



# Ceylon Government Gazette

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and General Government Notifications.

PART II.—Legal and Judicial.

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## Part II.—Legal and Judicial.

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## DRAFT ORDINANCES.

### MINUTE.

The following Draft of a proposed Ordinance is published for general information:—

An Ordinance to amend Ordinance No. 1 of 1897, intituled  
“An Ordinance relating to Claims to Forest, Chena,  
Waste, and Unoccupied Lands.”

Preamble.

**W**HEREAS it is expedient to amend in the particulars hereinafter mentioned the Ordinance No. 1 of 1897, hereinafter referred to as the principal Ordinance: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:—

Section 1 amended.

1 For section 1 of the principal Ordinance the following section shall be substituted:—

Government Agent to publish notice calling for claims.

(1) Whenever it shall appear to the government agent of a province or to the assistant government agent of a district that any land or lands situated within his province or district is or are forest, chena, waste, or unoccupied, it

shall be lawful for such government agent or assistant government agent to declare by a notice that such land or lands or any of such lands in respect of which no claim is made to him within the period of three months from the date of the first publication of such notice in the *Government Gazette* shall be deemed the property of the Crown and may be dealt with on account of the Crown. Provided however that two or more lands shall not be included in one notice unless such lands are situated in the same village.

(2) Every notice shall be published in the English, Sinhalese, and Tamil languages six times at least in the *Government Gazette* and copies of such notices shall be posted on the land or lands appearing in such notice and shall also be affixed to the walls of the several kachcheries and the several courts of the province, including gausabhawa courts, within which such land or lands is or are situated, and in such other localities as may secure the greatest possible publicity thereto, and the said notice shall likewise be advertised by beat of tom-tom at such places on or near such land or lands and at such times as the government agent or assistant government agent may direct and order.

(3) Whenever such land or lands is or are more than ten acres in extent such notice shall be further published once at least in any two of the newspapers published in the Island in the language in which such newspapers are published.

(4) If the government agent or assistant government agent shall have reason to think that any person is interested in such land or lands or in any of such lands, he shall call upon such person not only by general notice as aforesaid, but also by posting a copy of such notice addressed to such person at his last known place of abode.

(5) Every such notice shall be as near as is material in the forms in the schedule hereto, and the production of a copy of the *Government Gazette* containing such notice shall be received in all courts of law in this Colony as conclusive proof of the date and proper publication and advertisement of such notice.

Section 2  
amended.

Where no claim  
is made land to  
be declared  
property of the  
Crown.

2 For section 2 of the principal Ordinance the following section shall be substituted :

(1) If no claim shall be made within the period of three months from the date of the first publication of such notice in the *Government Gazette*, the government agent or assistant government agent shall make an order declaring such land or lands or any of such lands to which no claim has been made to be the property of the Crown.

(2) Every such order shall be published in the *Government Gazette* and shall be final and conclusive, and the *Government Gazette* containing such order shall be received in all courts of law in this Colony as conclusive proof that the land or lands mentioned in the order was or were at the date of such order the property of the Crown.

(3) Provided always that whenever within the said period of three months it shall be brought to the knowledge of the government agent or assistant government agent that some person is interested in any land which is the subject of a notice under section 1, and that such person is then absent from the Colony and was so at the date of the first publication of such notice in the *Government Gazette*, then and in every such case the government agent or assistant government agent shall not make his order declaring such land to be the property of the Crown until the expiration of a further period of six months, commencing on the expiry of the said period of three months.

Section 3  
amended.

Inquiry into  
claims.

3 For section 3 of the principal Ordinance the following section shall be substituted :

(1) If in pursuance of the notice published under the provisions of section 1 (a) claim shall be made to any land specified in any notice or to any interest in such land within the period of three months, or in any case in which such period has been extended under the provisions of sub-section (3) of the preceding section within such extended period, the government agent of the province or assistant government agent of the district in which such land is situated shall forthwith proceed to make inquiry into such claim.

(2) For the purpose of such inquiry the government agent or assistant government agent may exercise the powers conferred on Commissioners appointed under the provisions of Ordinance No. 9 of 1872 for compelling the attendance of witnesses and the production of documents and for administering oaths to all persons who shall be examined before them, provided that the requirements of the proviso to section 2 of that Ordinance shall not be necessary for the purposes of this Ordinance.

Sub-section 1 of  
section 4  
amended.

Procedure in  
such cases.

4 For section 4 of the principal Ordinance the following shall be substituted.

(1) The government agent or assistant government agent shall call upon the claimant to produce before him any evidence or document upon which he may rely in proof of his claim; if when so called upon the claimant does not appear or does not produce such evidence or documents, the government agent or assistant government agent may then make an order declaring such land to be the property of the Crown and the provisions of sub-section 2 of section 2 shall apply to such order. If the claimant appears and produces such evidence or document, the government agent or assistant government agent, after considering the same and making any further inquiry that may appear proper, may either admit the whole or part of such claim or enter into an agreement in writing, which shall be signed by the government agent or assistant government agent and the claimant, for the admission or rejection of any portion of such claim, or for the purchase of any portion of the land which is the subject of such claim, and shall embody such admission or agreement in an order. Provided that in any case in which such land is more than ten acres in extent no such admission shall be made or agreement entered into without the consent of the Governor.

(2) Every such order shall be published in the *Government Gazette* and shall be final and conclusive, and the *Government Gazette* containing such order shall be received in all courts of law in this Colony as conclusive proof of the admission or agreement entered into under sub-section (1).

Section 12  
amended.

Parties may  
appear by  
pleader.

5 For section 12 of the principal Ordinance the following section shall be substituted :

At the hearing of every reference under this Ordinance the claimant shall appear personally or by pleader as plaintiff, and the government agent or assistant government agent shall appear personally or by pleader as defendant on behalf of the Crown.

Sub-section 2 of  
section 18  
amended.

6 For sub-section 2 of section 18 of the principal Ordinance the following shall be substituted :

Such commissioner or judge on receiving such affidavit and petition of appeal shall transmit the same together with all proceedings taken by him to the Registrar of the Supreme Court, and such appeal shall have precedence of all other appeals, and the said court shall make such order as the justice of the case may require, and such order shall be duly carried into effect.

Sub-section 1 of section 21 amended.

7 At the end of sub-section 1 of section 21 of the principal Ordinance there shall be inserted the following words :

or otherwise.

Section 22 amended.

8 For section 22 of the principal Ordinance there shall be substituted the following :

Prohibition of building, clearing, &c. pending investigation.

After the date of the *Government Gazette* containing the first publication of the notice prescribed in section 1 it shall not be lawful for any person, without the written consent of the government agent or assistant government agent, to enter on any land specified in such notice with intent to establish a right of possession or occupation of such land or to exercise rights of ownership, or to build any house or hut or to form a plantation thereon, or to make clearings for the purpose of cultivating such land or for any other purpose, or to cut or fell any trees upon such land or to open work or to use any mine thereon, until such land has been declared not to be the property of the Crown.

And it shall be lawful for the district court upon the complaint of the government agent or assistant government agent, supported by a copy of the *Government Gazette* containing the notice prescribed by section 1 and by affidavit charging any person or persons with having acted in contravention of this section, to issue its summons for the appearance before it of such person or persons and of any other person or persons whom it may be necessary or proper to examine as a witness or witnesses on the hearing of any such complaint, and the said district court shall proceed in a summary way in the presence of such person or persons, or in case of wilful absence of any person against whom any such complaint shall have been laid, then in his absence, to hear and determine such complaint; and in case on the hearing thereof it shall appear by the examination of the complainant or of such person or persons, or other sufficient evidence to the satisfaction of such district court, that such person or persons against whom such complaint shall have been laid hath or have, after the date of first publication in the *Government Gazette* of the notice prescribed in section 1, without the written consent of the government agent or assistant government agent, entered upon or taken possession of the land mentioned or referred to in such complaint, with intent to establish a right of possession or occupation of such land or to exercise rights of ownership or to build any house or hut or to form a plantation thereon or to make clearings for the purpose of cultivating such land or for any other purpose, or to cut or fell any trees upon such land or to open, work, or use any mine thereon, then such district court shall make an order directing such person or persons to deliver up possession of such land together with everything thereon, including all crops whether growing or severed, all minerals, and all buildings and other immovable property upon and affixed to the said land, to some person to be named by the said court; and in case the person or persons against whom any such order shall have been made shall not within seven days after service thereof deliver up possession of the said land and premises pursuant to the said order, or shall afterwards enter upon the said land or premises personally or by his or their assigns, agents, or servants, contrary to such order or in evasion thereof, then and in such case it shall be lawful for such district court to sentence such person or persons to simple or rigorous imprisonment not exceeding or to a fine not exceeding one thousand rupees, and to make a further order for the immediate delivery over of the possession of such land and premises to the person named by the said court, and the said court shall thereupon cause possession of such land and premises to be delivered to such person accordingly.

