Ceylon Government Gazette

Published by Authority.

No. 5,725—FRIDAY, OCTOBER 12, 1900.

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

Part V.—Municipal, Local, and Miscellaneous.

UNOFFICIAL ANNOUNCEMENTS.

MEMORANDUM OF ASSOCIATION OF THE CEYLON PLANTERS' RUBBER SYNDICATE, LIMITED.

1. THE name of the Company is "THE CEYLON PLANTERS' RUBBER SYNDICATE, LIMITED."
2. The registered office of the Company is to be established in Ceylon.
3. The objects for which the Company is established are—

(*a*) To purchase, lease, take in exchange, hire, or otherwise acquire any lands in the Malay peninsula or elsewhere, and any works, machinery, stock, plant, and real or personal, immovable or movable estate or property of any kind, and wheresoever situate, including concessions or easements or rights of any kind.

(*b*) To hold, use, clear, open, plant, cultivate, work, manage, improve, carry on, and develop the undertaking lands, and real and personal estates or property and assets of any kind of the Company or any part thereof.

(*c*) To sell, let, lease, exchange, part with, transfer, deliver, charge, mortgage, or otherwise howsoever dispose or deal with the undertaking lands, and real and personal estate or property and assets of any kind of the Company or any part thereof.

(*d*) To plant, grow, and produce rubber, tea, coffee, cinchona, cocoa, cardamoms, rhea, ramie, plants, trees, and other natural products of any kind in the Malay peninsula or elsewhere.

(*e*) To treat, cure, submit to any process or manufacture, and prepare for market (whether on account of the Company or others) rubber, tea, coffee, or any other such products as aforesaid, or any articles or things whatsoever, to buy, sell, trade, and deal in rubber, tea, coffee, and other plants and seed, and rice and other food and requisites for coolies, labourers, and others employed on estates, and to buy, sell, warehouse, transport by land or water, trade, and deal in rubber, tea, coffee, and other products, wares, merchandise, articles, and things of any kind whatsoever.

(*f*) To work mines or quarries, and to find, win, get, work, crush, smelt, manufacture, or otherwise deal with ores, metals, minerals, oils, precious and other stones, or deposits or products, and generally to carry on the business of mining in all branches.

(*g*) To build, make, construct, equip, maintain, improve, alter, and work tea factories, coffee-curing mills, manufactories, buildings, erections, roads, tramways, and other works, matters, and things of any kind.

(*h*) To acquire by grant, purchase, license, or otherwise patents, or patent rights or other rights, privilege, or concessions of any kind, and to work, exercise, grant licenses for the use of or otherwise dispose of, or deal with the same.

(*i*) To cultivate, manage, and superintend estates and properties in the Malay peninsula and elsewhere, and generally to undertake the business of estate agents in the Malay peninsula 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.

(*j*) To administer trust estates and the estates of deceased persons or bankrupt or insolvent estates, or estates in liquidation in Ceylon or elsewhere, and to undertake the office of trustee, executor, assignee, liquidator, inspector or any similar office, and to perform and discharge the duties of any such office for a commission or other remuneration or otherwise.

(*k*) To carry on the business of merchants, exporters, importers, traders, engineers, and other trades, business, or undertaking whatsoever.

(*l*) To draw, accept, make, and endorse bills of exchange, promissory notes, and other negotiable instruments.

(*m*) 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.

(*n*) To borrow and raise money for the purposes of the Company in any manner and on any terms.

(*o*) For the purposes of securing the payment of money or the performance or discharge of any obligation or liability of the Company, or for any other purpose of the Company, to mortgage and charge the undertaking lands and real and personal estate or property and assets of the Company, present or future (including uncalled capital for the time being), or any part thereof, or to give any other kind of security, or any guarantee or obligation of any kind whatsoever.

(*p*) To make and execute mortgages, charges, debentures, debenture stock, and other securities and instruments of any kind whatsoever, with power to issue the same or any of them payable to bearer or otherwise, and at par or at a premium or discount, and perpetual or redeemable or repayable with or without a bonus or premium, and in any form and containing any provisions.

(*q*) To unite, co-operate, amalgamate, or enter into partnership or other arrangement for the sharing of profits or union of interests, or for any other purpose with any other person whatsoever.

(*r*) To acquire by purchase or otherwise, and undertake all or any part of the business, property, assets, and liabilities of any other person whatsoever.

(*s*) 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.

(*t*) To procure the Company to be registered or established or authorized to do business in Ceylon or in the Malay peninsula or elsewhere.

(*u*) 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 as fully or partially paid up.

(*v*) To accept consideration for 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, and generally to accept any consideration to be received by the Company in money or in shares (whether wholly or partially paid up) of any Company, or in the mortgages, debentures, or obligations of any Company or person, or partly in one of these modes and partly in another, or in any other kind or mode whatsoever.

(*w*) 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.

(*x*) To do all such things as shall be incidental or conducive to the attainment of the objects abovementioned or any of them, or any one or more of the objects aforesaid, it being hereby declared that in the foregoing clause (unless a contrary intention appears) the word "person" includes any number of persons and a corporation, and that the "other objects" specified in any one paragraph are not to be limited or restricted by reference to or interference from any other paragraph.

