

Ceylon Government Gazette

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 PART II.—Legal and Judicial. | PART IV.—Land Settlement.
 PART V.—Mercantile, Marine, Municipal, Local, &c.

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UNOFFICIAL ANNOUNCEMENTS.

MEMORANDUM OF ASSOCIATION OF THE NORTH-WESTERN RUBBER COMPANY, LIMITED.

1. The name of the Company is "THE NORTH-WESTERN 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—
 - (a) To purchase from the Kurunegalle Estates Company, Limited, the estates known as Pitiakande Moratenna, Ambapitiya, Bridstowe, and Matilda Valley, situate in the Districts of Kurunegala and Kegalla in the Island of Ceylon, and all and any other the estates, property, effects, and assets of the Kurunegalle Estates Company, Limited.
 - (b) To mortgage and hypothecate the said estates and property to and with the Standard Life Assurance Company or others for securing the repayment of £3,250 sterling with interest at the rate of six per centum per annum.

- (c) To purchase, lease, take in exchange, hire, or otherwise acquire any other land or lands, or any share or shares thereof, and any buildings, mines, minerals, mining and mineral properties and rights, machinery, implements, tools, live and dead stock, stores, effects, and other property, real or personal, movable or immovable, of any kind, and any rights, easements, patents, licenses, or privileges in Ceylon or elsewhere (including the benefit of any trade mark or trade secret, which may be thought necessary or convenient for the purpose of the Company's business), and to erect, construct, maintain, or alter any buildings, machinery plant, roads, ways, or other works or methods of communication.
- (d) To appoint, engage, employ, maintain, provide for, and dismiss Attorneys, Agents, Superintendents, Managers, clerks, coolies, and other labourers and servants in Ceylon or elsewhere, and to remunerate any such at such rate as shall be thought fit, and to grant pension, or gratuities to any such or the widow or children of any such.
- (e) To clear, open, plant, cultivate, improve, and develop the said property or any portion thereof, and any other land or lands that may be purchased, leased, or otherwise acquired by the Company in Ceylon or elsewhere, or portions thereof, as a rubber estate or estates, or with any other products, trees, plants, or crops that may be approved by the Company, and to plant, grow, and produce rubber, cocoanuts, tea, coffee, cinchona, cacao, cardamoms, rhea, ramie, plants, trees, and other natural products in Ceylon or elsewhere.
- (f) To build, make, construct, equip, maintain, improve, alter, and work rubber and tea factories, coconut and coffee curing mills, and other manufactories, buildings, erections, roads, tramways, or other works conducive to any of the Company's objects, or to contribute to or subsidize such.
- (g) To enter into any arrangement or agreement with Government or any authorities and obtain rights, concessions, and privileges.
- (h) To hire, lease, or purchase land either with any other person or company or otherwise, and to erect a factory and other buildings thereon or on any land already leased or owned by the Company at the cost of the Company and such other person or company or otherwise.
- (i) To lease any factory or other buildings from any company or person.
- (j) To enter into any agreement with any company or person for the working of any factory erected or leased as provided in (h) or (i), or for the manufacture and preparation for market of tea or any other produce in such or any other factory.
- (k) To prepare, cure, manufacture, treat, and prepare for market rubber, plumbago, minerals, tea and (or) other crops or produce, and to sell, ship, and dispose of such rubber, plumbago minerals, tea, crops, and produce, either raw or manufactured, at such times and places and in such manner as shall be deemed expedient.
- (l) To buy, sell, warehouse, transport, trade, and deal in rubber, cocoanuts, tea, coffee, and other plants and seed, and rice and other food required for coolies, labourers, and others employed on estates, and other products, wares, merchandize, articles, and things of any kind whatever.
- (m) 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 and products, and generally to carry on the business of miners, manufacturers, growers, planters, and exporters of rubber and other products, or any such business on behalf of the Company or as agents for others and on commission or otherwise.
- (n) To establish and carry on a dairy farm and to buy and sell live stock and to sell and deal in milk and dairy produce, wholesale or retail.
- (o) To establish and maintain in the United Kingdom, India, Ceylon, or elsewhere stores, shops, and places for the sale of rubber, tea, coffee, cacao, and articles of food, drink, or refreshment, wholesale or retail; and to establish in any part or parts of the world agencies for carrying on or developing the business of the Company or any branch thereof; and generally to carry on the business of merchants, exporters, importers, traders, engineers, or any other trade, business, or undertaking whatever.
- (p) To cultivate, manage, and superintend estates and properties in Ceylon or elsewhere, and generally to undertake the business of estate agents in Ceylon 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.
- (q) To let, lease, sell, exchange, or mortgage the Company's estates, lands, buildings, or other property, or any part or parts thereof, whether in consideration of rents, money, or securities for money, shares, debentures, or securities in any other company, or for any other consideration, and otherwise to trade in, dispose of, or deal with the same or any part thereof.
- (r) To borrow or receive on loan money for the purpose of the Company upon the security of cash, credit bonds, or of hypothecation or mortgages of the Company's property or any part or parts thereof, or otherwise, as shall be thought most expedient, and in particular by the issue of debentures, debenture stock or bonds to bearer or otherwise, either charged upon all or any part of the Company's present or future property (including uncalled capital), or not so charged, as shall be thought best.
- (s) 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.

- (t) To draw, make, accept, and endorse bills of lading, warrants, bills of exchange, promissory notes, and other transferable or negotiable instruments for the purposes of the Company.
- (u) To unite, co-operate, amalgamate, or enter into partnership or any arrangement for sharing profits of union of interests or any other arrangement with any person or company already engaged in or hereafter to be established for the purpose of carrying on any business having objects wholly or in part similar or analogous or subsidiary to those of the Company or to any of them, or capable of being conducted so as to benefit this Company, either directly or indirectly, and to subscribe for or otherwise acquire for the benefit and in the name of the Company or otherwise and pay for in any manner that may be agreed upon, either in money or in shares or bonds or otherwise, and to hold any shares, stock, or other interest in any such company, and to promote the formation of any such company.
- (v) To amalgamate with any other company having objects altogether or in part similar to this Company
- (w) To acquire by purchase in money, shares, bonds, or otherwise, and undertake all or any part of the business, property, assets, and liabilities of any person or company carrying on any business in Ceylon or elsewhere which this Company is authorized to carry on, or possessed of property suitable for the purposes of this Company.
- (x) To sell the property, business, or undertaking of the Company, or any part or parts thereof, for such consideration as the Company shall think fit, and in particular for shares, stocks, debentures, or securities of any other company.
- (y) To procure the Company to be registered or incorporated in Ceylon, and, if and when necessary or thought advisable, elsewhere.
- (z) 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.
- (z 1) 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.
- (z 2) To promote and establish any other company whatsoever and to subscribe to and hold the shares or stock of any other company or any part thereof.
- (z 3) 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 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 fully or partially paid up for such purpose.
- (z 4) To accept as consideration for the sale or disposal of any lands and real and personal, immovable and movable, estate, property, and assets of the Company of any kind sold or otherwise disposed of by the Company or in discharge of any other consideration to be received by the Company in money or in shares (whether wholly or partially paid up) to any company, or the mortgages, debentures, or obligations of any company or person or partly one and partly other.
- (z 5) 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.
- (z 6) To do all such other things as shall be incidental or conducive to the attainment of the objects above-mentioned or any of them or any one or more of the objects aforesaid, it being hereby declared that in the foregoing clauses (unless a contrary intention appears) the word "Company" includes companies or corporations, and the word "person" any number of persons, and that the other objects specified in any 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 One million Rupees, divided into Ten thousand shares of One hundred Rupees each, with power to increase or reduce the capital. In case the Company shall increase its capital by the issue of new shares, such shares may be issued upon the terms specified in the Articles of Association for the time being of the Company.

We, the several persons whose names and addresses are subscribed, are desirous of being formed into a Company in accordance with 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 Shareholder.
HERBERT W. UNWIN, Colombo One share
BOSANQUET & Co., Colombo One share
RICHARD A. BOSANQUET, Colombo One share
By his attorney HERBERT W. UNWIN	
GILBERT F. TRAILL One share
By his attorney HERBERT W. UNWIN	
EDMUND T. F. S. HARVEY, Colombo One share
D. W. WATSON, Colombo One share
V. A. JULIUS, Colombo One share

Witness to the above signatures at Colombo, this 6th day of April,
One thousand Nine hundred and Five :

JAMES L. SIEBEL.

ARTICLES OF ASSOCIATION OF THE NORTH-WESTERN RUBBER COMPANY, LIMITED.

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.

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.

INTERPRETATION CLAUSE.

1. 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 :—

The word "Company" means "The North-Western Rubber Company, Limited," incorporated or established by or under the Memorandum of Association to which these Articles are attached.

The "Ordinance" means and includes "The Joint Stock Companies' Ordinance, 1861," and every other Ordinance from time to time in force concerning Joint Stock Companies which may apply to the Company.

"These presents" means and includes the Memorandum of Association and the Articles of Association of the Company from time to time in force.

"Capital" means the capital for the time being raised or authorized to be raised for the purposes of the Company.

"Shares" means the shares from time to time into which the capital of the Company may be divided.

"Shareholder" means a Shareholder of the Company.

"Presence or present" at a meeting means presence or present personally or by proxy or by attorney.

"Directors" means the Directors for the time being of the Company or (as the case may be) the Directors assembled at a 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" means partnerships, associations, corporations, companies, unincorporated or incorporated by Ordinance and registration, as well as individuals.

"Office" means the registered office for the time being of the Company.

"Seal" means the common seal for the time being of the Company.

"Month" means a calendar month.

"Writing" means printed matter or print as well as writing.

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

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

BUSINESS.

2. 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 if the whole of the shares shall not have been subscribed, applied for, or allotted as soon as, in the judgment of the Directors, a sufficient number of shares shall have been subscribed or applied for.

3. 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.

PRELIMINARY.

4. The Directors of the Company may as soon as consent of the Standard Life Assurance Company or others has been obtained execute a mortgage over the Company's estates and property, or any part or parts thereof, in favour of the Standard Life Assurance Company or others for securing the repayment of £8,250 sterling with interest at the rate of six per centum per annum.

CAPITAL.

5. The original capital of the Company is One million Rupees (Rs. 1,000,000), divided into Ten thousand shares of One hundred Rupees (Rs. 100) each.

6. The Directors may, with the sanction of a special resolution of the Company in General Meeting, increase the capital of the Company by the creation of new shares of such amounts per share and in the aggregate as such resolution shall direct; and they shall have power to add to such new shares such an amount of premium as may be considered expedient.

7. 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 same provisions in all respects with reference to the payments of allotment money, calls and instalments, transfer, transmission, forfeiture, lien, surrender, and otherwise, as if it had formed part of the original capital.

8. The Directors may in like manner, and with like sanction, reduce the capital of the Company.

SHARES.

9. The Company 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.

10. 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 shares.

11. The shares, except when 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 consider proper. Provided that such unissued shares shall first be offered by the Directors 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 to the vendor or vendors of any estates or lands being acquired by the Company in payment of the whole or any part of the purchase price of any such estates or lands, and that without offering the shares so allotted to the Shareholders.

12. In case of the increase of the capital of the Company by the creation of new shares, such new shares shall be issued upon such terms and conditions, and with such rights and privileges annexed 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.

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 to the vendor or vendors of any estates or lands being acquired by the Company in payment of the whole or any part of the purchase price of any such estates or lands, and that without offering the shares so allotted to the Shareholders.

13. Every person taking any share in the Company shall testify his acceptance thereof by writing under his hand in such form as the Company may from time to time direct.

14. 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.

15. Shares may be registered in the name of two or more persons not in partnership.

16. 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 the Shareholder whose name stands first on the register, and no other, shall be entitled to the right of voting and of giving proxies and all other advantages conferred on a sole Shareholder.

17. In case of the death of any one or more of the joint-holders of any shares, the survivor or survivors shall be the only person or persons recognized by the Company as having any title to, or interest in, such shares.

18. The Company shall not be bound to recognize (even though having notice of) any contingents 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 36 to become a Shareholder in respect of any share.

19. Every Shareholder shall be entitled to a certificate or certificates under the common seal of the Company, specifying the share or shares held by him and the amount paid thereon.

20. 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 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.

21. 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.

CALLS.

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

23. If any Shareholder fail to pay the amount of any call due by him on or before the day appointed for payment thereof, he shall be liable to pay interest for the same at the rate of nine per centum per annua from the day appointed for the payment thereof to the time of actual payment.

24. A call shall be deemed to have been made at the time when the resolution of the Directors authorizing the call was passed.

25. 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.

26. The Directors may at their discretion receive from any of the Shareholders willing to advance the same, and upon such terms as they think fit, all or any part of the moneys due upon their respective shares beyond the sums actually called for; 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.

TRANSFER OF SHARES.

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

28. No transfer of shares shall be made to an infant or person of unsound mind.

29. 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.

30. 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; and 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.

31. 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 two rupees and fifty cents, or such other sum as the Directors shall from time to time determine, must be paid to the Company for the registration of every such transfer, upon payment whereof the Directors, subject to the powers vested in them by Articles 28 and 30, shall register the transferee as a Shareholder and retain the instrument of transfer.

32. 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.

33. In no case shall the Directors be bound to inquire into the validity, legal effect, or genuineness of any instrument or 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 only, if at all, upon the transferee.

34. The Register of Transfers may be closed during the fourteen days immediately preceding each Ordinary General Meeting; and when a dividend is declared, for the three next days ensuing the meeting; also at such other times (if any) and for such periods as the Directors may from time to time determine, provided always that it shall not be closed for more than thirty days in any year.

TRANSMISSION OF SHARES.

35. The executors or administrators or the heirs of a deceased Shareholder shall be the only persons recognized by the Company as having any title to the shares of such Shareholder.

36. 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 securing such evidence that he sustains the character in respect of which he proposes to act under this clause, or of his title as the Directors think sufficient, be forthwith entitled, subject to the provisions herein contained, to be registered as a Shareholder in respect of such shares, or may, subject to the regulations as to transfers hereinbefore contained, transfer the same to some other person.

