.M.
1128.105C	Do.	4.25 "
1129.105B	Do.	4.30 "
1130.105	4th quarter, 1911, to 2nd quarter, 1912	4.35 "
1131.104	1st and 2nd quarters, 1912	4.40 "
1137.99	Do.	4.45 "
1139.40/99B	Do.	4.50 "
1149.93A	Do.	5 "
1156.90A	Do.	5.10 "
1157.90C	3rd quarter, 1911, to 2nd quarter, 1912	5.15 "
1160.90K	1st and 2nd quarters, 1912	5.20 "
1164.90E	Do.	5.25 "
1166.90A	Do.	5.30 "
1168.90M	Do.	5.35 "
1169.90	3rd quarter, 1911, to 2nd quarter, 1912	5.40 "
1170.90E	1st and 2nd quarters, 1912	5.45 "

Date of Sale : Saturday, November 16, 1912.

## Dematagoda.

1171.89	1st and 2nd quarters, 1912	2.30 P.M.
1172.89	Do.	2.35 "
1181.86	Do.	2.40 "
1187.82	2nd quarter, 1912	2.45 "
1189.81	1st and 2nd quarters, 1912	2.50 "
1192.93.79	2nd quarter, 1912	3 "
1199.76A	1st and 2nd quarters, 1912	3.5 "
1200.76	Do.	3.10 "
1206.72	2nd quarter, 1912	3.15 "
1210.70A	Do.	3.20 "
1211.70D	Do.	3.25 "
1212.70A	Do.	3.30 "
1213.70A	4th quarter, 1911, to 2nd quarter, 1912	3.35 "
1214.16.69	3rd quarter, 1911, to 2nd quarter, 1912	3.40 "
1217.67	1st and 2nd quarters, 1912	3.45 "
1218.66	Do.	3.50 "
1219.65	Do.	3.55 "

Premises No.	Quarter and Year.	Time of Sale.
1220.64	4th quarter, 1911, to 2nd quarter, 1912	4 P.M.
1221.63	2nd quarter, 1912	4.5 "
1221A.63	Do.	4.10 "
1224.59.60	1st and 2nd quarters, 1912	4.15 "
1225.59	Do.	4.20 "
1237.49	Do.	4.30 "
1238.49C	Do.	4.35 "
1240.49F	2nd quarter, 1912	4.40 "
1246.53B	1st and 2nd quarters, 1912	4.45 "
1247.53A	Do.	4.50 "
1270.39	Do.	5.40 "
1272.37	3rd quarter, 1911, to 2nd quarter, 1912	5.45 "

Date of Sale : Monday, November 18, 1912.

## Dematagoda.

1273.35	1st and 2nd quarters, 1912	3 P.M.
1276.32	3rd quarter, 1911, to 2nd quarter, 1912	3.5 "
1280.1281/28A	1st and 2nd quarters, 1912	3.10 "
1282.28	Do.	3.15 "
1283.57	1st quarter, 1911, to 2nd quarter, 1912	3.20 "
1291.21A	1st and 2nd quarters, 1912	3.25 "
1293.21A	2nd quarter, 1912	3.30 "
1296.16	1st and 2nd quarters, 1912	3.35 "
1297.15	Do.	3.40 "
1302.10	Do.	3.50 "
1303.9	Do.	3.55 "
1307.5A	2nd quarter, 1912	4 "
1310.3	1st and 2nd quarters, 1912	4.5 "

## 2nd Division, Maradana.

1315.187	1st and 2nd quarters, 1912	4.10 P.M.
1317.1318/185	2nd quarter, 1912	4.15 "
1324.180	Do.	4.20 "
1328.176	3rd quarter, 1911, to 2nd quarter, 1912	4.25 "
1330.174	1st and 2nd quarters, 1912	4.30 "
1332.172	Do.	4.35 "
1335.37/170	Do.	4.40 "
1345.166A	Do.	4.50 "

## Dematagoda.

1346.165A	2nd quarter, 1912	4.55 P.M.
1347.165	Do.	5 "
1349.163/164A	Do.	5.10 "

## Maligakanda.

1359.5	1st and 2nd quarters, 1912	5.15 P.M.
1360.5B	Do.	5.20 "
1371.9	Do.	5.35 "
1372.10	4th quarter, 1911, to 2nd quarter, 1912	5.40 "
1373.11	1st and 2nd quarters, 1912	5.45 "

Date of Sale : Tuesday, November 19, 1912.

## Maligakanda.

1374.11A	1st and 2nd quarters, 1912	3 P.M.
1375.12	Do.	3.5 "
1378.78/79/14A	Do.	3.10 "
1382A.14C (2-3)	2nd quarter, 1912	3.25 "
1400.51C	1st and 2nd quarters, 1912	3.35 "

## Dematagoda.

1401.51B	1st and 2nd quarters, 1912	3.40 P.M.
1404.51	4th quarter, 1911, to 2nd quarter, 1912	3.45 "

## Maligakanda.

1413.21B	2nd quarter, 1912	3.50 P.M.
1414.21B	1st and 2nd quarters, 1912	3.55 "
1415.21D	2nd quarter, 1912	4 "
1419.33C/33G	1st and 2nd quarters, 1912	4.10 "
1420.33D	2nd quarter, 1912	4.15 "
1421.33D	Do.	4.20 "
1422.33D	Do.	4.25 "
1425.31B	Do.	4.35 "
1426.32A	1st and 2nd quarters, 1912	4.40 "
1428.31/23A/24	Do.	4.45 "
1434.25	Do.	4.50 "