It shall further be lawful for the said district court at the time of passing sentence on such person or persons to order such person or persons to execute a bond, with or without sureties, to abstain from entering upon such land and premises personally or by his or their assigns, agents, or servants, for such period as the said court thinks fit to fix.

Section 30 added

9 After section 29 of the principal Ordinance the following section shall be inserted and numbered 30 :

"Land" defined.

30. For the purposes of this Ordinance "land" shall mean an allotment of land the boundaries of which have been defined and delineated by survey.

Irregularities in notices and orders under principal Ordinance cured.

10 No notice purporting to have been published and advertised under the provisions of section 1 of the principal Ordinance, or order purporting to have been made under the provisions of sections 2 and 4 of the said Ordinance prior to the passing of this Ordinance, shall be deemed to be invalid or inoperative by reasons of any irregularity in the publishing, advertising, or making of such notice or order.

#### SCHEDULE.

##### Form of Notice.

(Where more than one Land).

Take notice that unless within three months from the \_\_\_\_\_ day of \_\_\_\_\_, being the date of the first publication of this notice in the *Government Gazette*, the persons if any who claim any interest in the land hereinafter mentioned or in any one or more of such lands, \_\_\_\_\_ appear before me at \_\_\_\_\_ and make claim to the said lands or any of them or to some interest therein :

I, \_\_\_\_\_, government agent of the province (or assistant government agent of \_\_\_\_\_) in pursuance of the powers in me vested by Ordinance No. 1 of 1897 shall declare by writing under my hand that the said lands, or such of them to which no claim has been made, are the property of the Crown.

##### Form of Notice.

(Where only one Land.)

Take notice that unless within three months from the \_\_\_\_\_ day of \_\_\_\_\_, being the date of the first publication of this notice in the *Government Gazette*, the persons if any who claim any interest in the land hereinafter mentioned appear before me at \_\_\_\_\_ and make claim to the said land or to some interest therein :

I, \_\_\_\_\_, government agent of the \_\_\_\_\_ province (or assistant government of \_\_\_\_\_), in pursuance of the powers in me vested by Ordinance No. 1 of 1897, shall declare by writing under my hand that the said land, to which no claim has been made, is the property of the Crown.

By His Excellency the Governor's command,

E. NOEL WALKER,  
Colonial Secretary's Office,  
Colonial Secretary.  
Colombo, November 18, 1898.

## MINUTE.

The following Draft of a proposed Ordinance is published for general information :—

An Ordinance to consolidate and re-adjust the Customs Duties leviable on Imports.

Preamble.

WHEREAS it is expedient to consolidate and re-adjust the Customs duties leviable on articles imported into this Island : Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :

To be read as one with Ordinance No. 17 of 1869.

1 This Ordinance may be cited as "The Customs Duties Amendment Ordinance, 1898," and shall be read as one with the Ordinance No. 17 of 1869.

Repeal.

2 There shall be repealed as from the commencement of this Ordinance the Ordinances specified in Schedule A to this Ordinance, to the extent in the third column of that schedule mentioned.

Definition clause.

3 For the purposes of this Ordinance "kerosine oil" shall include the liquids commonly known by the names of rock oil, Rangoon oil, Burma oil, kerosine, petroleum, paraffine oil, mineral oil, petroline, gasoline, benzol, benzoline, benzine, and any liquid that is made from petroleum, coal, schist, shale, peat, or any other bituminous substance, or from any products of petroleum with a flashing point of less than 200° F.

New schedules of articles.

4 The Schedules marked B, C, and D hereto annexed shall be substituted for those marked B, C, and D, respectively, annexed to the Ordinance No. 17 of 1869.

Rebate of duty on kerosine oil used in oil engines.

5 (1) A rebate shall be allowed by the Principal Collector of Customs of duty paid on kerosine oil used as the source of motive power in oil engines and on crude petroleum used as liquid fuel, upon the production of such certificate and such evidence as may be prescribed by the regulations to be made by the Governor, with the advice of the Executive Council, under this Ordinance.

(2) The rebate shall be paid out of the duties received by the Principal Collector of Customs, anything in section 16 of the Ordinance No. 17 of 1869 to the contrary notwithstanding.

Regulations.

6 The Governor, with the advice of the Executive Council, may from time to time make, and when made revoke or vary, such regulations as may seem necessary or expedient in respect of the allowance of rebate, by the Principal Collector of Customs, of duty paid on kerosine oil which has been used as the source of motive power in oil engines and on crude petroleum used as liquid fuel.

Matters in respect of which regulations may be made.

7 (1) The regulations made under the last preceding section may provide amongst other things :

- (a) For prescribing the nature and form of the certificate required by section 5.
- (b) For prescribing the nature of the evidence to be produced in support of a claim for rebate.
- (c) For inspecting any engine in which kerosine oil is used as the source of motive power, and in respect of which a claim for rebate under section 5 is made, and the premises in or upon which such engine is kept.

(d) For prescribing the times when and the periods for which payments of rebate shall be made.

(e) For the appointment of inspectors and other officers to carry out the provisions of any regulations made under this Ordinance, and for regulating their duties and conduct, and for investing them with all powers necessary for the due execution of their duties.

(2) Provided always that nothing in this section contained shall in any way restrict or be construed to restrict the generality of the powers conferred on the Governor by the last preceding section, but such powers shall extend to all matters, whether similar or not to those in this section mentioned, as to which it may be expedient to make regulations for the better carrying into effect of the objects of this Ordinance.

Offence.

8 (1) If any person, without lawful authority or excuse (proof whereof shall lie on him), contravenes any regulation made under this Ordinance, or does or omits to do anything which under the provisions of any such regulations he ought not to do or omit, or if he obstructs or impedes or assists in obstructing or impeding any inspector or other officer appointed under this Ordinance in the execution of any provision of any such regulation, he shall be guilty of an offence against this Ordinance.

(2) Every prosecution for an offence against this Ordinance may be instituted in the police court of the division in which the offence was committed, and such court may impose the full penalties herein prescribed, anything in the Criminal Procedure Code or in any other Ordinance to the contrary notwithstanding.

Penalty.

9 (1) If any person is guilty of an offence against this Ordinance he shall be liable on conviction before a police magistrate to imprisonment of either description for a term not exceeding three months, or to a fine not exceeding one thousand rupees, or to both.

(2) Nothing in this section contained shall affect the liability of any person to any punishment or penalty to which he is liable at common law or under any enactment other than this Ordinance, but so that a person shall not be punished twice for one and the same offence.

Regulations to be published.

10 All regulations made under this Ordinance shall be published in the *Government Gazette*, and shall from the date of such publication have the same force as if they had been enacted in this Ordinance; provided that all such regulations shall be laid before the Legislative Council within one month of the commencement of the session next after the making of such regulations, and shall cease to have any force or effect if disapproved by the Council within two months of being so laid on the table.

Governor to specify by Proclamation what materials used in making tea boxes may pass free of Customs duty.

11 All materials which are used in making tea boxes, and which shall from time to time be specified in any Proclamation issued by the Governor, with the advice of the Executive Council, and published in the *Government Gazette*, may be imported into this island free of duty of Customs; and it shall be lawful for the Governor, with like advice, by further Proclamation in the *Government Gazette*, to revoke, alter, or amend any such Proclamation as aforesaid.

12 This Ordinance shall come into operation at such time as the Governor shall by Proclamation, to be published in the *Government Gazette*, appoint.

## SCHEDULE A.

Date of Ordinance.	Title of Ordinance.	Extent of Repeal.
14 of 1871	An Ordinance to adjust Customs Duties to the Currency of Rupees and Cents	The whole Ordinance
39 of 1884	An Ordinance to re-adjust the Customs Duties leviable under Ordinances No. 17 of 1869 and No. 14 of 1871	The whole Ordinance
8 of 1885	An Ordinance to exempt certain Articles from the levy of Customs Duties	The whole Ordinance
16 of 1887	An Ordinance to exempt Materials used in making Tea Boxes from Duty of Customs	The whole Ordinance
11 of 1891	An Ordinance to re-adjust the Customs Duties leviable on Firearms, and to impose an Export Duty on certain Hides and Horns	Section 2
5 of 1892	An Ordinance to re-adjust the Customs Duties leviable on Tobacco, Kerosine Oil, and Spirits	The whole Ordinance
8 of 1894	An Ordinance to abolish the Import Duty on certain kinds of Metals	The whole Ordinance
9 of 1897	An Ordinance to increase the Duty on the import of Opium and to prohibit the importation of Bhang and Ganja into this Island	Sections 3 and 6
16 of 1897	An Ordinance to exempt from Customs Duty Frozen Meat, and to allow a rebate of such Duty on Kerosine Oil used in Oil Engines	The whole Ordinance