37. 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.

SURRENDER AND FORFEITURE OF SHARES.

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

39. 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 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.

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.

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 instalment, with interest and expenses due in respect thereof, be declared forfeited by a resolution of the Board to that effect.

40. 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 nine per centum per annum, and the Directors may enforce the payment thereof if they think fit.

41. 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.

42. 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.

43. A certificate in writing under the hands of one of the Directors and of the Secretary 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 effected by any irregularity in the proceedings in reference to such forfeiture or sale.

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 nine per centum per annum on the amount of the sums wherein default in payment had been made, but no share *bonâ fide* sold or re-allotted, or otherwise disposed of under Article 41 hereof, shall be redeemable after sale or disposal.

44. 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 which the Directors shall have resolved to make, 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 or such persons. And the Directors may decline to register any transfer of shares subject to such charge or lien.

45. 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.

46. The net proceeds of any such sale 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.

47. A certificate in writing under the hands of one of the Directors and of the Secretary, that the power of sale given by clause 45 has arisen and is exercisable by the Company under these presents, shall be conclusive evidence of the facts therein stated.

48. 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.

BORROWING POWERS.

49. 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, provided that the money so borrowed or raised and owing at any one time shall not, without the sanction of a General Meeting, exceed, together with the sum of £8,250 sterling mentioned in clause 2 of these Articles, the sum of £15,000 sterling or its equivalent in Ceylon currency.

50. With the sanction of a General Meeting the Board shall be entitled to borrow such further sum or sums and at such rate of interest as such meeting shall determine. A certificate under the hands of one Director and the Secretary, or of two Directors, to the effect that in taking any loan the Directors are not exceeding their borrowing powers, shall be sufficient and binding on the Company and all concerned, and shall be conclusive evidence thereof in all questions between the Company and its creditors.

51. For the purpose of securing the repayment of any such moneys so borrowed or raised, or for any other purposes, the Directors may grant, create, execute, and issue any mortgages, cash credits, debentures, debenture stock, bonds, or obligations of the Company, charged upon all or any part of the undertaking, revenue, lands, property, rights, and assets of the Company, both present and future, including uncalled capital or unpaid calls, or may make, accept, or endorse on behalf of the Company any promissory notes or bills of exchange.

52. Any such securities may be issued, either at par or at a premium or discount, and may from time to time be cancelled, discharged, varied, or exchanged as the Directors may think fit, and may contain special privileges as to redemption, surrender, drawings, allotment of shares, or otherwise.

53. 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.

GENERAL MEETINGS.

54. The first General Meeting shall be held at such time, not being more than twelve months after the incorporation of the Company, and at such place as the Directors may determine.

55. 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 so prescribed, then at such place and at such time as soon after the first day in each year as may be determined by the Directors.

56. 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.

57. The Directors may whenever they think fit call an Extraordinary General Meeting of the Company, and the Directors shall do so upon a requisition made in writing by not less than one-eighth of the number of Shareholders of the Company for the time being, or by any Shareholder or Shareholders holding in the aggregate one-eighth part of the shares of the Company for the time being subscribed for.

58. 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.

59. Any Shareholder may, on giving not less than ten days' previous notice of any resolution, submit the same to a meeting.

60. Such notice shall be given by leaving a copy of the resolution at the registered office of the Company.

61. 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 object and business of the meeting, shall be given by advertisement in the *Ceylon Government Gazette*, or in such other manner (if any) as may be prescribed by the Company in General Meeting.

62. 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 in the place of those retiring by rotation, and to fix the remuneration of the Auditors; and shall also be competent to enter upon, discuss, and transact any business whatsoever of which special mention shall have been given in the notice or notices upon which the meeting was convened.

63. 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.

64. No business shall be transacted at any General Meeting, except the declaration of a dividend recommended by a report of the Directors or election of a Chairman, unless there shall be present or represented at the commencement of the business two or more Shareholders entitled to vote.

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

66. The Chairman (if any) of the Directors shall be entitled to take the Chair at every General Meeting, whether Ordinary or Extraordinary; or if there be no Chairman, or if at any meeting he shall not be present at 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 a Chairman.

67. No business shall be discussed at any General Meeting, except the election of a Chairman, whilst the Chair is vacant.

68. The Chairman may, with the consent of the meeting, 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 thereof shall be given.

69. 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.

70. At any meeting every resolution shall be decided by the votes of the Shareholders present in person or by proxy, 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 unless a poll be

immediately demanded by some member present 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 or proportion of votes recorded in favour of or against such resolution.

71. If at any meeting a poll be demanded by some Shareholder present at the meeting and entitled to vote, the meeting shall, if necessary, be adjourned, and the poll shall be taken at such time and place and in such 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 the result of such poll shall be deemed to be the resolution of the Company in such meeting.

72. The demand of a poll shall not prevent the continuance of a meeting for the transaction of business other than the question on which a poll has been demanded.

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

74. On a show of hands every member shall have one vote only. In case of a poll every Shareholder shall have one vote for every share held by him up to ten, and an additional vote for every ten shares beyond the first ten up to one hundred, and an additional vote for every twenty-five shares held by him beyond the first hundred.

75. 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.

76. Votes may be given either personally or by proxy or by attorney.

77. No Shareholder shall be entitled to vote at any meeting unless all calls due from him on his shares 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 at any meeting held after the expiration of three months from the registration of the Company in respect of any share which he has acquired by transfer, unless he has been possessed of the share in respect of which he claims to vote at least three months previously to the time of holding the meeting at which he proposes to vote.

78. No Shareholder who has not been duly registered as such for three months previous to the General Meeting shall be entitled to be present and to speak and vote at any meeting held after the expiry of three months from the incorporation of the Company.

79. No person shall be entitled to hold a proxy who is not a Shareholder of the Company.

80. The instrument appointing a proxy shall be printed or written, and shall be signed by the appointor, or if such appointor be a company or corporation, it shall be under the common seal of such company or corporation.

81. 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.

The instrument appointing a proxy may be in the following form:—

The North-Western 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 _____.

82. 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.

83. No Shareholder shall be prevented from voting by reason of his being personally interested in the result of the voting.

DIRECTORS.

84. The number of Directors shall never be less than two or more than five, but this clause shall be construed as being directory only, and the continuing Directors may act notwithstanding any number of vacancies.

The qualification of a Director shall be his holding in his own right at least twenty-five shares in the Company upon which all calls for the time being have been paid, and this qualification shall apply as well to the first Directors as to all future Directors.

As a remuneration for their services, the Directors shall be entitled to appropriate a sum not exceeding two thousand five hundred rupees annually, to be divided between them in such manner as they may determine, but the Company in General Meeting may at any time alter the amount of such remuneration for the future, and such remuneration shall not be considered as including any remuneration granted for special or extra services hereinafter referred to, nor any extra remuneration to the Managing Directors of the Company.

85. The first Directors shall be the Hon. Edward Rosling, Herbert William Unwin, Robert Kohlhoff Clark, and Edmund Scott, 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.

86. 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 Agents of the Company, or Superintendents of any of the estates, for such time and on such terms as the Directors may determine or may 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.

The Directors may confer on the Managing Director or Managing Directors all or any duties and powers that might be 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.

ROTATION OF DIRECTORS.

87. At the first Ordinary General Meeting of the Company all the Directors shall retire from office and at the first Ordinary General Meeting in every subsequent year one of the Directors for the time being shall retire from office as provided in clause 88.

88. The Directors to retire from office at the second and third Ordinary General Meeting shall, unless the Directors otherwise arrange among themselves, be determined by ballot; in every subsequent year the Directors to retire shall be those who have been longest in office.

89. 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.

90. Retiring Directors shall be eligible for re-election.

91. The Ordinary 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 Ordinary General Meeting.

92. Any casual vacancy occurring in the number of Directors or provisional Directors arising from death, resignation, or otherwise, may be filled up by the Directors, but any person appointed to fill such vacancy shall retain his office so long only as the vacating Director would have retained the same if no vacancy had occurred.

93. 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.

94. 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.

95. 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 registered office of the Company, 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.

96. 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.

97. Every Director or officer of the Company, and his heirs, executors, and administrators shall be indemnified by the Company from all losses and expenses incurred by him in or about the discharge of his duties, except such as happen from his respective wilful acts or defaults; and no Director or officer shall, nor shall the heirs, executors, or administrators of any Director or officer, be liable for the acts or defaults of any other Director or officer, 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 tortuous 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 happen through his own wilful act or default.

98. 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.

DISQUALIFICATION OF DIRECTORS.

99. 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.

Provided 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 solicitor, or by his being a member of a firm who are agents, or secretaries, or solicitors of the Company; nevertheless, he shall not vote in respect of any contract work or business in which he may be personally interested.

POWERS OF DIRECTORS.

100. The Directors shall have power to carry into effect the purchase of the estates belonging to the Kurunegalle Estates Company, Limited, and to execute the mortgage for £8,250 sterling in favour of the Standard Life Assurance Company or others, and the lease, purchase, or acquisition of any other lands, estates, or property they may think fit, or any share or shares thereof.

101. 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 shall 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 the registration of the Company, and in and about the valuation, purchase, lease, or acquisition of the said estates and lands, and the opening, clearing, planting, and cultivation thereof, and otherwise in or about the working and business of the Company.

102. The Directors shall have power to make, and may make, such rules or regulations for the management of the business and property of the Company as they may from time to time think proper, and 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, superintendents, assistants, 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, treasurers, accountants, officers, clerks, or servants of the Company for such reasons as they may think proper and advisable, and without assigning any cause for so doing.

103. The Directors shall exercise in the name and on behalf of the Company all such powers of the Company as are not expressly required to be exercised by the Company in General Meeting, and shall 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 regulations 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.

104. 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.

105. The Directors shall have power to open from time to time 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.

106. The seal of the Company shall not be affixed to any instrument except in the presence of two or more of the Directors, or of one Director and the Secretary or Secretaries, 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 of the said firm signing for and on behalf of the said firm as such Secretaries.

107. 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 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.

108. 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):—

- (a) To institute, conduct, defend, compromise, settle, or abandon any action, suit, prosecution, or other legal proceedings on behalf of the Company, and also to compound and allow time for payment or satisfaction of any debts due to or from the Company, and any claims or demands made by or against the Company.
- (b) To refer any claims or demands by or against the Company to arbitration, and observe and perform or enforce the award.
- (c) To make and give receipts, releases, and other discharges for money payable to the Company and for claims and demands by the Company.
- (d) To act on behalf of the Company in all matters relating to bankrupts and insolvents, with power to accept the office of trustee, assignee, liquidator, or inspector, or any similar office.
- (e) To invest any of the moneys of the Company which the Directors may consider not to be 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,

- (f) 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 or functions given to or exercisable by the Directors; and to confer such powers for such time and to be exercised for such objects and purposes, and upon such terms and conditions and with such restrictions as the Directors may think expedient, and to confer such powers either collaterally with or to the exclusion of, and in the substitution for, all or any of the powers of the Directors in that behalf, and from time to time to revoke, withdraw, alter, or vary all or any of such powers. The Directors may allow to any person or company to whom any powers may be so delegated such remuneration as they in their absolute discretion shall think fit.

PROCEEDINGS OF DIRECTORS.

109. 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.

110. A Director may at any time summon a meeting of Directors.

111. 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.

112. 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.

113. 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.

114. 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.

115. The acts of the Board and of any committees appointed by the Board shall, notwithstanding any vacancy in the Board or Committee, or defect in the appointment or qualification 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 such person had been duly appointed or qualified, provided the same be done before the discovery of the vacancy or defect.

116. 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.

117. The Directors shall cause minutes to be made in a book or books to be provided for the purpose:—

- (1) Of all appointments of (a) officers and (b) committees made by the Directors.
- (2) Of the names of the Directors present at each meeting of the Directors.
- (3) Of the names of the members of the committee appointed by the Board present at each meeting of the committee.
- (4) Of all orders made by the Directors.
- (5) Of all resolutions and proceedings of all General Meetings of the Company.
- (6) Of all resolutions and proceedings of all meetings of the Directors.
- (7) Of all resolutions and proceedings of all meetings of committees appointed by the Board.

118. All such minutes shall be signed by the person 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 who shall preside as Chairman at the next ensuing General Meeting, or Board Meeting, or Committee Meeting, as the case may be; 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.

ACCOUNTS.

119. 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 sums were received and expended, 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. 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.

120. 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 Shareholders 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.

121. At the Ordinary General Meeting in every year the Directors shall lay before the Company a statement of the income and expenditure of the Company for the previous 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.

122. The statement so made shall show, arranged under the most convenient heads, the amount of gross income, distinguishing the several sources from which it has been derived and the amount of gross expenditure, distinguishing the expense of the establishment, salaries, and other heads of expenditure. Every item of expenditure fairly chargeable against the year's income shall be brought into account, so that a just balance of profit and loss may be laid before the meeting, and in case where any item of expenditure which may in fairness be distributed over several years has been incurred in any one year the whole amount of such item shall be stated, with the addition of the reasons why only a portion of such expenditure is charged against the income of the year.

123. The balance sheet shall contain a summary of the property and liabilities of the Company, arranged under the heads appearing in the form annexed to the table referred to in Schedule C to "The Joint Stock Companies' Ordinance, 1861," or as near thereto as circumstances admit.

124. Every such statement shall be accompanied by a report as to the state and condition of the Company, and as to the amount which the Directors recommend should 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.

125. 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.

126. 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.

AUDIT.

127. 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.

128. The Directors shall appoint the first Auditor of the Company and fix his remuneration. He shall hold office till the second General Meeting of the Company. All subsequent appointments shall, except as is hereinafter mentioned, be made at the first Ordinary General Meeting of the Company in each year by the Shareholders present thereat, and the Auditor or Auditors appointed at such meeting shall hold office only until the first Ordinary General Meeting after his or their appointments, or until otherwise ordered by a General Meeting.

129. 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.

130. Retiring Auditors shall be eligible for re-election.

131. If any vacancy that may occur in the office of Auditor is not supplied at the next Ordinary General Meeting, or if any casual vacancy shall occur in the office of Auditor, the Directors shall fill up the vacancy by the appointment of a person who shall hold office until the next Ordinary General Meeting after his appointment.