Premises No.	Quarter and Year.	Time of Sale.	Premises No.	Quarter and Year.	Time of Sale.
Layard's Broadway.			Nagalagam street.		
335.29.30	1st and 2nd quarters, 1912	5.10 P.M.	820.136/37	1st and 2nd quarters, 1912	4.35 P.M.
338.33	Do.	5.15 "	821.136/37	Do.	4.40 "
343.8	Do.	5.20 "	822.136/37	Do.	4.45 "
344.9/11	Do.	5.25 "	823.136/37	Do.	4.50 "
369.50A/50B	Do.	5.30 "	824.136.37	Do.	4.55 "
371.59A	Do.	5.35 "	825.136/37	Do.	5. "
372.60A/60C	Do.	5.40 "	847.165/166	2nd quarter, 1912	5.5 "
373.61-61A	Do.	5.45 "	851.170	Do.	5.10 "
Date of Sale: Thursday, November 21, 1912,			863.185	1st and 2nd quarters, 1912	5.15 "
Layard's Broadway.			873.197	Do.	5.20 "
374.62.62A	1st and 2nd quarters, 1912	3 P.M.	875.199/200	Do.	5.25 "
379.67.67A	Do.	3.5 "	878.205	Do.	5.30 "
381.71-71A	Do.	3.10 "	880.206	Do.	5.35 "
382.69	3rd quarter, 1911, to 2nd	3.15 "	885.212	Do.	5.40 "
	quarter, 1912	3.15 "	886.213	Do.	5.45 "
388.76	1st and 2nd quarters, 1912	3.20 "	Date of Sale: Saturday, November 23, 1912.		
391.79	Do.	3.25 "	Nagalagam street.		
395.83	Do.	3.30 "	895.221	1st and 2nd quarters, 1912	2.30 P.M.
396.84-84A	Do.	3.35 "	728.34	Do.	2.35 "
397.85A	Do.	3.40 "	729.35	Do.	2.40 "
398.85.86	Do.	3.45 "	735.37	Do.	2.45 "
408.93.94	Do.	3.50 "	755.53	Do.	2.50 "
Urugodawatta.			756.7/11	Do.	2.55 "
626.2.2A	1st and 2nd quarters, 1912	3.55 P.M.	772	3rd quarter, 1911, to 2nd	3 "
627.2E.2F	Do.	4 "		quarter, 1912	3 "
628.3	Do.	4.5 "	808.136/137	1st and 2nd quarters, 1912	3.5 "
637-642, 13-13C	Do.	4.10 "	809.137	Do.	3.10 "
643.1/2	Do.	4.15 "	810.137	Do.	3.15 "
645.4	Do.	4.20 "	813.137	Do.	3.20 "
650.8	Do.	4.25 "	814.137	Do.	3.25 "
654.13	Do.	4.30 "	815.137	Do.	3.30 "
657A.16	1st quarter, 1911, to 2nd	4.35 "	816.137	Do.	3.35 "
	quarter, 1912	4.35 "	817.137	Do.	3.40 "
658.17	1st and 2nd quarters, 1912	4.40 "	818.137	Do.	3.45 "
667.26	Do.	4.45 "	819.137	Do.	3.50 "
668.27	Do.	4.50 "	Alutmawatta.		
Layard's Broadway.			3159.179	4th quarter, 1911	4.10 P.M.
339.34.35	1st and 2nd quarters, 1912	5 P.M.	2979.299	3rd and 4th quarters, 1911	4.15 "
Urugodawatta.			Tanque Salgado.		
661.20	1st and 2nd quarters, 1912	5.5 P.M.	3466.97	3rd and 4th quarters, 1911	4.20 P.M.
670.28A	Do.	5.10 "	Elie House road.		
672.29	Do.	5.15 "	3544.3A	3rd and 4th quarters, 1911	4.25 P.M.
673.29.29A	Do.	5.20 "	Mutwal street.		
674.30	Do.	5.25 "	3633.166	3rd and 4th quarters, 1911	4.30 P.M.
678.34.35	Do.	5.30 "	Modera street.		
696.13A	Do.	5.35 "	3665.312	3rd and 4th quarters, 1911	4.35 P.M.
699.45	Do.	5.40 "	3847.195	Do.	4.40 "
702.48	Do.	5.45 "	3856.192 (1)	Do.	4.45 "
Date of Sale: Friday, November 22, 1912.			3857.184	Do.	4.50 "
Urugodawatta.			3880.181	Do.	4.55 "
705.49	1st and 2nd quarters, 1912	3 P.M.	4026.38	Do.	5 "
Nagalagam street.			4031.12	Do.	5.5 "
717.24.25	1st and 2nd quarters, 1912	3.5 P.M.	4037.11	Do.	5.10 "
718.25.25A	Do.	3.10 "	Mutwal street.		
724.31	Do.	3.15 "	4113.114	3rd and 4th quarters, 1911	5.15 P.M.
726.1-4	Do.	3.20 "	4199.15	4th quarter, 1911	5.20 "
727.33	Do.	3.25 "	4200.14	Do.	5.25 "
896.222	Do.	3.30 "	4201.13 (1)	Do.	5.30 "
899.225	3rd quarter, 1911, to 2nd	3.35 "	4202.13 (2)	Do.	5.35 "
	quarter, 1912	3.35 "	4203.13	Do.	5.40 "
913.239/242	1st and 2nd quarters, 1912	3.40 "	4216.1	3rd quarter, 1910, to 4th	5.45 "
				quarter, 1911	
Henamulla lane.			Date of Sale: Monday, November 25, 1912.		
1375.182	2nd quarter, 1912	3.45 P.M.	Marshall street.		
1376.182A	1st and 2nd quarters, 1912	3.50 "	4247.141 (2)	3rd and 4th quarters, 1911	7 A.M.
Daniel's road.			Fishers' hill.		
1383.178	1st and 2nd quarters, 1912	3.55 P.M.	4255.139	3rd and 4th quarters, 1911	7.5 A.M.
1384.177	Do.	4 "	Tanque Salgado.		
Vine street.			4306.80	2nd to 4th quarter, 1911	7.10 A.M.
1386.175	1st and 2nd quarters, 1912	4.5 P.M.	4308.82	1st to 4th quarter, 1911	7.15 "
1387.174	2nd quarter, 1912	4.10 "	4325.63	3rd and 4th quarters, 1911	7.20 "
1390.173	1st and 2nd quarters, 1912	4.15 "	Marshall street.		
1391.174A	Do.	4.20 "	4242A	3rd and 4th quarters, 1911	7.25 A.M.
192.172	Do.	4.25 "	Lascreeen street.		
1396.170	Do.	4.30 "	106A.14	4th quarter, 1911	7.30 A.M.