## SCHEDULE B.

## IMPORT DUTIES.

Articles.	Duty. Rs. c.
Arms and ammunition, viz. :—	
Fowling-pieces, guns, and rifles, single-barrelled... each	5 0
Fowling-pieces, guns, and rifles, double-barrelled, and revolving or magazine ... .. per lb.	10 0
Gunpowder, fine ... ..	0 25
Gunpowder, coarse, for blasting (which is incapable of being passed through a No. 10 standard mesh) ... ..	0 8
Pistols, single-barrelled ... .. each	2 25
Pistols, double-barrelled, and revolvers ... ..	4 50
Shot ... .. per cwt.	0 75
Asphalt (12½c. per cwt.) ... .. per ton	2 50
Bacon, butter, cheese, and hams ... .. per cwt.	3 0
Beef, pork, humps, tongues, salted or corned ... ..	1 25
Beer, ale, porter, and all other malt liquors in wood ... .. per gallon	0 13
Do. do. in bottle ... ..	0 17
Benjamin ... .. per cwt.	1 50
Brassware ... ..	5 0
Camphor ... ..	6 50
Castor oil ... ..	1 30
Cement ... ..	0 17
Chillies ... ..	1 50
Cloves ... ..	1 25
Copperware ... ..	5 0
Coriander seed ... ..	0 60
Cotton goods, viz. :—	
Gray cambrics } on an assessed value of 55c.	
Gray drills } per lb. for every Rs. 100 of	
Gray jaconets } value thereof ... ..	4 0
Gray shirtings } ... ..	
Gray domestics } ... ..	
Gray long cloths } do. 45c. do. ... ..	4 0
Gray mule twist } Nos. 30 to 60 } ... ..	
Gray sheetings } ... ..	
Gray tea cloths } ... ..	
Yarn, Turkey red } on an assessed value of 90c.	
Yarn, other colours } per lb. gray weight, for	
Other cotton goods, for every Rs. 100 of the value } thereof ... ..	4 0
thereof ... ..	4 0
... ..	4 0



Articles.	Duty. Rs. c.	
Cummin seed ... .. per cwt.	1 15	
Cutch ... .. "	1 70	
Dates ... .. "	0 50	
Fennel seed ... .. "	0 75	
Fish, dried or salted, roes, fins, skins, and blood, the produce of creatures living in the sea ... .. "	0 50	
Flour, wheat ... .. "	1 0	
Garlic ... .. "	0 80	
Ghee ... .. "	2 50	
Ginger, dry ... .. "	0 80	
Kerosine oil ... .. per gallon	0 25	
Mace ... .. per cwt.	10 0	
Mathe seed ... .. "	0 55	
Metals :—		
Brass, wire and nails ... .. "	3 0	
Copper, sheathing, bars, bolts, ingots, plates, nails, and tacks ... .. "	3 0	
Iron, corrugated (35c. per cwt.)... .. per ton	7 0	
Iron, galvanized, viz., guttering, nails, piping, ridging, rivets, sheets, and sheets corrugated, spouting, strapping, screws, tiles, washers, wire (75c. per cwt.) ... .. "	15 0	
Iron nails and tacks of sorts, and rivets ... per cwt.	0 63	
Zinc, perforated ... .. "	3 0	
Onions ... .. "	0 17	
Opium ... .. per lb.	2 0	
Paddy and barley imported solely for brewing ... per cwt.	0 32½	
Pepper, long ... .. "	3 0	
Pepper, whole ... .. "	1 50	
Poonac ... .. "	0 25	
Potatoes ... .. "	0 38	
Rice, wheat, gram, peas, beans, and other grain, except paddy and barley for brewing ... .. "	0 50½	
Salt ... .. "	2 13	
Sago ... .. "	0 35	
Saltpetre ... .. per cwt.	0 50	
Spirits (not being sweetened or mixed with any articles so that the degree or strength thereof cannot be ascertained by Syke's hydrometer), for every gallon of the strength of proof by such hydrometer, and so in proportion for any greater or less strength than the strength of proof, and for any greater or less quantity than a gallon, provided that in no case shall duty be less than at the rate of Rs. 5 per gallon :—		
Brandy ... .. per gallon	6 0	
Geneva ... .. "	6 0	
Gin ... .. "	6 0	
Rum ... .. "	6 0	
Whisky ... .. "	6 0	
Unenumerated ... .. "	7 0	
Other spirits, being sweetened or mixed so that the degree of strength cannot be ascertained as aforesaid, viz. :—		
Liqueurs and cordials ... .. "	6 0	
Unenumerated ... .. "	7 0	
Soap other than perfumed and toilet ... per cwt.	0 55	
Sugar	{ Candy and refined ... .. "	3 0
	{ Unrefined ... .. "	1 75
	{ Palm and jaggery ... .. "	0 75
Tamarind ... .. "	0 25	
Tea ... .. per lb.	0 25	
Tobacco	{ Cigars and snuff ... .. "	1 50
	{ Manufactured ... .. "	0 40
	{ Unmanufactured, and hooka ... .. "	0 25
Turmeric ... .. per cwt.	0 75	
Wine	{ ... .. "	1 55
	{ Claret, in bottle ... .. per gallon	1 25
	{ Still hock, in bottle ... .. "	1 25
	{ Ginger, in wood or bottle ... .. "	0 50
	{ Claret, in wood ... .. "	0 50
	{ Still hock, in wood ... .. "	0 50
	{ Sparkling wines in bottles ... .. "	2 50
	{ Other wines, in bottle ... .. "	1 50
{ Wines in wood, except claret, still hock, and ginger ... .. "	1 0	
Cartridges, fuse, dynamite, detonators, percussion caps, and fireworks, for every Rs. 100 of the value thereof ... .. "	20 0	
All other goods, wares, merchandise, and machinery not otherwise charged with duty, or prohibited, and not comprised in the Table of Exemptions hereinafter set forth, for every Rs. 100 of the value thereof ... .. "	5 50	

## Table of Exemptions:

	Free
Aerated water bottles	...
Animals, viz., horses, mules, asses, neat cattle, and all other live stock	... "
Arecanuts	... "
Arrowroot	... "
Blotting paper	... "
Books and maps, printed	... "
Bricks and tiles and glass tiles	... "
Bullion, coin, pearl oysters, pearls and precious stones, unset	... "
Cardamoms	... "
Cards, blank, Christmas, wedding, and birthday cards	... "
Casks (empty), shooks, and staves	... "
Castor seed poonac	... "
Coal, coke, and patent fuel	... "
Cocoanuts and coconut oil	... "
Coffee	... "
Coir yarn, rope, junks, fibre, twine, and strands	... "
Copperah	... "
Cotton wool	... "
Cowries and shells (not tortoise-shell)	... "
Dammer	... "
Drawings and drawing materials	... "
Drums, large, iron, for oil	... "
Felt	... "
Frozen meat	... "
Fruit (fresh, and not in any way preserved)	... "
Grindstones	... "
Gunnies and gunny cloth and filter bagging	... "
Hay and straw, cut or uncut	... "
Hoop iron and hoop steel	... "
Hops	... "
Horns	... "
Ice	... "
Instruments, scientific, surgical, mathematical, &c.	... "
Jute	... "
Liquid fuel, the product of petroleum, with a flashing point not under 200° F.	... "
Lime and clay	... "
Printed music	... "

## Machinery, viz. :—

Prime movers and component parts thereof, including boilers and component parts thereof; also including locomotive and portable engines, steam rollers, fire engines, and other machines in which the prime mover is not separable from the operative parts

Machinery (and component parts thereof), meaning machines or sets of machines to be worked by electric, steam, water, fire, or other power, not being manual or animal labour, or which before being brought into use require to be fixed with reference to other moving parts, and which are intended for :

- (a) The preparing, ginning, pressing, spinning, weaving, sewing, knitting, bleaching, and dyeing of cotton, jute, hemp, silk, wool, or other fibres, and any other process intervening between the raw material and the finished product as packed ready for the market
- (b) The smelting and milling of iron and other metallic ores, and the manufacture of iron, steel, and other metals
- (c) The manufacture of leather, sugar, indigo, silk, paper, soap, gas, oil, flour, cordage, rope, and twine
- (d) The milling of rice
- (e) The drying and rolling of tea
- (f) The pulping of coffee
- (g) Printing presses...
- (h) Foundries and workshops of iron and other metals
- (i) Railway workshops
- (j) The refining of petroleum and the manufacture of vegetable oils
- (k) The crushing of bones and bricks
- (l) The manufacture of lac
- (m) Potteries
- (n) Sawmills
- (o) Mining, navigation, agriculture, and pumping
- (p) Such other manufactures and industries as the Governor in Executive Council may from time to time specify

Provided that the term does not include tools and implements to be worked by manual or animal labour, and provided also that only such articles shall be admitted as component parts of machinery as are indispensable for the working of the machinery and are, owing to their shape or to other special quality, not adapted for any other purpose.