132. Every Auditor shall be supplied with a copy of the balance sheet intended to be laid before the next Ordinary General Meeting after his appointment, 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.

133. The Auditor or Auditors for the time being shall have a list delivered to him or them of all books kept by the Company, and he or they shall at all reasonable hours in the daytime have access to all accounts, books, and documents whatsoever of the Company for the purpose of audit.

DIVIDENDS, BONUS, AND RESERVE FUND.

134. 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 their shares, but no dividend shall be payable except out of nett profits.

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

136. The Directors may, before recommending any dividend or bonus, 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 may with the sanction of the Company select, or shall place the same in fixed deposit in any bank or banks.

137. 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 of the Company, or for the repair or renewal or extension of the property or plant of the Company or any part thereof, or for any other purposes connected with the interest of the Company that they may from time to time deem expedient.

138. No unpaid dividend or bonus shall ever bear interest against the Company.

139. 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.

140. The Directors may deduct from the dividend or bonus payable to any Shareholder all such sums of money as may be due from him (whether alone or jointly with any other person) to the Company, and notwithstanding the fact that such sums or any of them are not payable until after the date when such dividend or bonus is payable.

141. Notice of any dividend that has been declared, or of any bonus to be paid, shall be given to each Shareholder entitled thereto, and any dividend or bonus unclaimed by any Shareholder for three years after notice thereof is given may be forfeited by the Directors for the benefit of the Company, and, if the Directors think fit, may be applied in augmentation of the reserve fund.

142. 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.

143. 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.

NOTICES.

144. Notices from the Company may be authenticated by the signature (printed or written) of the Agent or Secretary, Agents or Secretaries, or persons appointed by the Board to authenticate the same.

145. 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.

146. A notice may be served by the Company upon any Shareholder, either personally or by being sent 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, 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 to which notices may be sent.

147. All notices directed to be given to Shareholders shall, with respect to any share to which persons are jointly entitled other than a firm, be given to whichever of such persons is named first in the Register of Shareholders, and notice so given shall be sufficient notice to all the holders of such shares.

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

149. 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.

150. 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.

151. 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.

PROVISION RELATIVE TO WINDING UP OR DISSOLUTION OF THE COMPANY.

152. Any Shareholder, whether a Director or not, and 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.

In witness whereof the subscribers to the Memorandum of Association have hereto set and subscribed their names at Colombo, this Sixth day of April, 1905.

HERBERT W. UNWIN.

BOSANQUET & CO.

R. A. BOSANQUET,

By his attorney HERBERT W. UNWIN.

G. F. TRAILL,

By his attorney HERBERT W. UNWIN.

EDMUND T. F. S. HARVEY.

D. W. WATSON.

V. A. JULIUS.

Witness to the above-written signatures :

JAMES L. SIEBEL.

MEMORANDUM OF ASSOCIATION OF THE COLOMBO HAIR DRESSING SALOON, LIMITED.

1. The name of the Company is "THE COLOMBO HAIR DRESSING SALOON, LIMITED."
2. The registered office of the Company is to be established in Colombo, Ceylon.
3. The objects for which the Company is established are—
 - (a) To carry on the business of hair dressers and coiffure in all its branches and any other work or business incidental to or in connection therewith as are customarily carried on therewith or are naturally incidental thereto.
 - (b) To improve and develop the said business and any other similar business, or any business which may, in the opinion of the Directors, be conveniently carried on by the Company, or with any other business of whatsoever nature or description, or in any other ways, and to exchange or mortgage the same or any part thereof, whether in consideration of money or securities for money, or shares, debentures, or securities in any other company, or for any other consideration, or otherwise to trade in, dispose of, or deal with the same or any part thereof.
 - (c) To purchase toilet requisites of every description and perfumery for sale.
 - (d) To carry on the business of hair dressers and coiffure in all its branches and on behalf of the Company or as agents for others and on commission or otherwise.
 - (e) To rent and lease any premises suitable for carrying on the said business or any branch thereof and to sub-rent and sub-lease the same or any of them.
 - (f) To borrow or receive on loan money for the above purposes, or any of them, and for repayment of all or any of the money so borrowed, and the security thereof upon mortgage debenture bonds, bills, bonds for cash credit, interest warrants, letters of credit, trust deeds or other deeds of security, promissory notes, bills of lading, or other negotiable instruments over all or any of the Company's property or assets, or on security of the subscribed capital of the Company, called or not called, or otherwise.
 - (g) To acquire by purchase in money or in shares or bonds or otherwise and undertake all or any part of the business, property, assets, and liabilities of any person or company carrying on any business in Ceylon or elsewhere which this Company is authorized to carry on, or possessed of property suitable for the purposes of this Company.
 - (h) To unite, co-operate, amalgamate, or enter into partnership or any arrangements for sharing profits or union of interests, or any other engagement with any person or company already engaged in or hereafter to be established for the purpose of carrying on any business having objects wholly or in part similar or analogous or subsidiary to those of the Company or any of them, and to subscribe for or otherwise acquire for the benefit and in the name of the Company or otherwise, and pay for in any manner that may be agreed upon, either in money or in shares or bonds or otherwise, and to hold any shares, stock, or other interest in any such company, and to promote the formation of any such company.
 - (i) To do all such other acts or things as are incidental or conducive to the attainment of the above objects or any of them.
4. The liability of the Shareholders is limited.
5. The nominal capital of the Company is Rupees Fifty thousand, divided into five hundred shares of Rupees One hundred each, of which only Rupees Twenty thousand in two hundred shares is to be called up at the inauguration of the Company, and with power to increase or decrease the capital.

In case the Company shall increase its capital by the issue of new shares, such shares may be issued upon the terms specified in the Articles of Association for the time being of the Company.

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

Names and Addresses of Subscribers.	Number of Shares taken by each Subscriber.					
W. SAUNDERS	One
SEYMOUR P. JEFFERY	One
W. C. BRODIE	One
C. S. WILSON	One
J. W. CHAS. DE SOYSA	One
CHAS. B. BRODIE	One
RONALD H. FERGUSON	One

Witness to the above signatures :

R. F. DE SARAJ,
Proctor and Notary Public.

Colombo, March 21, 1905.

ARTICLES OF ASSOCIATION OF THE COLOMBO HAIR DRESSING SALOON, LIMITED.

1. The regulation contained in 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 resolutions. The Company may by special resolution alter or make provisions instead of or in addition to any of the regulations of the Company, whether contained or comprised in these Articles or not.

2. The Company shall forthwith after its incorporation purchase for the sum of Rupees Twelve thousand (Rs. 12,000) all the fittings, furniture, goods, effects, and things lying and being in Nos. 11 and 12, Bristol Buildings, the premises at one time called and known as Silva's Hair Dressing Establishment.

3. 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.

4. The Directors may from time to time make such calls upon the Shareholders in respect of all moneys unpaid on their shares as the Directors may think fit, and each Shareholder shall be liable to pay the amount of calls so made to the persons and at the time and place appointed by the Directors. A call shall be deemed to have been made at the time when the resolution of the Directors authorizing such call was passed.

5. If before or on the day appointed for payment any Shareholder does not pay the amount of any call to which he is liable, then such Shareholder shall be liable to pay interest for the same at the rate of nine per centum per annum from the day appointed for the payment thereof to the time of actual payment.

6. The Directors may, if they think fit, receive from any of the Shareholders willing to advance the same all or any part of the moneys due upon their respective shares beyond the sums actually called upon, and upon the moneys so paid in advance, or so much thereof as from time to time exceeds the amount of the calls then made upon the shares in respect of which such advance has been made, the Company shall pay interest at such rate as the Shareholders paying such sum in advance and the Directors agree upon. The shares, except when 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 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.

7. If several persons are joint-holders of any shares, any one of such persons may give effectual receipts for the dividend payable in respect of such shares.

8. Every Shareholder shall be entitled to a certificate under the common seal of the Company specifying the share or shares held by him and the amount paid thereon.

9. If such certificate is used up, worn out, or lost it may be renewed on payment of Fifty Cents (Re. 0.50).

TRANSFER OF SHARES.

10. The Company may decline to register any transfer of shares made by a Shareholder who is indebted to them.

11. The fee payable to the Company for the registration of a transfer shall be Rupees Two and Cents Fifty (Rs. 2.50).

12. The Register of Transfers shall be closed during the fourteen days immediately preceding every Ordinary General Meeting of the Company, and at such other times (if any) and for such period as the Directors may from time to time determine. Provided, however, that it shall not be closed for more than thirty days in any year.

13. Subject to the restriction of these Articles any Shareholder may transfer all or any of his shares by instrument in writing. The Directors may decline to register any transfer whatever, and shall not be required to assign any reason for so declining.

TRANSMISSION OF SHARES.

14. The executors or administrators or heirs of a deceased Shareholder shall be the only persons recognized by the Company as having any title to his share.

15. Any person becoming entitled to a share in consequence of the death, bankruptcy, or insolvency of any Shareholder, or in consequence of the marriage of any female Shareholder, or in any way other than by transfer, may be registered as a Shareholder upon such evidence being produced as may from time to time be required by the Directors.

16. Any person who has become entitled to a share in any way other than by transfer may, instead of being registered himself, elect to have some person to be named by him registered as a holder of such share.

17. The person so becoming entitled shall testify such election by executing to his nominee a transfer of such share.

18. The instrument of transfer shall be presented to the Company accompanied with such evidence as the Directors may require to prove the title of the transferor, and thereupon the Company shall register the transferee as a Shareholder. Provided always that the Directors shall have the right at all times to decline to register such person as aforesaid, and shall not be required to assign any reason for so declining.

FORFEITURE OF SHARES.

19. If any Shareholder fails to pay any call on the appointed day, the Company may at any time thereafter during such time as the call remains unpaid serve a notice on him requiring him to pay such call, together with any interest that may have accrued by reason of such non-payment.

20. The notice shall name a further day and a place or places (being a place or places at which calls of the Company are usually made payable) on and at which such call is to be paid. It shall also state that in the event of non-payment at the time and place appointed, the shares in respect of which such call was made will be liable to be forfeited.

21. If the requisitions of any such notice as aforesaid are not complied with, any share in respect of which such notice has been given may be forfeited by a resolution of the Directors to that effect.

22. Any share so forfeited shall be deemed to be the property of the Company, and may be disposed of in such manner as the Directors think fit.

23. Any Shareholder whose shares have been forfeited shall, notwithstanding, be liable to pay to the Company all calls owing upon such shares at the time of the forfeiture.

INCREASE OF CAPITAL.

24. The Directors may, with the sanction of a special resolution of the Company in General Meeting, increase its capital by the creation of new shares of such amounts per share and in the aggregate as such resolution shall direct, and they shall have power to add to such new shares such an amount of premium as may be considered expedient.

25. Any capital raised by the creation of new shares shall be considered as part of the original capital, and shall be subject to the same provisions in all respects, whether with reference to the payment of calls or the forfeiture of shares on non-payment of calls or otherwise as if it had been part of the original capital.

BORROWING.

26. The Directors shall have power from time to time at their discretion to borrow money for the purpose of the Company to such extent, in such manner, and upon such terms and conditions as they may think fit, and for such purpose to grant bonds, promissory notes, bills, debentures, interest warrants, bonds for cash credit, trust deeds, or other documents, to issue letters of credit and to grant mortgages or other deeds or instruments of security over all or any of the Company's lands, property, estate, and assets.

GENERAL MEETING.

27. The first General Meeting shall be held at such time (not being more than twelve months after the incorporation of the Company) and at such place as the Directors may determine.

28. Subsequent General Meetings may be held at such time and place as may be prescribed by the Company in General Meeting, and if not so prescribed, then at such place and at such time as soon after twelve months.

29. The above-named General Meetings shall be called Ordinary Meetings, and other General Meetings shall be called Extraordinary.

30. The Directors may whenever they think fit, and they shall upon a requisition made in writing by not less than one-fifth in number of the Shareholders of the Company for the time being, convene an Extraordinary General Meeting.

31. Any requisition so made by the Shareholder or Shareholders shall express the objects of the Meeting proposed to be made, and shall be left at the registered office of the Company.

32. 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 think fit (not being more than twenty-one days after the leaving of the requisition), and if they do not proceed to convene the said meeting within twenty-one days after the leaving of the requisition the requisitioner or requisitionists or any other Shareholder amounting to the required number may himself or themselves convene an Extraordinary General Meeting to be held at such time or place as he or they shall think fit.

33. Seven days' notice at least specifying the place and hour of meeting and the purpose for which any meeting is to be held shall be given by advertisement in the *Ceylon Government Gazette*, or in such other manner (if any) as may be prescribed by the Company.

34. Any Shareholder may on giving not less than ten days' previous notice of any resolution submit the same to a meeting.

35. Such notice shall be given by leaving a copy of the resolution at the registered office of the Company.

36. In order to constitute a meeting, whether Ordinary or Extraordinary, there shall be present either personally or by proxy three or more Shareholders, and no business shall be transacted at any General Meeting unless the requisite quorum be present at the commencement of the business.

37. If within one hour from the time appointed for the meeting the required number of Shareholders is not present, the meeting if convened upon the requisition of a Shareholder or Shareholders shall be dissolved. In any other case it shall stand adjourned to the same day in the next week at the said time and place, and if at such adjourned meeting the required number of Shareholders is not present, those members who are present shall be a quorum and may transact the business for which the meeting was called.

38. The Chairman (if any) of the Board of Directors shall preside as Chairman at every meeting of the Company.

39. If there be no such Chairman, or if at any meeting he is not present at the time of holding the same, the Shareholders present shall choose one of their member to be the Chairman of such meeting.

40. The Chairman may, with the consent of the meeting, 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.

41. At any General Meeting, unless a poll is demanded by at least two Shareholders, a declaration by the Chairman that a resolution has been carried, and an entry to that effect in the book of the proceedings of the Company shall be sufficient evidence of the fact without proof of the number or proportion of the votes recorded in favour of or against such resolution.