Premises No.	Quarter and Year.	Time of Sale.	Premises No.	Quarter and Year.	Time of Sale.
	Galpotta street.				
204.24	.. 1st to 4th quarter, 1911	.. 7.35 A.M.	2193.85	.. 2nd quarter, 1912	.. 7.10 P.M.
	Wasala road.		2194.85A	.. 1st and 2nd quarters, 1912	.. 7.15 "
1996.57A	.. 1st and 2nd quarters, 1912	.. 7.45 A.M.	2197.84	.. Do.	.. 7.20 "
1999.60B	.. Do.	.. 7.50 "	2197A.84A	.. Do.	.. 7.25 "
2003.60E	.. Do.	.. 7.55 "	2202.86B	.. Do.	.. 7.30 "
2005.62	.. Do.	.. 8 "	2206.89	.. Do.	.. 7.35 "
2008.65A	.. Do.	.. 8.5 "	2207.89B	.. Do.	.. 7.40 "
	Pansala road.			Daniel's road.	
2217.78	.. 1st and 2nd quarters, 1912	.. 8.10 A.M.	1397.170A	.. 1st and 2nd quarters, 1912	.. 7.50 A.M.
	Mayfield road.		1398.169	.. Do.	.. 7.55 "
2253.19G	.. 1st and 2nd quarters, 1912	.. 8.15 A.M.	1400.167	.. Do.	.. 8 "
2266.99	.. Do.	.. 8.20 "	1403.164	.. Do.	.. 8.5 "
2267.98	.. Do.	.. 8.25 "	1409.197	.. Do.	.. 8.10 "
2292.20C	.. Do.	.. 8.30 "	1416.200	.. Do.	.. 8.15 "
2294.20	.. Do.	.. 8.35 "	1430.204	.. Do.	.. 8.20 "
	Wasala road.		1432.205A	.. Do.	.. 8.25 "
2304.21	.. 1st and 2nd quarters, 1912	.. 8.40 A.M.	1433.205B	.. Do.	.. 8.30 "
	Kotahena.		1434.205	.. Do.	.. 8.35 "
2348.114F	.. 1st and 2nd quarters, 1912	.. 8.45 A.M.		Madampitiya.	
	Santiago street.		1438.87A	.. 1st and 2nd quarters, 1912	.. 8.40 A.M.
2441.65	.. 1st and 2nd quarters, 1912	.. 8.50 A.M.	1447.94	.. Do.	.. 8.45 "
2442.65B	.. Do.	.. 8.55 "	1451.104	.. Do.	.. 8.50 "
2446.62	.. Do.	.. 9 "	1454.105	.. 3rd quarter, 1911, to 2nd	
2449.61	.. Do.	.. 9.5 "		quarter, 1912	.. 8.55 "
2450.61	.. Do.	.. 9.10 "	1456.106	.. 1st and 2nd quarters, 1912	.. 9 "
2451.61	.. Do.	.. 9.15 "	1458.109	.. Do.	.. 9.5 "
2452.61	.. Do.	.. 9.20 "	1494.1	.. Do.	.. 9.10 "
2453.61	.. Do.	.. 9.25 "	1495.2	.. Do.	.. 9.15 "
2454.61	.. Do.	.. 9.30 "	1496.3	.. Do.	.. 9.20 "
2455.61	.. Do.	.. 9.40 "	1498.86	.. 2nd quarter, 1912	.. 9.25 "
2456.59	.. Do.	.. 9.45 "	1499.86A	.. 1st and 2nd quarters, 1912	.. 9.30 "
2464.55	.. Do.	.. 3 P.M.	1502.83A	.. Do.	.. 9.35 "
	College street.			M. Cemetery street.	
2510.22	.. 2nd quarter, 1912	.. 3.5 P.M.	1510.80	.. 1st and 2nd quarters, 1912	.. 9.40 A.M.
2513A.19	.. 4th quarter, 1911, to 2nd		1525.70	.. Do.	.. 9.45 "
	quarter, 1912	.. 3.10 "	1526.71	.. Do.	.. 3 P.M.
2526.18	.. 1st and 2nd quarters, 1912	.. 3.15 "	1532.67	.. Do.	.. 3.5 "
2527.23	.. Do.	.. 3.20 "	1533.67A	.. Do.	.. 3.10 "
	Wall street.		1534.67B	.. Do.	.. 3.15 "
1849.3	.. 2nd quarter, 1912	.. 3.25 P.M.	1544.62	.. Do.	.. 3.20 "
1965.57A	.. Do.	.. 3.30 "	1545.62A	.. Do.	.. 3.25 "
1966.57B	.. 1st and 2nd quarters, 1912	.. 3.35 "	1546.62B	.. Do.	.. 3.30 "
1967.54	.. Do.	.. 3.40 "	1547.62C	.. Do.	.. 3.35 "
1968.55	.. Do.	.. 3.45 "	1548.61	.. Do.	.. 3.40 "
1969.56	.. Do.	.. 3.50 "	1549.60	.. Do.	.. 3.45 "
1970.57	.. Do.	.. 3.55 "	1551.59	.. 3rd quarter, 1911, to 2nd	
1989.68	.. Do.	.. 4 "		quarter, 1912	.. 3.50 "
2024.75	.. Do.	.. 4.5 "	1559.50	.. Do.	.. 3.55 "
2026.77A	.. 2nd quarter, 1912	.. 4.10 "	1559A	.. 1st and 2nd quarters, 1912	.. 4 "
2027.77	.. 1st and 2nd quarters, 1912	.. 4.15 "	1560.50A	.. Do.	.. 4.5 "
2028.78	.. Do.	.. 4.20 "	1562.47	.. Do.	.. 4.10 "
2029.79	.. Do.	.. 4.25 "	1583.26	.. Do.	.. 4.15 "
2035.84	.. 2nd quarter, 1912	.. 4.30 "	1585.24	.. Do.	.. 4.20 "
2036.85	.. Do.	.. 4.35 "	1586.23	.. Do.	.. 4.25 "
2037.86	.. Do.	.. 4.40 "	1597.15	.. Do.	.. 4.30 "
2038.87	.. Do.	.. 4.45 "		Messenger street.	
2039.88	.. Do.	.. 4.50 "	639.98	.. 1st and 2nd quarters, 1912	.. 4.35 P.M.
2040.89	.. Do.	.. 4.55 "	639A.98A	.. Do.	.. 4.40 "
2041.90	.. Do.	.. 5 "	640.97	.. 3rd quarter, 1911, to 2nd	
2042.91	.. Do.	.. 5.5 "		quarter, 1912	.. 4.45 "
	Kotahena street.		671.70	.. 1st and 2nd quarters, 1912	.. 4.50 "
2092.16	.. 3rd quarter, 1910, to 4th		694.49A	.. Do.	.. 4.55 "
	quarter, 1911	.. 5.10 P.M.	725.18	.. Do.	.. 5 "
2350.113	.. 1st and 2nd quarters, 1912	.. 5.15 "	734.9	.. 1st quarter, 1911, to 2nd	
	Wasala road.			quarter, 1912	.. 5.5 "
2125.30	.. 1st and 2nd quarters, 1912	.. 5.20 P.M.		Barber street.	
	Pansala road.		750.752.755/104	.. 1st and 2nd quarters, 1912	.. 5.10 P.M.
2174.73A	.. 1st and 2nd quarters, 1912	.. 5.25 P.M.	772.79	.. 2nd quarter, 1912	.. 5.15 "
2175.74C	.. Do.	.. 5.30 "		Armour street.	
2176.74D	.. Do.	.. 5.35 "	801.9/12	.. 3rd quarter, 1911, to 2nd	
2177.80	.. Do.	.. 5.40 "		quarter, 1912	.. 5.20 P.M.
2178.80A	.. Do.	.. 5.45 "		Layard's Broadway.	
	Date of Sale: Tuesday, November 26, 1912.		836.130	.. 1st and 2nd quarters, 1912	.. 5.25 P.M.
	Pansala road.		837.129	.. Do.	.. 5.30 "
2179.80B	.. 1st and 2nd quarters, 1912	.. 7 A.M.	849.119	.. 3rd quarter, 1911, to 2nd	
2185.81A	.. Do.	.. 7.5 "		quarter, 1912	.. 5.35 "
				Grandpass road.	
			890.40	.. 1st and 2nd quarters, 1912	.. 5.40 P.M.
			955.185	.. Do.	.. 5.45 "