Note.—Machinery and component parts thereof made of substances other than metal are included in this entry.

Manures of all sorts, and ingredients imported solely for the manufacture of manures, and certified as such by the importer	...	...	Free
Manuscripts	...	...	"
All unwrought metals	...	...	"
T and channel bars, angles, plates, sheets, and rolled joists, iron or steel, but not galvanized iron	...	...	"
Brass sheets	...	...	"
Iron, angle, and Swedish bar	...	...	"
Iron, bar, flat, square, bolt or round, rod, and nail rod	...	...	"
Iron, pig	...	...	"
Iron, plates and sheets (not galvanized)	...	...	"
Lead, sheet, pipe, and pig	...	...	"
Tin and zinc, in cake or slab	...	...	"
Steel, blister	...	...	"
Steel, cast	...	...	"
Tin plates	...	...	"
Nets, fishermen's	...	...	"
Oil, the produce of creatures living in the sea	...	...	"
Olas	...	...	"
Orchilla weed	...	...	"
Palmirah fibre	...	...	"
Paper and envelopes, ruled and unruled, with or without printed heading	...	...	"
All exercise books and manuscript note books used for educational purposes	...	...	"
Paper for lining tea boxes	...	...	"
Passenger's baggage, viz., wearing apparel and instruments intended for the professional use of and accompanying passengers, and all <i>bond fide</i> personal effects	...	...	"
Plants, trees, and seeds intended for agricultural and horticultural purposes	...	...	"
Plumbago	...	...	"
Printing materials	...	...	"
Printed labels	...	...	"
Prints and pictures, printed almanacs and show cards, and plates with their frames	...	...	"
Rattan	...	...	"
Resin	...	...	"
Regimental clothing, uniforms, necessaries, accoutrements, and band instruments imported for the use of Her Majesty's land and sea forces, including Volunteers	...	...	"
Rifles for Volunteers	...	...	"
Saltpetre, refuse of, for purposes of manure only, as certified by the importer	...	...	"
Screws for tea boxes	...	...	"
Seeds, cotton, castor, rape, poppy, niger, mustard, and bird	...	...	"
Senna leaves	...	...	"
Slates, roofing	...	...	"
Sheets, iron, tea boxes (imported in shooks)	...	...	"
Solder	...	...	"
Soldering fluid	...	...	"
Specimens and objects illustrative of natural history	...	...	"
Stones, ballast	...	...	"
Stones, coral	...	...	"
Stones, grinding	...	...	"
Stones, tomb and tablets	...	...	"
Stones of sorts	...	...	"
Tallow and grease	...	...	"
Tanks, iron	...	...	"
Tea lead	...	...	"
Tea lead foil	...	...	"
Timber (not prepared)	...	...	"
Woods, dye, sandal, and of sorts	...	...	"
Wood, metal, paper, or other material, or any combination of wood or metal, or any other material imported in shooks or in rolls, or in any form in which they may be used in making tea boxes	...	...	"

## SCHEDULE C.

## TABLE OF PROHIBITIONS AND RESTRICTIONS INWARDS.

Ammunition, arms, gunpowder, and utensils of war by way of merchandise, except by license from Her Majesty for furnishing Her Majesty's public stores only, or under the directions of the Collector by authority of the Governor.

Books wherein the copyright shall be first subsisting, first composed, or written or printed in the United Kingdom, and printed or reprinted in any other country, and of which notice that copyright subsists shall have been given by the proprietor to the Commissioners of Customs, London.

Coin, viz., false money, or counterfeit sterling coin of the realm, or any money purporting to be such, not being of the established standard in weight or fineness.

Dangerous substances, viz., earth oil or mineral naphthas, fulminating powder, gun-cotton, nitro-glycerine, except by license of the Governor and under regulations to be made by the Governor, with the advice of the Executive Council, from time to time, for the safe landing and deposit thereof.

Indecent or obscene prints, paintings, books, cards, lithographs, photographs, engravings, or any other indecent or obscene articles.

Infected cattle, sheep, or other animals; also hides, skins, horns, hoofs, or any part of cattle or other animals which the Governor may by Proclamation prohibit, in order to prevent contagious distemper.

Fish, grain, and other articles in a damaged, stinking, offensive condition, unfit for food and legitimate use, and likely to breed sickness or any contagious disorders.

Ganja and bhang.

Parts of articles, viz., any distinct or separate part of any article not accompanied by the other part, or all the other parts of such articles, so as to be complete or perfect, if such articles be subject to duty according to the value thereof.

#### SCHEDULE D.

#### HARBOUR DUES.

#### I.—DUES LEVIABLE AT THE PORT OF COLOMBO.

##### *Dues payable by Ships entering the Port.*

	Rs.	c.		Rs.	c.
Up to 50 tons	2	50	Over 500 and up to 700 tons	50	0
Over 50 and up to 100 tons	5	0	700 "	900	60
" 100 "	150	7 50	900 "	1,100	70
" 150 "	200	10 0	1,100 "	1,300	80
" 200 "	300	20 0	1,300 "	1,500	90
" 300 "	400	30 0	1,500 "	1,800	100
" 400 "	500	40 0	1,800 tons	...	120

These dues to clear a vessel inwards and outwards, providing her stay in the port does not exceed 96 hours.

If exceeding 96 hours and not exceeding 288 hours, one-half of the scale to be added.

If exceeding 288 hours, to pay the same rate outwards as paid inwards.

The above rates to be applicable to all vessels—whether steamers, sailing vessels, or native craft.

##### *Dues payable by Ships discharging or loading Cargo.*

12½c. per ton upon all cargo discharged or loaded by vessels up to 200 tons register.

25c. per ton upon all cargo discharged or loaded by vessels above 200 tons register.

Cargo brought to the port for transshipment to be free of dues under this heading, if not landed, or if landed and not entered for duty.

Live stock—cattle Re. 1 per head; horses Rs. 5 per head; sheep and goats, 20c. per head.

Vessels of 300 tons and under to be allowed to land or ship 5 tons of cargo free.

Vessels over 300 tons to be allowed to land or ship 10 tons free.

Petroleum liquid fuel and coal to pay 25c. a ton inwards only.

##### *Dues payable on Imports.*

	For Five Days.	Cents.
For each butt, pipe, or puncheon	...	50
Half pipe or hogshead	...	25
Barrel or quarter cask	...	15
Cask or keg of smaller size, and empty cask	...	10
Crate, cask, or case of hardware, earthenware, or ironmongery	...	25
Bale, case, or box measuring 60 cubic ft. or upwards	...	25
Do. do. 40 cubic ft. and under 60 cubic ft.	...	20
Do. do. 25 do. do. 40 do. do.	...	15
Do. do. 15 do. do. 25 do. do.	...	12
Do. do. 10 do. do. 15 do. do.	...	8
Do. do. 5 do. do. 10 do. do.	...	6
Each small box or package	...	4
Bag of rice or sugar	...	4
Beer, wine, or spirits in bottle, per dozen quarts	...	4
Coir yarn or rope, in ballots or bundles, per cwt.	...	5
Manure, in bags or casks, per ton	...	25
Heavy goods, such as metal or timber per ton	...	25
Other goods of like size or weight to be charged in proportion to these rates.	...	...
Kerosine oil in bulk, Rs. 5 per 1,000 gallons.	...	...
All other goods not enumerated in the Tariff per ton	...	25

(a) These rates to admit of goods remaining at the wharf for a term not exceeding five days, exclusive of Sundays and holidays, of which the day of receipt and the day of removal shall each count as one day. Thereafter an additional similar rate to be charged for each succeeding five days or part thereof.

(b) All goods brought from abroad to be re-shipped to a British or foreign port, or to be re-shipped coastwise, shall be considered as landed for transshipment or re-shipment, provided they are on landing deposited in, or within five days after landing removed to, a re-shipment warehouse.

(c) Such goods, if re-shipped within five days after landing, to be free of harbour dues.

(d) If not re-shipped within five days, but deposited in a re-shipment warehouse, to be liable only to a single rate of harbour dues.

(e) If not removed from a usual landing warehouse till after five days from the date of landing, they shall pay the cumulative rate from the date of landing till such removal.

Coastwise goods brought for transshipment or re-shipment, not being through cargo, shall if landed pay both import and export dues; if transhipped without being landed, they shall only be liable to export dues.