42. If a poll is demanded in manner aforesaid, the same shall be taken in such manner as the Chairman directs and the result of such poll shall be deemed to be the resolution of the Company in General Meeting.

43. In the event of a resolution being brought before a General Meeting involving the sale of the Company's estate or any portion thereof, or the winding up of the Company, a majority of three-fourths of the Shareholders present and (or) represented by proxy shall be necessary to carry such resolution.

44. Every Shareholder shall have one vote for every share held by him.

45. If any Shareholder is a lunatic, idiot, or prodigal he may vote by his curator, and if any Shareholder is a minor he may vote by his guardian or any of his guardians if more than one.

46. If two or more persons are jointly entitled to a share or shares, the person whose name stands first in the Register of Shareholders as one of the holders of such share or shares, and no other, shall be entitled to vote in respect of the same.

47. No Shareholder shall be entitled to vote at any meeting unless all calls due from him 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 at any meeting held after the expiration of three months from the registration of the Company in respect of any share which he has acquired by transfer, unless he has been possessed of the share in respect of which he claims to vote at least three months previously to the time of holding the meeting at which he proposes to vote.

48. Votes may be given either personally or by proxies. A proxy shall be appointed in writing under the hand of the appointor, or, if such appointor is a corporation, under their common seal.

49. No person shall be appointed a proxy who is not a Shareholder, and the instrument or mandate appointing him shall be deposited at the registered office of the Company not less than forty-eight hours before the time of holding the meeting at which he proposes to vote, but no instrument or mandate appointing a proxy other than a power of attorney shall be valid after the expiration of three months from the date of its execution.

DIRECTORS.

50. The qualification of a Director shall be holding not less than ten shares of the Company upon which all calls for the time being shall have been paid.

51. The number of Directors shall not be less than three or more than five, but this clause shall be construed as been directory only, and the continuing Directors may act notwithstanding any number of vacancies.

52. The first Directors shall be Messrs. William Saunders, W. Bartleet, and C. S. Wilson, and they shall hold office, except in the event of their becoming respectively disqualified, until the first Ordinary General Meeting of the Company to be held in the year One thousand Nine hundred and Six.

53. As a remuneration for their services the Directors shall be paid out of the funds of the Company such sums as the Company in General Meeting shall from time to time determine, and such remuneration shall be divided between them in such manner as they determine.

54. One of the Directors may be appointed by the Board to act as Managing Director for such time and on such terms as the Board may determine, or fix by agreement with the person appointed to the office.

POWERS OF DIRECTORS.

55. The Directors shall have power to carry into effect the purchase of the said fittings, furniture, goods, effects and things lying at and being in the said shops Nos. 11 and 12, Bristol Buildings—at one time called and known as Silva's Hair Dressing Establishment—and any other similar business or any other business which may, in the opinion of the Directors, be conveniently carried on by the Company and be in the interests of the Company.

56. The business of the Company shall be managed by the Directors either by themselves or with the assistance of a secretary or secretaries, agent or agents, to be appointed by them for such period and on such terms as the Directors shall think fit, and the Directors shall 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, the purchase of the said fittings, furniture, goods, and effects, and otherwise in or about the working and business of the Company, and the Directors may proceed to carry on the business of the Company and to employ and apply its capital as soon after the registration of the Company as they in their discretion shall think fit, and notwithstanding that the whole of the shares shall not have been subscribed or applied for or allotted, and they shall do so as soon as in the judgment of the Directors at the time a sufficient number of the shares have been subscribed to render it desirable for them to do so.

57. The Directors shall have power to make, and may make, rules or regulations for the management of the property of the Company, and for that purpose may appoint managers, agents, superintendents, officers, clerks, and servants with such remuneration and at such salaries 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, superintendents, clerks, or servants for such reasons as they may think fit, proper, and advisable, and without assigning any cause.

58. The Directors shall also have power to open from time to time 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 shall appoint to draw, accept, make, endorse, sign, and enter into cheques, bills of exchange, promissory notes, bonds, mortgages, proxies to any proctor or proctors, contracts, or agreements on behalf and for the purpose of the Company.

59. The seal of the Company shall not be affixed to any instrument except in the presence of two or more of the Directors, who shall attest the sealing thereof.

60. The Directors shall exercise in the name and on behalf of the Company all such powers of the Company as are not expressly required to be exercised by the Company in General Meeting.

61. 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:—

- (a) To institute, conduct, defend, compromise, settle, or abandon any legal proceedings on behalf of the Company, and also to compound and allow time for payment or satisfaction of any debts due to or from the Company, and any claims or demands by or against the Company.
- (b) To refer any claims or demands by or against the Company to arbitration, and observe and perform the awards.
- (c) To make and give receipts, releases, and other discharges for money payable to the Company and for claims and demands by the Company.
- (d) 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.
- (e) To invest any of the moneys of the Company which the Directors may consider not to be 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.
- (f) 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 or functions given to or exercisable by the Directors, and to confer such powers for such time, and to be exercised for such objects and purposes and upon such terms and conditions and with such restrictions as the Directors may think expedient, and to confer such powers either collaterally with or to the exclusion of and in substitution for all or any of the powers of the Directors in that behalf, and from time to time to revoke, withdraw, alter, or vary all or any of such powers. The Directors may allow to any person or company to whom any powers may be so delegated such remuneration as they in their absolute discretion shall think fit.

62. 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.

DISQUALIFICATION OF DIRECTORS.

63. The office of Director shall be vacated—

(1) If he ceases to hold the due qualification in shares.

(2) If he becomes of unsound mind or bankrupt, or take proceedings under the Bankruptcy Law for liquidation of his affairs by arrangement of or composition with his creditors.

64. No contract, arrangement, or transaction entered into by or on behalf of the Company with any Director or with any Company or co-partnership of which a Director is a partner, or of which he is a Director, Managing Director, or Manager shall be void or voidable; nor shall such Director be liable to account to the Company for any profit realized by such contract, arrangement, or transaction by reason only of such Director holding that office or of the

fiduciary relations thereby established, provided that the fact of his interest or connection therewith be fully disclosed to the Company or its Directors, but no Director shall vote in respect of any contract, arrangement, or transaction in which he is directly or indirectly interested.

ROTATION OF DIRECTORS.

65. At the first Ordinary Meeting of the Company to be held in the year One thousand Nine hundred and Six all the Directors shall retire, and at the first Ordinary Meeting in every subsequent year one-third of the Directors for the time being or the number next below one-third shall retire from office.

66. The Directors to retire in any year shall always be those who have been longest in office, and in case of Directors equal in length of office shall, unless such Directors agree among themselves, be determined by ballot.

67. A retiring Director if qualified shall be re-eligible. The Company at the General Meeting shall fill up the offices vacated by the retiring Directors by electing a like number of persons.

68. If at any meeting at which an election of Directors ought to take place no such election is made, the meeting shall stand adjourned till the next day at the same time and place, and if at such adjourned meeting no election takes place, the former Directors shall continue to act until new Directors are appointed at the first Ordinary Meeting of the following year.

69. The Company may from time to time by special resolution in General Meeting increase or reduce the number of Directors, and may also determine in what rotation they are to go out of office.

70. Any casual vacancy in the Board of Directors 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.

PROCEEDINGS OF DIRECTORS.

71. The Directors may meet together for the despatch of business, adjourn, and otherwise regulate their meetings as they think fit, and determine the quorum necessary for the transaction of business. Questions arising at any meeting shall be decided by a majority of votes. In case of an equality of votes the Chairman, in addition to his original vote, shall have a casting vote. A Director may at any time summon a meeting of the Directors.

72. The Directors may elect a Chairman of their meetings and determine the period for which he is to hold office, but if no such Chairman is elected, or if at any meeting the Chairman is not present at the time appointed for holding the same, the Directors present shall choose some one of their number to be the Chairman of such meeting.

73. All acts done by any meeting of the Directors or by any person acting as a Director shall, notwithstanding that it be afterwards discovered that there was some defect in the appointment of any such Director or person acting as aforesaid on that day, or that they or any of them were disqualified, be as valid as if every such person had been duly appointed and was qualified to be a Director.

74. The Directors shall cause minutes to be made in a book or books provided for and used solely for that purpose—

- (1) Of all appointments of officers made by the Directors ;
- (2) Of the names of Directors present at each meeting of Directors ;
- (3) Of all orders made by the Directors ; and
- (4) Of all resolutions and proceedings of meetings of the Company and of the Directors.

75. And any such minute as aforesaid, if signed by any person purporting to be the Chairman of any meeting of Directors, shall be receivable in evidence without any further proof.

76. The Company in General Meeting may by a special resolution remove any Director before the expiration of his period of office and appoint another qualified person in his stead. The person so appointed shall hold office during such time only as the Director in whose place he is appointed would have held the same if he had not been removed.

DIVIDENDS.

77. The Directors may, with the sanction of the Company in General Meeting, declare a yearly dividend to be paid to the Shareholders in proportion to their shares and the amount paid up thereon, and they may at their discretion and without such sanction from time to time pay to the members on account of the next forthcoming dividend such interim dividend as in their judgment the position of the Company justified.

78. No dividends shall be payable except out of the profits arising from the business of the Company and with the sanction of the Directors.

79. The Directors may, before recommending any dividend, set aside out of the profits of the Company such sum as they think proper as a reserve fund to meet contingencies, or for equalizing dividends, or for repairing, improving, or maintaining any of the property of the Company or any part thereof or for such other purposes as the Directors shall in their absolute discretion think conducive to the interests of the Company, and the Directors may invest the sum or sums so set apart upon such securities or investments as they think fit.

80. When any Shareholder is indebted to the Company for calls or otherwise all dividends payable to him, or a sufficient part thereof, may be applied by the Board in or towards satisfaction of the debt.

81. Notice of any dividend that may have been declared shall be given to each Shareholder or sent by post or otherwise to his registered place of abode, and all dividends unclaimed for three years after having been declared may be forfeited by the Directors for the credit of the Company's profit and loss account, but the Board may remit the forfeiture whenever they may think proper.

82. No dividend shall bear interest as against the Company.

ACCOUNTS.

83. Once at the least in every year the Director shall lay before the Company in General Meeting a statement of the income and expenditure of the last year made up to a date not more than three months before such meeting.

84. The statement so made shall show, arranged under the most convenient heads, the amount of gross income and the amount of gross expenditure. Every item of expenditure fairly chargeable against the year's income shall be brought into account, so that a just balance of profit and loss may be laid before the Meeting ; and in cases where any item of expenditure which may in fairness be distributed over several years has been incurred in any one year the whole amount of such item shall be stated, with the additions of the reasons why only a portion of such expenditure is charged against the income of the year.

85. A balance sheet shall be made out in every year and laid before the General Meeting of the Company, and such balance sheet shall contain a summary of the property and liabilities of the Company arranged under the heads appearing in the form annexed to the table referred to in the Schedule C to "The Joint Stock Companies' Ordinance, 1861," or as near thereto as circumstances admit.

86. A written or printed copy of such balance sheet shall be delivered at or sent by post to the registered address of every Shareholder.

87. The first Auditor or Auditors of the Company shall be appointed by the Directors, and shall hold office until the second General Meeting, and afterwards the Auditor or Auditors shall be from time to time appointed by the Company in General Meeting.

88. The accounts of the Company for each year shall be examined, and the correctness of the balance sheet and profit and loss account ascertained by one or more Auditors to be elected by the Company in General Meeting.

89. If not more than one Auditor is appointed, all the provisions herein contained relating to Auditors shall apply to him.

90. The Auditors need not, but may, be Shareholders in the Company. No person is eligible as an Auditor who is interested otherwise than as a Shareholder in any transaction of the Company, and no Director or other officer of the Company is eligible during his continuance in office.

91. The remuneration of the Auditor or Auditors shall be fixed by the Company at the time of their election, save that in case of the first Auditor or Auditors it shall be fixed by the Directors.

92. Any Auditor shall be re-eligible for election on his quitting office.

93. If any casual vacancy occurs in the office of Auditor, the Directors may appoint another Auditor, who shall hold office until the next Ordinary General Meeting.

94. If no election of Auditors is made in manner aforesaid, the Directors may appoint an Auditor or Auditors for the year then current and fix the remuneration to be paid to him or them by the Company for his or their services.

95. Every Auditor shall have access to all books of account kept by the Company, and shall be supplied with a copy of the balance sheet, and it shall be his duty to examine the same with the accounts and vouchers relating thereto.

96. The Auditors may make a report to the Shareholders upon the balance sheet and accounts, and in every such report they shall state whether in their opinion the balance sheet is a full and fair balance sheet containing the particulars required by these regulations and properly drawn up so as to exhibit a true and correct view of the state of the Company's affairs, and such report shall be read together with a report of the Directors at the Ordinary Meeting.

NOTICES.

97. Notices by the Company may be authenticated by the signature (printed or written) of the Secretary or other person appointed by the Directors to do so.

98. 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.

99. Notices requiring to be served by the Company upon the Shareholders may be served either personally or by leaving the same, or sending them through the post in a letter addressed to the Shareholders at their registered places of abode, and any notices so served shall be deemed to be well served for all purposes, notwithstanding that the Shareholder to whom such notice is addressed may be dead, unless and until his executors or administrators shall have given notice to the Managing Director or Secretary of the Company of some address in Ceylon.

100. All notices directed to be given to the Shareholders shall, with respect to any share to which persons are jointly entitled, be given to whichever of the said persons is named first in the Register of Shareholders, and notice so given shall be sufficient notice to all the holders of such share.

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

102. Every Shareholder residing out of Ceylon shall name an address in 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 have not named such an address, he shall be not entitled to any notices.

W. SAUNDERS.
SEYMOUR P. JEFFERY.
W. C. BRODIE.
C. S. WILSON.
J. W. CHAS. DE SOYSA.
CHAS. B. BRODIE.
RONALD H. FERGUSON.

Witness :

R. F. DE SARAM,
Proctor and Notary Public.

Dated this 21st day of March, 1905.

The Seremban Estate Rubber Company, Limited.

