

THE



Bombay Government Gazette

Published by Authority.

SATURDAY, 20TH JULY 1895.

Separate paging is given to this Part, in order that it may be filed as a separate compilation.

PART IV.

ACTS PASSED BY THE GOVERNMENT OF BOMBAY.

The following Act of the Governor of Bombay in Council received the assent of His Excellency the Governor on the 3rd April 1895, and the assent of His Excellency the Viceroy and Governor General on the 28th June 1895, and is published for general information :—

Bombay Act No. I of 1895.

An Act to amend the Aden Port Trust Act, 1888.

(The assent of the Governor General of India to this Act was published by the Governor of Bombay on the 20th July 1895).

WHEREAS it is expedient to amend the Aden Port Trust Act, 1888, in manner hereinafter appearing; It is enacted as follows:—

Bo. A. V. of 1888.

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Bo. A. VI. of 1886, section 14, para 2, 10,

1. For section 14 of the Aden Port Trust Act, 1888, hereinafter referred to as the said Act, the following section shall be substituted, viz. :—

“14. Every trustee shall be entitled to a fee of such amount not exceeding thirty rupees as shall from time to time be prescribed by Government, for each meeting of the Board at which a quorum is present and business is transacted, and which he attends from the beginning to the end thereof : provided that if more than one such meeting is held in any one week,

Fee payable to trustees.

no more than one fee shall be paid to any trustee for his attendance at all or any of such meetings during that one week.”

2. To section 25 of the said Act the following sub-sections shall be added; viz. :—

“ (3) Notwithstanding anything contained in or done under this section, the crane on the Post Office pier entered as No. 23 in the said schedule shall, whenever and so long as the use thereof may be required by or on behalf of Government, be rendered by the Board available for such use, free of charge.”

“ (4) The property specified in Schedule C. shall, on and after such date as shall be notified in this behalf by the Governor in Council, vest in the Board.”

3. After section 25 of the said Act the New section inserted following section shall after section 25. be inserted; viz. :—

“25A. Nothing in this Act or in any other enactment of the Governor of Bombay in Council, shall be deemed to

Saving of right of Her Majesty to the bed of the sea.

affect the proprietary right of Her Majesty to the bed of the sea facing lands on the shore, which are vested in Her Majesty, or the right of Her Majesty to reclaim any part of the bed of the sea; but the Board shall have, on and along the outer boundary wall or line and to seaward of any such reclamation of a part of the bed of the sea, the same rights, if any, as it would have under this Act or any such enactment as aforesaid, on or along the strand or foreshore or to seaward of the same, if no such reclamation had been made.”

4. To sub-section (1) of section 57 of the said Act there shall be added the following :—

Amendment of section 57 (1).

“or in the Bank which is at the time appointed to conduct the business of Her Majesty’s treasury there.”

5. For clause (c) of section 58 of the said Act the following clause shall be substituted; viz. :—

Amendment of section 58 (c).

“(c) such sums as Government may from time to time require the Board to contribute on account of expenses in connection with the harbour-police and police employed in guarding the docks, warehouses, and other property of the Board and on account of medical services supplied in the port, in lieu of, or in addition to, any expenditure which Government may direct to be made from the funds or hospital port-dues, the control or application of which is, by sections 36 and 50 of the Indian Ports Act, 1889, vested in Government.” x of 1889.

6. To sub-section (3) of section 73 of the said Act the following words shall be added; viz. :—

“unless such damage or mischief is in no way attributable to the order, act or improper omission of such officer.”

7. (1) For entry No. 22 in Part I of the Schedule A annexed to the said Act the entries Nos. 22 to 26, both inclusive, contained in Schedule No. I to this Act shall be, and shall be deemed always to have been, substituted.

(2) After Schedule B annexed to the said Act there shall be added Schedule C contained in Schedule No. II annexed to this Act.

SCHEDULE No. I.
(SEE SECTION 7 (1).)

Consecutive No.	Name of Property.	Heretofore in charge of :	Boundaries and general description.
22	Pilots' and Lascars' Quarters.	Port Officer ...	Quarters in Pilots' Bay.
23	Crane on the Post Office Pier	Executive Engineer ...	On the Post Office Pier.
24	Registration of Trade House	Registration of Trade Department.	On the Isthmus Road.
25	Look-out Station ...	Port Officer ...	On Ras Tarshync.
26	The right, title and interest of the Secretary of State for India in Council in the following properties on the foreshore of the inner harbour of Aden :— (1.) In the occupation of the Peninsular and Oriental Steam Navigation Company— (a) Ground near Ras Morbut used as workyards, boat-shed, &c.	The Political Resident at Aden.	At Steamer Point; bounded on the north and west by the sea; on the east by the Port Department Workshop; and on the south by the public road.