Premises No.	Quarter and Year.	Time of Sale.	Premises No.	Quarter and Year.	Time of Sale.
Date of Sale : Wednesday, November 27, 1912.			Hudson road.		
Kollupitiya road.			1502.4	.. 1st and 2nd quarters, 1912	.. 7.10 A.M.
40.232	.. 1st and 2nd quarters, 1912	.. 7. 5 <sup>A.M.</sup>	Muhandiram's road.		
41.231	.. 2nd quarter, 1912	.. 7.10 "	1511.27.27A	.. 1st and 2nd quarters, 1912	.. 7.20 A.M.
43.231D	.. 1st and 2nd quarters, 1912	.. 7.20 "	1517.32	.. Do.	.. 7.25 "
44.231G	.. 2nd quarter, 1912	.. 7.25 "	1523.38	.. Do.	.. 7.35 "
46.231F	.. Do.	.. 7.30 "	1524.39	.. Do.	.. 7.40 "
50.231H	.. 1st and 2nd quarters, 1912	.. 7.35 "	1525.39	.. Do.	.. 7.45 "
58.226	.. Do.	.. 7.45 "	1532.47	.. Do.	.. 7.50 "
61.225	.. Do.	.. 7.50 "	1533.48	.. 3rd quarter, 1911, to 2nd	.. 7.55 "
62.225E	.. Do.	.. 7.55 "	Carmel road.		
63.225D	.. Do.	.. 8 "	1538.3	.. 1st and 2nd quarters, 1912	.. 8 A.M.
64.225C	.. Do.	.. 8. 5 "	1553A.12A	.. Do.	.. 8. 5 "
65.225G	.. Do.	.. 8.10 "	1554.12A	.. Do.	.. 8.10 "
68.224	.. Do.	.. 8.15 "	1555.12A	.. Do.	.. 8.15 "
69.223	.. Do.	.. 8.20 "	1557.14	.. Do.	.. 8.20 "
85.210B.212A	.. Do.	.. 8.35 "	St. Michael's road.		
1301.2	.. 1st and 2nd quarters, 1912	.. 8.55 A.M.	1560.7	.. 1st and 2nd quarters, 1912	.. 8.25 A.M.
1302.1	.. Do.	.. 9 "	1561.8	.. Do.	.. 8.30 "
1306	.. Do.	.. 9. 5 "	1562.8	.. Do.	.. 8.35 "
Mosque lane.			1563.9	.. Do.	.. 8.40 "
1328.14	.. 3rd and 4th quarters, 1911	.. 9.10 A.M.	1565.11	.. 2nd quarter, 1912	.. 8.45 "
1329.14	.. Do.	.. 9.15 "	1566.12	.. Do.	.. 8.50 "
Cameron place.			Polwatta road.		
1585.19	.. 3rd quarter, 1911, to 2nd	.. 9.20 A.M.	1576.4	.. 1st and 2nd quarters, 1912	.. 8.55 A.M.
Mosque lane.			1577.4	.. Do.	.. 9 "
1311.25	.. 3rd quarter, 1911, to 2nd	.. 9.25 A.M.	St. Michael's road.		
1313.23A	.. 1st and 2nd quarters, 1912	.. 9.30 "	1586.20	.. 1st and 2nd quarters, 1912	.. 9. 5 A.M.
1321.19	.. Do.	.. 9.35 "	Alexandra place.		
1322.16	.. 2nd quarter, 1912	.. 9.40 "	1837.7	.. 1st and 2nd quarters, 1912	.. 9.10 A.M.
1325.13	.. 1st and 2nd quarters, 1912	.. 9.45 "	Rosmead place.		
1326	.. Do.	.. 3 P.M.	1884.27B	.. 1st and 2nd quarters, 1912	.. 9.15 A.M.
1335.4	.. Do.	.. 3. 5 "	Alexandra place.		
1336.35A	.. 2nd quarter, 1912	.. 3.10 "	1922.2/3	.. 2nd quarter, 1912	.. 9.20 A.M.
1337.35A	.. Do.	.. 3.15 "	1923.2/3	.. 1st and 2nd quarters, 1912	.. 9.25 "
1338.1	.. 1st and 2nd quarters, 1912	.. 3.20 "	1924.2/3	.. 2nd quarter, 1912	.. 9.30 "
1339.1	.. Do.	.. 3.25 "	1925.2/3	.. Do.	.. 9.35 "
1341.35A	.. 2nd quarter, 1912	.. 3.30 "	1927.8/9	.. Do.	.. 9.40 "
1342.35A	.. Do.	.. 3.35 "	1928.8/9	.. Do.	.. 9.45 "
Kollupitiya road.			1929.8/9	.. Do.	.. 3 P.M.
1347.34B	.. 2nd quarter, 1912	.. 3.40 P.M.	1930.8/9	.. Do.	.. 3. 5 "
1350.33	.. 1st and 2nd quarters, 1912	.. 3.45 "	1931.8/9	.. Do.	.. 3.10 "
1357.33	.. Do.	.. 3.50 "	1932.8/9	.. Do.	.. 3.15 "
1365.30	.. Do.	.. 3.55 "	Ward place.		
1366.29	.. 3rd quarter, 1911, to 2nd	.. 4 "	1938.56	.. 1st and 2nd quarters, 1912	.. 3.20 P.M.
1368.27	.. 1st and 2nd quarters, 1912	.. 4. 5 "	Kollupitiya road.		
Muhandiram's road.			113.198	.. 1st and 2nd quarters, 1912	.. 3.25 P.M.
1377.63	.. 1st and 2nd quarters, 1912	.. 4.10 P.M.	114.198B	.. Do.	.. 3.30 "
1383.57	.. Do.	.. 4.15 "	115.198A	.. Do.	.. 3.35 "
1384.1385/54.54B	.. Do.	.. 4.20 "	116.196	.. Do.	.. 3.40 "
1393.57	.. Do.	.. 4.25 "	117.197B	.. Do.	.. 3.45 "
1407.25A	.. Do.	.. 4.30 "	121.197	.. Do.	.. 3.50 "
Kollupitiya road.			122.197	.. Do.	.. 3.55 "
1436.1B	.. 1st and 2nd quarters, 1912	.. 4.35 P.M.	123.197C	.. Do.	.. 4 "
Albert road.			124.195	.. Do.	.. 4. 5 "
1440.1	.. 1st and 2nd quarters, 1912	.. 4.40 P.M.	125.195A	.. Do.	.. 4.10 "
1444.5	.. Do.	.. 4.45 "	133.191	.. 2nd quarter, 1912	.. 4.15 "
1449.8	.. Do.	.. 4.50 "	133A.191A	.. Do.	.. 4.20 "
1450.9	.. Do.	.. 4.55 "	134.190	.. Do.	.. 4.25 "
1456.15	.. Do.	.. 5 "	136.185B	.. Do.	.. 4.30 "
Nelson lane.			137.189	.. 1st and 2nd quarters, 1912	.. 4.35 "
1461.7	.. 1st and 2nd quarters, 1912	.. 5. 5 P.M.	141.186	.. 2nd quarter, 1912	.. 4.40 "
1462.7	.. Do.	.. 5.10 "	142.185	.. Do.	.. 4.45 "
1463.7A	.. Do.	.. 5.15 "	145.185A	.. Do.	.. 4.50 "
1464.8	.. Do.	.. 5.20 "	146.185B	.. Do.	.. 4.55 "
1472.13	.. Do.	.. 5.25 "	147.185C	.. 1st and 2nd quarters, 1912	.. 5 "
Muhandiram's road.			158.178A/179	.. Do.	.. 5. 5 "
1480.6	.. 1st and 2nd quarters, 1912	.. 5.30 P.M.	159.178C	.. Do.	.. 5.10 "
1481.7	.. 2nd quarter, 1912	.. 5.35 "	160.178A/179	.. Do.	.. 5.15 "
1485.11	.. 1st and 2nd quarters, 1912	.. 5.40 "	185.162/162A	.. Do.	.. 5.30 "
1491.17	.. Do.	.. 5.45 "	186.161	.. Do.	.. 5.35 "
Date of Sale : Thursday, November 28, 1912.			188.159	.. 2nd quarter, 1912	.. 5.40 "
Muhandiram's road.			189.159A	.. Do.	.. 5.45 "
1492.18	.. 1st and 2nd quarters, 1912	.. 7 A.M.	Date of Sale : Friday, November 29, 1912.		
1499.24	.. Do.	.. 7. 5 "	Kollupitiya road.		
			190.159B	.. 1st and 2nd quarters, 1912	.. 7 A.M.
			210.140C/143B.	.. Do.	.. 7. 5 "