NOTICE is hereby given that the Annual Ordinary General Meeting of this Company will be held at the registered office of the Company, No. 2, Queen street, Fort, Colombo, on Saturday, 6th May, 1905, at 12 noon.

Business.

To receive the report of the Directors and accounts for the past year.

To transact any other business that may be duly brought before the meeting.

By order of the Directors,

WELTALL & Co.,
Colombo, April 19, 1905. Agents and Secretaries.

I, FREDERICK WILFRED PERERA GUNAWARDHANA of No. 5, New Urugodawatta road, Colombo, do hereby give notice that three months hence I shall apply to His Excellency the Governor to be admitted and enrolled a Notary Public to practise in the District of Kandy in the English language.

FRED. W. P. GUNAWARDHANA.

No. 5, New Urugodawatta road,
Colombo, March 24, 1905.

මම පහත අත්සන්කරණ කොලමු අලුත් පෑරු ගොඩවත්තේ අඩක 5 දරණ නිවෙසේ පදිංචි ෆ්‍රෙඩ්‍රික් විල්ෆ්‍රෙඩ් පෙරේරා ගුණවර්ධන මහ මම මෙතැන් පවත් කුන්මාසයක් කිසිකු නදී මසකුර ප්‍රාග්ධ ඉංග්‍රීසි භාෂාවෙන් ඔප්පු ලියා සහතික

කරණ පිණිස ප්‍රසිද්ධ නොකාරිස් නිරුක්තියට පත් කරණ හැටියට ගරුභර ආණ්ඩුකාර උතුමානන්වන වහන්සේගෙන් ඉල්ලීමකරනව දදහස්කර සිටින බව මෙසින් දන්වන්නෙමි.

රෙප්‍රි. ඩබ්ලිව්. පී. ගුණවර්ණ.
 24 1905ක්වු මාර්තු මස 24 වෙනි දින
 කොලොම් අලුත් උරුමයෙහිවන
 අඩක 5 දරණ නිවෙසේදී.

இந்தால் அறிவிக்கிற தென்னவென்றால் கொழும்பு புதிய ஊருகொடைவத்தை ரெட்டின் 5 ம் இலக்க வீட்டில் குடியிருக்கும் பிரமடிக் வில்பிரட் பெரேரா குணவர்டன வாகிய நான் இத்தேதி முதல் மூன்று மாதத்திற்குப் பிற்பாடு நான் கண்டி டிஸ்ட்ரிக்டில் இங்கிலீஸ் பாஷையில் நொத்தாரிஸ்வேலை நடத்தும்படியான உத்தரவை அளிக் குமாறு அபியுத்தம தேசாதிபதியவர்களுக்கு விண்ணப்பம் கொடுப்பதற்கு எண்ணியிருக்கிறேன்.

பிரட். டவீனியு. பி. குணவர்டன.
 புதிய ஊருகொடைவத்தை ரெட்டி,
 இல. 5, கொழும்பு, 1905 ம் ஆ.
 பங்குணிய 24 ந் தேதி.

I, WILFRED ALGERNON DE SILVA of "Shady Nook," Victoria Drive, Kandy, presently of "Villa d'or," Deans road, Maradana, Colombo, do hereby give notice that three months hence I shall apply to His Excellency the Governor to be admitted and enrolled a Notary Public to practise in the District of Kandy in the English language.

WILFRED A. DE SILVA.
 "Villa d'or," Maradana,
 March 31, 1905.

මෙහි පහත අත්සන්කරණ කොලොම් මරදනේ සික්කරේ පී. පී. චන්ද්‍රිකර් දරණ ගෙයි පදිංචි විල්ප්‍රිඩ් ඇල්පර්තන් සිල්වා වන මම මෙකැන් පවත් තුන් මාසක කිසිවැනදි මහනුවර පලාතට ඉංග්‍රීසි භාෂාවෙන් මිස්ත්‍ර ලියා සහතිකකරන පිණිස ප්‍රසිද්ධ නොකාරිස් නිරුක්තියට පත්කරණ හැටියට ගරුභර ආණ්ඩුකාර උතුමානන්වන වහන්සේගෙන් ඉල්ලීමකරනව දදහස්කර සිටින බව මෙසින් දන්වන්නෙමි.

මේවගට, විල්ප්‍රිඩ් ඇල්පර්තන් ද සිල්වා.

24 1905ක්වු මාර්තු මස 31 වෙනි
 දින කොලොම් මරදනේ විලාඩ්මර්
 දරණ සාහේදිය.

இந்தால் அறிவிக்கிற தென்னவானால் விலாடியர் கொழும்பு வீட்டில் குடியிருக்கும் வில்பிரட் அலஜர்னன் டி. சிவ்வாவாகிய நான் இத்தேதி முதல் மூன்று மாதத்திற்குப் பிற்பாடு நான் கண்டி டிஸ்ட்ரிக்டில் இங்கிலீஸ் பாஷையில் நொத்தாரிஸ்வேலை நடத்தும்படியான உத்தரவை அளிக் குமாறு அபியுத்தம தேசாதிபதியவர்களுக்கு விண்ணப்பம் கொடுப்பதற்கு எண்ணியிருக்கிறேன்.

வில்பிரட். எ. டி. சிவ்வா.
 கொழும்பு விலாடியர்,
 1905 ம் மார்ச்சு 31 ந் உ.

MUNICIPAL COUNCIL NOTICES.

MUNICIPALITY OF KANDY.

Minutes of Proceedings of a Meeting of the Municipal Council of Kandy held in the Town Hall, Kandy, on Saturday, January 21, 1905, at 8.30 o'clock a.m., in accordance with Notice dated January 17, 1905.

Present:—Hon. Mr. H. Wace, C.M.G., Chairman; J. H. Sproule, Esq.; E. Beven, Esq.; W. D. Gibbon, Esq.; C. Vanderwall, Esq.; R. W. Jonklaas, Esq.; L. Creasy, Esq.; P. T. Habeebo Lebbe, Esq.; Dr. G. P. Schokman.

1. The Minutes of Proceedings of the Meeting held on December 17, 1904, and of a Special Meeting held on the same day to consider the Budget for 1905, as required by section 111 of Ordinance No. 7 of 1887, were read, confirmed, and signed by the Chairman.

2. The following documents were submitted:—Statements of Receipts and Expenditure from close of 1903 to December 31, 1904, on account of the Municipal Fund, comprising the (No. 1) General Revenue, (No. 2) Consolidated Rate (Police and Lighting), and (No. 3) Water-rate Accounts; Progress Report of Works done brought up to the same date; Health Officer's Report for, and Statement of Cases instituted by the several Inspectors during, the month of December, 1904.

Resolved—That the several statements, together with the Minutes of Proceedings of this Meeting, as required by section 90 of the Municipal Councils' Ordinance, No. 7 of 1887, and the Health Officer's report, be forwarded to the Colonial Secretary for publication in the *Government Gazette*.

3. The following papers were laid on the table:—Reports by the several Inspectors on laundries inspected during December.

4. Return of burials at the General Cemetery during the second half of 1904.

5. The following correspondence was submitted and read:—

(a) Circular No. 199 of December 14, 1904, from the Colonial Secretary, respecting remittance on account commutation rate recovered by the Railway Department from employes, with reply dated December 29, 1904.

(b) Memorandum dated January 4, 1905, from the Colonial Secretary, forwarding copy of letter No. 6 of January 4, 1905, to the Director of Public Works, respecting a carriage drive along the Mahaweli-ganga, and inquiring the cost of a gravelled road from Getambe to Halloluwa road.

- (c) Endorsement No. 5, dated December 19, 1904, from the Colonial Secretary, forwarding memorandum by the Acting Attorney-General respecting carriage by-laws.
The suggestion made by Attorney-General was accepted.
- (d) Letter dated January 13, 1905, from Mrs. Philip, thanking the Council for the resolution of December 17, 1904.
- (e) Letter No. 57, dated January 10, 1905, from the General Manager, Ceylon Government Railway, in reply to the Chairman's letter No. 2,208 of December 21, 1904, forwarding copy of resolution adopted at Meeting on December 17, 1904, respecting train arrangements at Kandy, which had been previously circulated.
- (f) Letter No. 1, dated January 16, 1905, from the Colonial Secretary, intimating the sanction by the Governor of the levy of taxes, specified in the schedule sent, during 1905.
- (g) Letter No. 2, dated January 16, 1905, from the Colonial Secretary, intimating the sanction of the Governor to the levy of an assessment tax of 6 per cent. during 1905.

6. Read reports by several Inspectors that the cesspits on the following premises are in an insanitary state, and recommendation by the Health Officer that the several cesspits enumerated be emptied, disinfected, and filled up and dry-earth closets substituted, there being means of access to back of the several premises to allow of the removal of night soil without the necessity for passing through any of the houses.

On motion by Mr. Sproule, seconded by Mr. P. T. Habeeboo Lebbe and unanimously agreed to, it was resolved—That special authority be granted to the Chairman, in accordance with section 209 of the Municipal Councils' Ordinance, No. 7 of 1887, as amended by section 33 of Ordinance No. 1 of 1896, to require the owners of the several premises mentioned in the Inspectors' reports of January 6, 9, 11, and 17, 1905, to empty, disinfect, and close the cesspits on the said premises, and to substitute dry-earth closets therefor:—

Premises referred to.

No. 152, Peradeniya road, L. S. Fonseka.
 No. 153, Peradeniya road, S. A. Mohamado.
 No. 154, Peradeniya road, A. R. Felix.
 No. 156, Peradeniya road, J. R. Pullenayegam.
 No. 99, Deyennewela, R. M. Appuhamy.
 No. 217, Peradeniya road, Sergeant Rahim.
 No. 218, Peradeniya road, Pitche Umma.
 Nos. 219 and 220, Peradeniya road, Pakir Umma.
 Nos. 221 and 223, Peradeniya road, Subadar Assan.
 Nos. 201 to 203, Peradeniya road, Andris Fernando.
 Nos. 204 to 209, Peradeniya road, A. M. Mudanayaka.
 No. 905 to 913, Peradeniya road, A. D. J. Wijegoonewardene.
 No. 916, Peradeniya road, C. U. de Motte.
 No. 147, Peradeniya road, C. U. de Motte.
 No. 146, Peradeniya road, E. H. de Silva and P. S. Goonewardene.
 No. 981 to 983, Peradeniya road, A. D. J. Wijegoonewardene.
 No. 969 to 977, Peradeniya road, James Wijesinghe.

7. In accordance with notice dated January 11, 1905, Mr. W. D. Gibbon put the following questions:—Who is responsible for the condition of the bridge at Wellatta between Getambe and Katukele over the stream? By whom was it built originally, and who kept it in repairs till the floods in the stream damaged the culverts?

Reply.—The site of the bridge is outside the present Municipal limits. The Municipal Council is not responsible. The bridge was constructed many years back at the cost of Mr. F. Neat, who was proprietor of the premises situated to the south of the Meda-ela stream, and now known as "Wilhelms Rhue." The District Road Committee had charge of the road at one time. In 1900 the Municipal Council put in a few planks, as the bridge was impassable. In December of the same year the bridge, owing to faulty construction of abutment, was carried away during heavy floods. Papers submitted. In 1902 the limits of the Municipality were altered, the railway line forming the boundary as at present.

8. Mr. Gibbon asked—If any assistance is to be given by the proprietor of Wattarantenne estate, Mr. Forbes, in the maintenance of the bridge that crosses the stream near the paddy fields about the 2nd milestone on the Katugastota road, and if Mr. Forbes is a taxpayer.

Reply.—The road and bridge to Wattarantenne, are both private, having been constructed in the "palmy days of coffee" by Messrs. Sinne Lebbe Brothers, the owners of Wattarantenne. The bridge was seriously damaged and repaired by the Mercantile Bank, who then owned the estate.

The Council has never contributed anything towards maintenance of road or bridge.

In 1903 Mr. Forbes applied for aid from the Council, when it was resolved "that the matter remain over, pending the consideration of the proposal to open a road along the Mahaweli-ganga from Katugastota to Getambe."

Mr. Forbes pays assessment tax for police, also tax on vehicles and animals.

9. Mr. Gibbon asked—What steps the Ceylon Government is taking to make the Kandy railway station worthy of the city?

Reply.—Copy of resolution adopted at the Meeting on December 17, 1904, was forwarded to the General Manager; his reply dated 10th January has been circulated and submitted at this Meeting.

10. In accordance with notice Mr. Gibbon moved—That the Kandy railway station is now insufficient in many ways for the traffic and accommodation of the Kandy residents and tourists visiting it, and that Government be requested to provide a railway station fitted to meet the requirements of Kandy.

The motion was seconded by Mr. Sproule. Mr. Beven spoke in support of it, and the Chairman made some remarks.

On the motion being put to the Meeting it was carried *nem. con.*

11. The Meeting then proceeded to ballot for Members, out of their number to form, with the Chairman, four Standing Committees, under section 5 of Ordinance No. 7 of 1902.

The Chairman, on termination of each ballot, declared the following Members to have been duly elected :—

- (a) *Law and General Subjects* :—Messrs. Sproule, Beven, and Vanderwall.
 (b) *Market and Sanitation* :—Messrs. Jonklaas, Creasy, and Dr. Schokman.
 (c) *Finance and Assessment* .—Messrs. Gibbon, Beven, and Jonklaas.
 (d) *Municipal Works* :—Messrs. Sproule, Gibbon, and Creasy.

12. The following Members were appointed a Managing Committee of the Recreation Ground :—The Chairman, Mr. Creasy, and Dr. Schokman.

13. Papers connected with Mr. C. D. M. Wickramatunga's case, and which had not been seen by all the Members, were laid on the table and ordered to be re-circulated.

Confirmed this 18th day of February, 1905 :

H. WACE,
Chairman.

Statement of Receipts and Disbursements to December 31, 1904.

No. 1.—GENERAL REVENUE.