*Dues payable on Exports.*

		For Five Days.	Cents.
For each leagner, pipe, or cask of like size	...	...	25
Hogshead or cask of like size	...	...	12
Cask or barrel of coffee not weighing more than 3 cwt. gross	...	...	6
Cask weighing more than 3 cwt. and less than 7 cwt.	...	...	8
Do. do. 7 cwt.	...	...	12
Empty cask, each	...	...	10
Barrel of plumbago, barrel of same size containing other articles, and empty plumbago barrel	...	...	7
Bale, case, or package measuring 60 cubic ft. and upwards	...	...	25
Do. do. 40 cubic ft. and under 60 cubic ft.	...	...	20
Do. do. 25 do. 40 do.	...	...	15
Do. do. 15 do. 25 do.	...	...	12
Do. do. 10 do. 15 do.	...	...	8
Do. do. 5 do. 10 do.	...	...	6
Smaller box or package	...	...	2
Bag of coffee	...	...	4
Bag of cinnamon weighing not more than 100 lb., or bale under 5 cubic ft.	...	...	2
Other goods of like size or weight to be charged in proportion to these rates.			
Coir goods in ballots or bundles, per cwt.	...	...	4
Cocoanuts in bags or loose, per 100	...	...	4
Metal and timber exported from Colombo, per ton	...	...	12
For each box or chest of tea on net weight, as marked on each package :—			
For every 50 lb.	...	...	3
For every additional 50 lb. or fraction thereof	...	...	3
Package or box of less weight	...	...	2
All other articles not enumerated in the Tariff, per ton	...	...	25

These rates to admit of goods remaining at the wharf for a term not exceeding five days, of which the day of receipt and the day of removal shall each count as one day. Thereafter an additional similar rate to be charged for each succeeding five days or part thereof.

*Exemptions.*

Military baggage, both inwards and outwards.  
 Passenger's baggage outwards and inwards when no declaration is made or entry passed.  
 Dhobies' bundles and bubash's supplies.  
 Exports shut out and re-landed.

II.—PORT DUES LEVIABLE AT ALL PORTS EXCEPT COLOMBO.

Port dues shall be leviable and payable for entry inwards and for clearance outwards on all ships arriving at or departing from any part of this Island (except Colombo) according to the following table. Provided always that when a vessel has paid port dues inwards or outwards she shall not be liable for additional port dues for goods carried coastwise during the same voyage :—

*Port Dues leviable at per Ton Burthen.*

On entry inwards with cargo or with passengers exceeding one person for every two tons	...	} 8c. per ton
On clearance outwards with cargo or with passengers exceeding one person for every two tons of burthen	...	
In the case of mail steamers, of whatever tonnages, the dues either inwards or outwards are not to exceed	...	Rs. 50

*Composition for Port Dues.*

Vessels conveying goods between one port and another within the Island are allowed to compound for port dues for twelve months, per ton ... 50 cents

*Exemptions.*

On entry inwards in ballast or with cargo reported for exportation, and the vessels leave the port without breaking bulk or landing passengers exceeding one person for every two tons ...	Free
On clearance in ballast or with the original cargo, if the vessel leaves the port without shipping goods or passengers exceeding one person for every two tons of burthen ...	"
Ships of 250 tons and upwards, not being mail steamers, landing cargo not exceeding 10 tons and shipping cargo not exceeding 10 tons ...	"

By His Excellency the Governor's command,

E. NOEL WALKER,  
Colonial Secretary.Colonial Secretary's Office,  
Colombo, November 18, 1898.

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late  
No. 1,123. } Watumullege Engeltina Fernando,  
deceased, of Mutwal.

THIS matter coming on for disposal before Felix Reginald Dias, Esq., Acting District Judge of Colombo, on the 17th day of November, 1898, in the presence of Mr. C. A. de Silva, Proctor, on the part of the petitioner Wijeyeratne Muhandirange Marselis Ferdinandusz, of Mutwal; and the affidavit of the said petitioner, dated 11th day of October, 1898, having been read: It is ordered that the petitioner be declared entitled to have letters of administration to the estate of the deceased Watumullege Engeltina Fernando issued to him, as husband of the said deceased, unless the respondents—1, Henry; 2, Peter; 3, Johanna; 4, Cecily; 5, Clara; 6, Mary; 7, Paul John; 8, Victoria; 9, Edward; 10, Simon; 11, Romanis; 12, Anne; 13, Euprasia; 14, Rosaline; 15, John—shall, on or before the 1st day of December, 1898, show sufficient cause to the satisfaction of this court to the contrary.

F. R. DIAS,  
Acting District Judge.

The 18th day of November, 1898.

In the District Court of Negombo.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate and Effects  
No. 358. } of Ranatungelekamalage Welun  
Appu, of Neligama, deceased.

Senadiripathiranhelagey Isanchi Hami, of Neligama.....Petitioner.

Vs.

- 1, Ranatungelekamalage Jane Nona; 2, Do. Punchi Nona; 3, Do. James Singho; 4, Do. Elias Singho; 5, Do. Menick Hami; 6, Do. Sopia Nona; 7, Do. Amis Singho; 8, Do. Arlis Singho, all of Neligama..... Respondents.

THIS matter coming on for disposal before E. F. Hopkins, Esq., District Judge of Negombo, on the 11th day of November, 1898, in the presence of Mr. C. J. Ederisinghe, Proctor, on the part of the petitioner Senadiripathiranhelagey Isanchi Hami; and the affidavit of the said petitioner, dated the 1st day of November, 1898, having been read:

It is declared that the said Senadiripathiranhelagey Isanchi Hami is entitled to have letters of administration to the estate of the deceased Ranatungelekamalage

Welun Appu, unless the respondents above-named or any other person shall, on or before the 5th day of January, 1899, show sufficient cause to the satisfaction of this court.

Dated 11th November, 1898. E. F. HOPKINS,  
District Judge.

In the District Court of Galle.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late  
No. 3,265. } Joseph Lambert Buultjens, deceased,  
of Galle.

THIS matter coming on for disposal before F. J. de Livera, Esq., District Judge of Galle, on the 15th day of November, 1898, in the presence of Mr. Obeysekere, Proctor, on the part of the petitioner Finan Petronella Barsenbach, of Galle; and the affidavit of Finan Petronella Barsenbach, of Galle, dated 1st September, 1898, having been read:

It is declared that the said Finan Petronella Barsenbach, of Galle, is maternal aunt of the respondents, and that she is as such entitled to have letters of administration of the estate of the above-named deceased issued to her, unless the respondents—1, Edward Michael Joseph Buultjens; 2, Florence Scholastien Buultjens; 3, Vivian Maud Buultjens; 4, Ruth Blanche Buultjens; 5, Grace Constance Buultjens; 6, Hensly Bridget Mary Buultjens; 7, Oscar Walwin Buultjens, all of Galle Fort, by their guardian *ad litem* Angelo Barsenbach of Matara—shall, on or before the 17th day of December, 1898, show sufficient cause to the satisfaction of this court to the contrary.

F. J. DE LIVERA,  
District Judge.  
The 16th day of November, 1898.

In the District Court of Galle.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late  
No. 3,262. } Kuruneruge Punchi Nona, deceased,  
of Galupiyadda.

THIS matter coming on for disposal before F. J. de Livera, Esq., District Judge of Galle, on the 10th day of October, 1898, in the presence of Mr. N. Dias Abeyesinghe, Proctor, on the part of the petitioner James Krause, Secretary of the District Court of Galle; and the affidavit of James Krause, Secretary, dated 17th September, 1898, having been read:

It is declared that the said James Krause, Secretary of the District Court of Galle, as official administrator, is entitled to have letters of administration of the estate of

the above-named deceased issued to him accordingly, unless the respondents—1, Lamahebage Mendis; 2, Lamahebage Martin; 3, Dumingubaturuge Baba Hamy, all of Galupiyadda—shall, on or before the 22nd day of November, 1898, show sufficient cause to the satisfaction of this court to the contrary.

The 10th day of October, 1898. F. J. DE LIVERA,  
District Judge.

It is ordered that the *Order Nisi* of the 10th October, 1898, be and the same is hereby extended to 2nd day of December, 1898, for the purpose of serving copies thereof on the respondents. It is further ordered that unless the said respondents shall on that day show sufficient cause to the contrary, letters of administration of the estate of the deceased Kuruneruge Punchi Nona will be issued to Mr. James Krause, Secretary of the District Court of Galle.

November 22, 1898. F. J. DE LIVERA,  
District Judge.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary Jurisdiction. { In the Matter of the Estate of the late Sithamparam, widow of Charavanai, of Manthuvil, intestate.

Valayutar Malavarayar, of Musalai.....Petitioner.

Vs.

1, Kanthar Katiramar and wife 2, Sathupillai; both of Musalai; 3, Vyravanatar Arumugam and wife 4, Mulaikudy, both of Manthuvil.....Respondents.

THIS matter of the petition of Valayutar Malavarayar of Musalai, praying for letters of administration to the estate of the above-named intestate Sithamparam, widow of Charavanai, of Manthuvil, coming on for disposal before C. Eardley-Wilmot, Esq., District Judge, on the 24th day of October, 1898, in the presence of Mr. S. Kandayya, Proctor, on the part of the petitioner; and the affidavit of the petitioner, dated 21st October, 1898, having been read: It is declared that the petitioner is related to the intestate as nephew, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before the 15th day of December, 1898, show cause to the satisfaction of this court to the contrary.