4. The liability of the Shareholders is limited.

5. The nominal capital of the Company is Rs. 90,000, divided into 180 shares of Rs. 500 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 Subscriber.
A. R. WILSON-WOOD, Kotagala	One
Witness to the above signature this Sixth day of September, 1900 : S. W. Samuel, Kotagala, Clerk.	
W. H. AITKEN, Dikoya	One
Witness to the above signature this Sixth day of September, 1900 : W. Perera, Dikoya, Teamaker.	
WM. P. HALLILEY, Nanu-oya	One
Witness to the above signature this Sixth day of September, 1900 : B. Perera, Nanu-oya, Teamaker.	
P. J. GAISFORD, Talawakele	One
Witness to the above signature this Sixth day of September, 1900 : K. G. Perera, Talawakele, Conductor.	
PRIOR S. PALMER, Dimbula	One
Witness to the above signature this Sixth day of September, 1900 : Leslie Palmer.	
ERNEST HAMILTON, Dolosbage	One
Witness to the above signature this Sixth day of September, 1900 : E. B. Hay.	
HARRY WHITHAM, Dolosbage	One
Witness to the above signature this Sixth day of September, 1900 : V. A. Julius, Colombo, Solicitor.	

ARTICLES OF ASSOCIATION OF THE CEYLON PLANTERS' RUBBER SYNDICATE, 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 Ceylon Planters' Rubber Syndicate 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.

"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 corporated 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 versâ.*

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

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 managament or direction of, the Directors, and subject only to the control of General Meetings, in accordance with these presents.

CAPITAL.

4. The original capital of the Company is Ninety thousand Rupees (Rs. 90,000), divided into one hundred and eighty (180) shares of Five hundred Rupees (Rs. 500) each.

5. 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.

6. 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.

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

SHARES.

8. 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.

9. 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.

10. 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.

11. 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.

12. 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.

13. 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.

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

15. 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.

16. 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.

17. The Company shall not be bound to recognize (even though having notice of) any contingent future, partial, or equitable interest, in the nature of a trust or otherwise in any share, or any other right in respect of any share, except any absolute right thereto in the person from time to time registered as the holder thereof, and except also the right of any person under clause 34 to become a Shareholder in respect of any share.

18. 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.

19. 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, plus the value of stamps on such certificate.

20. 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.

21. 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.

22. 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 annum from the day appointed for the payment thereof to the time of actual payment.

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

24. 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.

25. 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 thereot 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.

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

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

28. 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.

29. 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 transferree be entitled to require the Directors to state the reason of their refusal to register, but their declinature shall be absolute.

30. 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 transferror, 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 Cempany for the registration of every such transfer, upon payment whereof the Directors, subject to the powers vested in them by Articles 29 and 31, shall register the transferree as a Shareholder and retain the instrument of transfer.

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

32. In no case shall the Directors be bound to inquire into the validity, legal effect, or genuineness of any instrument of transfer produced by a person claiming a transfer of any share in accordance with these Articles ; and whether they abstain from so inquiring, or do so inquire and are misled, the transferror 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 transferree.

33. 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.

34. 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.

35. 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.

36. If any person who shall become entitled to be registered in respect of any share under clause 35 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 net 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.

37. 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 maybe desirous of retiring from the Company.

38. 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.

39. 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 cent. per annum, and the Directors may enforce the payment thereof if they think fit.

40. 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.

41. 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.

42. A certificate in writing under the hands of two 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 affected 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 cent. on the amount of the sums wherein default in payment had been made, but no share *bonâ fide* sold or reallotted, or otherwise disposed of under Article 40 hereof, shall be redeemable after sale or disposal.

43. 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 of such persons. And the Directors may decline to register any transfer of shares subject to such charge or lien.

44. 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.

45. 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.

46. A certificate in writing under the hands of two of the Directors and of the Secretary, that the power of sale given by clause 44 has arisen, and is exercisable by the Company under these presents, shall be conclusive evidence of the facts therein stated.

47. 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.

48. 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 twenty thousand rupees.

49. 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.

50. 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.

51. 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.

52. 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.

53. 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.

54. 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.

55. 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.

56. 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.

57. 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.

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

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

60. 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.

61. 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.

62. 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.

63. 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 three or more Shareholders entitled to vote.

64. 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.

65. 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.

66. No business shall be discussed at any General Meeting except the election of a Chairman whilst the chair is vacant.

67. 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.

68. 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.

69. 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.

70. 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.

71. 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.

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

73. 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.

74. 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.

75. Votes may be given either personally or by proxy.

76. 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.

77. 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.

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

79. 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.

80. 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 Ceylon Planters' Rubber Syndicate, 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 ———.

81. 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.

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

DIRECTORS.

83. The number of Directors shall never be less than two nor more than five, but this clause shall be construed as being directory only, and the continuing Directors may act notwithstanding any number of vacancies.

The qualification of a Director shall be his holding in his own right at least three 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 fifteen 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.

84. The first Directors shall be W. P. Halliley, Ernest Hamilton, and A. R. Wilson-Wood, 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.

85. One or more of the Directors may be appointed by the Directors to act as Managing Director or Managing Directors and (or) visiting agent or agents of the Company, 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 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.

86. 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 87.

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

88. In case any question shall arise as to which of the Directors who have been at the same time in office shall retire, the same shall be decided by the Directors by ballot.

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

90. 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.

91. 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.

92. 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.

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

94. 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.

95. 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.

96. 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.

97. No coutribution 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.

98. 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, 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.

99. The Directors shall have power to carry into effect the lease, purchase, or acquisition of any lands, estates, or property they may think fit, or any share or shares thereof.

100. 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.