REVENUE.	Estimate.		Receipts.		EXPENDITURE.	Disbursements.	
	Rs.	c.	Rs.	c.		Rs.	c.
Arrears ...	2,538	6	4,056	39	Balance from 1903 ...	3,938	64
Cemetery account—fees and graves ...	1,000	0	890	0	Arrears ...	325	93
Commutation rate ...	10,500	0	10,581	0	Cemetery account—wages, &c. ...	1,026	78
Interest ...	75	0	28	96	Commutation rate—commission and sundries ...	941	12
Judicial account—fines ...	3,000	0	2,977	10	Government loans—repayment ...	2,298	54
Licenses ...	6,820	0	7,112	0	House of shelter—wages, &c. ...	197	32
Miscellaneous receipts ...	340	0	423	61	Interest ...	1,443	91
Public market—rents ...	15,360	0	18,465	56	Judicial account—establishment and printing ...	1,878	50
Rents ...	1,810	0	1,882	87	Legal expenses ...	75	0
Stamp duties ...	13,351	25	13,363	25	Licenses—printing and advertising ...	85	18
Scavenging—bucket fees ...	8,000	0	9,273	42	Miscellaneous charges ...	391	42
Slaughter-houses—fees ...	5,775	0	5,815	38	Office charges—establishment and sundries ...	6,045	25
Taxes ...	1,468	0	1,438	75	Pensions ...	810	33
Tolls ...	21,620	0	19,996	44	Public market—establishment, lighting, &c. ...	4,488	15
Public works ...	1,352	0	1,321	50	Rents—expenses on account cattle shed, &c. ...	803	62
Lake silt (Government contribution, Rs. 3,000 ; refund by Government Agent, Rs. 69) ...	—	—	3,069	0	Sanitation—establishment and sundries ...	6,725	20
Sundry receipts ...	—	—	2,820	46	Scavenging ...	31,099	2
					Slaughter-houses—establishment, grass, &c. ...	1,807	91
					Stamp duties ...	724	88
					Taxes—expenses on account dogs, &c. ...	715	67
					Time charges—wages, powder, &c. ...	502	92
					Tolls charges—repair of boats and approaches ...	2,289	96
					Public band ...	1,717	23
					Public works ...	25,680	9
					Lake silt ...	3,061	75
					Sundry disbursements ...	1,945	68
						101,020	0
					Balance carried to 1905 ...	2,495	69
						103,515	69
	93,009	31	103,515	69			

No. 2.—CONSOLIDATED RATE (POLICE AND LIGHTING).

REVENUE.	Estimate.		Receipts.		EXPENDITURE.	Disbursements.	
	Rs.	c.	Rs.	c.		Rs.	c.
Balance from 1903 ...	—	—	1,474	70	Arrears—commission, &c. ...	435	93
Arrears ...	12,500	0	9,674	97	Assessment tax charges—establishment, commission, &c. ...	4,502	13
Assessment tax, 1904 ...	27,993	0	25,724	12	Street lighting ...	19,779	49
Sundry receipts ...	—	—	504	90	Maintenance of police ...	12,973	28
					Sundry disbursements ...	686	70
Balance carried to 1905 ...	—	—	37,378	69			
			998	84			
	40,493	0	38,377	53			
						38,377	53

No. 3.—WATER-RATE ACCOUNT.

REVENUE.	Estimate.		Receipts.		EXPENDITURE,	Disbursements.
	Rs.	c.	Rs.	c.		
Balance from 1903	...	—	5,550	7	Arrears—commission, &c. ...	289 79
Arrears ...	7,000	0	6,622	60	Water-rate charges—establishment, commission, &c. ...	4,157 59
Water-rate, 1904...	27,093	0	24,702	38	Fairieland and Roseneath ...	11,471 26
Fairieland and Roseneath	12,250	0	10,035	38	Interest and sinking funds ...	18,025 70
Water service receipts	3,600	0	4,446	3	Waterworks—maintenance ...	6,052 91
Grass sold ...	925	0	918	72	Water service charges ...	2,094 93
Rents ...	300	0	485	75	Sundry disbursements ...	1,985 61
Sundry receipts ...	—		5,528	63		
						44,077 79
					Balance carried to 1905 ...	14,211 77
						58,289 56
			51,168	0		
			58,289	56		

Kandy, February 3, 1905.

L. VANDERSTRAATEN,
Accountant.

Health Officer's Report for the Month of December, 1904.

Scavenging.—The scavenging of the town was only fairly satisfactorily carried out during the month. On more than one occasion I found the drains in Peradeniya road in a very filthy condition. This was reported to the Secretary, with a recommendation that the coolies be fined for neglecting to flush these drains regularly.

Drains.—The drains are in much the same condition as when I first reported on them. The insanitary condition of the side drains in railway approach road, a portion of Peradeniya road, and slaughter-house road remaining still in that insanitary condition. These drains have been a subject of monthly report for years.

Water supply.—Good (*vide* attached analysis taken from a standpipe at Katukele).

Alleys.—Kept as clean as possible (*vide* my report for November).

Laundries.—Generally well kept.

Dairies.—The dairies in the town, which are five in number, are generally well kept.

Bakeries.—Generally well kept.

Market.—Generally well kept. The vegetable stalls require reconstructing; this has been often reported.

Food stuff.—Good and ample.

Cattle passed this month.—Cattle, 489; buffaloes, 100; sheep, 184; goats, 220.

Slaughter-house exposing shed.—Well kept.

Cooly lines.—Fairly well kept.

Boutiques.—Generally well kept.

Latrines.—Generally well kept.

General health.—The general health of the town was good. A few cases of measles and chickenpox were reported to me; these were isolated and treated in their own houses. Two cases of enteric fever were also reported (*vide* my book on Infectious Diseases).

Kandy, January 14, 1905.

ANDERSON SMITH,
Health Officer.*Examination of a Sample of Drinking Water.*

Source and possibility of contamination: from standpipe at Katukele. No possibility of contamination.

Chemical and Physical Examination.

1. Colour in 6-in. column: colourless.
Turbidity: no turbidity; clear; bright.
2. Odour: none.
3. Residue left on evaporation: a very slight white residue, which did not char on igniting.
4. Free ammonia: none.
5. Chlorine: under 2 grains per gallon.
Equivalent of common salt: under 3 grains per gallon.
6. Nitrites: no indication.
7. Nitrates: no indication.
8. Hardness: under four degrees.

9. Lead : none.
10. Zinc, iron, and copper : none.
11. Oxygen absorbed in 15 minutes at 212° F. : not more than .05 grain per gallon.

From the examination of the source of the water herein referred to, and the results obtained by analysis, I am of opinion that it is an exceedingly pure water and well adapted for all domestic purposes.

Kandy, January 8, 1905.

ANDERSON SMITH,
Health Officer.

Examination of a Sample of Drinking Water.

Source and possibility of contamination : standpipe in Ward street. No possibility of contamination.

Chemical and Physical Examination.

1. Colour in 6-in. column : colourless.
Turbidity : none ; quite clear and bright.
2. Odour : none.
3. Residue left on evaporation : only a very slight residue, which was white and not affected by igniting.
4. Free ammonia : no evident trace.
5. Chlorine : under 2 grains per gallon.
Equivalent of common salt : about 3 grains per gallon.
6. Nitrites : none.
7. Nitrates : a most minute trace.
8. Hardness : under four degrees.
9. Lead : none.
10. Zinc, iron, and copper : none.
11. Oxygen absorbed in 15 minutes at 212° F. : under .05 grain per gallon.

From the examination of the source of the water herein referred to, and the results obtained by analysis, I am of opinion that it is an exceedingly good sample of water and is well adapted for all domestic purposes, being free from any organic matter.

Kandy, January 27, 1905.

GEORGE NICHOLAS.

Examination of a Sample of Drinking Water.

Source and possibility of contamination : the reservoir. No obvious source of pollution.

Chemical and Physical Examination.

1. Colour in 6-in. column : colourless.
Turbidity : none ; bright ; clear.
2. Odour : none.
3. Residue left on evaporation : very slight white residue ; did not char when heated.
4. Free ammonia : no evident trace.
5. Chlorine : under 2 grains per gallon.
Equivalent of common salt : under 3 grains per gallon.
6. Nitrites : none.
7. Nitrates : a minute trace.
8. Hardness : under four degrees.
9. Lead : none.
10. Zinc, iron, and copper : none.
11. Oxygen absorbed in 15 minutes at 212° F. : under .05 grain per gallon.

From the examination of the source of the water herein referred to, and the results obtained by analysis, I am of opinion that it is a very good water and well adapted for all domestic purposes.

Kandy, January 30, 1905.

ANDERSON SMITH,
Health Officer.

Examination of a Sample of Drinking Water.

Source and possibility of contamination : standpipe in Ward street. No possibility of contamination.

Chemical and Physical Examination.

1. Colour in 6-in. column : colourless.
Turbidity : none ; quite clear and bright.
2. Odour : none.
3. Residue left on evaporation : only a very slight residue, which was white and not affected by igniting.
4. Free ammonia : no evident trace.
5. Chlorine : under 2 grains per gallon.
Equivalent of common salt : about 3 grains per gallon.
6. Nitrites : none.
7. Nitrates : a most minute trace.
8. Hardness : under four degrees.
9. Lead : none.
10. Zinc, iron, and copper : none.
11. Oxygen absorbed in 15 minutes at 212° F. : under .05 grain per gallon.

From the examination of the source of the water herein referred to, and the results obtained by analysis, I am of opinion that it is an exceedingly good sample of water and is well adapted for all domestic purposes, being free from any organic matter.

Kandy, February 2, 1905.

ANDERSON SMITH,
Health Officer.

Progress Report of Works done brought up to December 31, 1904.

Est. No.	Heads of Expenditure.	Amount voted for the Year.		Expenditure up to November 30.		Expenditure for December		Total Expenditure.	Balance.		
		Rs.	c.	Rs.	c.	Rs.	c.	Rs.	c.	Rs.	c.
1	Upkeep of pavements	2,300	0	2,023	50	270	42 ^a	2,293	92	6	8
2	Town streets	7,000	0	6,382	11	657	7 ^b	7,039	18	764	82
3	Alutgantota and Lady Anderson's road	700	0	525	88	171	7 ^c	696	95	3	5
4	Udawattakele roads and paths	1,800	0	1,421	38	321	71 ^d	1,743	9	56	91
5	Halloluwa and Bahirowakanda roads	1,700	0	1,636	30	56	68 ^e	1,692	98	7	2
6	Municipal buildings	1,800	0	1,779	17	60	71 ^f	1,839	88	—	—
7	Watering streets	500	0	451	3	4	43 ^g	455	46	44	54
8	Market buildings and premises	1,600	0	1,275	32	125	27 ^h	1,400	59	199	41
9	Ornamental plants	100	0	89	84	9	75 ^j	99	59	0	41
10	Tools	500	0	388	10	—	—	416	70	83	30
11	Maintenance, bathing tanks	210	0	125	47	43	37 ^k	168	84	41	16
12	Recreation ground	1,000	0	819	46	106	51 ^l	925	51	74	49
13	Sundry minor works	300	0	386	77	—	—	386	77	—	—
14	Repairs, cemetery-keeper's house	60	0	23	38	36	60 ^m	59	98	0	2
15	Castle Hill park	556	0	541	81	84	7 ⁿ	535	88	20	12
16	Recreation ground improvements	2,625	0	3,079	24	217	95 ^o	3,297	19	—	—
17	Carriage stand repairs	200	0	127	53	—	—	127	53	72	47
18	Barrel drains	2,000	0	2,031	58	—	—	2,031	58	—	—
	Retaining wall, Lake road	60	0	54	71	—	—	54	71	5	29
19	Lewella new road	—	—	—	—	—	—	—	—	—	—
20	Castle Hill privy	—	—	58	77	—	—	58	77	—	—
A	Sanitation account	600	0	488	51	47	20 ^p	535	71	64	29
B	Clearing side drains in town	600	0	597	8	—	—	599	83	0	17
C	Opening pits	2,630	0	2,345	60	235	7 ^q	2,580	67	49	33
D	Ferry approach	456	0	435	39	—	—	435	39	30	51
E	Ferry boat repairing	578	0	778	41	3	97 ^r	782	38	—	—
F	Repairing ferry boat, Gonawatta	914	0	895	65	—	—	895	65	18	35
	House of shelter	200	0	146	70	50	62 ^s	197	32	2	68

(a) Repairs to pavement, Trincomalee street, Rs. 104.98; 900 lineal yards barrel drain cleared of silt in Trincomalee street, Rs. 89.74; fixing gratings, Trincomalee street, Rs. 7.10; repairing six manhole covers, Trincomalee street, Rs. 10; repairing 7 manhole covers, town streets, Rs. 10.36; repairing 12 lineal feet barrel drain, Trincomalee street, Rs. 24.42; fixing gratings, town streets, Rs. 6.50; repairs to 8 lineal feet barrel drain repaired, Rs. 16.32.

(b) 36.75 cubes metal getting, Rs. 203.56; 20 cubes metal transported, Rs. 20.35; 40 cubes metal spread and consolidated, Rs. 70.31; 95 cubes of gravel transported, Rs. 141.20; 46 cubes gravel spread, Rs. 23.12; 3 miles of side drains cleared and sides reduced, Rs. 26; 3 miles jungle cut back, Rs. 6.

(c) 4 miles side drains cleared, sides reduced, and jungle cut back, Rs. 60; repairs to road Rs. 61.07; superintendence, Rs. 10.

(d) 78 cubes gravel transported, Rs. 98.14; 78 cubes gravel spread, Rs. 23.69; 7 miles side drains cleared, sides reduced, and cutting back jungle, Rs. 161.53; landslip cleared, Rs. 14.23; sweeping leaves from roads, Rs. 14.12; superintendence, Rs. 12.

(e) Landslips removed, Rs. 31.37; clearing grating behind railway premises, Rs. 9.85; repairs to footbridge Rs. 8.46; superintendence, Rs. 7.

(f) 33 squares whitewashing, slaughter-house, cattle exposing shed, and public privy, Rs. 9.19; removing frame work of window, Town Hall, Rs. 17.

(g) Hire of bullocks for cart, Rs. 4.43.