C. EARDLEY-WILMOT,  
District Judge.

This 24th day of October, 1898.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary Jurisdiction. { In the Matter of the Last Will of the late Annamalai Chettiar Arunasalam Chettiar *alias* Ravanna Mana Meyna Arunasalam Chettiar, of Vannarponnai, deceased.

Between Ravanna Mana Meyna Palaniappa Cheddy, of Vannarponnai.....Petitioner.

And Ravanua Mana Meyna Raman Cheddy, of Vannarponnai..... Respondent.

THIS matter of the petition of the above-named petitioner Ravanna Mana Meyna Palaniappa Cheddy, of Vannarponnai, praying for grant of letters of administration, with copy of the last will of the late Annamalai Cheddy Arunasalam Cheddy *alias* Ravanna Mana Meyna Arunasalam Cheddy, coming on for disposal before C. Eardley-Wilmot, Esq., District Judge, on the 26th day of October, 1898, in the presence of Messrs. Casipillai and Cathiravelu, Proctors, on the part of the petitioner; and the affidavit of the petitioner and of the witnesses to the last will, which are dated the 12th day of August and the 26th day of October, 1898, respectively, having been read: It is ordered that the will of the late Annamalai Cheddiar Arunasalam Cheddiar *alias* Ravanna Mana Meyna Arunasalam Cheddiar, dated the 12th day of May, 1896, now deposited in this court, be and the same

is hereby declared proved, unless the above-named respondent or any other person shall, on or before the 5th day of December, 1898, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the petitioner is agent of one of the executors named in the said will, and that he is entitled to have letters of administration to the estate of the said Anuamalai Cheddiar Arunasalam Cheddiar, *alias* Ravanna Mana Meyna Arunasalam Cheddiar, with copy of the said will annexed, issued to him accordingly.

The 26th day of October, 1898. C. EARDLEY-WILMOT,  
District Judge.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary Jurisdiction. { In the Matter of the Estate of the late Vaitilinkam Katirkamar, of Vannarponnai West, deceased.

Vaitilinkam Katirkamar Vallipuram, of Vannarponnai, presently of Colombo.....Petitioner.

Vs.

1, Annappillai, widow of Vaitilingam Katirkamar; 2, Veyaladchippillai, widow of Changarapillai; 3, Chinnachchippillai, widow of Chinnappu; and 4, Arunachalam Kanapatipillai, all of Vannarponnai West.....Respondents.

THIS matter of the petition of Vaitilinkam Katirkamar Vallipuram, of Vannarponnai, presently of Colombo, praying for letters of administration to the estate of the above-named deceased Vaitilinkam Katirkamar, of Vannarponnai West, coming on for disposal before C. Eardley-Wilmot, Esq., District Judge, on the 8th day of November, 1898, in the presence of Mr. T. C. Changarapillai, Proctor, on the part of the petitioner; and the affidavit of the petitioner, dated the 30th day of September, 1898, having been read: It is declared that the petitioner is one of the heirs of the said intestate, and as such is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before the 21st day of December, 1898, show sufficient cause to the satisfaction of this court to the contrary.

This 8th day of November, 1898. C. EARDLEY-WILMOT,  
District Judge.

In the District Court of Chilaw.

*Order Nisi.*

Testamentary Jurisdiction. { In the Matter of the Estate of the late Mihiduculasuria Weerasinghe Pedroe Manuel Fernando, Notary Public of Ettale, deceased, of Chilaw.

Manuel Eskolatty Fernando, of Chilaw.....Petitioner.

And

1, Manuel Peter Fernando of Colombo; 2, Manuel Jokino Fernando; 3, Manuel Lucia Fernando; 4, Manuel Rosa Maryia Fernando; 5, Manuel Mary Fernando; 6, Manuel Joseph Fernando, all of Chilaw...Respondents.

THIS matter coming on for disposal before Charles Russell Cumberland, Esq., District Judge of Chilaw, on the 10th day of October, 1898, and on reading the petition and affidavit of Manuel Eskolatty Fernando, the above-named petitioner: It is ordered that Manuel Julian Fernando, of Chilaw, be and he is hereby appointed guardian of the minors Jokino Fernando, Lucia Fernando, Rosa Maryia Fernando, Mary Fernando, and Joseph Fernando, the above-named 2, 3, 4, 5, and 6 respondents, and that Manuel Eskolatty Fernando, the petitioner, be and she is hereby declared entitled to letters of administration to the estate of the late Mihiduculasuria Weerasinghe Pedroe Manuel Fernando, Notary Public of Ettale, deceased, and that such letters be accordingly issued to her, unless 1, Manuel Peter Fernando; 2, Manuel Jokino Fernando; 3, Manuel Lucia Fernando; 4, Manuel Rosa Maryia Fernando; 5, Manuel Mary Fernando; and 6, Manuel Joseph Fernando, all of Chilaw, the respondents, show sufficient cause to the contrary on the 30th day of November, 1898.

C. R. CUMBERLAND,  
District Judge.

## NOTICES OF INSOLVENCY.

### In the District Court of Colombo.

No. 1,955. In the matter of the insolvency of Henry Arnold Schokman, of Hill street, Colombo.

**W**HEREAS the above-named Henry Arnold Schokman was on November 2, 1898, adjudged insolvent by the District Court of Colombo, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal: Notice thereof is hereby given to all concerned; and notice is also hereby given that the said court has appointed that two public sittings of the court will be held, to wit, on December 8 and 22, 1898, for the said insolvent to surrender and conform, and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of Insolvent Estates."

By order of court,

J. B. MISSO,  
Secretary.

Colombo, December 16, 1898.

### In the District Court of Kandy.

No. 1,401. In the matter of the insolvency of Nena Cader Saibo, of Velatungoda in Upper Hewaheta.

**N**OTICE is hereby given that a meeting of the creditors of the above-named insolvent will take

place at the sitting of this court on December 2, 1898, for the annulment of adjudication.

By order of court,

A. SANTIAGO,  
Secretary.

Kandy, November 22, 1898.

No. 1,391. In the matter of the insolvency of Maharakkalage Joseph Perera, of Watawala.

**N**OTICE is hereby given that a certificate of the third class was awarded to the insolvent above-named on August 15, 1898.

By order of court,

A. SANTIAGO,  
Secretary.

Kandy, November 16, 1898.

No. 1,399. In the matter of the insolvency of Seena Veena Suppiah Cangany *alias* Seena Veena Suppiah Kanakapulle, of Dorragala estate, Pussellawa.

**N**OTICE is hereby given that a certificate of the third class was awarded to the insolvent above-named on October 31, 1898.

By order of court,

A. SANTIAGO,  
Secretary.

Kandy, November 16, 1898.

## NOTICES OF FISCALS' SALES.

### Western Province.

#### In the District Court of Colombo.

Bennett Raymond Perera Astanayaka Samarasinghe, of Colombo.....Plaintiff.

No. 10,480/C. Vs.

Don Frederick de Hendrick Perera Weeresekara *alias* Don Frederick Hendrick Perera, Vidana Arachchi of Kollupitiya, in Colombo .....Defendant.

**N**OTICE is hereby given that on Tuesday, December 20, 1898, at 8.30 o'clock in the forenoon, will be sold by public auction at the premises the following property, specially mortgaged and hypothecated with the plaintiff and decreed to be sold by the decrees entered in this case, viz. :—

All that allotment of land with the buildings standing thereon bearing the present assessment No. 79, situated at Kollupitiya within the Municipality of Colombo; and bounded on the north by the property of Messrs. Lee, Hedges & Co., on the east by Miniwatta (burial ground), on the south by the lane leading from the Colombo-Galle road to Flower road, and on the west by the property of Mr. Archibald Fernando; containing in extent 37.50 square perches more or less.

Fiscal's Office,  
Colombo, November 23, 1898.

E. ONDATJE,  
Deputy Fiscal.

#### In the District Court of Colombo:

Messrs. Baker & Hall, of Colombo.....Plaintiffs.

No. 11,197/C. Vs.

Mass Binthara Akbar, of Slave Island, Colombo, in her own right and as executrix of the last will and testament of Mass Sumah Jayah Akbar, deceased.....Defendant.