SCHEDULE No. I—*continued.*

Consecutive No.	Name of Property.	Heretofore in charge of :	Boundaries and general description.
	(b) Coal ground adjoining what was formerly the Government Coal ground.	The Political Resident at Aden.	(1) Bounded on the north and east by the sea; on the west partly by the sea and partly by Government ground; and on the south by the public road.
	(c) Coal ground formerly in the occupation of the European and Australian Mail Company.	Do. ...	(2) On the north by the public road, and on the east, south and west by Government ground. (1) Bounded on the north, west and south by the sea; and on the east by the public road. (2) On the west by the public road; on the south and east by Government ground and on the north by the British India Steam Navigation Company's coal depôt.
	(2.) In the occupation of British India Steam Navigation Company—		
	(a) Coal depôt opposite Flint Island.	Do. ...	(1) Bounded on the north, west and south by the sea; and on the east by the public road. (2) Bounded on the west by the public road, and on the south, east and north by Government ground.
	(3.) In the occupation of the Messageries Maritimes Company—		
	(a) Coal ground ...	Do. ...	(1) Bounded on the south by the public road; and on the west, north and east by the sea. (2) On the north by the public road; and on the west, south and east by Government ground.
	(b) Boat-slip ...	Do. ...	Bounded on the east by Government ground; on the west by the sea; on the south by Cawasji Dinshaw and Brothers' boat-slip; and on the north by the premises of Messrs. Luke, Thomas and Company's Mechanics' house.
	(4.) In the occupation of Messrs. Luke, Thomas and Company, Limited—		
	(a) Coal ground formerly in the occupation of Mr. Edulji Manekji.	Do. ...	(1) Bounded on the north, east and west by the sea; and on the south by Government ground. (2) On all sides by Government ground.
	(b) Ground used for buildings for Mechanics.	Do. ...	Bounded on the east and south by Government ground; on the west by the Messageries Maritimes Company's boat-slip; and on the north by Mr. Cawasji Dinshaw's landing-place.
	(c) Coal depôt, Condensers and Ice Factory.	Do. ...	Bounded on the north and west by the sea; on the south by Mr. Cawasji Dinshaw's landing-place; and on the east by Government ground.

SCHEDULE No. I.—concluded.

Consecutive No.	Name of Property.	Heretofore in charge of :	Boundaries and general description.
(5.)	In the occupation of Messrs. Hajibhoy Lalji— Coal ground.	The Political Resident at Aden.	(1) Bounded on the north and east and west by the sea ; and on the south by Government ground. (2) On all sides by Government ground.
(6.)	In the occupation of Messrs. Cawasji Dinshaw and Brothers— Boat-slip at Hedjuff.	Do. ...	Bounded on the east by the Messageries Company's boat-slip ; on the south by Government ground ; and on the west and north by the sea.
(7.)	In the occupation of Mr. Cawasji Dinshaw— Ground used for the landing and shipping of goods.	Do. ...	Bounded on the south by Messrs. Luke, Thomas and Company's Mechanics' house on the sea ; on the north by Messrs. Luke, Thomas and Company's coal depôt ; and on the east by Government ground.
(8.)	In the occupation of the Aden Coal Company, Limited— Coal ground.	Do. ...	Bounded on the south by Government ground ; on the west by Messrs. Luke, Thomas and Company's coal depôt ; on the north by the sea ; and on the east by the premises of the Aden Water Company.
(9.)	In the occupation of the Aden Water Company, Limited— Ground used for Condensers.	Do. ...	Bounded on the west by the premises of the Aden Coal Company ; on the south and east by Government ground ; and on the north by the sea.
(10.)	Storage Salt Wharf.	Do. ...	Bounded on the west by the premises of the Aden Water Company at the Hedjuff ; on the north by the sea ; on the east and south by Government ground.

SCHEDULE No. II.

(See Section 7 (2).)

"SCHEDULE C.

(See Section 25 (4).)

That portion of the roadway known as the Marshág Road which, commencing in Holkat Bay at a point 1,945 feet in a direct line south by west from the centre of the arch on the east side of the south Pass Gate or Draw-bridge, extends thence to a total length of 5,100 feet to the Marshág Light-house."

By order of His Excellency the Right Honourable the Governor in Council,

M. H. W. HAYWARD,

Secretary to the Council of the Governor of Bombay
for making Laws and Regulations only.

Bombay Castle, 19th July 1895.