(h) 36 squares whitewashing main building and privy, Rs. 10.42; 36 squares of stalls whitewashed, Rs. 8.50; sweeping grounds, Rs. 11.47; repairs to stalls Rs. 13.47; cleaning and painting ironwork, Rs. 20.30; repairing butchers' logs, Rs. 16.63; shifting tiles of privy, Rs. 20.20; superintendence, Rs. 10.

(i) Attending plants, Rs. 9.75.

(k) Proportion of cost of repairing tools, Rs. 43.37.

(l) Hire of bullocks and drivers for machines, Rs. 54.46; weeding and cleaning jungle, Rs. 43.59; superintendence, Rs. 8.

(m) Painting windows and doors, Rs. 28.50; repairs to building, Rs. 8.10.

(n) Sweeping grounds, weeding, care of plants, Rs. 32.26; proportion of cost of store and line watcher Rs. 46.81; superintendence, Rs. 5.

(o) Wages and extra diets for guards in charge of prisoners, Rs. 181.36; repairs to wire fence, Rs. 12.56; materials, Rs. 24.03.

(p) Clearing jungle and removing rubbish from stream, Rs. 42.20; superintendence, Rs. 5.

(q) 109 cubes earth cutting and opening pits, Rs. 105.26; covering in pits, Rs. 107.81; clearing out drain, Rs. 10 superintendence, Rs. 12.

(r) Lewella boat repaired, Rs. 3.97.

(s) Wages of caretaker, Rs. 12.40; shifting tiles, Rs. 38.22.

H. BYRDE,
Superintendent of Works.

LIST of persons licensed during March, 1905, under Ordinance No. 15 of 1889, to practise as Auctioneers and Brokers:—

Auctioneer.

28. Gangodawillage Emanuel Dabera.

Brokers.

44. Muttuweera Pulle Seeniwassagam Vadi Valoo Pulle.

45. Don Baron Guneratne.

46. Albert Brownrigg Sattrukalsinghe.

47. Liveris Sooriya Arachchi Ameresekere.

The Municipal Office,
Colombo, April 19, 1905.

R. B. DUNUWILLE,
for Chairman, Municipal Council,
and Mayor of Colombo.

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

Vessel.	Date of Clearing.	For what Port.	Plantation Coffee.	Native Coffee.	Tea.	Cacao.	Bark Cinchona.	Branch Cinchona.	Cinchona Chips.	Cocoanuts.	Copra.	Cocanut Oil.	Cocanut Poonac.	Cinnamon.	Cinnamon Oil.	Citronella Oil.	Cardamoms.	Ebony.	Plumbago.	Coir Rope.	Coir Junk.	Coir Yarn.	Coir Fibre.	Sapan-wood.	Orchilla.	Kitul Fibre.	Deer Horns.
			cwt.	cwt.	lb.	cwt.	lb.	lb.	lb.	No.	cwt.	cwt.	cwt.	lb.	oz.	oz.	lb.	cwt.	cwt.	cwt.	cwt.	cwt.	cwt.	lb.	lb.	cwt.	cwt.
COLOMBO.																											
ss. Pekin	10-4	Bombay	—	—	7679	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
ss. Sardinia	10-4	London	—	—	397198	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
ss. Borneo	10-4	Calcutta	—	—	25696	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
ss. Austria	10-4	Trieste	—	—	9195	90	—	—	—	8000	1768	9201	—	1000*	—	—	—	—	—	—	—	—	—	—	—	—	—
ss. Mongolia	11-4	London	—	—	87114	—	—	—	—	—	—	—	—	—	—	—	—	—	101	—	—	—	—	—	—	—	—
ss. Alesia	11-4	Hamburg	—	—	9405	98	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
ss. Bucentaur	11-4	London	—	—	182249	686	—	—	—	45080	—	4012	500	12000†	—	—	—	—	3504	—	—	—	—	—	—	—	—
ss. Clan Macfadyen	11-4	London	—	—	239353	132	—	—	—	19450	—	4507	—	2900‡	—	57360	2516	—	494	—	—	—	—	—	—	—	—
ss. Warwickshire	12-4	Rangoon	—	—	250	—	—	—	—	—	—	—	—	—	—	—	—	—	920	—	—	16	314	—	—	—	—
ss. Annam	12-4	China	—	—	70521	—	—	—	—	—	—	—	—	—	—	—	—	—	20	—	—	—	—	—	—	—	—
ss. Victoria	12-4	Australia	—	—	269900	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
ss. Andalusia	13-4	Odessa	—	—	394323	—	—	—	—	—	8000	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
ss. Baralong	13-4	London	—	—	231351	226	—	—	—	81015	—	—	1628	11100§	—	—	—	—	—	—	—	—	—	—	—	—	—
ss. Beira	13-4	Yokohama	—	—	39606	400	—	—	—	—	—	—	—	12500	—	—	—	—	600	555	—	—	—	—	—	—	—
ss. Moldavia	13-4	Australia	19	—	321159	60	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	286	—	—	—	—	—
ss. C. Lopez Y. Lopez	13-4	Manila	—	—	520	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
ss. Sithonia	13-4	Hamburg	—	—	170957	2046	—	—	—	24620	—	481	2000	15000	—	—	—	—	9370	1405	652	—	—	—	—	—	—
ss. Preussen	13-4	Yokohama	—	—	61010	—	—	—	—	—	—	99	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
ss. Bohemia	13-4	London	—	—	88287	—	—	—	—	—	—	—	—	—	—	—	—	—	614	—	—	—	—	—	—	—	—
ss. Staffordshire	14-4	London	—	—	1049147	129	—	—	—	18010	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
ss. Telemachus	14-4	Pacific Ports	—	—	54075	324	—	—	—	—	—	123	—	7500	—	—	—	—	635	635	—	—	—	—	—	—	—
ss. Himalaya	15-4	London	—	—	8894	22	—	—	—	28531	—	—	2001	4706¶	400	—	11470	—	—	—	—	—	—	—	—	—	—
GALLE.																											
ss. Scindia	10-4	Calcutta	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
ss. Nairung	10-4	Calcutta	—	—	—	—	—	—	—	—	—	117	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
ss. Nizam	11-4	Calcutta	—	—	—	—	—	—	—	—	—	82	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
ss. Clan Sinclair	11-4	London	—	—	—	—	—	—	—	20500	128	3115	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—

* And Chips 560 lb.

† And Chips 44,912 lb.

‡ And Chips 1,460 lb.

§ And Chips 3,332 lb.

|| And Chips 67,536 lb.

¶ And Chips 346 lb.

Importation of Rice from Indian and other Ports during the Week.

TO COLOMBO:—

From Bombay	...	Bags	145
Calcutta	...	"	53,200
Adrampatam	...	"	56
Calicut	...	"	14
Tuticorin	...	"	8,026
China	...	"	1,000
Rangoon	...	"	2,000
Total	...	Bags	64,441

TO GALLE:—

Nil.

H. M. Customs,
Colombo, April 18, 1905.

W. E. THORPE,
for Principal Collector.

THE under-mentioned goods having been left in the King's Cask Warehouse beyond the time allowed by law, notice is hereby given that unless the same be cleared or bonded, they will be sold by public auction on Monday, May 1, 1905, at 12 noon :—

Report No. and Date.	Vessel.	Whence.	Marks.	Quantity and Description of Goods.
1904. 553 of December	19 ss. Hohenfels ...	Calcutta ...	Nil	2 bags manure (rape)
1905. 21 of January	2 ss. Manica ...	Penang ...	S B	3 bundles tea shooks
Do.	do. ...	do. ...	M B K in a diamond	2 do.
Do.	do. ...	do. ...	Nil	2 do.
Do.	do. ...	do. ...	M in a diamond	2 do.
Do.	do. ...	do. ...	III in a diamond	1 do.
1904. 622 of December	31 ss. Buchana ...	Calcutta ...	Nil	3 bags rice
1905. 26 of January	1 ss. Persia ...	Trieste ...	G B 44	1 case spirits
44 of January	5 ss. Sanigambia ...	China ...	Nil	1 bundle tea shooks
Do.	ss. Lady Havelock	—	Pole Fletcher	2 packages furniture
—	Unknown	—	J J, 33 in a diamond, 44	1 case merchandise
—	do.	—	606 in a diamond	1 do.
—	do.	—	Nil	3 bags manure

H. M. Customs,
Colombo, April 11, 1905.

R. N. THAINE,
for Principal Collector.

NOTICES TO MARINERS.

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

By His Excellency's command,

A. M. ASHMORE,
Colonial Secretary,
Colonial Secretary's Office,
Colombo, April 11, 1905.

BENGAL.—No. 93.

Australia—Queensland—Port Douglas—New Entrance Channel—Directions to enter the Inlet.

The Port Master, Brisbane, has given notice (No. 1 of 1905) that on and after 1st March the small light showing a white sector, and the leading beacons carrying green lights at night, for crossing the Bar, will be discontinued, and a pair of white triangular beacons, with vertical black stripe in centre, carrying white lights at night, will be exhibited from Magazine islet, bearing in line N. E. by N. $\frac{1}{2}$ N.

These lights and beacons in line lead through the centre of the recently dredged channel 200 ft. wide, across the Bar, with a depth of 10 ft. at L. W. S. The depth in the inlet up to the wharves remains as before, i.e., 5 to 6 ft. at L. W. S. Dredging operations to form a basin will continue in progress.

Directions.—To enter the inlet bring the pair of triangular beacons or white lights at night in line bearing N. E. by N. $\frac{1}{2}$ N. when approaching Island point. Keep these marks in line until the existing pair of beacons, carrying red lights at night, bearing N. $\frac{1}{2}$ E., come in line, when proceed on the latter line as heretofore.

Australia Directory, vol. 2; Admiralty Chart No. 2,924 (old).

E. J. BEAUMONT, Comdr., R.I.M.,
Port Officer of Calcutta.
Calcutta, March 24, 1905.

BENGAL.—No. 94.

Australia—Wide Bay Bar—Hook Point—The Square Beacons to be kept open.

With reference to Notice to Mariners No. 321, dated September 24, 1904, issued by this office, the Port Master, Brisbane, has given further notice (No. 2 of 1905) that, when crossing Wide bay Bar, the square beacons on Hook point must now be kept open once their own width to the northward.

Charts affected :—Nos. 1,030 and 1,068; Australia Directory, vol. 2.

E. J. BEAUMONT, Comdr., R.I.M.,
Port Officer of Calcutta.
Calcutta, March 24, 1905.

BENGAL.—No. 95.

Pacific Ocean—Fiji Islands—Levuka Harbour—Alteration in Lights.

The British Admiralty has given notice (No. 145 of 1905) that after December 31, 1904, the colour of the light (fixed) situated $1\frac{1}{2}$ cables S. 50° E. from Nasova flagstaff would be changed from green to red.

Approximate position : lat. $17^{\circ} 41\frac{1}{2}'$ S., long. $178^{\circ} 51\frac{1}{2}'$ E. Also that after the same date a green fixed light would be established on the south-eastern extremity of Queen's Wharf, situated about half a cable N. 28° E. from Naquima point. This is in addition to the green light on the north-east extreme of the same wharf.

Variation, 10° easterly in 1905.

This notice affects the following Admiralty Chart :—Ovalau, No. 1,249; Levuka Harbour, No. 1,244; also List of Lights, part VI., 1905, No. 1,620, page 291; part VII., No. 534, page 105; and Pacific Islands, vol. II., 1900, pages 151, 150.

E. J. BEAUMONT, Comdr., R.I.M.,
Port Officer of Calcutta.
Calcutta, March 24, 1905.

BENGAL.—No. 96.

China, North Coast—Wei Hai Wei, Western Entrance—Non-existence of Shoal.

The British Admiralty has given notice (No. 147 of 1905) that a careful search made by divers, and also by use of the lead, failed to find the 25 ft. patch shown on the Chart at a distance of $2\frac{1}{2}$ cables S. 60° E. from Grafton point in the western entrance to Wei Hai Wei; it is considered, therefore, that this solitary sounding was due to an error in the original copy of the survey sent into Office, and should have been 35 instead of 25; it has in consequence been expunged from the Chart. There is, however, a depth of 30 ft. rock to the north-eastward of the position where 25 ft. was shown. From it the north-eastern extreme of Pei Shan point bears N. 32° W., distant $3\frac{3}{4}$ cables, and the south extreme of King Hall point S. 74° W.

Approximate position: lat. $37^{\circ} 31\frac{1}{4}'$ N., long. $122^{\circ} 9\frac{1}{2}'$ E.
Variation, 3° westerly in 1905.

This notice affects the following Admiralty Chart:—Wei Hai Wei Anchorage, No. 3,025; also China Sea Directory, vol. III., 1904, page 556.

E. J. BEAUMONT, Comdr., R.I.M.,
Port Officer of Calcutta.

Calcutta, March 24, 1905.

BENGAL.—No. 97.

Africa, South—Cape Colony—Simon's Bay—Dockyard Extension Works—Light-buoy established.

With reference to Notice to Mariners No. 397, dated November 18, 1904, issued by this office, the British Admiralty has given further notice (No. 149 of 1905) that a light-buoy exhibiting a white fixed light has been established to mark the extremity of the extension works in progress off Block House point; it is situated at a distance of $3\frac{3}{4}$ cables N. 14° E. from the Block House on Block House point.

Approximate position: lat. $34^{\circ} 11\frac{1}{4}'$ S., long. $18^{\circ} 26\frac{1}{2}'$ E.
Variation, 29° westerly in 1905.

Caution.—Vessels must not pass to the southward of this light-buoy.

This notice affects the following Admiralty Chart:—Simon's Bay, No. 1,849; Also, Africa Pilot, part II., 1901, page 343; Africa Pilot, part III., 1897, page 72; and Supplement, 1900, page 6.

E. J. BEAUMONT, Comdr., R.I.M.,
Port Officer of Calcutta.

Calcutta, March 24, 1905.

BENGAL.—No. 98.

Pacific Ocean—New Hebrides Group—Espiritu Santo Island, Baldwin Cove—Rock reported—Aoba Island—Rock to the North-Westward.