**N**OTICE is hereby given that on Saturday, December 17, 1898, at 1 o'clock in the afternoon, will be sold by public auction at the premises the following property, decreed to be sold by the decrees entered in the above case, viz. :—

All that and those, the house, buildings, and ground, called and known as "Lake View House," bearing assessment Nos. 28 and 29, situated in Slave Island within the Municipality of Colombo, and comprising the following allotments of land to wit: (1) all those three adjoining parts of a garden situated and lying at Slave Island aforesaid; bounded on the north and east by the lake, on the south by a small road, and on the west by the other part of this garden belonging to Sitta Umma, wife of Ahamado Lebbe Sinne Marikar; containing in extent 3 roods and 8.65 square perches according to the figure of survey bearing date January 21, 1850, made by Mr. H. F. de Zylva, Surveyor; (2) all the remaining portions of the land marked Nos. 8, 9, and 10, situated at Slave Island aforesaid; bounded on the north by a small road leading from the main road to the lake, on the east



by the lake, on the south by the stores and mills formerly of Messrs. C. Shand & Co. (that is to say, the portion allowed to Kuruwitige Welmina Silva), now belonging to the estate of the late C. H. de Soysa, and on the west by the portion No. 7 claimed by Packir Tamby; containing in extent 2 roods and 3<sup>75</sup> perches more or less, according to the survey dated August 27, 1870, made by C. van Royen, Surveyor (subject to the mortgage over the same premises bearing No. 7,068, dated February 8, 1895, attested by P. J. de Saram, Notary Public, in favour of John Frederick Baker and Thomas Watson Hall, under which there is due a balance sum of Rs. 13,000, together with interest on Rs. 10,000 at 8 per cent. per annum from January 1, 1898.)

Fiscal's Office. E. ONDATJE,  
Colombo, November 23, 1898. Deputy Fiscal.

In the District Court of Colombo.

Daniel Jacob Gunasekara, of Grandpass in Colombo.....Plaintiff.  
No. 7,154/C. Vs.  
1, Sandoris de Silva; and 2, Carolis de Silva Amerasekara, trading in Colombo under the name, style, and firm of S. Amerasekara & Co.....Defendants.

NOTICE is hereby given that on Tuesday, December 20, 1898, at 12 o'clock noon, will be sold by public auction at the premises the right, title, and interest of the said plaintiff in the following property, viz.:-

All that garden called and known as Kosdelewatta *alias* Mawatabodalanda, situated at Mandawala in the Ganga-boda pattu of Siyane korule east; bounded on the north by Keragalmawatta *alias* the ditch forming the boundary line of the village called Radawana, on the east by the field of Mapotage Coranis Appu and others, on the south by the ditch situated between the properties belonging to Hingalapedige Sabina and Aron Perera Appuhamy, and on the west by the ditch situated at the boundary line of Meda pattuwa; containing in extent about 30 acres more or less, together with the buildings standing thereon.

Deputy Fiscal's Office, JNO. D. PERERA,  
Veyangoda, November 19, 1898. Deputy Fiscal.

In the District Court of Colombo.

Philip Caitan Fernando Pulle, of New Chetty street, Colombo.....Plaintiff.  
No. 11,889/C. Vs.  
G. A. Bergholz of "Aloe Avenue," Kollupitiya, Colombo.....Defendant.

NOTICE is hereby given that on Wednesday, December 21, 1898, at 11.30 o'clock in the forenoon, will be sold by public auction at the premises known as "Aloe Avenue," Kollupitiya, No. 180, the following property of the above-named defendant, viz.:-

Two nedun loungers, 1 rattan teapoy, 2 flower-pot stands, 1 jakwood clothes-horse, 2 nedun ladies' chairs, 2 nedun whatnots, 1 flower-pot stand, 1 nedun bench with cushion, 1 calamander wood centre table, 1 teapoy, 2 rattan round chairs, 2 broad arm chairs, 2 rattan loungers, 1 sofa with cushion, 1 nedun whatnot set with a mirror, 1 Bombay wood lounge, 1 nedun centre table, 1 nedun small whatnot, 2 pictures on easels, 1 lamp on stand, 1 large sideboard set with a large mirror, 1 nedun whatnot, 4 pieces of a dining table, 1 glass almirah, 10 dining chairs, 5 jakwood loungers, 1 nedun round table, 1 writing desk, 1 nedun table, 1 black Australian horse, 1 dog cart.

Fiscal's Office. E. ONDATJE,  
Colombo, November 23, 1898. Deputy Fiscal.

In the District Court of Negombo.

Pena Bena Choona Weerappa Chetty, by his attorney Pena Bena Choona Suppremanian Chetty.....Plaintiff.  
No. 2,793. Vs.

1, Lokupathagamage Don Gomis Appuhamy; and 2, Lokupathagamage Don Abilinu Appuhamy, both of Kussela.....Defendants.

NOTICE is hereby given that on December 17, 1898, commencing at 11 o'clock in the forenoon, will be

sold by public auction at the premises the following property specially mortgaged, viz.:-

The northern half part from the portion of garden called Kahatagahawatta *alias* Ambagahawatta, and the tiled house standing thereon (excluding therefrom two jak trees and one cocoanut tree), situate at Kussela in the Bagam pattu of the Alutkuru korule; which entire land is bounded on the north by the garden purchased by Gregoris Appu, on the east by the fence of a portion of this garden purchased by Don Gomis Appu and by the land belonging to Lokupathagamage Don Bastian Appuhamy and Muthukuda Arachchige Don Adonis Appu, on the south by the garden formerly of Don Juanis Appuhamy, now of Don Thelenis Appuhamy, and on the west by the land of Lokupathagamage Don Eastian Appuhamy and Don Gomis Appuhamy; containing in extent one acre more or less, and declared liable to be sold in satisfaction of the decree entered in the above case.

Amount to be levied, Rs. 500.

Deputy Fiscal's Office. SWAMPILLE JOSEPH,  
Negombo, November 21, 1898. Deputy Fiscal.

### Central Province.

In the Court of Requests of Kandy.

George de Motte.....Plaintiff.  
No. 7. Vs.

W. W. Alahakoon.....Defendant.  
Elizabeth Alahakoon.....Added Party.

NOTICE is hereby given that on December 17, 1898, at 12 o'clock noon, will be sold by public auction at the premises the following property of the defendant and added party:-

All that tea plantation comprising five allotments of about 25 acres 2 roods and 7 perches in extent, situate at Hendeniya in Udunuwara; bounded on the east by Galhiriya, Mr. Motte's land, on the south by an ela and threshing-floor, on the west by Abdul Rahaman's land, Nachiya's garden, and deniya, and on the north by the road and Abdul Rahaman's land, together with everything standing thereon.

Amount of writ, Rs. 296-08.

Fiscal's Office, F. J. SMITH,  
Kandy, November 21, 1898. Deputy Fiscal.

In the District Court of Kandy.

Jana Ana Ossen Saiboo.....Plaintiff.  
No. 12,407.

Mrs. Jane Wilmot, administratrix of estate of the late E. P. Wilmot, deceased.....Defendant.

NOTICE is hereby given that on December 16, 1898, commencing at 12 o'clock noon, will be sold by public auction at the premises the following property of the defendant as administratrix as aforesaid, at house No. 83, Trincomalee street of Kandy, viz.:-

One piano, 6 bentwood chairs, 1 cabinet, 1 cane couch, 6 cane chairs, 1 cane chair, 3 bamboo chairs, 2 corner whatnots, 3 bamboo tables, 2 jakwood chairs, 1 lounge, 12 pictures, 1 teakwood table, 1 hanging lamp, 4 easels, 18 flower vases, 1 whatnot, 1 sideboard, 1 clock, 1 dining table in two pieces, 6 arm chairs, 6 six ladies' chairs, 1 paper stand, 1 camp lounge, 1 hat rack, 2 hanging lamps, 9 pictures, 1 dinner set, 2 candle stands, 1 horse, 1 Victoria phaeton, and other household furniture.

Fiscal's Office, F. J. SMITH,  
Kandy, November 18, 1898. Deputy Fiscal.

### Southern Province.

In the District Court of Galle.

1, Balage Sinno Appu; 2, Balage Saris de Silva, of Kataluwa.....Plaintiffs.  
No. 5,172. Vs.

Warawita Hewage Don Eboris de Silva of Nakanda in Ahangama.....Defendant.

NOTICE is hereby given that on Saturday, December 17, 1898, commencing at 2 o'clock in the after-

noon, will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property, viz. :—

1. Twenty-three kurunies extent of paddy of Rukattanagahakumbura, in extent 12 bags of paddy and  $\frac{1}{4}$  of 6 bags extent of the same field, situate at Nakanda.

2. The planter's one-half share of the second plantation and  $\frac{1}{3}$  and  $\frac{2}{3}$  parts of the remaining trees and soil of Sidarangahawatta *alias* Gorakagahakoratuwa, situate at Nakanda.

3. All the soil and trees of Malgorakawatta *alias* Nugawelagedarawatta, exclusive of  $\frac{1}{2}$  acre extent towards the west, situate at Nakanda.