101. 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 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 agen.s, managers, secretaries, reasurers, accountants, and other officers, superintendents, assistants, clerks, artizans, labourers, and other

servants, for such period or periods, and with such remuneration, and at such salaries, and upon such terms and conditions as they may consider advisable, and may pay the expenses occasioned thereby out of the funds of the Company, and may from time to time remove or suspend all or any of the managers, agents, 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.

102. 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.

103. 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.

104. 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.

105. 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.

106. 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.

107. 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.

108. 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.

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

110. 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.

111. 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.

112. 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.

113. 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.

114. 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.

115. 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.

116. 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.

117. 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 *primâ 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.

118. 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.

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

120. At the Ordinary General Meeting 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.

121. 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 items shall be stated, with the addition of the reasons why only a portion of such expenditure is charged against the income of the year.

122. 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.

123. 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.

124. 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.

125. 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.

126. 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.

127. 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.

128. 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.

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

130. 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.

131. 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.

132. 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.

133. 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 net profits.

134. 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.

135. 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.

136. 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.

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

138. 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.

139. 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.

140. 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.

141. 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.

142. 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.

143. 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.

144. 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.

145. 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.

146. 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.

147. 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.

148. 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.

149. 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.

150. 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.

151. 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 Kotagala this 6th day of September, 1900.

A. R. WILSON-WOOD.

W. H. AITKEN.
Witness : W. Perera.

WM. P. HALLILEY.
Witness : B. Perera.

P. J. GAISFORD.
Witness : K. G. Perera.

PRIOR S. PALMER.
Witness : Leslie Palmer.

ERNEST HAMILTON.
Witness : E. B. Hay.

HARRY WHITHAM.
Witness : V. A. Julius.

In the District Court of Colombo.

Special. No. 195. In the Matter of the Talgaswela Tea Company of Ceylon, Limited, and In the Matter of "The Joint Stock Companies' Ordinances, 1861, 1888, and 1893."

NOTICE is hereby given that a petition was on the 27th day of September, 1900, presented to the District Court of Colombo by the above-named Company to confirm a special resolution of the Company passed at an Extraordinary General Meeting of the said Company held on the 20th day of July, 1900, and subsequently confirmed at an Extraordinary General Meeting of the said Company held on the 21st day of August, 1900, and which resolution runs as follows :—

"That the provisions of the Memorandum of Association of the Company with respect to the objects of the Company be altered by adding to the third clause of such Memorandum, after sub-clause 5, the following sub-clause, viz. :—

"(5 *a*) To mine, search, and dig for, win, get, quarry, work, raise, make merchantable, sell and deal in plumbago and other minerals ; and to sell and realize the same and generally to carry on any operations which may be or be deemed to be necessary in that behalf, and to carry on the business of miners and mineral workers in all its branches ; and also to let or lease out to any person or persons, company or companies, the whole or any part of the estates or lands of the Company for all or any of the purposes in this sub-clause mentioned."

And notice is further given that the 29th day of November, 1900, is appointed by the court for the consideration of the matter of the said petition, and any person interested in the said Company, whether as creditor or otherwise, desirous to oppose the making of an order for the confirmation of the said resolution under the above Ordinance should appear at the time of hearing by himself or his counsel for the purpose, and a copy of the said petition will be furnished on application to any such person requiring the same by the Company's Proctors, Messrs. F. J. & R. F. de Saram, of No. 119, Hulftsdorp, Colombo.

F. J. & R. F. DE SARAM, Proctors,
for the Talgaswela Tea Company of Ceylon, Limited.

Dated the 3rd day of October, 1900.

The Nuwara Eliya Hotels Company, Limited.

NOTICE is hereby given that the Annual Meeting ot the Shareholders of this Company will be held af the Grand Hotel, Nuwara Eliya, at 12 o'clock on Wednesday, 24th October, 1900, to receive the report of the Directors and the statement of accounts for the year ending 30th June, 1900 ; to declare a dividend on preference shares ; to elect two Directors ; to appoint an Auditor; and to transact any other business that may be duly brought before the meeting.

Proxies duly signed and stamped should reach this office not later than 22nd October, 1900.

The Transfer Books of the Company will be closed from the 14th to the 28th October, 1900, inclusive.

By order of the Directors,

C. M. C. DE SILVA,
Acting Secretary.

Nuwara Eliya, September 25, 1900.

HIS connection with the undersigned firm having ceased, the power of attorney held by Mr. A. M. Caldecott Smith is cancelled.

DELMEGE, REID & CO.

UNDER authority given to me by an order of the District Court of Colombo in insolvency case No. 2,001, I shall cause to be put up for sale by public auction on the 19th instant, at 4 P.M., at the office of Messrs. Alvis & Prins, Dam street, Colombo (near the Law Courts), the following assets, viz. :—

1. Policy of Assurance No. 28,117 of the Oriental Government Security Life Assurance Company, Limited, for Rs. 2,500 (at English rates or Rs. 2,046 at Indian rates) effected on the life of Hordugoda Gamagey Andris (the insolvent).

2. One share in Andris, Cooray & Co., Limited, Kandy, (Rs. 1,000).

P. H. PERERA,
Assignee of the Insolvent, Estate of H. ANDRIS.

MUNICIPAL COUNCIL NOTICES.

MUNICIPALTIY OF KANDY.

Minutes of Proceedings of a Meeting of the Municipal Council of Kandy held in the Town Hall, Kandy, on Saturday, August 18, 1900, at 8.30 o'clock a.m., in accordance with Notice dated August 14, 1900.