Premises No.	Quarter and Year.	Time of Sale.	Premises No.	Quarter and Year.	Time of Sale.
211.143A	1st and 2nd quarters, 1912	7.10 A.M.	1208-1210/14A	2nd quarter, 1912	5.25 P.M.
212.140C/143B	Do.	7.15	1218.11	1st and 2nd quarters, 1912	5.35
215.140C/143B	Do.	7.20	1219.11A	Do.	5.40
216.140C/143B	Do.	7.25	1220.11A	Do.	5.45
223.145A	Do.	7.30	Date of Sale: Saturday, November 30, 1912.		
228.134	Do.	7.35	Kollupitiya lane.		
233/138A/2	Do.	7.40	1221.11C	2nd quarter, 1912	7 A.M.
240.130B	Do.	7.45	1222.11C	Do.	7.5
241.130	Do.	7.50	1223.11	Do.	7.10
242.130A (1)	2nd quarter, 1912	7.55	1233.7A	3rd quarter, 1911, to 2nd quarter, 1912	7.15
242B.130A (3)	1st and 2nd quarters, 1912	8	1234.7/7B	1st and 2nd quarters, 1912	7.20
984.116	Do.	8.15	1237.5	2nd quarter, 1912	7.25
985.116	2nd quarter, 1912	8.20	1238.3A	1st and 2nd quarters, 1912	7.30
986.116	1st and 2nd quarters, 1912	8.25	1239.3	Do.	7.35
989.118B	Do.	8.30	1240.3B	Do.	7.40
1010.105	Do.	8.35	Kollupitiya road.		
1013.111A	Do.	8.40	1246.67	1st and 2nd quarters, 1912	7.45 A.M.
1014	Do.	8.45	1251.63/64/65	Do.	7.55
1016.112A	2nd quarter, 1912	8.50	1252.1253/62	Do.	8
1019	1st quarter, 1911, to 2nd quarter, 1912	8.55	1253	Do.	8.5
1024	1st and 2nd quarters, 1912	9	1263.60F	Do.	8.10
1026.109B	2nd quarter, 1912	9.5	1264	Do.	8.15
1027.109A/1	1st and 2nd quarters, 1912	9.10	Flower road.		
1032.104	Do.	9.15	1678.10A	1st and 2nd quarters, 1912	8.20 A.M.
1035.107	Do.	9.20	Gregory's radiant.		
1036.112	Do.	9.25	1785.5B	1st and 2nd quarters, 1912	8.25 A.M.
1037	Do.	9.30	1793.2A	2nd quarter, 1912	8.30
1104	Do.	9.35	1794.2	Do.	8.35
1121.(2)	Do.	9.40	Maitland crescent.		
1143.75D	Do.	9.45	1796.6	1st and 2nd quarters, 1912	8.40 A.M.
1154.79A	2nd quarter, 1912	3 P.M.	Horton place.		
1155.79	1st and 2nd quarters, 1912	3.5	1816.1818/16	2nd quarter, 1912	8.45 A.M.
1159.75	Do.	3.10	Castle street.		
1160.75F	Do.	3.15	1990.6	1st and 2nd quarters, 1912	8.50 A.M.
1162.77A	Do.	3.20	Wellawatta road.		
1163	Do.	3.25	274.6C	1st and 2nd quarters, 1912	8.55 A.M.
1164	Do.	3.30	283.9	Do.	9
1165	Do.	3.35	284.285/10	2nd quarter, 1912	9.5
1166	Do.	3.40	288.14A	1st and 2nd quarters, 1912	9.10
1167	Do.	3.45	289.290.14.14E	Do.	9.15
1168	Do.	3.50	292	2nd quarter, 1912	9.20
1169.74B	Do.	3.55	322.22	1st and 2nd quarters, 1912	9.25
1170	Do.	4	323.22	Do.	9.30
1171	Do.	4.5	325.23	2nd quarter, 1912	9.40
1172	Do.	4.10	338.29	1st and 2nd quarters, 1912	9.45
1173	Do.	4.15	364.36	Do.	2.30 P.M.
1174.74	Do.	4.20	366.38	Do.	2.35
1189.69	Do.	4.25	367	Do.	2.40
1190	Do.	4.30	368	Do.	2.45
1190.69A	Do.	4.35	369	Do.	2.50
Kollupitiya lane.			370	Do.	2.55
1193.19A	1st and 2nd quarters, 1912	4.40 P.M.	371	2nd quarter, 1912	3
1194.21	Do.	4.45	372	1st and 2nd quarters, 1912	3.5
1195.20/20A	Do.	4.50	373	Do.	3.10
1196.18A	Do.	4.55	382.40	Do.	3.15
1197.18A	Do.	5	383.40/2	Do.	3.20
1199.77B	2nd quarter, 1912	5.5	384	Do.	3.25
1201	1st quarter, 1911, to 2nd quarter, 1912	5.10	386.40A	Do.	3.30
1204	Do.	5.15	388.389/41F	2nd quarter, 1912	3.35
1205	1st and 2nd quarters, 1912	5.20			

### LOCAL BOARD NOTICES.

#### Unofficial Member, Local Board, Negombo.

NOTICE is hereby given that a Meeting for the purpose of electing an Unofficial Member to serve on the Local Board of Health and Improvement, Negombo, in place of Mr. N. E. de Croos, who has vacated his seat by absenting himself from the Meetings of the Board for more than three months at one time, will be held at the Local Board Office, Negombo, on Monday, November 4, 1912, at 12 noon.

October 15, 1912.

J. G. FRASER,  
Chairman, Local Board.

#### Assessment Tax, Sanitary Board, Kalutara.

IT is hereby notified that the Sanitary Board of the Kalutara District has, in terms of section 7 of Ordinance No. 18 of 1892, as amended by Ordinances Nos. 26 of 1908 and 30 of 1909, made and assessed for the year 1913 a rate of 3 per cent. per annum on the annual value of all buildings and all lands and tenements whatsoever within the towns of Panadure and Horana, in the Kalutara District, Western Province, save such as are by the said section of the said Ordinance No. 18 of 1892 exempted from the payment of such rate.

The Kachcheri,  
Kalutara, October 4, 1912.

G. F. PLANT,  
Chairman.

**Commutation Tax, Local Board, Hatton-Dikoya.**

NOTICE is hereby given to persons residing within the limits of the Local Board of Hatton-Dikoya that the Board, acting under the provisions of section 35 of the Ordinance No. 13 of 1898, has resolved that on account of the year 1913 a tax, payable in six days' labour, be imposed upon all persons residing within the limits of the said Board, who, if the Ordinance No. 31 of 1884 had not been passed, would have been liable, under the provisions of the Ordinance No. 10 of 1864, to the performance of labour for the maintenance of the roads or other public means of communication by land or by water.

Such labour may be commuted by a money payment of Rs. 2 on or before March 31, 1913, or by payment of Rs. 4 on or before April 30, 1913.

Kandy Kacheheri,  
October 15, 1912.

G. S. SAXTON,  
Chairman.

**Assessment Tax, Local Board, Matale.**

IT is hereby notified that the Local Board of Health and Improvement of the town of Matale has, in terms of section 30 of "The Local Boards Ordinance, 1898," imposed for the year 1913, over and above the sums necessary for the maintenance of the police of the same town, a rate of 4 per cent. on the annual value of all houses and buildings of every description and all lands and tenements whatsoever within the said town of Matale, subject to the provisions of the aforesaid section, at the rate to endure for the period of twelve months from January 1 to December 31, 1913.

Local Board Office,  
Matale, October 8, 1912.

W. T. SOUTHORN,  
Chairman.

**Commutation Tax, Local Board, Matale.**

NOTICE is hereby given to persons residing within the limits of the Local Board of Matale that the Board, acting under the provisions of section 35 of the Ordinance No. 13 of 1898, has resolved that on account of the year 1913 a tax, payable in six days' labour, be imposed upon all persons residing within the limits of the said Board, who, if the Ordinance No. 31 of 1884 had not been passed, would have been liable, under the provisions of the Ordinance No. 10 of 1864, to the performance of labour for the maintenance of the roads or other public means of communication by land or by water.