4. All the soil and trees of Ponnawatta, exclusive of the Government  $\frac{1}{3}$  share, situate at Kalapuwa.

5. All the soil and trees of Diwelwatta *alias* Polkadantaluwewatta, situate at Nakanda.

Property of the defendant, subject to the mortgage created by him by bonds bearing Nos. 8,656 and 8,657, dated May 9, 1895, and attested by Gintota Vidanage Don Basian de Silva Wayi-deyaratna Jayasundera, Notary, and put in suit in case No. 5,168, District Court, Galle, for the recovery of Rs. 5,572, with interest on Rs. 4,000 at 12 per cent. per annum from October 18, 1898, and costs due to plaintiffs in case No. 5,172 aforesaid.

This writ is issued to levy a sum of Rs. 1,151.61, with interest on Rs. 1,056.99 at 9 per cent. per annum from August 23, 1898, till payment in full.

Fiscal's Office, C. T. LEEBRUGGEN,  
Galle, November 23, 1898. for Fiscal.

#### North-Western Province.

In the District Court of Chilaw.

James Charles Amarasekara, Mudaliyar, of  
Nattandiya..... Plaintiff.  
No. 1,815. Vs.

Balasuriya Mudiyanselage Hitihamy, Registrar, and two others..... Defendants.

NOTICE is hereby given that on Monday, December 19, 1898, commencing at 1 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz. :—

1. The garden called Bangalawewatta (marked letter No. 139), situate at Kudawewa, which the second defendant owns and possesses by right of deed of gift No. 13,984, excluding therefrom five juk trees standing towards the roadside, the remaining productive trees with soil and the buildings standing thereon; and bounded on the north by the lands described in plans Nos. 94,453, 94,452, and 117,633; on the east by land described in plan No. 9,448; on the south by road; and on the west by lands described in plans Nos. 94,475 and 94,372; containing in extent 2 acres 2 roods and 6 square perches.

2. The western half share of Halgahagalowita, situate at Kolimaduwa, which the third defendant owns by right of purchase under deed No. 13,985; and bounded on the north by Kadupitiya, on the east by land belonging to Dingirala Veebadde Arachchila and R. K. Ranhamy Etana, on the south by land appearing in plan No. 94,425, on the south-west by the land described in plan No. 94,432, and on the west by land described in plan No. 94,433; containing in extent 5 acres 3 roods and 30 square perches.

3. The half share of the field called Ottukumbura (marked L 63), situate at Kolimaduwa; and bounded on the north-west by the land belonging to Singappuli Arachchige Herathami and Punchirala Vel-vidanarala and by the pillawa of Ottukumbura, on the south-west by the lands described in title plans Nos. 93,441 and 93,462 and on all other sides by the pillawa of the said Ottukumbura; containing 5 acres 1 rood and 25 square perches in extent.

4. The one-sixth share of the land (marked letter W 143) situate at Kudawewa; and bounded on the north by the land described in plan No. 94,380; on the east by

the land belonging to Dingirala Veebadde Arachchirala and Ranhamy Etana; on the south by the land belonging to T. A. Sitti Nachchire, Meniki Nachchire, and Nachchire, and by lands described in title plans Nos. 94,390 and 94,391; and on the west by land described in plan No. 94,379; containing 5 acres 1 rood and 23 square perches in extent.

5. The one-sixth share of the land called Dangabakotuwapillewa (marked letter N 144), situate in the aforesaid village; and bounded on the east by land described in title plan No. 94,439, on the south by the land described in plan No. 94,388, and on all other sides by lands belonging to J. A. Sitti Nachchire, Meniki Nachchire, and Nachchire; containing 1 acre 2 roods and 10 square perches in extent.

6. The one-sixth share of the land (marked letter M 144) situate in the aforesaid village; and bounded on the north by the pillawa of Siyumbalaghawatta belonging to Sitti Manamali and others, on the east by boundary path of Habakumbura belonging to the late Dingirala Veebadde Arachchirala and Ranhamy Etana, on the south by the Pillawa of Dankotuwa belonging to Sitti Manamali and others, and on the west by the dam of the field belonging to Unlia Naide and others; containing 15 paricals of paddy sowing extent.

7. The half share of the land (marked letter Z 139), situate in the aforesaid village; and bounded on the north by the garden said to belong to the late Dingirala Veebadde Arachchirala, on the east by the fence of the garden belonging to the said person and others, on the south by the fence of the garden belonging to Punja Nachchire, and on the west by the boundary path of the garden belonging to Meniki Nachchire and others; containing 3 seers of kurakkan sowing extent.

8. The half share of the garden called Kajugahawatta, situate in the aforesaid village; and bounded on the north by a road, on the east by the land described in title plan No. 94,447, on the south by the land described in plan No. 94,364, and on the south-west and west by the land described in title plan No. 94,366; containing 2 roods in extent.

On Tuesday, December 20, 1898, commencing at 1 P.M.

9. The half share towards the northern side of the paddy land called Watekumburapillewa (marked letter H 146), situate at Kolimaduwa; and bounded on the north and north-east by Kadupitiya; on the south-east by the lands described in plans Nos. 94,443, 94,463, 94,436, and 94,374; on the south-west by the land described in plan No. 94,412; and on the west by the lands described in plans Nos. 93,440 and 94,427 and Kadupitiya; containing 9 acres and 34 square perches in extent.

10. The half share of the land situate at Kolimaduwa; and bounded on the north by the fence of the garden belonging to Elaris Silva and others, on the east by land described in plan No. 94,424, on the south by cart road, and on the west by the fence of the land belonging to Nonhami and others; containing 8 seers of kurakkan sowing extent.

11. The half share of the land (marked letter U 145) situate in the same village; and bounded on the north by Kadupitiya, on the east by land described in plan No. 94,431, on the south by land described in plan No. 94,434, and on the west by land described in plan No. 94,438; containing 1 acre and 10 square perches in extent.

12. The half share of one-third of the land (marked letter Y 145) situate in the same village; and bounded on the north-west and north by land described in plan No. 94,438, on the east by lands described in plans Nos. 94,463 and 94,436, on the south by land belonging to R. K. Ranhamy Etana and by land described in plan No. 94,468, and on the west by lands described in plans Nos. 94,467 and 93,474; containing 2 acres 1 rood and 38 square perches in extent.

13. The half share of one-third of the land (marked letter X 145) called Halgahagala; situate in the said village; and bounded on the north-east by the land described in plan No. 94,434, on the south-east by land described in plan No. 94,435, on the south-west by land described in plan No. 94,436, and on the north-west by land described in plan No. 94,438; containing 1 rood and 29 square perches in extent.

14. The half share of one-third of the Galowita and the adjoining portion, which is now improved and planted

(marked letter Q 145), situate in the same village; and bounded on the north by Halgahawila; on the east by land belonging to Heratham, Police Headman, and three others; on the south by land belonging to Dingirala Veebedda Arachchirala, deceased; and on the west by a water-course.

15. The land called Kadurugahawatta, situate at Kudawewa; and bounded on the north by Vilakumbura, on the east by the garden belonging to the late Hendrik Perera, Police Headman, on the south by land belonging to Kusal Appuhami, and on the west by Pinwatta.

16. The land situate at Kudawewa; and bounded on the north-east by lands described in title plans Nos. 90,405 and 94,442, east by lands described in title plans Nos. 90,407 and 90,408, and on the south-west by a strip of land reserved close to the channel; and containing 4 acres 3 roods and 13 perches in extent.

17. The half share of the garden called Migahawatta (marked letter U 139), situate in the same village; and bounded on the north by high road, on the east by lands described in title plans Nos. 17,639 and 117,609, on the south by land described in title plan No. 94,401, and on the west by lands described in plans Nos. 117,621 and 117,612, and the land said to belong to N. Ponja Manamali; and containing 1 acre 3 roods and 18 perches in extent.

Amount recoverable Rs. 4,332-79½, with interest on Rs. 3,500 at 12 per cent. per annum from August 22, 1898, up to October 5, 1898, and further interest on the aggregate sum at 9 per cent. per annum from October 5, 1898, and poundage.

Deputy Fiscal's Office,  
Chilaw, November 21, 1898.

C. R. CUMBERLAND,  
Deputy Fiscal.

I HERBERT WACE, Fiscal for the Southern Province, do hereby appoint Mr. Peter Henry Cocray, of Galle, to act as Marshal for the District of Balapitiya from November 28 to 30, 1898, under the provisions of the Fiscals' Ordinance No. 4 of 1867, section 9, and authorize him to perform the duties and exercise the authority of Marshal, for which this shall be his warrant.

The 22nd November, 1898.

H. WACE,  
Fiscal.

## DISTRICT AND MINOR COURTS NOTICES.

NOTICE is hereby given that a suit No. 910 has been instituted in the Court of Requests of Avisawella by four labourers of Densworth estate against the proprietor thereof, under the Ordinance No. 13 of 1889, for the recovery of their wages amounting to Rs. 45.

This 16th day of November, 1898.

ALFRED PRONK,  
Chief Clerk.