Present:—Hon. Mr. H. Wace, Chairman; J. H. Sproule, Esq.; E. Beven, Esq.; W. D. Gibbon, Esq.; C. Vanderwall, Esq.; R. W. Jonklaas, Esq.; L. Creasy, Esq.; Dr. J. Craib; C. M. Fernando, Esq.

1. The Minutes of Proceedings of the Meeting held on July 28 were read, confirmed, and signed by the Chairman.

2. The following documents were submitted:—Statements of Receipts and Expenditure from close of 1899 to July 31 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 July.

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*.

With reference to remarks by the Health Officer in his report on temporary cooly lines, resolved that he be asked to state in what respects they are insanitary.

With reference to a question by Mr. Gibbon respecting the removal of silt, he was informed that the work is to be continued by the Public Works Department, there being a balance on a previous vote; and it was resolved that the Commanding Royal Engineer be informed that if any silt is required for filling up the low swampy ground near the Military hospital, that a quantity of silt will be shortly available, if he will provide the cost of transport from the southern silt trap to the hospital.

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

4. Read letter dated August 8, from Mr. John Guthrie, Auditor, reporting audit of accounts for May and June, and applying for an increase of the fee allowed him (Rs. 250) in consideration of his being required to make an audit monthly.

Resolved,—That Mr. Guthrie be informed that the Council is not prepared to grant any increase of the present fee.

5. Read recommendation of the Standing Committee that the rates for the use of the Town Hall be revised as follows:—

Rates for Use of Town Hall, exclusive of Lighting.

	By Day. Rs.	By Night. Rs.
For any entertainment by resident taxpayers	10	20
For any entertainment by non-resident taxpayers	20	30
For any subsequent entertainment of same series	15	25
For any public meeting for any public purpose by residents	15	—
For any public meeting for any public purpose by non-residents	20	—
For bazaar sales of goods, whole day—12 hours: by residents	15	—
For bazaar sales of goods, whole day—12 hours: by non-residents	20	—

Rules.

(1) That no application for any reduction on these rates will be considered.
(2) That no reduced charge be made for charitable purposes.
(3) That the charge be paid in advance not later than 3 P.M. on the day the hall is required.

N.B.—The cost of lighting to be arranged for by person securing the Town Hall with the Resident Manager, Colombo Gas and Water Company.

(4) That no decorations on the walls be allowed necessitating the use of nails, and that the room be handed over in same order as when taken, and all damages to furnitures, walls, lamps, &c., be paid for.

(5) That an extra charge of Rs. 13·50 be made for use of fittings for lighting the stage when required for three nights or for any fraction of three nights.

Resolved,—That the revised rates and rules as amended be approved and printed, and a copy sent to each Member.

6. The Chairman's Annual Administration Report, which had been circulated and seen by several Members, was laid on the table.

Proposed by Mr. R. W. Jonklaas, seconded by Mr. Fernando, that the report be referred to a Special Committee consisting of Messrs. Sproule, Vanderwall, Creasy, and Fernando. Mr. Jonklaas's name was added on suggestion of Mr. Fernando. That three Members form a quorum, and that Mr. Sproule be authorized to convene Meetings of the Committee.

Resolved,—That a Special Meeting of the Municipal Council be held on Thursday, August 20, at 4 P.M., to consider the Committee's report.

7. Read recommendation by the Health Officer in respect of cesspits on certain properties that they should be closed and dry-earth closets substituted.

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 the Ordinance No. 1 of 1896, to require the owners of premises—Castle Hill street, Nos. 89 to 104 and 109; Colombo street, Nos. 167 to 181, 183 to 185, 190 and 191—to empty and close the cesspits on the several premises and to substitute dry-earth closets therefor.

Confirmed this 15th day of September, 1900:

H. WACE,
Chairman.

Minutes of Proceedings of a Special Meeting of the Municipal Council of Kandy held in the Town Hall, Kandy, on Thursday, August 30, 1900, at 4 o'clock p.m., to receive the Report of a Special Committee appointed on August 18 to consider the Chairman's Annual Report.

Present:—Hon. Mr. H. Wace, Chairman ; J. H. Sproule, Esq. ; E. Beven, Esq. ; W. D. Gibbon, Esq. ; R. W. Jonklaas, Esq. ; C. M. Fernando, Esq.

The report of the Special Committee was brought up by Mr. C. M. Fernando and read by the Secretary.

Your Committee beg to submit the following observations upon the Chairman's Administration Report for the year 1899, which was referred to them for consideration :—

(1) Your Committee are of opinion that a new division should be created to take in such places as come within the recent extension of the limits of the Municipality, in order that the residents of these places who have become ratepayers should be represented in Council.

(2) Your Committee agree with the Chairman in thinking that there is no possibility of extending lighting to the newly extended limits, and that, therefore, the residents therein should not be called upon to pay the consolidated rate which includes a charge for lighting.

The Council have at present no power to exempt any land or buildings within Municipal limits from this charge, and in this connection your Committee recognize the justice of the action of the Council from its establishment until last year in exempting from payment of the consolidated rate premises situated at a distance beyond 100 yards from the main thoroughfares, although, in point of law, such action was *ultra vires*.

Your Committee recommend that the Government be approached with a view to amending section 127 of 1887 by vesting in the Council the power to grant exemption from taxation, subject to the approval of the Governor in Executive Council, to those premises within the Municipality the inclusion of which would, in the opinion of the Council, be unjust or inequitable.