Such labour may be commuted by a money payment of Re. 1.50 on or before March 31, 1913, after which date the payment will be double that amount.

Local Board Office,  
Matale, October 8, 1912.

W. T. SOUTHORN,  
Chairman.

**Animals and Vehicles Taxes, Local Board, Matale.**

NOTICE is hereby given to persons residing within the limits of the Local Board of Matale that the Board, acting under the provisions of section 36 of the Ordinance No. 13 of 1898, has resolved that an annual tax be imposed for the year 1913 on all carriages, carts, hackeries, jinrickshas, horses, ponies, mules, bullocks, asses, and dogs kept or used within the town for which such Board is constituted, and which are not (as respects carts, carriages, and coaches) the carts, carriages other than hackeries, and coaches referred to in section 29 of the Ordinance No. 13 of 1898, at the rate specified in the schedule hereto annexed.

## SCHEDULE.

	Rs.	c.
For every carriage .. .. .	5	0
For every double bullock cart .. .. .	2	50
For every single bullock cart or hackery .. .. .	2	0
For every jinricksha .. .. .	2	50
For every horse, pony, or mule .. .. .	2	0
For every bullock or ass .. .. .	0	50
For every dog .. .. .	1	50

Local Board Office,  
Matale, October 8, 1912.

W. T. SOUTHORN,  
Chairman.

**Motor Car Ordinance Taxes, Local Board, Matale.**

NOTICE is hereby given to persons residing within the limits of the Local Board of Matale that the annual tax, payable to and recoverable by the Chairman of the Board, under section 4 (3) of the Motor Car Ordinance, No. 25 of 1908, in respect of mechanically propelled vehicles kept or used within the town of Matale, shall be at the rates specified in the schedule hereto annexed.

## SCHEDULE.

Scale on which Tax is payable.

**Mechanically propelled Vehicles for the Conveyance of Passengers.**

	Rs.	c.
Cars not exceeding 10 cwt. unloaded .. .. .	20	0
Cars exceeding 10 cwt. and not exceeding 15 cwt. unloaded .. .. .	25	0
Cars exceeding 15 cwt. and not exceeding 20 cwt. unloaded .. .. .	30	0
Cars exceeding 20 cwt. unloaded .. .. .	35	0

When let for hire, double the above rates.

Motor bicycles .. .. .	5	0
Motor tricycles, including tri-cars .. .. .	10	0
Trailers .. .. .	3	0

**Mechanically propelled Vehicles for the Conveyance of Goods.**

- (1) Each tractor, with or without a load, and whether let for hire or not, the same rate as for motor cars of corresponding weight.
- (2) Each trailer .. .. . 15 0

Local Board Office,  
Matale, October 8, 1912.

W. T. SOUTHORN,  
Chairman.

**Assessment Tax, Local Board, Matara.**

IT is hereby notified that the Local Board of Health and Improvement of the town of Matara has, in terms of section 30 of the Local Board of Health and Improvement Ordinance, No. 13 of 1898, as amended by section 2 (2) of Ordinance No. 13 of 1905, made and assessed for the year 1913, over and above the sum necessary for the maintenance of the police for the said town, a rate of 2½ per cent. on the annual value of all houses and buildings of every description and of all lands and tenements whatsoever within the limits of the Local Board of Matara, subject to the provisions of the aforesaid section.

Local Board Office,  
Matara, October 11, 1912.

G. F. R. BROWNING,  
Chairman.

**Commutation Tax, Local Board, Matara.**

NOTICE is hereby given to persons residing within the limits of the Local Board of Matara that the Board, acting under the provisions of section 35 of the Ordinance No. 13 of 1898, has resolved that on account of the year 1913 a tax, payable in six days' labour, be imposed upon all persons residing within the limits of the said Board, who, if the Ordinance No. 31 of 1884 had not been passed, would have been liable, under the provisions of the Ordinance No. 10 of 1861, to the performance of labour for the maintenance of the roads or other public means of communication by land or by water.

Such labour may be commuted by a money payment of Re. 1.50 on or before March 31, 1913.

Local Board Office,  
Matara, October 11, 1912.

G. F. R. BROWNING,  
Chairman.

**Assessment Tax, Local Board, Batticaloa.**

IT is hereby notified that the Local Board of Health and Improvement of the town of Batticaloa has, in terms of section 30 of "The Local Boards Ordinances, 1898, 1901, and 1905," as amended by section 2 (2) of Ordinance No. 19 of 1905, made and assessed for the year 1913 a rate of 4 per cent. on the annual value of all houses and buildings of any description and of all lands and tenements whatsoever within the limits of the Local Board of Batticaloa, subject to the provisions of the aforesaid section.

Local Board Office, C. S. VAUGHAN,  
Batticaloa, October 8, 1912. Chairman.

**Commutation Tax, Local Board, Batticaloa.**

NOTICE is hereby given to persons residing within the limits of the Local Board of Batticaloa that the Board, acting under the provisions of section 35 of "The Local Board Ordinances, 1898, 1901, and 1905," has resolved that on account of the year 1913 a tax, payable in six days' labour, be imposed upon all persons residing within the limits of the said Board, who, if the Ordinance No. 31 of 1884 had not been passed, would have been liable, under the provisions of the Ordinance No. 10 of 1861, to the performance of labour for the maintenance of the roads or other public means of communication by land or by water.

Such labour may be commuted by a money payment of Re. 1.50 on or before March 31, 1913.

Local Board Office, C. S. VAUGHAN,  
Batticaloa, October 8, 1912. Chairman.

**Vehicles and Animals Taxes, Local Board, Batticaloa.**

NOTICE is hereby given to persons residing within the limits of the Local Board of Batticaloa that the Board, acting under the provisions of section 36 of "The Local Boards Ordinances, 1898, 1901, and 1905," has resolved that an annual tax be imposed for the year 1913 on all carriages, carts, hackeries, horses, ponies, mules, bullocks, and asses kept or used within the town for which such Board is constituted at the rates specified in the schedule hereto annexed.

## SCHEDULE.

	Rs.	c.
For every carriage .. ..	2	50
For every cart or hackery .. ..	1	50
For every horse, pony or mule .. ..	1	25
For every bullock or ass .. ..	0	25

Provided, however, that such tax shall not be payable in respect of carts and carriages licensed under Ordinance No. 9 of 1901.

Local Board Office, C. S. VAUGHAN,  
Batticaloa, October 8, 1912. Chairman.

**Assessment Tax, Sanitary Board, Batticaloa.**

IT is hereby notified that the Sanitary Board of the Eastern Province has, in terms of section 7 of "The Small Towns Ordinance, 1892," as amended by section 2 (3) of Ordinance No. 13 of 1905, made and assessed a rate of 4 per cent. per annum for the year 1913 on the annual value of all houses and buildings of every description and all lands and tenements whatsoever within the villages of Kalmunai, Kattankudy, Eraur, and Sammanturai, in the District of Batticaloa, Eastern Province, save such as are by the said section of the said Ordinance exempted from the payment of such rate.

Sanitary Board Office, C. S. VAUGHAN,  
Batticaloa, October 9, 1912. Chairman.

**Commutation Tax, Sanitary Board, Batticaloa.**

NOTICE is hereby given to persons residing within the limits of the small towns of Kalmunai, Kattankudy, Eraur, and Sammanturai of the Eastern Province that the Sanitary Board, acting under the provisions of section 32 of "The Small Towns Sanitary Ordinances, 1892 to 1909," has resolved that on account of the year 1913 a tax, payable in six days' labour, be imposed upon all persons residing within the limits of the said towns, who, if the aforesaid section had not been enacted, would have been liable, under "The Road Ordinance, 1861," to the performance of labour for the maintenance of roads or other public means of communication by land or water.