The British Admiralty has given notice (No. 151 of 1905) of the existence of a coral knoll, with a depth of 5 ft. over it, in Baldwin cove, situated in a position from which the rock dries 3 ft. on Richards reef bears S. 10° E., distant $1\frac{1}{5}$ cables, and Conspicuous tree in line with an island 30 ft. S. 81° W.

This head, which is 2 or 3 yards in extent, is steep-to and has depths of 9 to 10 fathoms around it.

Approximate position: lat. $15^{\circ} 35'$ S., long. $167^{\circ} 1\frac{1}{2}'$ E.

Also that he had received reliable information of the existence of a pinnacle rock, with a depth of 5 ft. over it, situated about 5 miles N. W., from Lorni bluff, Aoba island.

There is a depth of 30 fathoms close to this rock.

Approximate position: lat. $15^{\circ} 17'$ S., long. $167^{\circ} 44\frac{1}{2}'$ E.
Variation, 9° easterly in 1905.

This notice affects the following Admiralty Charts:—Plan of Baldwin Cove on Chart No. 1,486; New Hebrides Island, No. 3,033; also Pacific Islands, vol. II., 1900, pages 486, 449.

E. J. BEAUMONT, Comdr., R.I.M.,
Port Officer of Calcutta.

Calcutta, March 24, 1905.

BENGAL.—No. 99.

China, East Coast—Shantung—Kyau Chau Bay—Great Harbour Entrance—Shoal formed in Approach.

The British Admiralty has given notice (No. 153 of 1905) that a shoal has been formed by the discharge of spoil on the bank opposite to the entrance of the Great Harbour, Kyau Chau bay. The position of this shoal is marked by a spar beacon with a broom as a topmark, erected in a depth of 2 ft. at low water, and situated at a distance of $3\frac{1}{5}$ miles N. 12° E. from Yu nui san light.

Approximate position on Chart No. 857: lat. $36^{\circ} 5' 53''$ N., long. $120^{\circ} 18' 5''$ E.

Variation, 3° westerly in 1905.

This notice affects the following Admiralty Chart:—Kyau Chau Bay, No. 857; also China Sea Directory, vol. III., 1904, page 530.

E. J. BEAUMONT, Comdr., R.I.M.,
Calcutta, March 24, 1905. Port Officer of Calcutta.

BENGAL.—No. 100.

Korea, West Coast—Naju Group—Moji do—Shoal to the North-Eastward.

The British Admiralty has given notice (No. 156 of 1905) of the existence of a shoal, with a depth of $1\frac{1}{2}$ fathoms over it, situated at a distance of about 8 cables S. 76° E. from the northern extremity of Moji do, Naju group, Korea.

Approximate position: lat. $34^{\circ} 38\frac{1}{2}'$ N., long. $125^{\circ} 58\frac{3}{4}'$ E.

This shoal appears to be the outer extremity of a ledge which extends for about three-quarters of a mile in an E.N.E. direction from the north-east point of the island.

Variation, 4° westerly in 1905.

This notice affects the following Admiralty Charts:—Korean Archipelago, No. 104; Western Coast of Korea, No. 913; also Sailing Directions for, &c., Korea, &c., 1904, page 74.

E. J. BEAUMONT, Comdr., R.I.M.,
Calcutta, March 24, 1905. Port Officer of Calcutta.

BENGAL.—No. 101.

Eastern Archipelago—Strait of Malacca—Straits Settlements—Kwala Muar—Light-buoy established at Entrance.

The British Admiralty has given notice (No. 158 of 1905) that on January 1, 1905, a light-buoy was established at the entrance of Kwala Muar, in approximately lat. $2^{\circ} 2' N.$, long. $102^{\circ} 31' 40'' E.$ The character of the light exhibited is not stated, but it is presumed that it is white fixed.

This notice affects the following Admiralty Chart:—Cape Rachado to Singapore, No. 795; also China Sea Directory, vol. I., 1896, page 190; and Supplement, 1899, page 14.

E. J. BEAUMONT, Comdr., R.I.M.,
Calcutta, March 24, 1905. Port Officer of Calcutta.

BENGAL.—No. 102.

China—Hong Kong—Green Island Light—Arc of Visibility.

The British Admiralty has given notice (No. 162 of 1905) that during the construction of a new lighthouse tower Green island light will not show red and white sectors as before, but will be only visible as a white fixed light from the bearing of S. 76° E., through east and north, to N. 84° W., being obscured in other directions by the new building.

Approximate position: lat. $22^{\circ} 17\frac{1}{4}'$ N., long. $114^{\circ} 6\frac{1}{2}'$ E.
Variation, 1° easterly in 1905.

This notice affects the following Admiralty Chart:—Hong Kong, Nos. 1,466 and 3,280; also List of Lights, part VI., 1905, No. 721; China Sea Directory, vol. III., 1904, page 68.

E. J. BEAUMONT, Comdr., R.I.M.,
Calcutta, March 24, 1905. Port Officer of Calcutta.

LOCAL BOARD NOTICES.

LOCAL BOARD, MATARA.

Statement of Revenue and Expenditure of the Local Board of Health and Improvement of the Town of Matara for the Year 1904.

REVENUE.	Amount.	Total.	EXPENDITURE.	Amount.	Total.
	Rs. c.	Rs. c.		Rs. c.	Rs. c.
Balance on December 31, 1903 ...	—	9,673 8	Establishment ...	2,040 0	
Taxes ...	7,473 61		Office contingencies ...	198 18	
Licenses ...	9,707 1		Public works ...	6,740 59	
Fines ...	401 44		Sanitary charges ...	3,927 3	
Rents ...	3,614 2		Police charges ...	95 96	
Sundries ...	2,111 25		Lighting ...	2,960 14	
		23,307 33	Sundries ...	267 53	
			Revenue services ...	636 64	
			Law expenses ...	21 50	
			Audit charges ...	157 50	
				—	17,045 7
		32,980 41	Balance ...	—	15,935 34
					32,980 41

I, G. M. Cookson, do hereby swear that the above is to the best of my knowledge and belief a true and correct account of all the moneys received and paid on account of the Local Board of Matara during the year 1904, and that the balance is in the hands of the Assistant Government of Matara.

Sworn to on the 15th day of March, 1905, before me :

H. E. BEVEN,
Justice of the Peace.

G. M. COOKSON, Chairman.
C. A. GUNARATNE, Member.

Statement of Assets and Liabilities of the Local Board of Matara on December 31, 1904.

ASSETS.	Amount.	Total.	LIABILITIES.	Amount.	Total.
	Rs. c.	Rs. c.		Rs. c.	Rs. c.
Balance on December 31, 1904 ...	—	15,935 34	Office contingencies ...	10 40	
Taxes ...	859 50		Public works ...	869 16	
Licenses ...	81 70		Sanitary charges ...	15 20	
Sundries ...	108 50		Lighting ...	28 77	
		1,049 70	Sundries ...	1 0	
			Revenue services ...	20 43	
				—	944 96
		16,985 4	Balance ...	—	16,040 8
					16,985 4

I, G. M. Cookson, do hereby swear that to the best of my knowledge and belief the above is a true and correct statement of the assets and liabilities of the Local Board of Matara on December 31, 1904.

Sworn to on the 15th day of March, 1905, before me :

H. E. BEVEN,
Justice of the Peace.

G. M. COOKSON, Chairman.
C. A. GUNARATNE, Member.

ROAD COMMITTEE NOTICES.

I HEREBY give notice in terms of the 14th section of the Branch Roads Ordinance, No. 14 of 1896, of my intention to hold a General Meeting of the proprietors or resident managers of estates interested in the branch road from Deniyaya to Hayes estate, within the Morawak korale of the Southern Province, for the purpose of electing a new Local Committee to perform the duties imposed upon such Committee by the said Ordinance.

The meeting will be held at the Deniyaya Resthouse on May 6, 1905, at 3 P.M.

Provincial Road Committee's Office,
Galle, April 10, 1905.

H. L. CRAWFORD,
Chairman, Provincial Road Committee, Southern Province.

TRADE MARKS NOTIFICATIONS.

IN compliance with the provisions of "The Trade Marks Ordinances, 1888 and 1890," and the Regulations made on March 28, 1889, notice is hereby given that Messrs. Julius & Creasy of Colombo have applied on behalf of the Antikamnia Chemical Company of 1,622, Pine street, St. Louis, Missouri, United States of America, Manufacturing Chemists, who claim to be the proprietors thereof, for the registration of the following Trade Mark for Chemical Substances prepared for use in Medicine and Pharmacy in Class 3 in the Classification of Goods in the above-named Regulations.



Colonial Secretary's Office,
Colombo, April 13, 1905.

A. M. ASHMORE,
Colonial Secretary.

IN compliance with the provisions of "The Trade Marks Ordinances, 1888 and 1890," and the Regulations made on March 28, 1889, notice is hereby given that Messrs. Julius & Creasy of Colombo have applied on behalf of Messrs. A. & F. Pears, Limited, Soapmakers and Perfumers, 71/75, New Oxford street, London, and at Isleworth, Middlesex, England, who claim to be the proprietors thereof, for the registration of the following Trade Mark for Perfumery (including toilet articles, preparations for the teeth and hair, and perfumed soap) in Class 48 in the Classification of Goods in the above-named regulations).



A & F Pears

Colonial Secretary's Office,
Colombo, April 13, 1905.

A. M. ASHMORE,
Colonial Secretary.

IN compliance with the provisions of "The Trade Marks Ordinances, 1888 and 1890," and the regulations made on March 28, 1889, notice is hereby given that Messrs. Julius & Creasy of Colombo have applied on behalf of Messrs. A. & F. Pears, Limited, Soapmakers and Perfumers, 71/75, New Oxford street, London, and at Isleworth, Middlesex, England, who claim to be the proprietors thereof, for the registration of the following Trade Mark for Perfumery (including toilet articles, preparations for the teeth and hair, and perfumed soap) in Class 48 in the Classification of Goods in the above-named Regulations).



Colonial Secretary's Office,
Colombo, April 13, 1905.

A. M. ASHMORE,
Colonial Secretary.

IN compliance with the provisions of "The Trade Marks Ordinances, 1888 and 1890," and the Regulations made on March 28, 1889, notice is hereby given that Messrs. Julius & Creasy of Colombo have applied on behalf of Messrs. E. Spinner & Co. of Manchester, England, and Nos. 31 and 33, Esplanade road, Fort, Bombay, Piece Goods Merchants, who claim to be the proprietors thereof, for the registration of the following Trade Marks in a series for Khaki Drill in Class 24 in the Classification of Goods in the above-named Regulations :—



The above representation, with the words Halifax, Hull, Stockport, Wigan, Warrington, Medium, Bowden, and Calim, respectively, representing the qualities of the cloths, forms the several Trade Marks.

Colonial Secretary's Office,
Colombo, March 30, 1905.

A. M. ASHMORE,
Colonial Secretary.

IN compliance with the provisions of "The Trade Marks Ordinances, 1888 and 1890," and the Regulations made on March 28, 1889, notice is hereby given that Messrs. G. A. Marinitsch & Co. have applied on behalf of the "Société des Chaux et Ciments Romain Boyer, Marseille," who claim to be the proprietors thereof, for the registration of the following Trade Mark for Cement (in all sizes and colours or combination of colours) in Class 17 in the Classification of Goods in the above-named Regulations :—



Colonial Secretary's Office,
Colombo, April 6, 1905.

A. M. ASHMORE,
Colonial Secretary.

IN compliance with the provisions of "The Trade Marks Ordinances, 1888 and 1890," and the Regulations made on March 28, 1889, notice is hereby given that Messrs. Julius & Creasy of Colombo have applied on behalf of Messrs. James Saunders & Company, Limited, of 15, Charlotte street, Fitzroy Square, London, England, Wine and Spirit Merchants, who claim to be the proprietors thereof, for the registration of the following Trade Mark for Whisky in Class 43 in the Classification of Goods in the above-named regulations.

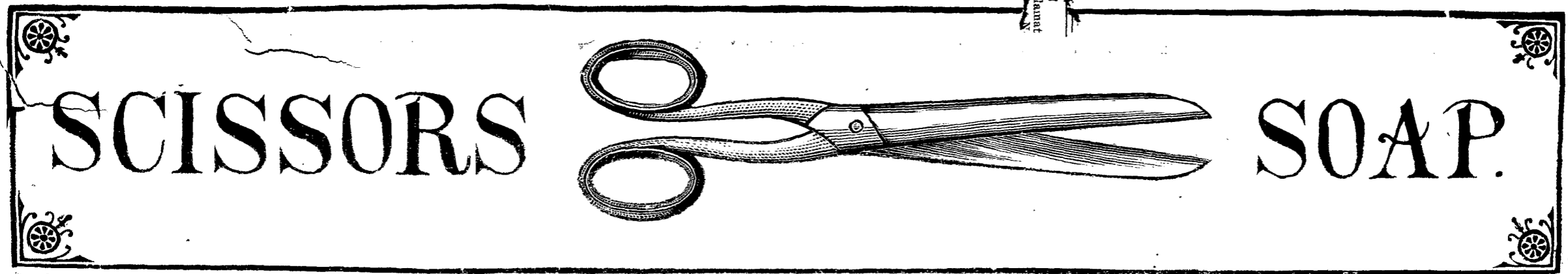
The essential particulars of the Trade Mark are the combination of devices, and the applicants disclaim any right to the exclusive use of the added matter except in so far as it consists of their name.



Colonial Secretary's Office,
Colombo, April 1, 1905.

A. M. ASHMORE,
Colonial Secretary.

IN compliance with the provisions of "The Trade Marks Ordinances, 1888 and 1890," and the Regulations made on March 28, 1889, notice is hereby given that Messrs. K. M. Meeran Saibo & Co., Merchants and Agents, 108, 4th Cross street, Pettah, Colombo, who claim to be the proprietors thereof, have applied on behalf of themselves for the registration of the following Trade Mark for Bar Soap manufactured in the Island in Class 47 in the Classification of Goods in the above-named Regulations :-



Colonial Secretary's Office,
Colombo, March 30, 1905.

A. M. ASHMORE,
Colonial Secretary.