Should the discretionary power be denied to the Council, your Committee think that the only alternative course which the Council could adopt in reference to the subject of the new limits would be to consider the whole question of their extension *de novo*.

IX. AND XII.—AUDIT AND WATER SUPPLY.

Section 116 of the principal Ordinance requires the Auditor " to maintain and keep a continuous audit " of the Municipal accounts.

Section 119 more particularly defines his duties and enact that " the Auditor shall submit a monthly report of his audit to the Council."

Your Committee understand that during the year 1899 the Auditor did not make a monthly audit or send in a monthly report as required.

Your Committee find that a sum of Rs. 32,000 was expended in the purchase of 275 water meters, a number in excess of the requirements of the Council. This large expenditure was not sanctioned or voted by the Council in any of the Budgets or Supplementary Budgets which were passed by the Council, and yet this expenditure has been incurred and passed as correct by the Auditor.

Your Committee are convinced that if the Auditor had questioned the expenditure for meters as unauthorized, the Council would have realized the gravity of the situation, considering the large amount involved, and would have limited the order for meters to immediate requirements, which alone were contemplated by the Council when they by their resolution of March 19, 1898, authorized the " ordering of a necessary supply."

Your Committee are of opinion that the requirements of the Ordinance should in future be strictly complied with, and that the work of auditing should, as in the cases of the Colombo Council and of Local Boards generally, be entrusted to the Auditor-General's Department, and your Committee would recommend that steps should be taken to secure the services of the Auditor-General at the earliest opportunity.

XIV. AND XVI.—TOLLS AND ALLEYS.

It is admitted on all hands that the alleys within the Municipality, from the mode in which they are built upon, require extensive alterations in order that they may be brought into a sanitary condition.

The Council cannot afford the expenditure which such substantial improvements would entail. It is to be remembered that since the establishment of the Municipality the toll rents of Peradeniya and Katugastota, which gave a large revenue to the Council, have been practically lost since the days of the railway to Colombo, Gampola, and Matale.

As Government has benefited and the Council has suffered by the railway, your Committee would recommend that Government may be asked to make some compensation for the loss of the Council's revenue by paying the Council such a sum as would enable them to commence the work of improving the alleys to some purpose.

XVII.—PUBLIC HEALTH.

It is a matter of great satisfaction to your Committee to note that the public health has been good, and that the town has been free from any case of dangerous disease during the year under review.

XVIII.—SCAVENGING AND REMOVAL OF NIGHT SOIL.

Your Committee observe with satisfaction that there has been a saving of more than Rs. 10,000 under the head of " Scavenging " compared with expenditure under this head for the year 1898, and that the saving has been effected while the work itself was done more thoroughly and satisfactorily, nothwithstanding an increase in the number of premises which come under the night soil regulation.

EXPENDITURE ON PUBLIC WORKS.

Your Committee are of opinion that the amalgamation of the offices of Secretary and Superintendent of Works is wrong in principle and unfair to the holder of the office. It is impossible that the Secretary, who is burdened with the cares of office work, could give that constant personal supervision of the work going on outside the office, without which the expenditure on such work cannot be properly checked or regulated. Your Committee recommend the appointment, as a tentative measure, of a competent person to superintend public works on a salary of Rs. 2,000 per annum. The appointment may be made for one year or two years, at the end of which time the Council would be in a position to ascertain whether the new arrangement should be made permanent or not.

J. H. SPROULE.
C. M. FERNANDO.
RICH. W. JONKLAAS.

Kandy, August 30, 1900.

I agree with the report, except that, while conceding that the amalgamation of offices is wrong in principle, I am unable at present to support the last recommendation.

C. VANDERWALL.

Proposed by W. D. Gibbon, Esq., seconded by E. Beven, Esq., that the report just read of the Special Committee be adopted and attached to the Chairman's Annual Report for 1899 and forwarded to the Colonial Secretary.

Confirmed this 15th day of September, 1900 :

H. WACE,
Chairman.

Statement of Receipts and Disbursements to July 31, 1900.

No. 1.—GENERAL REVENUE.

REVENUE.	Estimate. Rs.	c.	Receipts. Rs.	c.
Arrears	1,700	0	1,578	33
Cemetery account—fees ...	850	0	447	50
Commutation rate ...	11,500	0	11,710	0
Interest	50	0	47	12
Judicial account—fines ...	2,800	0	1,606	40
Licenses	7,450	0	4,845	25
Miscellaneous receipts ...	450	0	272	7
Office charges / Pensions { Share by Nos. 2 and 3 accounts }	4,638	6	2,830	42
Public market—rents, &c. ...	11,850	0	8,102	42
Rents	1,305	0	1,134	75
Scavenging—removing night soil	9,000	0	4,086	50
Stamp duties	11,450	0	—	
Slaughter-houses—fees ...	4,650	0	3,502	87
Taxes	1,350	0	299	50
Tolls	24,140	0	9,958	52
Public works	1,225	0	1,173	75
Estimates of 1899 ...	—		581	47
Lake silt	—		909	94
Stores Rs. 1,681·10, sundry receipts Rs. 2,022·87	—		3,703	97
	94,408	6	56,790	78