Such labour may be commuted by a money payment of Re. 1.50 on or before March 31, 1913.

Sanitary Board Office, C. S. VAUGHAN,  
Batticaloa, October 11, 1912. Chairman.

**Assessment Tax, Local Board, Ratnapura.**

IT is hereby notified that the Local Board of Health and Improvement of the town of Ratnapura has, in terms of section 30 of the Local Board of Health and Improvement Ordinance, No. 13 of 1898, as amended by section 2 (2) of Ordinance No. 13 of 1905, made and assessed for the year 1913 a rate of 5 per cent. on the annual value of all houses and buildings of every description, and all lands and tenements whatsoever, within the limits of the said Local Board of Ratnapura, subject to the provision of the aforesaid section.

Local Board Office, E. B. ALEXANDER,  
Ratnapura, October 11, 1912. Chairman.

**Commutation Tax, Local Board, Ratnapura.**

NOTICE is hereby given to persons residing within the limits of the Local Board of Ratnapura that the Board, acting under the provisions of section 35 of the Ordinance No. 13 of 1898, has resolved that on account of the year 1913 a tax, payable in six days' labour, be imposed upon all persons residing within the limits of the said Board, who, if the Ordinance No. 31 of 1884 had not been passed, would have been liable, under the provisions of the Ordinance No. 10 of 1861, to the performance of labour for the maintenance of the roads or other public means of communication by land or by water.

Such labour may be commuted by a money payment of Rs. 2 on or before March 31, 1913.

Local Board Office, E. B. ALEXANDER,  
Ratnapura, October 11, 1912. Chairman.

**Vehicles and Animals Taxes, Local Board, Ratnapura.**

NOTICE is hereby given to persons residing within the limits of the Local Board of Ratnapura that the Board, acting under the provisions of section 36 of the Ordinance No. 13 of 1898, has resolved that an annual tax be imposed for the year 1913 on all carriages, carts, hackeries, jinrickshas, horses, ponies, mules, bullocks, and asses kept or used within the town for which such Board is constituted, and which are not (as respects carts, carriages, and coaches) the carts, carriages other than hackeries, and coaches referred to in section 29 of the Ordinance No. 13 of 1898, at the rate specified in the schedule hereto annexed.

## SCHEDULE.

	Rs.	c.
For every carriage .. ..	5	0
For every cart or hackery .. ..	2	0
For every jinricksha .. ..	2	0
For every horse, pony, or mule .. ..	2	50
For every bullock or ass .. ..	0	50

Local Board Office, E. B. ALEXANDER,  
Ratnapura, October 11, 1912. Chairman.



## ROAD COMMITTEE NOTICES.

## Mallawapitiya-Rambadagalla Branch Road.

NOTICE is hereby given that, in terms of the Branch Roads Ordinance, No. 14 of 1896, a Meeting of the Local Committee of the above road will be held at the Resthouse, Kurunegala, on November 2, 1912, at 2 P.M.

*Business.*

To consider and report to the Provincial Road Committee with regard to—

- (a) The sections into which the road is to be divided for construction assessments.
- (b) The estates which, in their opinion, are interested in, and will use each section of, the road or of any part thereof.
- (c) The acreage of the land belonging to each estate.
- (d) The names of the proprietors, resident managers, or superintendents, and of the agents of these estates.

ALAN S. LONG PRICE,

Kurunegala, October 10, 1912. Chairman, Local Committee.

## District Road Committee Member, European Community.

WITH reference to the notice dated August 3, 1912, and published in the *Government Gazette* Nos. 6,517 and 6,518 of August 16 and 23, 1912, respectively, notice is hereby given that Mr. A. E. Barrs of Arandara estate, Kegalla, has been appointed to serve as European Member on the District Road Committee, Kegalla, *vice* Mr. F. Duncan, who has left the Island, for the remainder of the year 1912.

Provincial Road Committee's Office, N. E. ERNST,  
Ratnapura, October 5, 1912. Secretary.

## 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 from July 1, 1912, to June 30, 1913, 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 Wednesday, November 6, 1912, at 2 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. 242 of August 14, 1912.)

Government moiety	Rs. 1,700		
Private contributions	Rs. 1,734		
Proprietors or Agents.	Estates.	Acreage.	
1st section.			
Gangwarily Estates Company, Ltd.	Glenalla	..	246
1st to 3rd section.			
R. H. Villiers, for George Steuart & Co.	Waharaka	..	565
1st to 4th section.			
Gangwarily Estates Company, Ltd.	Havilland	..	525
Heirs of Adikarirallaye Appuhami	Pitakele	..	44
A. E. Curtois	Dedugalla	..	382
Charles Laing	Maskaloya	..	155
Gangwarily Estates Company, Ltd.	Gangwarily	..	434
Periasampillai	Kelvin	..	944
George Hunter	{ Oonankanda	..	153
	{ Uduwa	..	50
Tea Corporation, Ltd., Gordon Fraser & Co. (A. E. Curtois, Damblagolla, Undugoda, lessee)	Doteloya	..	100
Total			.. 3,598

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

Provincial Road Committee's Office, E. B. ALEXANDER,  
Ratnapura, October 8, 1912. Chairman.

## Gevilipitiya-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 from July 1, 1912, to June 30, 1913, 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 Wednesday, November 6, 1912, at 2 P.M., at their office in Ratnapura, proceed to assess the under-mentioned estates to make up the private contributions:—

## GEVILEPITIYA-HATGAMPOLA BRANCH ROAD.

(Estimate No. 241 of August 14, 1912.)

Government moiety	Rs. 460 00		
Private contributions	Rs. 469 20		
Proprietors or Agents.	Estates.	Acreage.	
G. R. Collinson and H. Whitham (Eastern Produce and Estates Co., Ltd., Agents)	Yellangowrie	..	440
W. L. Strachan (Rubber Estates of Ceylon, Ltd, Agents)	Debatgama	..	437
E. G. Manisty and W. C. Whitham (Rubber Estates of Ceylon, Ltd, Agents)	Kalugalla	..	103
Total			.. 980

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

Provincial Road Committee's Office, E. B. ALEXANDER,  
Ratnapura, October 8, 1912. Chairman.

## Road from Parakaduwa Railway Station to Hemmingford Estate.

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 from July 1, 1912, to June 30, 1913, 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 Wednesday, November 6, 1912, at 2 P.M., at their office in Ratnapura, proceed to assess the under-mentioned estates to make up the private contributions:—

## ROAD FROM PARAKADUWA RAILWAY STATION TO HEMMINGFORD ESTATE.

(Estimate No. 332 of September 5, 1912.)

Government moiety	Rs. 400		
Private contributions	Rs. 408		
Proprietors or Agents.	Estates.	Acreage.	
The General Tea Estates, Ltd.	Hemmingford Group	..	1,062
G. A. Talbot	Digowa	..	410
Manikkanda Rubber Company, Ltd. (Carson and Company, Agents)	Manikkanda	..	255
A. J. R. de Soysa	Tatuwalakanda	..	200
Total			.. 1,927

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

Provincial Road Committee's Office, E. B. ALEXANDER,  
Ratnapura, October 8, 1912. Chairman.

## 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 from July 1, 1912, to June 30, 1913, 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 Wednesday, November 6, 1912, at 2 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. 141 of July 26, 1912.)