EXPENDITURE.	Disbursements. Rs.	c.
Arrears—commission, wages, &c. ...	179	0
Cemetery account—wages and sundries ...	583	70
Commutation rate—commission and sundries	696	28
Government loans repaid	4,150	5
House of shelter—wages, &c. ...	74	11
Interest	300	9
Judicial account—establishment and printing	1,028	50
Lake silt, clearing of	1,159	8
Licenses—printing, &c.	32	15
Miscellaneous charges	557	46
Office charges—salaries and sundries ...	6,633	98
Pensions	479	31
Public market—wages, lighting, &c. ...	1,829	53
Rents—expenses on account Town Hall, &c.	498	63
Sanitation and scavenging	21,502	61
Steam boat—wages	12	24
Slaughter-houses—wages, feeding cattle, &c.	1,031	14
Stamp duties—commission, &c. ...	27	25
Taxes—expenses on account dogs and vehicles and animals ...	346	88
Time charges—wages, powder, &c. ...	308	95
Tolls charges—repair of boats ...	251	96
Volunteer and Public band	700	0
Public works	9,587	48
Stores Rs.1,557·66, estimates of 1899 Rs.600·81	2,158	47
Sundry disbursements ...	1,888	55
	56,017	40
Balance carried forward ...	773	38
	56,790	78

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

REVENUE.	Estimate. Rs.	c.	Receipts. Rs.	c.
Balance from 1899 ...	—		21,039	70
Arrears	1,000	0	1,910	6
Assessment tax, 1900 ...	26,664	32	9,357	12
Overplus by sales ...	—		1	1
Interest	—		168	35
Costs	—		9	4
	27,664	32	32,485	28

EXPENDITURE.	Disbursements. Rs.	c.
Assessment tax, 1900—establishment, commission, &c.	1,840	78
Maintenance of police	11,628	78
Street lighting	6,657	96
Street names and house numbers ...	45	90
Costs	34	5
Overplus refunded	0	76
	20,208	23
Balance carried forward ...	12,277	5
	32,485	28

No. 3.—WATER-RATE ACCOUNTS.

REVENUE.	Estimate. Rs. c.	Receipts. Rs. c.
Arrears	1,200 0	2,025 46
Water-rate, 1900... ...	25,300 0	10,538 39
Sale of grass	1,000 0	484 59
Water in excess	1,000 0	435 75
Rent of meters	300 0	257 54
Receipts from Farieland, &c. ...	31,120 0	12,531 4
Transfer from 1899 ...	—	1,103 80
Profit for 1899 from Farieland, &c.	—	7,552 83
House service—work done ...	—	296 43
Sale of extension materials ...	—	366 35
Sale of bricks	—	10 0
Rent of Hermitage bungalow ...	—	270 0
Costs	—	11 99
	59,920 0	35,884 17
Balance carried forward ...	—	9,784 27
	59,920 0	45,668 44

EXPENDITURE.	Disbursements. Rs. c.
Water-rate, 1900—establishment, commission, &c.	1,745 66
Waterworks maintenance	2,665 50
Disbursements on account Farieland, &c. ...	12,078 86
House service materials	401 23
Meters—maintenance	190 70
Waterworks extension	342 15
Costs	34 5
Interest	484 20
Refund of meter rents	13 89
Interest and sinking fund	9,233 93
	27,190 17
Balance from 1899	18,478 27
	45,668 44

Kandy, August 7, 1900.

L. VANDERSTRAATEN,
Accountant.

Progress Report of Works done brought up to July 31, 1900.

Est. No.	Heads of Expenditure.	Amount voted for the Year. Rs. c.	Expenditure up to June 30, 1900. Rs. c.	Expenditure in July, 1900. Rs. c.	Total Expenditure. Rs. c.	Balance. Rs. c.
1	Upkeep of pavements ...	2,635 50	1,184 12	63 97*a*	1,248 9	1,387 41
2	Town streets	4,331 50	2,632 44	609 54*b*	3,241 98	1,089 52
3	Alutgantota and Lady Anderson's roads	716 87	423 54	10 34*c*	433 88	282 99
4	Udawattekele roads	1,700 0	877 3	195 46*d*	1,072 49	627 51
5	Halloluwa, Slaughter-house, Deyannewela, &c.	1,121 92	370 94	157 25*e*	528 19	593 73
6	Municipal buildings	1,100 0	1,120 41	0 48	1,120 89	—
7	Watering streets	351 11	491 0	—	491 0	—
8	Market buildings and premises ...	1,242 85	755 82	100 48	856 30	386 55
9	Ornamental plants	200 0	105 98	13 80*g*	119 78	80 22
10	Tools	400 0	131 59	4 50	136 9	263 91
11	Maintenance and improvement, bathing tank	130 0	16 83	—	16 83	113 17
12	Recreation ground	806 0	383 84	438 36*h*	822 20	—
13	Miscellaneous	300 0	442 80	138 98*j*	581 78	—
14	Repairs to cemetery-keeper's house ...	127 20	97 39	1 50*k*	98 89	28 31
15	Opening side drains	327 78	325 49	—	325 49	2 29
A	Sanitation account	1,000 0	332 87	59 23*l*	392 10	607 90
B	Clearing side drains of town streets ...	800 0	172 66	125 20*m*	297 86	502 14
C	Opening pits and covering, opening road	2,834 49	1,946 64	239 97*n*	2,184 61	649 88
D	Ferry approach	565 89	—	—	—	565 89
E	Ferry boat, repairing... ...	578 60	141 35	19 51*o*	160 87	417 73
F	Renewing ferry boat, Gonawatta ...	451 0	110 61	—	110 61	340 39
G	Renewing ferry boat, Ilukmodara ...	820 0	—	—	—	820 0
H	Clearing lake silt	1,200 0	1,159 8	—	1,159 8	40 90
	Dharma line	—	74 11	12 40*p*	86 51	—

(*a*) 40 lineal yards of barrel drain cleared, Rs. 3·90 ; 70 lineal yards clearing barrel drain in Trincomalee street, Rs. 7 ; repairing manhole covers, Trincomalee street, Rs. 4 ; 40 lineal ft. of pavement repaired, Trincomalee street, Rs. 20 ; 27 lineal ft. pavement repaired in town streets, Rs. 12·57 ; repairing manhole covers, town streets, Rs. 2 ; repairing barrel drain in Trincomalee street, Rs. 10·50 ; superintendence, Rs. 4.

(*b*) 25 cubes of metal getting, Rs. 141·81 ; 61·30 cubes of metal spreading, Rs. 133·67 ; 5 miles of side drains cleared and sides reduced, Rs. 110 ; 3 miles of jungle cut back, Rs. 18·20 ; 35 cubes of metal transported, Rs. 39·50 ; 55 cubes of gravel transported, Rs. 96·10 ; 10 lines of road broken up and rolled, Rs. 47·17; 5 cubes gravel spreading, lake path, Rs. 7·51 ; repairs to roller, Re. 1·58.

(*c*) Clearing away landslips, Rs. 5·34 ; superintendence, Rs. 5.

(*d*) 3½ miles of sides and side drains cleared, sides reduced, cutting back jungle, Rs. 108·01; repairs to cooly lines, Rs. 50 ; repairs to culverts, Rs. 17·54 ; removing landslips, Rs. 11·88 ; 7 cubes of gravel transported, Rs. 11·11 ; 7 cubes of gravel spreading, Re. 1·92 ; superintendence, Rs. 15.

(*e*) 20·80 cubes of metal getting, Rs. 130·55 ; clearing landslips, Rs. 16·70 ; superintendence, Rs. 10.

(*f*) Care of grounds, Rs. 11·47 ; repairs to vegetable stalls, Rs. 12·35 ; cutting out trees, Rs. 26·87 ; repairs to cooly lines, Rs. 19 ; making tats, Rs. 25·76 ; superintendence, Rs. 5.

(*g*) Weeding round plants, cutting branches, Rs. 13·80.

(*h*) Hire of bullocks for mowing machine, Rs. 50 ; purchase of mowing machine, Rs. 358·87 ; charges on mowing machine, Rs. 32·43.

(*j*) Repairs to wire fence esplanade and fixing wooden post, Rs. 53·82 ; levelling ground and removing trees at head of lake, Rs. 3·45 ; opening drains and making beds for plants, Rs. 5·64 ; cutting and levelling ground near Kachcheri, Rs. 25·84 ; repairing tools, Rs. 40·23.

(*k*) Materials for painting.

(*l*) Removing rubbish and clearing vegetation from drains, Rs. 49·25 ; proportion of cost of line and store watcher, Rs. 49·91 ; superintendence, Rs. 10.

(*m*) Clearing silt from side drains, Rs. 120·20 ; superintendence, Rs. 5, Trincomalee street and town streets.

(*n*) Opening pits, 112 cubes of earth cutting, Rs. 97·42 ; covering in pits, Rs. 119·57 ; clearing jungle and weeding grounds, Rs. 10·98 ; superintendence, Rs. 10.

(*o*) Repairs to Gonawatta boat, Rs. 19·52.

(*p*) Wages of watcher, Rs. 12·40.

Health Officer's Report for the Month of July, 1900.

SIR,—I HAVE the honour to submit my report for the month of July.

Scavenging.—The scavenging of the town was satisfactorily done, and the full number of carts were used as certified to by the Inspectors of the different wards, who, since late, enter the number of carts used daily in their diaries.

Drainage.—The drainage both deep and surface, though defective in construction, were in a sanitary condition in consequence of the flushing they received from the frequent and heavy showers which fell during the month.

Markets.—In the same condition as when last reported upon.

Food Supply.—Ample and of good quality. 452 cattle, 131 buffaloes, and 335 sheep and goats were slaughtered during the month.

Water.—The water was sufficient in quantity and good in quality as ascertained by an analysis made by me about the end of the month and appended to my annual report.

Bakeries.—Five bakers were charged during the month and fined for failing to keep their premises in good order. The others had their bakeries in order.

Dairies.—In good order.

Laundries.—Same as when last reported upon.

Alleys.—A few of the alleys were cleared, whitewashed, and provided with more ventilation, but most of them are in an insanitary condition. I propose submitting to the Council a monthly report of all the alleys in the town as soon as I am supplied with forms, for which application has been made to the Secretary.

Latrines.—In good order and well kept.

Cooly Lines.—The temporary cooly lines are insanitary and unsatisfactory. The permanent ones are in good order.

Health.—The health of the town has been satisfactory, with the exception of a few cases of chickenpox. No epidemic diseases were reported.

I am, &c.,
FRED. KEYT, M.D.,
Health Officer.

Kandy, August 4, 1900.

MUNICIPALITY OF COLOMBO.

IN terms of section 8 of the Ordinance No. 5 of 1899, I hereby give notice that the licenses for the sale by retail of opium within the limits of the Municipality of Colombo for the year commencing the 1st day of January, 1901, will be four in number. The said licenses will be put up to sale by public auction at this office at noon on Wednesday, the 17th day of October, 1900, and they will be issued in accordance with the provisions of the said Ordinance, and on the following conditions :—

1. That the licensee shall cause to be painted or affixed in some conspicuous part of his shop, his name, the number of the shop, and the words "Licensed to sell Opium by Retail."