Government moiety	Rs. 2,200
Private contributions	Rs. 2,244

Proprietors or Agents.	Estates.	Acreage.
1st section, 1 mile.		
The Mahawala Tea Estates Co., Ltd.	.. Mahawala	.. 940
1st to 5th section, 4 miles.		
Saffragam Tea and Rubber Co., Ltd.	.. Carney	.. 530
Lansdowne Rubber Co., Ltd. (Carson & Co., Agents)	.. Lansdowne	.. 686
N. D. S. Silva, Winyatts, Gregory's road	.. Silvaland	.. 506
The Consolidated Tea and Lands Co., Ltd.	.. Hapugastenna Group	3,732
Do.	.. Hopewell	233
Do.	.. Alupolla	210
Do.	.. Balakotenna & Welwatta	518
Do.	.. Welawalamukalana	295
W. G. F. Walters (lessee)	.. Agarsland	205
W. D. Holland and A. H. Allenby	.. Dikmukalana	165
		<b>Total .. 8,020</b>

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

Provincial Road Committee's Office, E. B. ALEXANDER,  
Ratnapura, October 8, 1912. Chairman.

**Ellearawa-Pinnawala Estate Cart Road.**

NOTICE is hereby given that Government having estimated the cost of maintenance of the Ellearawa-Pinnawala estate cart road at Rs. 3,000 from July 1, 1912, to June 30, 1913, the Provincial Road Committee of the Province of Sabaragamuwa, acting under the provisions of section 19 of the Estate Roads Ordinance, No. 12 of 1902, will, on Wednesday, November 6, 1912, at 2 P.M., at their office in Ratnapura, proceed to assess the under-mentioned estates to make up the private contributions:—

**ELLEARAWA-PINNAWALA ESTATE CART ROAD.**

Two-fifths contribution by Government Rs. 1,200  
Three-fifths contribution by estates .. Rs. 1,800

Proprietors or Agents.	Estates.	Acreage.
Heirs of W. Forbes Laurie and F. M. Laurie		
Laurie	.. Maratenna	.. 525
A. G. Layard and A. D. Sly	.. Detenagala	.. 450
M. Cornelis Perera	.. Cecilton	.. 372
Charles J. Marzette	.. Kandahar	.. 245
Tarrant and Company	.. Ferndale and Sherwood	.. 399
R. J. Layard	.. Pambagolla	.. 419
		<b>Total .. 2,410</b>

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

Provincial Road Committee's Office, E. B. ALEXANDER,  
Ratnapura, October 8, 1912. Chairman.

**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 from July 1, 1912, to June 30, 1913, 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 Wednesday, November 6, 1912, at 2 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. 331 of September 5, 1912.)

Government moiety	Rs. 500
Private contributions	Rs. 510

Proprietors or Agents.	Estates.	Acreage.
Rajawela Produce Co., Ltd. (Gordon Frazer & Co., Agents)	.. Densworth	.. 547
Sunnygama Ceylon Tea Estates Co., Ltd. (George Steuart & Co., Agents)	.. Pambegama	.. 1,444
Panawala Tea Co., Ltd. (Bosanquet & Co., Agents)	.. Ernan & Glassel	1,111
Nahalma Tea Estates Co. (Bosanquet & Co., Agents)	.. Nahalma	.. 692
Woodend Tea and Rubber Co., Ltd. (Lewis Brown & Co., Agents)	.. Woodend	.. 992
itawaka Tea and Rubber Co., (Carson & Co., Agents)	.. Maldeniya	618
Panawatta Tea and Rubber Co. (Whittall and Co., Agents)	.. Yogama	.. 1,426
J. A. Symons, Colombo	.. Loolpola and Clearings	.. 51
H. de Mel, Avisawella	.. Madalgoda	98
G. D. Salmon Appuhami, Dehiowita	.. Ambagampola	.. 50
A. A. Thabrew, Dehiowita	.. Puhuwalgama	.. 50
		<b>Total .. 7,079</b>

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

Provincial Road Committee's Office, E. B. ALEXANDER,  
Ratnapura, October 8, 1912. Chairman.

**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 from July 1, 1912, to June 30, 1913, 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 Wednesday, November 6, 1912, at 2 P.M., at their office in Ratnapura, proceed to assess the under-mentioned estate to make up the private contributions:—

**BALANGODA-CHETNOLE BRANCH ROAD.**

(Estimate No. 142 of July 26, 1912.)

Government moiety .. Rs. 1,100  
Private contributions .. Rs. 1,122

Proprietors or Agents.	Estates.	Acreage.
1st to 4th section.		
S. Wellopillai and W. Suppramanian	.. Lady Smith and Alpha	.. 73
R. H. Fernando and P. A. Ranawaka	.. Wewawatta	.. 107
H. and N. Worship	.. Morahela	.. 383
E. M. Leaf	.. Walawe	.. 578
1st to 7th section.		
Anglo-American Direct Tea Trading Co.	{ Chetnole .. 414 Maddekanda .. 735 Rassagala .. 1,660	
Palawasan Kankani	.. Selwawatta	.. 60
		<b>Total .. 4,010</b>

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

Provincial Road Committee's Office, E. B. ALEXANDER,  
Ratnapura, October 8, 1912. Chairman.

## UNOFFICIAL ANNOUNCEMENTS.

(Continued from page 934.)

## Auction Sale.

In the District Court of Negombo.

Waduge Manual Livera of Godigomuwa... Plaintiff.

No. 8,879. Vs.

(1) Sarukkalige Ana Fernando and husband (2) Benterage Girigoris Fernando, both of Kelapitimulla, and now of Dunagaha, (3) Sarukkalige Marselinu Fernando of Kelapitimulla..... Defendants.

BY virtue of the decree entered in the above case and the order issued to me, I shall sell by public auction on Saturday, November 9, 1912, at 3.30 P.M. at the spot—

The undivided  $\frac{2}{3}$  shares of the paddy field called Wewakumbura, situated at Kelapitimulla, containing in extent about 12 bushels paddy sowing.

The above premises have been declared specially bound and executable for the recovery of the sum of Rs. 800, with interest thereon at 9 per cent. per annum from May 7, 1912, till payment in full and costs.

For further particulars apply to S. C. Sansoni, Esq., Proctor, Negombo, or to—

Negombo, October 10, 1912.

M. P. KURERA,  
Auctioneer.

## Auction Sale.

In the District Court of Negombo.

Palliawadana Arachchige Charles Perera of Waradale, for himself and as next friend of his minor sisters (1) Jane Perera and (2) Mary Perera... Plaintiff.

No. 8,854. Vs.

(1) Alugolle Appuhamillage Punchi Menikhamy and husband (2) Handunkuttipatirannelage Saradial Appu, both of Mukalangedera, in Dunagaha pattu..... Defendants.

UNDER and by virtue of the decree in the above action and the order issued to me, I shall sell by public auction at the spot at 11 A.M. on Saturday, November 9, 1912—

The undivided  $\frac{1}{9}$  share of the land called Horegahawatta, situated at Waradola, in Dunagaha pattu, containing in extent about 18 acres, for the recovery of the sums of Rs. 161.87 and Rs. 411.64, with interest thereon at 9 per cent. per annum from July 25, 1912, till payment and costs.

Further particulars may be ascertained from D. J. S. Goonewardane, Esq., Proctor, Negombo, or from—

Negombo, October 10, 1912.

M. P. KURERA,  
Auctioneer.