2. That no person other than the licensee shall sell or expose for sale any opium under his license either as agent or servant of such licensee, unless the name of such agent or servant be registered in the office of the Municipal Council with the sanction of the Chairman.

3. Wholesale licenses will be issued only to retail dealers.

H. WHITE,
Acting Chairman, Municipal Council,
and Mayor of Colombo.

The Municipal Office,
Colombo, October 1, 1900.

ROAD COMMITTEE NOTICES.

WHEREAS it has been represented to the Provincial Road Committee of the Province of Sabaragamuwa that the acreage of the Oonankanda estate assessed on account of construction of the Glenalla-Hivilland branch road should be about 120 acres instead of 79, and the Committee therefore, acting under the provisions of section 6 of the Ordinance No. 14 of 1896, will on Monday, November 12, 1900, at 2.30 o'clock P.M., at their office in Ratnapura, proceed to alter and vary the limits of the district originally defined for the purposes of this Ordinance, by adding the following acreage to the acreage originally assessed for the construction, repair, and upkeep of the said road, viz. :—

Proprietor or Agent.	Estate.	Additional Acreage.
John Drummond ...	Oonankanda ...	41

And whereas the said estate has become bound and liable under the provisions of the said Ordinance for payment of the additional moiety which it would have been liable to pay had such additional acreage been originally included in the district for assessment for construction, and the Committee will in due course assess the proportion payable by the said estate as aforesaid, and, acting under the provisions of sub-section (*a*) of section 21 of the said Ordinance, divide the same amongst the estates which have previously paid construction assessment in shares proportionate to the sums so previously paid by them.

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

EVAN M. BYRDE,
Chairman.

Provincial Road Committee's Office,
Ratnapura, October 3, 1900.

LOCAL BOARD NOTICES.

NOTICE is hereby given that in future the ordinary meeting of the Local Board of Matale will be held at the Kachcheri on the first Friday of every month, at 3 P.M.

C. R. CUMBERLAND.

Local Board Office,
Matale, October 6, 1900.

UNDER the provisions of the 11th and 12th sections of the Local Board of Health and Improvement Ordinance, No. 13 of 1898, I hereby give notice of my intention to hold a meeting at the Ratnapura Kachcheri on Saturday, December 1 next, at 1 o'clock P.M., for the election of three Unofficial Members to serve on the Board of Health and Improvement of the town of Ratnapura for the space of two years from January 1, 1901, to December 31, 1902.

EVAN. M. BYRDE,
Government Agent.

Ratnapura Kachcheri,
October 9, 1900.

වර්‍ෂ 1898වේ අවුරුද්දේ නොම්මර 13වේ සෞඛ්‍යසභා රෙගුලාසියේ 11 වෙනි 12 වෙනි වගන්තිවලට එකඟව රත්නපුරේ නගරයේ වැඩිදියුනුව සහ සනීපය ආරක්‍ෂාකිරීමේ සෞඛ්‍ය සභාවට ආණ්ඩුව යටතේ නිල නොදරන්නාවුන් අතරෙන් සභාකාරයෝ තුන්දෙනෙක් අවුරුදු දෙකකට ඒනම් :—වර්‍ෂ 1901කේ ජනවාරි මස පළමුවෙනි දින පටන් වර්‍ෂ 1902 ක්වූ දෙසැම්බර් මස 31 වෙනි දින දක්වා තෝරාගැනීම සඳහා වර්‍ෂ 1900 ක්වූ දෙසැම්බර් මස 1 වෙනි සෙනසුරාදා දවල් එකේ කනිසමට රත්නපුරේ කච්චේරියේදී සම්මුතියක් පවත්වන්ට යෙදෙන බව මෙයින් දැනුම්දෙන්ට යෙදුනා ඇත.

ඉවැන් ඇම්. බර්ඩ්,
ආණ්ඩුවේ ඒජන්ත වම්හ.

වර්‍ෂ 1900 ක්වූ ඔක්තෝබර් මස 9 වෙනි
දින රත්නපුරේ කච්චේරියේදීය.

சுதேச சவுக்கிய தேர்ச்சி சங்கத்தைப்பற்றிய ௧௮௯௮ ம் ஆண்டின் கட்டளைச்சட்டத்தின் ௧௦ ம் ௧௧ ம் பிரிவின் வரைவுப்பாட்டின் பிரகாரம் இரெட்டினபுரி பட்டணத்தின் சவுக்கிய தேர்ச்சிச் சங்கத்துக்கு அரசாட்சியாரின் பணிவிடையில் இல்லாத அங்கத்தவர்களின் மூன்று பெயர்களை தெரிந்து அவர்கள் ௧௯௦௧ ம் ஆண்டு தை மீ ௧ ந் தேதி துவக்கம் ௧௯௦௨ ம் ஆண்டு மார்கழி மீ ௩௧ ந் தேதியாகிய இரண்டு வருடக் காலத்துக்கு பணிவிடைசெய்ய நியமனப்படுத்தும்பொருட்டு இரெட்டினபுரிக் கச்சேரியில் வருகிற மார்கழிமாதம் ௧ ந் தேதி சனிக்கிழமை ஓர் சபை கூடப்படுமென்று இத்தா லறிவிக்கிறேன்.

இவன் எம். பேற்ட்.
அரசாட்சி ஏசன்று.

இரெட்டினபுரி கச்சேரி,
௧௯௦௦ ம் ௵ ஐப்பசி மீ ௯ ந் உ.